

Court File No.:

**ONTARIO  
SUPERIOR COURT OF JUSTICE**

**BETWEEN:**

**Plaintiff**

**- and -**

**Defendant**

**PLAINTIFF'S STATEMENT OF LAW**

**VOLUME 7  
USE OF DEMONSTRATIVE EVIDENCE IN THE OPENING**

**PART I - OVERVIEW**

1. Counsel may use demonstrative evidence in an opening address. While not a rule, it is nonetheless traditional to request permission of the Court before using demonstrative evidence in opening if it is expected to be contentious.
2. Demonstrative evidence, like other evidence referred to in an opening address, may be used if it is expected to be relevant and admissible, and where it is likely to assist the judge or jury to understand the case.

3. The Court will not disallow demonstrative evidence that is expected to be relevant, admissible, and of assistance to a jury unless the demonstrative evidence is unusually prejudicial.

**\*\* END OF SAMPLE \*\***

*The remainder of this statement of law contains written submission on this issue and is written like the law portion of a factum.*

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