

***R. v. Dorothy***

*A One Act Play*

*Approximate running time: 1 Hour*

**Cast of Characters:**

*16 speaking parts:*

<b><i>Witnesses</i></b>	<b><i>Crown Lawyers</i></b>	<b><i>Defence Lawyers</i></b>	<b><i>Court Personnel</i></b>
Reginald D. Munchkinson/ Dolores A. Munchkinson, a Munchkin (“M”) Wizard of Oz (“Wiz”)	Crown Counsel 1 (“CC1”)  Crown Counsel 2 (“CC2”)  Crown Counsel 3 (“CC3”)	Defence Counsel 1 (“DC1”)  Defence Counsel 2 (“DC2”)  Defence Counsel 3 (“DC3”)	Judge (“J”)  Court Clerk (“C”)  Sheriff (“Sheriff”)  Jury Foreperson
Monkey Captain (“MC”) Glinda, the Witch of the North (“G”) Scarecrow (“S”) Dorothy (“D”)			

*11 jury members - non-speaking*

**Props Required:**

- Audio recording of song with female singer and audio player
- Large book or Bible (for oath of witnesses)
- Red Shoes - to be worn by Dorothy
- Large poster that reads:

**Glinda’s Visa Account  
May 2002**

**Ruby Slippers, Manolo Blahniks:  
\$1,567.54**

*Note: no gavels in Cdn courtrooms!*

**Stage Set-up:**

Court clerk usually sits at desk in front of judge. Judge will be in centre of stage. Witness box will be located to one side of judge, with the counsel’s lectern located

on the opposite side. Position will change depending on size of stage courtroom. Accused Dorothy does not sit with her lawyers, but to side with sheriff.

*Lights up, all characters in place as mentioned above*

**[Court Clerk]:** Order in Court.

*Everyone stands as Judge enters the courtroom*

**[Court Clerk]:** In the Supreme Court of British Columbia at [INSERT OTHER REGISTRIES/Vancouver] this [first/23rd/etc.] day of [month], [year], calling her majesty the Queen against Dorothy.

**[Judge]:** You may be seated.

*Everyone sits except the clerk*

**[Judge]:** Are all parties present?

*All Crown stand*

**[Crown Counsel 1]:** Yes My Lord/Lady. I am [name] and these are my friends [name] and [name]. We are acting on behalf of the Crown in this matter.

*Crown sits; Defence stands*

**[Defence Counsel 1]:** My Lord/Lady. I am [name] and these are my friends [name] and [name]. We are acting on behalf of the accused, Dorothy.

*Defence sits*

**[Court Clerk]:** Will the accused please stand?

*Clerk, defence, and Dorothy stand*

**[Court Clerk]:** Dorothy Gale, you are charged on Count 1 – that on or about July 11, 2007, you did by

unlawfully taking a pair of ruby slippers from the Witch of the East commit theft of property over \$500. Dorothy, having heard Count 1, how do you plead, guilty or not guilty?

**[Dorothy]:**

Not guilty.

**[Court Clerk]:** *[turning to judge]*

The accused pleads not guilty, My Lady/Lord.

**[Court Clerk]:**

Count 2 – that on or about July 11, 2007 you did, by throwing a bucket of water, commit second degree murder of the Witch of the West. Dorothy, having heard Count 2 how do you plead, guilty or not guilty?

**[Dorothy]:**

Not guilty.

**[Court Clerk]:**

The accused pleads not guilty, My Lady/Lord.

**[Judge]:**

Good afternoon, ladies and gentlemen of the jury. Before beginning this trial, I am going to make a few comments about your role here today. As the judge in this case, it is my role to interpret and judge the law. As the jury, you are the judges of the facts and it is your duty to assess the evidence that is presented by the witnesses today.

There are two other principles that are important to your role as jurors. They are the presumption of innocence and the requirement of proof beyond a reasonable doubt.

Dorothy is presumed to be innocent until the Crown has satisfied you beyond a reasonable doubt that she is guilty. The responsibility is on the Crown to prove each element of the crimes Dorothy has been charged with beyond a reasonable doubt. Because of the presumption of innocence, Dorothy is not required to prove she is not

guilty or to explain the evidence presented by the Crown.

Dorothy is charged with two crimes, the theft of the ruby slippers from the Witch of the East, and second degree murder of the Witch of the West.

In order for you, members of the jury, to find Dorothy guilty of theft over \$500 the Crown must prove the following elements beyond a reasonable doubt:

- Dorothy took the ruby slippers;
- The ruby slippers belonged to the Witch of the East and therefore were not owned by Dorothy;
- Dorothy intended to take the slippers from the Witch; and
- That the slippers had a value over \$500.

In order for you to find Dorothy guilty of second degree murder, the Crown must prove the following elements beyond a reasonable doubt:

- That the Witch of the West died;
- That Dorothy caused the death of the Witch of the West; and
- That Dorothy intended to cause the death of the Witch of the West.

I now call the Crown to begin their case.

*CC1 stands and goes to lectern*

**[Crown Counsel 1]:**

Ladies and gentlemen of the jury, this is a simple, sad story of a woman who wanted so badly to go home that she would let nothing get in her way... not even the lives of the citizens of Oz. The evidence will show that Dorothy stole ruby slippers from the Witch of the East. She was still wearing these slippers at the time of her arrest. The evidence will also show that Dorothy entered into a deal with the Wizard to steal

the broomstick of the Witch of the West in exchange for his help. The evidence will show that Dorothy knew that stealing the broomstick would require her to kill the witch. The evidence will then show that she did kill the witch.

This case has received a lot of media attention, and I ask you, members of the jury, to forget all you have heard or seen about it. This case is not in black and white as the media would have you believe. Your deliberation as the jury must be shaped by the evidence that will be introduced in court and not by what you might have heard about it before hand.

At the end of this trial we will ask you to return a verdict that the accused, Dorothy, is guilty of theft over \$500 and second degree murder. Thank You.

*CC1 sits*

**[Judge]:** Is the Crown ready to call its first witness?

*CC2 stands and approaches lectern*

**[Crown Counsel 2]:** Yes, thank you my lord/lady. The Crown calls Reginald D. Munchkinson/Dolores A. Munchkinson to the stand.

*Munchkin enters from offstage and goes to witness box*

**[Court Clerk]:** Would you like to affirm or swear an oath?

**[Munchkinson]:** Swear.

**[Court Clerk]:** Take the Bible in your right hand. [*pause as witness does so*] Do you swear that the evidence you shall give shall be the truth, the whole truth and nothing but the truth, so help you God?

**[Munchkinson]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Munchkinson]:** My name is Reginald D. Munchkinson/Dolores A. Munchkinson.

*All onstage cast freezes. Spotlight (if any) on Dorothy and Sheriff*

**[Dorothy]:** Hey Sheriff, I have so many questions! First of all, who's that [points at *judge*]? Looks familiar!

**[Sheriff]:** Oh, that's Mr./Madam Justice Reinhold. His/her friends call him/her Judge. You might remember him/her from such films as Beverly Hills Cop, Fast Times at Ridgemont High, and the Santa Clause.

**[Dorothy]:** Ok, and who's that [points to *Munchkin*]? I don't recognize him/her!

**[Sheriff]:** That's one of the Munchkins. He/she was in Oz when your house fell on top of the Witch of the East. The Crown will try to use the witnesses it calls to establish your guilt.

**[Dorothy]:** Ok. There's something else that's bothering me - why did the Judge and the Crown not call the Wicked Witches, "wicked"?

**[Sheriff]:** Oh, that's probably deliberate. The Judge didn't call them "wicked" because that's not in their legal names. The Crown is avoiding using that word because they want the jury to be sympathetic to the victims.

*Spotlight off. Onstage cast unfreezes.*

**[Judge]:** Your witness, Crown counsel.

**[Crown Counsel 2]:** Thank you, my Lord/Lady. Mr./Mrs. Munchkinson, how did you know the Witch of the East?

**[Munchkinson]:** I was an employee of hers. I worked in two departments: Horrible Hexes and Fancy Footwear.

**[Crown Counsel 2]:** The Witch of the East had a fancy footwear department?

**[Munchkinson]:** She was very fashionable. She never missed an episode of “What Not to Wear”.

**[Crown Counsel 2]:** I see. As an employee in the Fancy Footwear department, were you familiar with the Witch’s ruby slippers?

**[Munchkinson]:** Definitely. I actually bought those ruby slippers for her back in 2004. She wanted to buy a new pair of shoes for her birthday party that year.

**[Crown Counsel 2]:** How much did the shoes cost?

**[Munchkinson]:** They were \$900 plus tax. Taxes are so high in Oz, I hate that corrupt Wizard.

**[Crown Counsel 2]:** What did you do with the shoes after you bought them?

**[Munchkinson]:** I went and put them in her shoe closet. They didn’t last long in the closet, she wore them pretty much every day. They were her favourite pair of shoes.

**[Crown Counsel 2]:** Mr./Mrs. Munchkinson, I’d like to fast forward to the day in question when the Witch of the East was tragically killed by a falling farmhouse. What happened to her shoes after she was killed?

**[Munchkinson]:** That little girl stole them.

**[Crown Counsel 2]:** Could you please identify which little girl you are referring to?

**[Munchkinson]:** *[points to Dorothy]* That one, right over there. *[yells]* Thief! You’re a thief! I wish you and your scruffy little rat dog never showed up in Oz!

**[Judge]:** [*loudly*] Order...I will have order in my courtroom!

**[Crown Counsel 2]:** What happened after Dorothy stole the shoes?

**[Munchkinson]:** She ran off down the Yellow Brick Road before any of us could catch her. It's difficult to run fast on these little legs, you know.

**[Crown Counsel 2]:** Thank you, Mr./Mrs. Munchkinson. No further questions.

*CC2 sits*

**[Judge]:** Do you wish to cross-examine the witness, defence counsel?

*DC1 stands and approaches lectern*

**[Defence Counsel 1]:** I do, my Lord/Lady.

**[Judge]:** Very well...you may proceed when ready.

**[Defence Counsel 1]:** Mr./Mrs. Munchkinson, you are a long time employee of the chocolate factory, are you not?

**[Munchkinson]:** [*irritated*] Excuse me?

**[Defence Counsel 1]:** The chocolate factory...you've worked there a long time, haven't you?

**[Munchkinson]:** [*angrily*] I am a munchkin. I am not an oompa loompa. You have the wrong movie, pal.

**[Defence Counsel 1]:** Ohhh, I'm sorry. [*fumbles with paper*] I think I've gotten mixed up with my notes from another case, *The Queen against Wonka*. Here we go. My apologies.

**[Munchkinson]:** No problem. Sadly, it happens all the time with you "full grown".

**[Defence Counsel 1]:** So you testified earlier that you saw Dorothy steal the ruby slippers, correct?

**[Munchkinson]:** That's correct.

**[Defence Counsel 1]:** And by "steal", you mean that you saw her reach down, take the shoes off of the Wicked Witch of the East's feet and put them on her own feet?

**[Munchkinson]:** Well, not exactly.

**[Defence Counsel 1]:** Not exactly?

**[Munchkinson]:** It didn't really happen like that. Glinda the Good Witch actually used magic to place the shoes on Dorothy's feet.

**[Defence Counsel 1]:** So Dorothy didn't actually take the shoes?

**[Munchkinson]:** No, not exactly.

**[Defence Counsel 1]:** She received them as a gift from Glinda the Good Witch, didn't she?

**[Munchkinson]:** Yeah, I guess that's what it looked like.

**[Defence Counsel 1]:** Did any of the other Keebler elves see this happen?

**[Munchkinson]:** *[furious]* I am not a Keebler elf! I am a munchkin! I do not make cookies! I do not work in a tree! You're going to get a phone call from my lawyer and I'm going to sue your pants off!

**[Judge]:** *[firmly]* Counsel, you are walking a very fine line here. One more mistake like that and I might have to hold you in contempt of court.

**[Defence Counsel 1]:** Yes, My Lord/Lady. I won't do it again. Mr. Munchkinson, did any of the other Munchkins see Glinda transport the shoes onto Dorothy's feet?

**[Munchkinson]:** *[calming down]* Yes, there were a bunch of us crowding around after that house fell on the Wicked Witch of the East. We all saw the transport happen.

**[Defence Counsel 1]:** By magic?

**[Munchkinson]:** Yes, by magic.

**[Defence Counsel 1]:** It doesn't sound like Dorothy took the shoes at all, does it Papa Smurf?

**[Munchkinson]:** *[yelling]* AAAARGH! I...AM...A...MUNCHKIN!!!!

**[Judge]:** *[angrily]* Counsel, this cross-examination is over.

**[Defence Counsel 1]:** Yes, My Lord/Lady. I'm sorry. But one last question... Mr./Mrs. Munchkinson, so you have the receipt for the shoes to prove that you bought the ruby slippers?

**[Munchkinson]:** Ummmmmmm... no, my dog ate it.

**[Defence Counsel 1]:** Isn't it possible that you are lying to the court today?

**[Munchkinson]:** No!

**[Defence Counsel 1]:** *[sarcastically]* So the dog ate your receipt?

**[Munchkinson]:** Yeah.

**[Defence Counsel 1]:** No further questions.

*DC1 sits*

**[Judge]:** Would the Crown like to re-examine the witness?

*CC2 stands*

**[Crown Counsel 2]:** No my Lord/Lady.

*CC2 sits*

**[Judge]:** *[to witness]* You may step down.

*Munchkin leaves witness box and exits stage*

**[Judge]:** Please call your next witness.

*CC3 stands and approaches lectern*

**[Crown Counsel 3]:** Thank you my lord/lady. The Crown calls to the stand the Wizard of Oz.

*The Wizard enters stage and sits in witness box*

**[Court Clerk]:** Would you like to affirm or swear an oath?

**[Wiz]:** I'll affirm.

**[Court Clerk]:** Do you solemnly affirm that the evidence you shall give shall be the truth, the whole truth, and nothing but the truth?

**[Munchkinson]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Wiz]:** I am the Wizard of Oz.

**[Judge]:** Do you have a name?

**[Wiz]:** When I lived in Kansas, my name was Theodore Von Huxtable. But you can call me Dr. Oz, Ph.B.

**[Judge]:** Ph.B?

**[Wiz]:** Doctor of Balloonology.

**[Judge]:** Crown Counsel?

**[Crown Counsel 3]:** Okay, thank you my Lord/Lady. Now Dr. Oz...

*All onstage cast "freeze".*

*Spotlight (if one) on Dorothy and Sheriff.*

**[Dorothy]:** I don't get it – why are they calling the Wizard? He only helped me get home! I hope he's not in trouble!

**[Sheriff]:** The Crown has called him to testify in order to help the jury to determine whether you should go to jail for the second degree murder of the Wicked Witch of the West. You see, in order to convict you of second degree murder, the Crown has to establish, beyond a reasonable doubt, that the Wicked Witch of the West died, that you caused the death of the Wicked Witch of the West, and that you meant to cause her death.

**[Dorothy]:** Oh, okay. I get it. Thanks.

*Spotlight off. All onstage cast can move again.*

**[Crown Counsel 3]:** You know that the Wicked Witch of the West died?

**[Wiz]:** Yes, she melted away – disappeared – only her cloak and hat remained.

**[Crown Counsel 3]:** And Dorothy was the one who threw the water that caused her to melt?

**[Wiz]:** Yes.

**[Crown Counsel 3]:** Did Dorothy intend to kill the Wicked Witch of the West?

*DC2 stands*

**[Defence Counsel 2]:** OBJECTION! One witness can't testify to what was in the mind of another!

**[Crown Counsel 3]:** My lord/lady, this witness is the powerful and all-knowing Wizard of Oz! It is completely within his/her ability to do so!

**[Judge]:** Objection overruled. The witness will answer the question.

*DC2 sits*

**[Wiz]:** All I remember is that she was focused on going home. But I can tell you that when she came to visit me with her friends the Tin Man, Scarecrow, and Lion, I told her that in order for me to help her, she had to help me.

**[Crown Counsel 3]:** What did you mean by that?

**[Wiz]:** I told her that before I would help her get back to Kansas, and before I would help the others with their problems, they would have to bring me the broom of the Wicked Witch of the West.

**[Crown Counsel 3]:** What does that have to do with killing the Witch?

**[Wiz]:** The only way to get the broom from the witch is by killing her. By telling Dorothy that she had to get me the broom, I was telling her that she had to kill the witch.

**[Crown Counsel 3]:** And she had no problem with that?

**[Wiz]:** She wanted to get home, no matter what the cost.

**[Crown Counsel 3]:** No further questions.

*CC3 sits*

**[Judge]:** Would you like to cross-examine the witness, defence?

*DC2 stands and approaches lectern*

**[Defence Counsel 2]:** I would, my lord/lady.

**[Judge]:** Proceed.

**[Defence Counsel 2]:** You admitted today to ordering a hit on the Wicked Witch of the West.

**[Wiz]:** Yes.

**[Defence Counsel 2]:** So you're in jail right now?

**[Wiz]:** No, I'm living in Kansas, planning my next ballooning adventure.

**[Defence Counsel 2]:** Why aren't you in jail?

**[Wiz]:** *[pauses]* ...Well... *[shifts uneasily in seat]*

**[Judge]:** Answer the question, Dr. Oz.

**[Wiz]:** The Crown said that if I testified against Dorothy, I wouldn't have to go to prison.

**[Defence Counsel 2]:** So you cut a deal with the Crown?

**[Wiz]:** Yes.

**[Defence Counsel 2]:** You agreed to testify against Dorothy in exchange for your freedom?

**[Wiz]:** Yes.

**[Defence Counsel 2]:** Did the Crown also tell you what to say here today?

*CC3 stands quickly*

**[Crown Counsel 3]:** OBJECTION!

**[Defence Counsel 2]:** Withdrawn!

*Crown sits*

**[Judge]:** Counsel, prosecutorial misconduct is a very serious allegation. If you don't watch yourself I'll put you behind bars for contempt of court. I will not have you discredit my courtroom!

**[Defence Counsel 2]:** I apologize my lord/lady.

**[Defence Counsel 2]:** When you lived in Kansas, Dr. Oz, did you know that throwing water on witches caused them to melt?

**[Wiz]:** I had no idea. It seems to be something peculiar to Oz.

**[Defence Counsel 2]:** Did you tell Dorothy that one way to kill the Witch was by dousing her with water?

**[Wiz]:** No I did not.

**[Defence Counsel 2]:** In your opinion as an individual from Kansas, would Dorothy have had any idea that throwing water on the witch would cause her to melt?

**[Wiz]:** No.

**[Defence Counsel 2]:** No further questions, my Lord/Lady.

*DC2 sits*

**[Judge]:** Would the Crown like to re-examine the witness?

*CC3 stands*

**[Crown Counsel 3]:** No my Lord/Lady.

*CC3 sits. All onstage cast freezes. Spotlight (if any) on Dorothy and Sheriff*

**[Dorothy]:** Hey Sheriff, what's a re-examination?

**[Sheriff]:** Well, it's a stage in the questioning of a witness. You see, there are three stages to a Witness' testimony. In the first stage, a lawyer calls a witness to the stand and asks him or her questions. That's called direct examination. Then the lawyer for the other side asks questions of the same witness. That's called cross-examination. The third stage doesn't always happen - that's when the first lawyer gets up and asks more questions of the witness. That's re-examination. It only happens when a lawyer wants to explore a topic that came up on cross-examination that wasn't dealt with during direct examination. A lawyer will only re-examine if he or she thinks it will help the case.

*Spotlight off. Cast unfreezes*

**[Judge]:** *[to witness]* You may step down.

*Wizard leaves stage*

**[Judge]:** Crown, your next witness?

*CC1 stands and approaches lectern*

**[Crown Counsel 1]:** The Crown calls Captain J.A. Bananapeel to the stand.

*Monkey Captain enters stage and sits in witness box*

**[Court Clerk]:** Would you like to affirm or swear an oath?

**[Monkey Captain]:** Swear.

**[Court Clerk]:** Take the Bible in your right hand. [*pause as witness does so*] Do you swear that the evidence you shall give shall be the truth, the whole truth and nothing but the truth, so help you God?

**[Monkey Captain]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Monkey Captain]:** My name is Captain James Allan Bananapeel of the Royal Primate Guard Regiment, 3<sup>rd</sup> Division.

**[Judge]:** Your witness, Crown counsel.

**[Crown Counsel 1]:** Thank you, my Lord/Lady. Captain Bananapeel, how did you know the Wicked Witch of the West?

**[Monkey Captain]:** I was the head of her security team for eight years. Eight long, difficult years.

**[Crown Counsel 1]:** And were you present when the Wicked Witch of the West died?

**[Monkey Captain]:** Yes, I was there, I saw it with my own two eyes.

**[Crown Counsel 1]:** Can you tell us what happened?

**[Monkey Captain]:** Well, we brought that little girl in to see the Witch, because she had stolen a pair of ruby slippers that the Witch wanted back. The girl escaped and started running away. The Witch tried to stop her, but the girl wasn't about to be stopped. She had this crazy look in her eye, and kept muttering "is Dorothy going to have to choke a witch?"

**[Crown Counsel 1]:** Is the little girl that you're referring to in the courtroom today?

**[Monkey Captain]:** Yes, she's right there. [*points at Dorothy*]

**[Crown Counsel 1]:** Let the record show that Captain Bananapeel pointed to the accused. Then what happened, Captain Bananapeel?

**[Monkey Captain]:** Well, the little girl was smart, you see. She must have known that the Witch only had one weakness: water. So, she waited until the Witch was distracted by her Scarecrow friend, she grabbed a bucket of water, and she threw it on the Witch. The poor Witch never had a chance...I'll never forget her scream as she died.

**[Crown Counsel 1]:** I'm sorry, Captain Bananapeel, I know this must be difficult for you.

**[Monkey Captain]:** Difficult? Not at all. That Witch was a major league jerk. I'm happy she's dead...now I don't have to work 16 hour shifts guarding her precious castle. I've got a new job working security at Banana Republic. Unfortunately, the name is a little bit misleading...I haven't seen one freaking banana since I got there!

**[Crown Counsel 1]:** To go back a little bit, I just want to confirm that you saw the Wicked Witch of the West die.

**[Monkey Captain]:** Yes, I did.

**[Crown Counsel 1]:** And she died at the hands of Dorothy?

**[Monkey Captain]:** Yes, she did. Even though I never liked that green faced weirdo, she definitely didn't deserve to get

murdered. I hope they send the little girl away for a long, long time.

**[Crown Counsel 1]:** Thank you, Captain Bananapeel. No further questions, My Lord/Lady.

**[Judge]:** Do you wish to cross-examine the witness, defence counsel?

**[Defence Counsel 3]:** I do, my Lord/Lady.

**[Judge]:** Very well...you may proceed when ready.

**[Defence Counsel 3]:** Captain Bananapeel, isn't it true that the Witch had Dorothy imprisoned in her castle and was planning to kill her in order to get the ruby slippers?

**[Monkey Captain]:** Well, I guess. Yeah. She mentioned something about how the little girl had to die in order for the slippers to come off.

**[Defence Counsel 3]:** And isn't it true that the Witch had set a timer counting down to Dorothy's death?

**[Monkey Captain]:** Look, a lot of things happened, I don't really remember.

**[Defence Counsel 3]:** We know you were there, Captain Bananapeel. Tell us what you saw.

**[Monkey Captain]:** I don't remember!

**[Defence Counsel 3]:** Was there a timer?

**[Monkey Captain]:** I don't remember!

**[Defence Counsel 3]:** Answer the question, Captain Bananapeel.

**[Monkey Captain]:** You want answers?

**[Defence Counsel 3]:** I think I'm entitled to them.

**[Monkey Captain]:** You want ANSWERS?

**[Defence Counsel 3]:** *[yelling]* I want the truth!

**[Monkey Captain]:** *[yelling]* You can't handle the truth! *[Calmly, but with authority]* Listen, we live in a world that has walls, and those walls have to be guarded by monkeys with wings. Who's going to do it? The Cowardly Lion? The little dog? I have a greater responsibility than you can possibly fathom.

**[Defence Counsel 3]:** All right, we get it. You're still avoiding the question. Remember that you're under oath, and perjury is a very serious offence.

*CC1 stands*

**[Crown Counsel 1]:** Objection! My friend is clearly badgering the witness.

**[Monkey Captain]:** I'm not a badger, I'm a monkey.

**[Judge]:** Sustained. There will be no badgering or monkeying of the witness.

*CC1 sits*

**[Defence Counsel 3]:** Thank you, My Lord/Lady. One last thing, Captain Bananapeel. The Witch knew she was allergic to water, didn't she?

**[Monkey Captain]:** Yes, she did.

**[Defence Counsel 3]:** And so she would have made sure that there was no water anywhere in her castle, right?

**[Monkey Captain]:** Of course.

**[Defence Counsel 3]:** Yet when Dorothy was cornered by the Witch, there was a bucket of water right there for her to use.

**[Monkey Captain]:** Well, you see...the thing is...

**[Defence Counsel 3]:** *[cuts him off]* How did that bucket get there, Captain Bananapeel? Could it have been left by an unhappy employee? One who describes the Witch as a "major league jerk"? One who wanted to see the Witch DEAD?

**[Monkey Captain]:** *[nervously]* Uhhhh....

**[Defence Counsel 3]:** No further questions, My Lord/Lady.  
*DC3 sits*

**[Judge]:** Re-examination?  
*CC1 stands*

**[Crown Counsel 1]:** No, my lord/lady.  
*CC1 sits*

**[Judge]:** *[to witness]* You may step down.  
*Monkey Captain exits stage*

**[Judge]:** Crown?  
*CC3 stands*

**[Crown Counsel 3]:** The Crown rests its case, my Lord/Lady.  
*CC3 sits*

**[Judge]:** Does the Defence wish to call evidence?  
*DC1 stands*

**[Defence Counsel 1]:** The defence does, my Lord/Lady.

**[Judge]:** Very well, would you like to make an opening statement?

**[Defence Counsel 1]:** Yes, thank you my Lord/Lady.  
*DC1 approaches lectern*

**[Defence Counsel 1]:** *[to Jury]*

Ladies and gentlemen of the jury, the defence takes no issue with the fact that Dorothy possessed the slippers and killed the Witch of the West. Both of those facts are clearly true. However, it is a long road

from possession to theft. It is an even longer road from causing someone's death to being criminally responsible for their murder.

The evidence led by the defence today will show that Dorothy was given the ruby slippers by their rightful owner, Glinda the Good Witch. Dorothy did not steal them, she received them as a lawful gift.

The evidence will also show that Dorothy did not know that throwing a bucket of water on the Witch would kill her, nor did she act recklessly. The Witch's death was an unfortunate accident that nobody could have foreseen. Furthermore, even if you do find that Dorothy knew that throwing a bucket of water on the Witch would cause her death, the evidence clearly shows that Dorothy was acting in self-defence. The Witch had made repeated threats to Dorothy's life, and at the time of her death was actually trying to carry out a plan to kill Dorothy and take the ruby slippers.

Ladies and gentlemen of the jury, Dorothy's time in Oz was traumatic enough. Do not make it more traumatic by convicting her of these terrible crimes that she did not commit. At the close of this trial, we will ask you to return a verdict of not guilty on both charges: the theft of the ruby slippers and the murder of the Wicked Witch of the West.

*DC1 sits*

**[Judge]:**

Please call your first witness.

*DC2 stands and approaches lectern*

**[Defence Counsel 2]:**

The defence calls Glinda to the stand

**[Court Clerk]:**

Would you like to affirm or swear an oath?

**[Glinda]:** Affirm.

**[Court Clerk]:** Do you solemnly affirm that the evidence you shall give shall be the truth, the whole truth, and nothing but the truth?

**[Glinda]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Glinda]:** Glinda, the Witch of the North

**[Court Clerk]:** Please state your last name.

**[Glinda]:** I just have one name – you know, like Rihanna. I did a bit of recording as a young witch. Dropped a few singles with Jay-Z, toured a little with Elton John.

**[Judge]:** Your witness.

**[Defence Counsel 2]:** Thank you my lord/lady. Now, Glinda...

*All onstage cast “freeze”.*

*Spotlight (if one) on Dorothy and Sheriff.*

**[Dorothy]:** I don’t get it – why are my lawyers calling Glinda?

**[Sheriff]:** Your lawyers called her to the stand to give testimony about the charge of theft over \$500 – specifically – whether you should be convicted of the charge of stealing the ruby slippers from the Wicked Witch of the East. I bet your lawyers think that Glinda’s testimony will help you to poke holes in the Crown’s case. All the witnesses that your lawyers are going to call will hopefully help your case and keep you out of jail.

**[Dorothy]:** Oh, okay. I get it. Thanks.

*Spotlight off. All onstage cast can move again.*

**[Defence Counsel 2]:** What can you tell me about the ruby slippers and Dorothy?

**[Glinda]:** Well, for starters, Dorothy shouldn't be convicted of stealing the ruby slippers from the Wicked Witch of the East.

**[Defence Counsel 2]:** Why is that, Glinda?

**[Glinda]:** Because the shoes didn't belong to the Wicked Witch of the East. They were my shoes. The Wicked Witch of the East had stolen them from me years ago.

**[Defence Counsel 2]:** Stolen them from you?

**[Glinda]:** Yes. I bought those shoes with some of the profits from the European Leg of my 2002 tour with Elton John – we called it "The Witch is Back". Then, one day, when I was back in Oz, the Wicked Witch of the East came by my house and asked if she could see my new ruby slippers. I made the mistake of passing her the shoes, and she flew away with them.

**[Defence Counsel 2]:** Do you have any proof that the shoes actually belonged to you?

**[Glinda]:** I have my credit card statement that shows that I bought those shoes at Manolo Blahniks in New York. I also have a few pictures taken of me by paparazzi as I was buying them. It's hard to have a normal life when you're as famous as I am.

**[Defence Counsel 2]:** The defence would like to enter Glinda's credit card statement as exhibit 1.

*DC2 takes out a massive poster that says:*

***Glinda's Visa – May 2002  
Ruby Slippers, Manolo Blahniks, \$1,567.54***

*Shows it to the audience.*

**[Judge]:** Crown, any objection?

**[Crown Counsel 2]:** No, my lord/lady.

**[Judge]:** The credit card statement will be entered as exhibit 1.

*DC2 gives statement to the court clerk*

**[Defence Counsel 2]:** Ruby Slippers? One thousand, five hundred and sixty-seven dollars and fifty-four cents. Proof of Purchase? Priceless.

**[Judge]:** *[threatening]* Counsel...

**[Defence Counsel 2]:** Sorry my lord/lady. I withdraw that promotional statement for mastercard. So, Glinda, you're saying that the shoes actually belonged to you, and that you gave them to Dorothy?

**[Glinda]:** Yes. When I saw the Wicked Witch of the East crushed beneath the house, I knew I finally had the chance to get my shoes back. So I used my witching skills to get them off of the Wicked Witch of the East's feet and onto Dorothy's feet.

**[Defence Counsel 2]:** How did Dorothy look when the shoes magically appeared on her feet?

**[Glinda]:** Very surprised.

**[Defence Counsel 2]:** I have no further questions.

*DC2 sits*

**[Judge]:** Crown, would you like to cross-examine this witness?

*CC1 stands and approaches lectern*

**[Crown Counsel 1]:** I would, my lord/lady.

**[Judge]:** Proceed.

**[Crown Counsel 1]:** Glinda, is it your testimony that you bought the shoes, and that they were stolen from you by the Witch of the East?

**[Glinda]:** Yes.

**[Crown Counsel 1]:** So then Dorothy can't be convicted of stealing the shoes from the Witch of the East, because they weren't the witch's shoes to begin with?

**[Glinda]:** Yes.

**[Crown Counsel 1]:** I put it to you that you are lying.

**[Glinda]:** *[Looking shocked]* What? I've got the receipts and the pictures to prove that I bought the shoes.

**[Crown Counsel 1]:** I'm not disputing that point. My lord/lady, I'd like to play a clip of Glinda's newest CD.

**[Judge]:** This is highly unorthodox, and I hope that this isn't an unconventional marketing ploy by a record company to sell CDs.

**[Glinda]:** It isn't, my lord/lady.

**[Judge]:** I'll allow it, but mostly because I find that Glinda's music just has a snappy beat *[snaps fingers]*.

*CC2 plays tape for a few seconds— singing voice is female, and very high in pitch. CC2 turns it off.*

**[Crown Counsel 1]:** Now Glinda – I'd like you to sing the next few bars.

**[Glinda]:** I can't – I haven't warmed up.

**[Crown Counsel 1]:** Please, humour the court.

**[Glinda]:** I just can't – there's no way.

**[Judge]:** May I remind you, Glinda, you're under oath.

**[Glinda]:** Okay.

*Glinda opens mouth to sing – just mouths the words – someone with a very low voice sings the bars from off stage.*

**[ALL CAST]:** [shocked gasps]

**[Crown Counsel 1]:** You're not a star singer at all, Glinda, are you? The Witch of the East was actually the voice behind all of your successes, isn't that right?

**[Glinda]:** [Sobs] It's true. It's all true.

**[Crown Counsel 1]:** You bought those shoes, but then gave them to the Witch of the East as part of your deal – she would sing the songs, and you would go on tour because of your looks.

**[Glinda]:** [Sobbing] Yes!

**[Crown Counsel 1]:** Those shoes belonged to the Witch of the East.

**[Glinda]:** [still sobbing] Yes!

**[Crown Counsel 1]:** Dorothy stole them from the Witch of the East.

**[Glinda]:** [yelling through sobs] NO! She couldn't have had any idea that I was going to put them on her feet. And I told her that they were my shoes!

**[Crown Counsel 1]:** No further questions.

*CC1 sits*

**[Judge]:** Would the Defence like to re-examine the witness?

*DC2 stands*

**[Defence Counsel 2]:** No my Lord/Lady.

*DC2 sits*

**[Judge]:** [to witness] You may step down.

*Glinda exits stage*

**[Judge]:** Defence counsel?

*DC3 stands and approaches lectern*

**[Defence Counsel 3]:** The Defence calls John Scarecrow to the stand

**[Court Clerk]:** Would you like to affirm or swear an oath?

**[Scarecrow]:** Swear.

**[Court Clerk]:** Take the Bible in your right hand. [*pause as witness does so*] Do you swear that the evidence you shall give shall be the truth, the whole truth and nothing but the truth, so help you God?

**[Scarecrow]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Scarecrow]:** My name is John Scarecrow. My friends call me J-Cro.

**[Judge]:** Your witness, defence counsel.

**[Defence Counsel 3]:** Thank you, my Lord/Lady. Mr. Scarecrow...

**[Scarecrow]:** [*interrupting*] J-Cro...

**[Defence Counsel 3]:** Ok. J-Cro. As one of Dorothy's closest friends, I would like you to explain a little bit about Dorothy's character, specifically what she is like as a person. How long have you known Dorothy?

**[Scarecrow]:** Ever since she befriended me on the Yellow Brick Road.

**[Defence Counsel 3]:** And when was that?

**[Scarecrow]:** I guess that was about six months ago now. It seems like we've known each other forever. There is a saying in Oz... "once you've walked the Yellow Brick Road with someone, you have a friend for life".

**[Defence Counsel 3]:** What kind of person is Dorothy?

**[Scarecrow]:** Dorothy is wonderful. She has a beautiful singing voice, she's a great dancer, and she's a dedicated friend. She also has great taste in shoes.

**[Defence Counsel 3]:** Would you say she is a violent person?

**[Scarecrow]:** Oh no. Dorothy couldn't hurt a fly. She is one of the most gentle people I know. She was so nice to me, the Tin Woodsman and the Cowardly Lion. We were like one big happy family.

**[Defence Counsel 3]:** Did Dorothy feel threatened by the Wicked Witch of the West?

*CC2 stands*

**[Crown Counsel 2]:** Objection! It is inappropriate for this witness to speculate about Dorothy's state of mind.

**[Judge]:** Sustained.

*CC2 sits*

**[Defence Counsel 3]:** I'm sorry, My Lord/Lady. J-Cro, did YOU feel threatened by the Wicked Witch?

**[Scarecrow]:** Yes, I did. She kept trying to light me on fire and one time she did. Dorothy saved my life by throwing some water on me.

**[Defence Counsel 3]:** What else can you tell me about the behaviour of the Wicked Witch?

**[Scarecrow]:** She was very aggressive and she kept threatening Dorothy. I thought that she was going to try to kill Dorothy if she had the chance. She really wanted those slippers! They didn't even work with her wardrobe. Red slippers on a green woman who wears all black? What a fashion nightmare.

**[Defence Counsel 3]:** How long have you lived in Oz, J-Cro?

**[Scarecrow]:** My whole life. Over thirty years now.

**[Defence Counsel 3]:** And in all that time living in Oz, did you know of the Wicked Witch?

**[Scarecrow]:** Oh yes, everyone in Oz knew about the Wicked Witch. When I was just a little bunch of straw my parents used to tell me scary stories about her.

**[Defence Counsel 3]:** Did you know of any particular weaknesses or allergies that the Wicked Witch had?

**[Scarecrow]:** I think the Wicked Witch of the East was allergic to houses. As for the Wicked Witch of the West, I did not know she was allergic to anything. I guess she was deathly allergic to water, considering she melted away when she got splashed. But I definitely didn't know about that, I was extremely surprised when I saw her melt away.

**[Defence Counsel 3]:** Thank you, J-Cro. No further questions, My Lord/Lady.

*DC3 sits*

**[Judge]:** Do you wish to cross-examine the witness, Crown counsel?

*CC2 stands and approaches lectern*

**[Crown Counsel 2]:** I do, my Lord/Lady.

**[Judge]:** Very well...you may proceed when ready.

**[Crown Counsel 2]:** Mr. Scarecrow, why were you going to Emerald City that fateful day?

**[Scarecrow]:** I was going to help Dorothy find the Wizard of Oz, because she is my friend.

**[Crown Counsel 2]:** There was nothing in it for you?

**[Scarecrow]:** *[nervously]* Ummm...uhhh...well, I hear that Emerald City has great sushi, so I was looking forward to that.

**[Crown Counsel 2]:** You mean to tell the members of this jury that you had NOTHING to gain from the trip to Emerald City?

**[Scarecrow]:** Ok fine, I'll tell you. I went to Emerald City to get a brain. Having no brain is something I was pretty sensitive about, so I don't like to talk about it.

**[Crown Counsel 2]:** So when Dorothy murdered the Wicked Witch, you had no brain?

*DC3 stands quickly*

**[Defence Counsel 3]:** Objection! Counsel is unjustly assuming the guilt of my client.

**[Judge]:** Sustained. Counsel, as an officer of the court I hope I don't have to remind you that Dorothy is innocent until proven guilty.

*DC3 sits*

**[Crown Counsel 2]:** I'm sorry My Lord/Lady. So Mr. Scarecrow, when Dorothy allegedly murdered the Wicked Witch, you had no brain?

**[Scarecrow]:** That's correct.

**[Crown Counsel 2]:** No brain at all?

**[Scarecrow]:** No brain at all.

**[Crown Counsel 2]:** Nothing between your ears but straw and cobwebs?

**[Scarecrow]:** *[sarcastically]* I think they get the point.

**[Crown Counsel 2]:** But Mr. Scarecrow, don't you need a brain to form memories?

*DC3 stands quickly*

**[Defence Counsel 3]:** Objection! Counsel is asking the witness for an expert medical opinion.

**[Judge]:** Overruled. I think that the answer is a matter of common knowledge. Please answer the question Mr. Scarecrow.

*DC3 sits*

**[Scarecrow]:** Well, uhhh, yeah I guess you do.

**[Crown Counsel 2]:** So without a brain, how do you have any memory of what happened?

**[Scarecrow]:** I rented the DVD, ok! I couldn't remember anything, and I knew that Dorothy would need me to testify, so I rented the *Wizard of Oz* DVD at Blockbuster. And, because of all these stupid questions, I'm going to be late returning it. Oh man, my wife is going to kill me.

**[Crown Counsel 2]:** No further questions, My Lord/Lady.

*CC2 sits*

**[Judge]:** Would the defence like to re-examine the witness?

*DC3 stands*

**[Defence Counsel 3]:** No my Lord/Lady.

*DC3 sits*

**[Judge]:** *[to witness]* You may step down.

*Scarecrow leaves witness box and exits stage*

**[Judge]:** Please call your next witness.

*DC1 stands and approaches lectern*

**[Defence Counsel 1]:** Thank you my lord/lady. The defence calls Dorothy to the stand.

*Dorothy rises from accused's box, and sits in witness box.*

**[Court Clerk]:** Would you like to affirm or swear an oath?

**[Dorothy]:** I'll affirm.

**[Court Clerk]:** Do you solemnly affirm that the evidence you shall give shall be the truth, the whole truth, and nothing but the truth?

**[Dorothy]:** I do.

**[Court Clerk]:** Please state your full name for the record.

**[Dorothy]:** Dorothy Gale.

**[Judge]:** Your witness.

**[Defence Counsel 1]:** Thank you my lord/lady. Dorothy, can you tell the jury about how you came to Oz?

**[Dorothy]:** There was a terrible storm in Kansas, and a twister lifted my house up off the ground and dropped my dog Toto and me in Oz... and on that witch.

**[Defence Counsel 1]:** And then what happened?

**[Dorothy]:** The Munchkins all started singing and dancing, and thanked me! They told me I really know how to bring down a house.

**[Defence Counsel 1]:** And then what happened?

**[Dorothy]:** Well, Glinda appeared. She explained where I was, and I told her that I wanted to go home. I was scared - everything looked so different in Munchkinland!

**[Defence Counsel 1]:** And then what happened?

**[Dorothy]:** The Wicked Witch of the West showed up. She started screaming about her sister, the Witch under my house. Glinda mentioned the ruby slippers, and the Witch of the West went to take them off her sister's feet. When she got over to them, they disappeared. She asked where they were, and Glinda put them on my feet. The Witch of the West got really mad and started yelling at me.

**[Defence Counsel 1]:** And then?

**[Dorothy]:** She said they were hers, and that I should give them back. When Glinda told her that she should back off, she got really mad and told me she would hurt me and Toto. She then flew off. Glinda told me that the shoes were a present, and that the shoes would protect me while I was in Oz.

**[Defence Counsel 1]:** You kept the shoes?

**[Dorothy]:** Yes.

**[Defence Counsel 1]:** Why?

**[Dorothy]:** I was terrified! This wicked woman just threatened my life. I was in a strange place. If the shoes would keep me safe... I wanted them to stay on my feet.

**[Defence Counsel 1]:** How did the shoes end up on your feet?

**[Dorothy]:** I don't know, I never touched them. Glinda's magic, I guess. Lots of weird things seem to happen in Oz.

**[Defence Counsel 1]:** Did you see the Witch of the West again? Did she threaten you?

**[Dorothy]:** Oh yes! Once, she wrote "Surrender Dorothy" in the sky over Emerald City. Later, she threw fireballs at me in the forest. After that, she kidnapped me, locked me up in her castle and lit my friend on fire. She said she would kill me – and even set up a timer counting down to my death.

**[Defence Counsel 1]:** Perhaps we can talk a bit more about that last encounter.

**[Dorothy]:** Sure, she had her monkey cops kidnap me, and then she locked me in a room. She demanded the shoes, but then realised that the shoes can only come off when the wearer dies. The wicked witch set a timer - she said it would count down to my death! [*cries*] Oh, it was so horrible!

**[Defence Counsel 1]:** I know this is difficult, Dorothy. Would you like a moment? Tissue?

**[Dorothy]:** [*wiping tears*] No, I'm ok.

**[Defence Counsel 1]:** Ok, Dorothy, can you tell me what happened after the timer was set?

**[Dorothy]:** It was a miracle! The Tinman chopped down the door... and my friends rescued me. But then, the Witch and her Monkey henchmen showed up. My friends and I escaped out onto the roof. And then... [*pause*] And then...

**[Defence Counsel 1]:** Yes, and then what happened?

**[Dorothy]:** That wicked, wicked witch lit J-Cro on fire! He was burning! I had to help him!

**[Defence Counsel 1]:** What did you do?

**[Dorothy]:** I looked around - I needed to find something to put out the fire. I saw a bucket of water. So, I grabbed it and threw the water onto him. I guess some of the water splashed onto the Witch. She melted and then died. I really didn't mean to hurt her! It's just that J-Cro was on fire, and I was trying to help him. [*crying*] It was an accident! I didn't mean to kill her!

**[Defence Counsel 1]:** No further questions.

*DC1 sits*

**[Judge]:** Do you wish to cross-examine the witness, Crown counsel?

*CC3 stands and approaches lectern*

**[Crown Counsel 3]:** I do, my Lord/Lady.

**[Crown Counsel 3]:** Dorothy, you said you were scared when you found out you weren't in Kansas anymore?

**[Dorothy]:** Yes, I was very scared!

**[Crown Counsel 3]:** How did you get the ruby slippers?

**[Dorothy]:** Glinda put them on my feet.

**[Crown Counsel 3]:** And you thought the ruby slippers would protect you in Oz?

**[Dorothy]:** Yes, that's what Glinda told me.

**[Crown Counsel 3]:** The Wicked Witch of the West told you the ruby slippers belonged to her, didn't she?

**[Dorothy]:** Yes, she did.

**[Crown Counsel 3]:** But you kept them anyway?

**[Dorothy]:** Well yes, I was just so scared for me and Toto, if the ruby slippers were going to keep us safe then I wanted to have them.

**[Crown Counsel 3]:** And you wore the ruby slippers the whole time you were in Oz?

**[Dorothy]:** Yes, I wore them while I skipped down the Yellow Brick Road to see the Wizard, the Wonderful Wizard of Oz. And I wore them while I was in Emerald City.

**[Crown Counsel 3]:** Dorothy, how did you get back to Kansas?

**[Dorothy]:** By tapping my heels together three times and thinking 'There's no place like home'.

**[Crown Counsel 3]:** And you were wearing the ruby slippers when you got back to Kansas?

**[Dorothy]:** Yes, I was. I'm still wearing them now. I can't take them off!

**[Crown Counsel 3]:** Dorothy, let's go back to the beginning for a moment. When you found out that you were in Oz, you wanted to go home to Kansas, isn't that right?

**[Dorothy]:** Yes, I really wanted to go home, and to take Toto home too.

**[Crown Counsel 3]:** Let's also go back to something you said in direct examination. You said that you didn't mean to hurt the Witch of the West, is that correct?

**[Dorothy]:** Yes.

**[Crown Counsel 3]:** So, you didn't intend to cause her harm when you were at her castle?

**[Dorothy]:** Well... um....

**[Crown Counsel 3]:** Dorothy, I need an answer.

**[Dorothy]:** Well, I would have protected myself if I needed to.

**[Crown Counsel 3]:** So, are you saying that you would only have hurt the Witch if she tried to hurt you?

**[Dorothy]:** She was threatening me the entire time I was in Oz! She kept saying how she would get me, and my little dog too!

**[Crown Counsel 3]:** Isn't it true, Dorothy, that you fully intended to hurt the Witch when you went to her castle?

**[Dorothy]:** No!

**[Crown Counsel 3]:** Ok, Dorothy, let's take a step back. In order to go home, you needed to get the broomstick, isn't that right?

**[Dorothy]:** Yes, I had to get it for the Wizard of Oz.

**[Crown Counsel 3]:** And you knew you would have to kill the Witch to get the broomstick, right?

**[Dorothy]:** Well...

**[Crown Counsel 3]:** Dorothy?

**[Dorothy]:** Well, YES! But I just wanted to go home, that's all! I would give anything to get out of Oz altogether!

**[Crown Counsel 3]:** Would you do anything to get out of Oz as well?

**[Dorothy]:** Um.... well... [*crying, yelling*] I missed my Auntie Em!!! I wanted to go home!!!

**[Crown Counsel 3]:** No further questions.

*CC3 sits*

**[Judge]:** Would the defence like to re-examine the witness?

*DC1 stands*

**[Defence Counsel 1]:** Yes my Lord/Lady. I just have one more question. Dorothy, at the moment you threw the water, did you intend to kill the Witch?

**[Dorothy]:** No! I was just trying to help J-Cro.

**[Defence Counsel 1]:** Thank you Dorothy. No further questions.

*DC1 sits*

**[Judge]:** [to witness] you may step down.

*Dorothy leaves witness box and returns to seat on stage*

**[Judge]:** Anything further, defence counsel?

*DC2 stands*

**[Defence Counsel 2]:** The defence rests, my lord/lady.

**[Judge]:** Very well. Proceed with your closing statement.

**[Defence Counsel 2]:** Thank you my lord/lady.

*DC3 stands, and both DC2 and DC3 approach lectern*

**[Defence Counsel 2]:** Ladies and gentlemen of the jury, as we look back on today's trial it is clear that the Crown has not discharged its burden to prove that Dorothy is guilty of either of these offences beyond a reasonable doubt. The Crown has relied on the evidence of the Wizard of Oz, a criminal who is only appearing before you because he cut a deal with the authorities in order to testify against Dorothy. They have attempted to use the evidence of Mr./Mrs. Muchkinson to prove that Dorothy stole the slippers. Remember, Mr./Mrs. Munchinson never saw Dorothy take the slippers and place them on her feet. What he/she saw was Glinda the Good Witch, the buyer of the shoes, place them on Dorothy's feet through magic. That is not theft, ladies and gentlemen of the jury.

Most importantly, the Crown has used the testimony of Captain Bananapeel to prove that Dorothy caused the Witch's death. As we told you at the beginning of the trial, we do not dispute the fact that Dorothy caused the Witch's death. Captain Bananapeel was unable to provide evidence on whether Dorothy intended to cause the Witch's death. He did tell us that the Witch was planning to kill Dorothy, which proves that she was scared of the Witch and likely acting in self-defence.

**[Defence Counsel 3]:**

The defence has led evidence from the rightful owner of the shoes, Glinda the Good Witch. Glinda told us that she purchased the shoes, and supported this statement with a Visa bill. The Munchkin you heard from said that he/she bought the shoes, but was unable to prove it whatsoever. We ask you to side with the evidence and believe Glinda when she says that the shoes belonged to her, and she gave them to Dorothy as a gift.

We have also led evidence from the Scarecrow, who told you that he did not know that the Wicked Witch of the West was allergic to water. If a thirty-year resident of Oz didn't know about the allergy, how could Dorothy, a passer-through, have known? It is clear that the Witch's death was an accident, and Dorothy did not mean to kill her. It is also clear from the Scarecrow's evidence that Dorothy was acting in self-defence, because the Witch had been threatening to kill her for some time.

Finally and most importantly, we heard from Dorothy herself. Dorothy told us that she was scared of the Witch, and acted in self-defence when she threw the bucket of water.

Dorothy did not intend to kill the Witch, and should not be convicted of the Witch's murder. Even if Dorothy meant to kill the Witch, and we do not believe this for a moment, she acted in self-defence and cannot be held criminally responsible for the Witch's death.

We respectfully ask you to return a verdict of "not guilty" on the alleged theft of the ruby slippers and the murder of the Wicked Witch of the West. It's time for this poor little girl to go home.

*Defence counsel sit*

**[Judge]:**

Crown? Your closing argument?

*CC2 stands*

**[Crown Counsel 2]:**

Thank you my lord/lady.

*CC3 stands, and both CC2 and CC3 approach lectern*

**[Crown Counsel 2]:**

From the moment Dorothy fell from the sky, all she could talk about was a frantic desire to go home. She cried to anyone who cared to listen that she wanted to go back to Kansas. She walked all the way from Munchkin Land to Emerald City hoping that the Wizard would help her get home. Nothing would stop her from getting back to her Auntie Em - not the laws of Oz, not the people of Oz. You heard what Dorothy said - she'd "give anything to get out of Oz altogether". I say to you that she would do anything to get out of Oz as well.

And while we may sympathize with Dorothy, even feel a bit of pity for her, we must remember that in her attempt to get back to Kansas, she openly disrespected our culture, our people, and our laws. Not caring that she had just crushed a woman to death with her house, she skipped and sang while traveling down the yellow brick road.

In order for you to find Dorothy guilty of theft, the Crown has to satisfy the elements that the judge told you about in the beginning of this trial. Let's go through them. First, the shoes have to have a value over \$500. This was clearly established by the witnesses. They may disagree as to the exact value, but they agree that it is over \$500. Second, the ruby slippers belonged to the Witch of the East and were not owned by Dorothy. I submit to you that the evidence is clear that the slippers were not owned by Dorothy. While there has been some disagreement between the witnesses as to how the Witch of the East came to own them, the witnesses agree that the Witch of the East was the proper owner. Third, the Crown has to establish

that Dorothy took the ruby slippers. You have heard Dorothy testify that she kept the slippers despite knowing that they belonged to someone else. By failing to give them back, she took them. Finally, Dorothy must have intended to take the slippers from the Witch. Dorothy has testified that once she found out that the shoes might protect her, she did not want to give them up. Dorothy may not have physically taken the shoes off the feet of the Witch of the East, but it is the Crown's position that this doesn't matter. She still took the shoes and kept them, refusing to give them back to the Witch of the West. She knew they belonged to someone else. She was wrong in law to keep them.

**[Crown Counsel 3]:**

Dorothy's deal with the Wizard was very simple. You heard what the Wizard said about it: get the broomstick, get help to go home. Dorothy also knew the simple truth of the deal: in order for her to get the broomstick, the Witch would have to die. There is no reason to doubt this deal – Dorothy admitted to it.

You have heard evidence that the Witch of the West died. That is undisputed. You have heard that Dorothy caused the death of the Witch of the West. That fact is also undisputed. What is in dispute is whether Dorothy intended to cause the death of the Witch of the West.

Dorothy would have us believe that the Witch died as a result of some sad accident - that water intended to its way over to the Witch of the West. Dorothy is entitled to put forward a defence. But you, members of the jury, are entitled to use your common sense. All the evidence shows that Dorothy wanted, most of all, to go home. The evidence shows that she would give and do ANYTHING to get back to Kansas. Dorothy went to the witch's castle fully intending to take that broomstick and to kill her if need be. Dorothy got the broomstick. We all know what happened to the witch.

Now some of the witnesses have suggested that the Witch had it coming, and that Dorothy has done us all a favour. But ladies and gentlemen of the jury, the victim is not on trial. Even though she may have been wicked, she didn't deserve to die.

The evidence is overwhelming. Dorothy wanted to go home. She wanted the broomstick. She had to kill in order to get it. Dorothy got her broomstick and what she thought was a ticket back home.

Remember, she would do anything to get home. And she did: Dorothy killed the witch. It wasn't an accident. It wasn't self defence. It was murder.

The Crown is asking you to return a verdict of guilty on two charges - theft over \$500 for the ruby slippers and second degree murder for the death of the Witch of the West.

Thank you.

*CC2 and CC3 return to seats*

**[Judge]:**

Ladies and gentlemen of the jury, that concludes the evidence in this case. It is now up to you to decide whether or not Dorothy committed the theft of the ruby slippers, the murder of the Witch of the West, or both.

At the beginning of the case, I outlined each element of these offences that the Crown must prove in order to succeed in the charges against Dorothy. If you are satisfied that the Crown has proven each element of theft or second degree murder beyond a reasonable doubt then you must find Dorothy guilty of that crime. However, if there is a reasonable doubt in your mind as to whether Dorothy committed one or both of these crimes, then you must acquit her of that crime.

You may now proceed to the jury room for deliberations. Your verdict must be unanimous. That is to say, everyone must agree with the decision. When you have reached a verdict please inform the sheriff. He/she will inform the

Court that you are ready to return to the courtroom to announce your verdict.

*Jury leaves the courtroom for deliberations. Defence, Crown, and Dorothy stand out of respect for the jury. Sheriff directs the jury to the Jury Room*

**[Judge]:** Thank you counsel. We will now adjourn until the jury returns with the verdict.

**[Court Clerk]:** Order in Court. This court is adjourned to await the return of the jury.

*All stand while the judge leaves the courtroom. DD3 walks over to Dorothy.*

**[Dorothy]:** How long is this going to take?

**[DD3]:** It depends on how long it takes for the jury to reach a verdict. The clerk will let us know by saying...

**[Court Clerk]:** *[interrupting]* Order in Court.

**[DD3]:** That!

*DD3 returns to counsel seat. Judge enters the courtroom. Everyone stands.*

**[Judge]:** You may be seated. Madam Registrar, has the jury reached a verdict?

**[Court Clerk]:** They have, My Lord/Lady.

**[Judge]:** Sheriff, please bring the jury in.

*Defence, Crown, and Dorothy stand as sheriff directs the jury to their seats. Everyone can be seated when the jury sits*

**[Court Clerk]:** Members of the jury, have you reached a verdict?

*Foreperson stands*

**Foreperson:** Yes, we have.

**[Court Clerk]:** Mr./Madam Foreperson, what is your verdict as to Count 1, theft of the ruby slippers?

**Foreperson:** Guilty/not guilty

**[Court Clerk]:** *[to the Judge]*

The jury finds the accused guilty/not guilty to Count 1 My Lord/Lady.

**[Court Clerk]:**

Mr./Madam Foreperson, what is your verdict as to Count 2, the second degree murder of the Wicked Witch of the West?

**Foreperson:**

Guilty/not guilty

**[Court Clerk]:** *[to the Judge]*

The jury finds the accused guilty/not guilty to Count 2 My Lord/Lady.

**[Court Clerk]:**

Members of the jury, listen to your verdict as the court does record it. You find the accused Dorothy guilty/not guilty of theft and guilty/not guilty of second degree murder. This is your verdict, so say you all. Please stand to confirm your verdict.

*All members of the jury stand*

**[Court Clerk]:**

The verdict is unanimous, My Lord/Lady.

**[Judge]:**

Ladies and gentlemen of the jury, we thank you for acting as jurors in this matter. Both society and law benefit from your contribution. In return, I hope you have found it to be an interesting and rewarding experience.

**[Court Clerk]:**

This Court stands adjourned. Order in Court.

*All stand while the judge leaves the courtroom*

*All lights go out.*

**FIN**