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The Editors
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A COMPARISON AND ANALYSIS OF THE FEDERAL RULES OF EVIDENCE AND NEW YORK EVIDENTIARY LAW

A Note to Our Readers:

The *Touro Law Review* is proud to present a comparison and analysis of selected Federal Rules of Evidence and the analogous New York rules. Along with caselaw citations, we have also cited various authoritative treatises in the area.¹ This article is intended to give practitioners a useful tool for finding the current state of the law and to help students clarify the seemingly Byzantine nature of New York's evidence rules.

We would like to thank Professor Martin Schwartz and Professor Gary Shaw for their expertise and support in helping the *Law Review* complete this project. In addition, we would like to thank all of the members of the *Law Review* for their hard work and dedication which has made this article possible.

The Editors

1. For treatises analyzing the Federal Rules of Evidence, see GLENN WEISSENBERGER, *WEISSENBERGER'S GENERAL EVIDENCE* (2d ed. 1995); Michael H. Graham, *FEDERAL PRACTICE & PROCEDURE, EVIDENCE* (1992); 27 CHARLES A. WRIGHT & VICTOR J. GOLD, *FEDERAL PRACTICE AND PROCEDURE* (1990); Jack B. Weinstein & Margaret A. Berger, *WEINSTEIN'S EVIDENCE* (Joseph McLaughlin ed. 1995); Jack B. Weinstein & Margaret A. Berger, *WEINSTEIN ON EVIDENCE* (Joseph M. McLaughlin ed., 1995). See also KENNETH S. BEOUN, ET. AL., *MCCORMICK ON EVIDENCE* (John William Strong, ed., 4th ed. 1992). For texts analyzing New York evidence law, see GARY SHAW, *CANUDO ON EVIDENCE LAWS OF NEW YORK* (1995); THE NEW YORK STATE LAW REVISION COMMISSION, *A CODE OF EVIDENCE FOR THE STATE OF NEW YORK* (1991); JEROME PRINCE, *RICHARDSON ON EVIDENCE* (10th ed. 1973); EDITH FISCH, *FISCH ON NEW YORK EVIDENCE* (2d ed. 1977); RANDOLPH N. JONAKAIT, *NEW YORK EVIDENTIARY FOUNDATIONS* (1993).