

DOCUMENT 31

HOW TO USE THE OBJECTION TO SENTENCING

PURPOSE

This document explains the purpose of an Objection to Sentencing and how it fits within the overall Liberty Dialogues case sequence.

WHEN TO USE

Use this objection when sentencing proceedings begin and you believe there are preserved issues that should be noted on the record before sentencing occurs.

WHY IT MATTERS

Sentencing is often treated as the end of the case. In reality, sentencing may create additional issues for preservation, appeal, and post-trial review.

EXAMPLE

Defendant: 'Your Honor, I respectfully object and request that my objection be preserved for the record.'

COMMON MISTAKE #1

Becoming emotional during sentencing rather than preserving issues calmly and clearly.

COMMON MISTAKE #2

Assuming that sentencing ends the need for record preservation.

COMMON MISTAKE #3

Failing to connect objections to issues already preserved earlier in the case.

LD APPLICATION

The Liberty Dialogues emphasizes continuity. The same principles of authority, jurisdiction, status, standing, obligation, enforcement, and presumption continue through sentencing and beyond.

TRANSITION TO APPEAL

After sentencing, review deadlines immediately and continue into the appellate process where appropriate.

FINAL PRINCIPLE

Sentencing may conclude one phase of the case, but preservation and review often continue afterward.