



**THE CENTER FOR AMERICAN
AND INTERNATIONAL LAW**

Capital Defense College

A Program For The Defense



Capital Defense College

March 23-26, 2015

**The Center for American and International Law
Plano, Texas**

With the exception of invited faculty, attendance is limited to defense attorneys and those who directly assist them in Criminal Defense Litigation.

**This course is funded by a grant from
The Texas Court of Criminal Appeals.**

Highlights

- Program features lectures & demonstrations.
- Learn skills for every aspect of capital defense — from appointment to plea to trial.
- Sessions will address motion practice and technology in the courtroom.

MCLE Credit

The State Bar of Texas has approved this program for a total of 25.00 hours, including 1 hour of ethics.

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Capital Defense College: A PROGRAM FOR THE DEFENSE

AGENDA REVISED 3/20/2015

March 23-26, 2015

Monday, March 23

- 12:15 p.m. *Registration*
- 12:45 p.m. *Welcome & Introductions*
- 1:00 p.m. *Why Do This Work?*
Andre Vitale, *Special Assistant Public Defender, Monroe Co. Public Defender's Office, Rochester, New York*
- 2:00 p.m. *Understanding Resources*
Rick Wardroup, *Capital Assistance Attorney
Texas Criminal Defense Lawyers Association, Lubbock, Texas*
- 2:30 p.m. *Break*
- 2:45 p.m. *The Team As An Investigative Unit*
Sean O'Brien, *Associate Professor of Law, University of Missouri-Kansas City, Kansas City, Missouri*
- 3:30 p.m. *Team Communications*
- **John Holdridge**, *Attorney At Law, Athens, Georgia*
 - **Anna Arceneaux**, *Staff Attorney, American Civil Liberties Union
Capital Punishment Project, Durham, North Carolina*
- 4:30 p.m. *Break*
- 4:45 p.m. *Team Structure & Dynamic*
Cyndy Short, *Attorney At Law
McCallister Law Firm, Kansas City, Missouri*
- 5:30 p.m. *Recess & Reception*

Tuesday, March 24

- 8:30 a.m. *Communication With Our Client, LEAP*
Steve Simring, M.D., M.P.H.,
General Adult & Forensic Psychiatrist, Tenafly, New Jersey
- 9:45 a.m. *"Show Your Work": Gaining Client's Trust Through Action*
Danalynn Recer, *Gulf Region Advocacy Center, Houston, Texas*
- 10:30 a.m. *Break*
- 10:45 a.m. *Understanding & Using Psychological and Psychiatric Experts
For The Defense*
Ken Murray, *Trial Project Director,
Texas Defender Service, Austin, Texas*

For this important seminar, the faculty has requested that the seminar room be an 'electronics-free' zone.

Tuesday, March 24, continued

- 11:30 a.m. Litigating *Briseno* – **Anna Arceneaux**
- 12:15 p.m. *Lunch Presentation: Developing & Getting Resources For A Compelling Narrative (Includes 30 Minute Lunch)*
- **Jill Patterson**, Professor,
Texas Tech University, Lubbock Texas
 - **Maxwell Peck**, Assistant Public Defender,
Regional Public Defender for Capital Cases, Amarillo, Texas
- 1:45 p.m. Deconstructing *McCluskey*
Gary Mitchell, Attorney At Law,
Gary C. Mitchell, P.C., Ruidoso, New Mexico
- 2:45 p.m. Ethics
Kirsten B. Jacobvitz, J.D., Lecturer,
Texas State University, San Marcos, Texas
- 3:45 p.m. *Break*
- 4:00 p.m. DNA, The New Statute
John Wright, Assistant Public Defender,
Regional Public Defender for Capital Cases, Terrell, Texas
- 4:45 p.m. Winning Voir Dire: A Fresh Perspective to Capital Juror Selection
Carlos Garcia
Carlos Garcia Criminal Defense & Trial Consulting, Austin, Texas
- 5:45 p.m. *Recess*

Wednesday, March 25

- 8:30 a.m. The CSI Effect
James Drummond, Assistant Public Defender,
Regional Public Defender for Capital Cases, Burnet, Texas
- 10:00 a.m. *Break*
- 10:15 a.m. Update On The Law & Preservation Of Error
Christi Dean, Assistant Public Defender, Capital Murder Division
Dallas Co. Public Defender's Office, Dallas, Texas
- 11:15 a.m. Attorney Self Care – **Rick Wardroup**

Wednesday, March 25, continued

- 12:15 p.m. *Lunch Presentation: Our Client's Family As A Resource (Includes 30 Minute Lunch)*
Tonya McClary, *Maryland Office of the Public Defender, LaPlata, Maryland*
- 1:45 p.m. Motions Practice – **Maxwell Peck**
- 2:30 p.m. Defending Life: Lessons Learned From 29 Years of Capital Work
Katherine Scardino, *Attorney At Law, Houston, Texas*
- 3:15 p.m. Dangerous Minds: The State's Future Dangerousness Expert
Ray Keith, *Assistant Chief Public Defender, Regional Public Defender for Capital Cases, Lubbock, Texas*
- 4:00 p.m. *Break*
- 4:15 p.m. Dangerous Tactics: Dealing With Discovery Abuse
- **E. X. Martin, III**, *Attorney At Law, Law Offices of E. X. Martin, Dallas Texas*
 - **Lance E. Sloves**, *Certified Computer & Cell Phone Forensics Examiner, Computer Forensic Services, Inc., Dallas, Texas*
- 5:00 p.m. Mitigation Tactics: Useful Methods for Improving Team Dynamics, Understanding the Client, and Getting to a Plea
Juandalynn Taylor, Ph.D., J.D., *Mitigation Specialist, Taylor Advocacy Group, San Antonio, Texas*
- 5:45 p.m. *Recess*

Thursday, March 26

- 8:30 a.m. Streamlining Office Technology
Philip Gommels, *The Law Office of Philip M. Gommels, Houston, Texas*
- 9:15 a.m. Winning The Unwinnable Case
Joe Marr Wilson, *Attorney At Law, Amarillo, Texas*
- 10:00 a.m. Top Ten Tips – **Maxwell Peck**
- 11:00 a.m. *Break*
- 11:15 a.m. Anatomy Of An Execution
Brad Levenson, *Director, Office of Capital Writs, Austin Texas*
- 12:15 p.m. How Not To Do This Work?
Millard Farmer, *Millard C. Farmer Law Offices, Atlanta, Georgia*
- 1:15 p.m. *Adjourn*

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REGISTRATION

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at The Center for American and International Law
Plano, Texas

Attendance is limited to criminal defense attorneys and those who directly assist them in criminal defense litigation. Tuition provides for the seminar, lunch and materials. Most materials will be provided electronically and/or posted on our website.

Mark the appropriate boxes:

- I am a licensed Texas criminal defense attorney who regularly represents indigent defendants in criminal matters in Texas State courts. (Texas Bar number required.) **Choose Tuition under Rate I.**
- I am a paralegal, investigator, or mitigation expert for an attorney meeting the above criteria. **Choose Tuition under Rate I.**
- I am a criminal defense attorney or I directly assist criminal defense attorneys in criminal defense litigation, and **I do NOT fall into any of the above categories. Choose Tuition under Rate II.**

RATE I: (You must mark your professional designation above)

- \$220.00 Tuition only *
- \$440.00 Tuition plus voluntary contribution to CAIL**
- I request a tuition waiver (Leave payment information blank)

RATE II: (You must mark your professional designation above)

- \$580.00 Tuition only *
- \$800.00 Tuition plus voluntary contribution to CAIL**

Name _____

Professional Title (Required) _____

Firm/Office/Organization (Required) _____

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Texas Bar No. (Required for Texas attorneys) _____

Payment Information

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Card number _____ Expiration date _____

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5201 Democracy Drive
Plano, TX USA 75024

CONFIRMATIONS WILL BE SENT
TO ALL REGISTRANTS

IF DUE, PAYMENT MUST ACCOMPANY
REGISTRATION

GENERAL INFORMATION

CANCELLATION POLICY: Written notice must be received 5 business days prior to the program (Email: lgaspar@cailaw.org). After this date, no refunds, but substitution of attendees for this program will be permitted with prior approval. Call 972.244.3415. Registrants not entitled to a refund will receive the course materials.

NONDISCRIMINATION POLICY: The Center for American and International Law (CAIL) does not discriminate on the basis of race, sex, sexual orientation, color, religion, national origin or ancestry, age, disability, veteran status or any other protected status.

* Tuition will be used to cover future expenses of CAIL's Criminal Law grant programs or to provide for items the grant cannot sufficiently cover.

** Voluntary payments will go directly to CAIL's private fund account.

**This course is funded by a
grant from The Texas Court of
Criminal Appeals.**