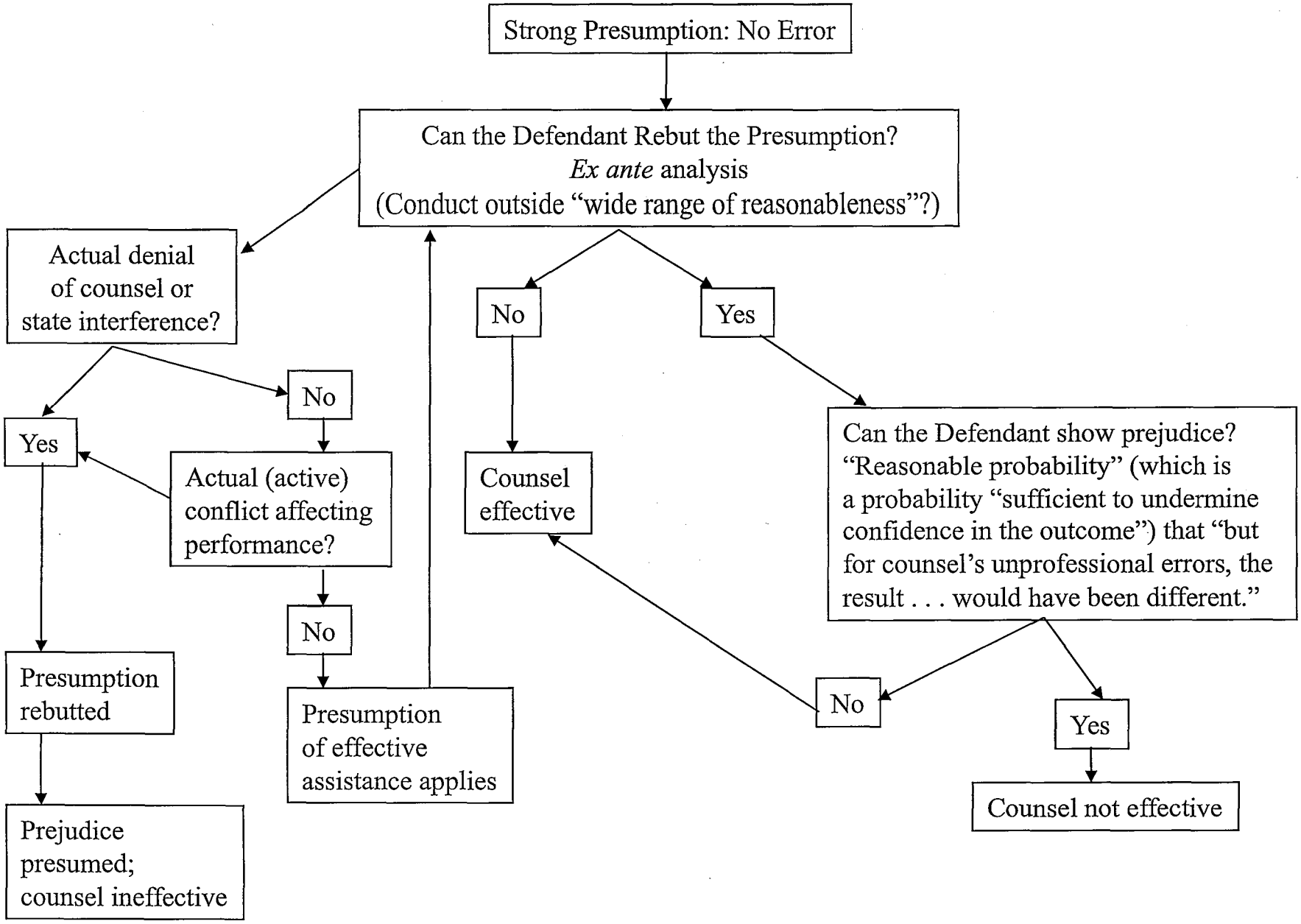
Strickland


Strong Presumption: No Error
Can the Defendant Rebut the Presumption?
Ex ante analysis
(Conduct outside "wide range of reasonableness"?)
Actual denial of counsel or state interference?
Yes
No
Actual (active) conflict affecting performance?
Yes
No
Presumption rebutted
Prejudice presumed; counsel ineffective
Presumption of effective assistance applies
No
Yes
Counsel effective
Can the Defendant show prejudice? "Reasonable probability" (which is a probability "sufficient to undermine confidence in the outcome") that "but for counsel's unprofessional errors, the result . . . would have been different."
No
Yes
Counsel not effective