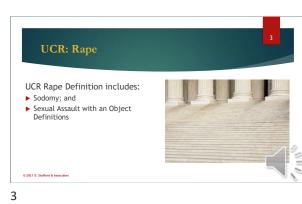


Prosecuting College Sexual Assaults TONI M. RANDALL, DEPUTY COMMONWEALTH'S ATTORNEY, HENRICO COUNTY, VIRGINIA





UCR: The Elements of the Offense-Rape

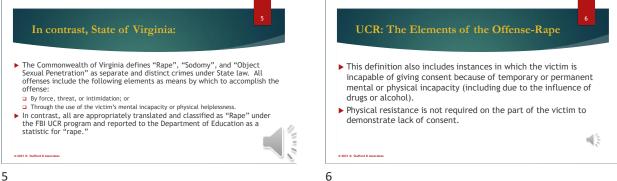
"Penetration, no matter how slight, of the vagina or anus with any body part or object, or oral penetration by a sex organ of another person, without the consent of the victim. This definition includes any gender of definition includes any gender of victim or perpetrator."

Sexual penetration means the penetration, no matter how slight, <u>of the vagina or anus</u> with any body part or object, or oral penetration by a sex organ of another person, <u>or by a sex-related object</u>.

or by a sex-related object. This definition also includes instances in which the victim is incapable of giving consent bedues of temporary or primanent mental or bedues of temporary or primanent mental influence of drugs or alcohol. Physical resistance is not required on the part of the victim to demonstrate lack of consent

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UCR: The Elements of the Offense-Fondling

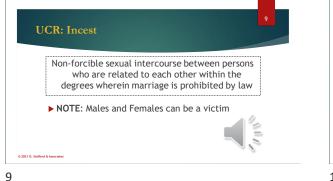
The touching of the private body parts of another person for the purpose of sexual gratification without consent of the victim, including instances where the victim is incapable of giving consent because of his/her age or temporary or permanent mental or physical incapacity.

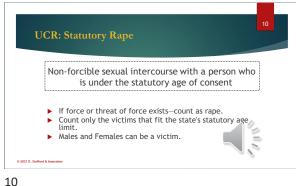
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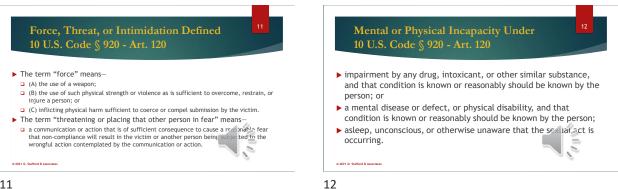
7

48

UCR: Incest and Statutory Rape Unlawful, non-forcible sexual intercourse. Statutory Incest Rape Relationship of Parties © 2021 D. Stafford & As 8







The Elements of the Offense-State Law Example

 The Commonwealth of Virginia defines "Fondling" as "Aggravated Sexual Battery." Taking into account the same factors of:
 Victim's age

Mental incapacity or physical helplessness

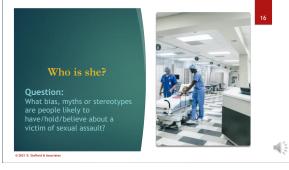


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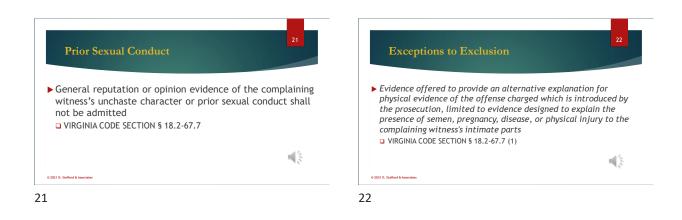






We Can Overcome: Prior sexual relationships Prior sexual relationships with the accused party Alcohol and/or drug use (legal or illegal) Counterintuitive behaviors Victims' individual responses to trauma that are often counterintuitive to public expectations © 2021 D. Stafford & Associates 19 20











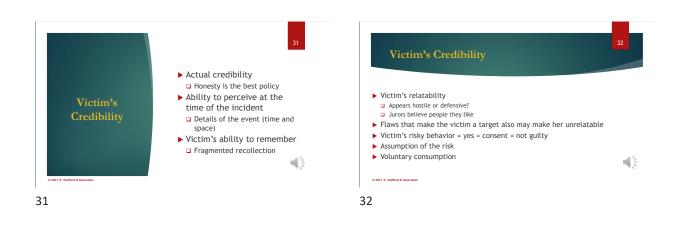


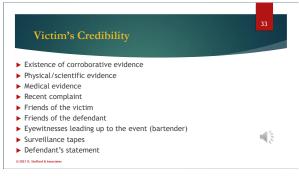






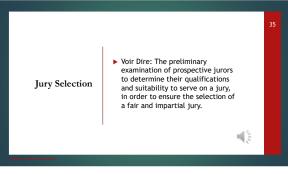














Witness Order

Not always chronological in order

Support the victim's testimony before she even takes the stand First responding officer Recent complaint witnesses

 Buttress her testimony afterwards
 Sane Nurse







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Tips for Cross-Examination	43
Listen	
 Don't argue These responses are acceptable: 	
"I don't know"	
"I don't remember""I don't understand"	
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