

THE ANNUAL DEATH PENALTY SEMINAR

NOVEMBER 16-18, 2016



WEDNESDAY, NOVEMBER 16, 2016

- 7:00 – 8:00 pm** **The Basics of Capital Litigation: Why Death Cases are Different**
- * NOTE: THIS SESSION IS INTENDED TO GIVE AN OVERVIEW FOR ATTORNEYS NEW TO CAPITAL DEFENSE
- Jeff Gamso – Cleveland – Pretrial*
Eric Allen – Columbus – Trial Phase
David Stebbins – Columbus – Penalty Phase

THURSDAY, NOVEMBER 17, 2016

- 8:00 – 8:30 am** **Registration**
- 8:30 – 8:45 am** **Introduction -Recent Death Penalty Developments: State and National**
David Stebbins – Columbus
- 8:45 – 9:45 am** **Understanding, Race, Culture and Neighborhoods: Developing a Visual Counter Narrative**
Tony Ricco – New York, New York
- 9:45 –10:00 am** **BREAK**
- 10:00 – 11:00 am** **Developing Issues in Capital Trials: Panel Discussion of New and Developing Issues**
Panel of experience capital litigators, including David Doughten, John Parker, Erika Cunliffe, all of Cleveland, and David Stebbins of Columbus
- 11:00-12:00 am** **An Introduction to the Colorado Method of Jury Selection**
David Lane, Denver, CO
- 12:00 – 12:15 pm** **Presentation of Schumacher -Ketcham Award**
- 12:15 – 1:15 pm** **LUNCH (PROVIDED)**
- 1:15 – 2:15 pm** **Black Jurors Matter**
George Chaney, Jr.
Assistant Federal Public Defender – Columbus
- 2:15- 3:15 pm** **How the Office of the Ohio Public Defender Can Assist in a Capital Case**
Tim Young, Ohio Public Defender – Columbus

3:15-3:30 pm **Break**

- 3:30 – 4:30 pm** **The Michael Madison Trial: The Colorado Method and the Death of Pro Hac Vice in Cuyahoga County**
- David Lane, Denver, CO*
Linda Hricko, Mary Cay Tylee,
Jack Greene, Christine Julian – Cleveland

5:00 – 6:00 pm **Social Gathering – Sheraton**

ALTERNATIVE APPELLATE TRACK THURSDAY AFTERNOON, NOVEMBER 17, 2016

- 1:00 – 2:00 pm** **Preparing and Presenting Oral Argument in the Supreme Court of Ohio**
Russ Bensing – Cleveland
- 2:00 – 3:00 pm** **Obtaining Public Records for Post-Conviction New Developments**
Elizabeth Arrick – Office of the Ohio Public Defender Columbus
- 3:00 – 3:15 pm** **BREAK**
- 3:15 – 4:15 pm** **Developing the Facts in Post-Conviction: Discovery, Evidentiary Hearings, and Framing Your Motions to Protect Your Client in Habeas**
Randall Porter – Office of the Ohio Public Defender – Columbus

FRIDAY, NOVEMBER 18, 2016

- 8:30 – 10:00 am** **Death Penalty Case Updates: Supreme Court of the United States, Supreme Court of Ohio, Other Federal Courts.**
Russ Bensing – Cleveland
- 10:00 – 10:15 am** **Break**
- 10:15 – 11:45** **The Developmental Impact of Trauma in Childhood and Adolescence**
James Garbarino, Ph.D., Maude C. Clarke
Chair in Humanistic Psychology,
Loyola University – Chicago

CONTINUED

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FRIDAY, NOVEMBER 18, 2016

11:45 – 1:00 pm LUNCH (PROVIDED)

**1:00 – 2:00 pm Investigation of Childhood Trauma,
Toxic Environments and other Adverse
Childhood Experiences.**

Jim Crates, Granville

Dorian Hall, OPD Columbus

2:00 – 3:00 pm Exoneration

Kwame Ajamu, a recent death row exoneree

3:00 – 3:15 pm Break

**3:15 – 4:30 pm Working with Mentally Ill, Uncooperative,
Untrusting Clients and Their Families at
Trial and Beyond**

Don Malarcik - Akron

Brian Pierce - Akron

UPCOMING SEMINARS

December 9, 2016 Hot Topics in Criminal Law, including 2.5
hours of Professional Conduct / OCLC Dublin

January 17, 2017 Current issues in Criminal Law |
University of Cincinnati School of Law,
Cincinnati

March 9-11, 2017 Advanced DUI Seminar | Columbus

This seminar has been approved by the Rule XX Committee on Appointment of Counsel for Indigent Defendants in Capital Cases for 13.50 hours of training, including 7.75 hours of Appellate training.

Presentation of the DONALD C. SCHUMACHER LIFESAVER AWARD. This award honors Don's long service to the OACDL and recognize his significant contributions to the defense of indigent defendants facing the death penalty and his services in teaching the criminal defense community about the latest ideas and techniques. The OACDL created the DONALD C. SCHUMACHER LIFESAVER AWARD for Excellence in Death Penalty Litigation. This yearly award is designed to recognize outstanding achievements in avoiding imposition of the death penalty through trial excellence, mitigation investigation and presentation, as well as appellate and post-conviction litigation, and education.

CLE Credit Hours: Pursuant to Rule X of the Government of the Bar, the Sponsor has requested 13.50 hours of credit from the Supreme Court Commission on Continuing Legal Education. Participants must apply through the CLE Seminar Sponsor for Credit. All attorney registrants must indicate their Ohio Registration Number (as issued by the Ohio Supreme Court) on the registration form. All attendees must return complete CLE forms to OACDL at the end of the seminar.

DIRECTIONS

Sheraton Hotel at Capitol Square
75 East State Street
Columbus, Ohio 43215
614-365-4500

From Airport

Taxi service is approximately 15 minutes and an average \$25.00 cost. Exit straight out of main exit to 670 West. Follow 670 West to the 3RD Street exit. Follow 3RD Street approx. 7 traffic lights to State Street. The Sheraton Columbus at Capitol Square is on the right corner of 3RD and State Streets.

From North of Columbus (Cleveland)

Take I-71 South to the Spring Street Exit. Follow Spring Street to the West (Right Turn off exit) to 3RD Street and make a Left Turn. Follow 3RD Street approx. 4 traffic lights to State Street. The Sheraton Columbus at Capitol Square is on the right corner of 3RD and State Streets.

From East of Columbus (Zanesville, Pittsburgh)

Take I - 70 West to the 4TH Street exit (Exit 100B). Turn right onto 4th Street and follow approx. 5 blocks to State Street. Turn left onto State Street and continue one block to 3RD Street. Turn left onto 3RD Street and the Hotel's Valet Parking is immediately to your right.

From West of Columbus (Dayton, Indianapolis)

Take I - 70 East to the 4TH Street exit (100B). Turn left onto 4th Street and follow approx. 5 blocks to State Street. Turn left onto State Street and continue one block to 3RD Street. Turn left onto 3RD Street and the Hotel's Valet Parking is immediately to your right.

From South of Columbus (Cincinnati)

Take I - 71 North to the 4th Street exit (exit 100B). Turn left onto 4TH Street and follow approx. 5 blocks to State Street. Turn left onto State Street and continue one block to 3RD Street. Turn left onto 3RD Street and the Hotel's Valet Parking is immediately to your right.

From Canton

Take 30 West to 71 South. Follow 71 South to 670 West (exit 109A). Follow 670 West to the 3RD Street exit (exit 4B). Follow 3RD Street approx. 7 traffic lights to State Street. The Sheraton Columbus at Capitol Square is on the right corner of 3RD and State Streets.

From Toledo/Detroit

Take 75 South to 23 South. Follow 23 South to 270 East. Follow 270 East to 71 South. Follow 71 South to 670 West (exit 109A) and follow to the 3RD Street exit (exit 4B). Follow 3RD Street approx. 7 traffic lights to State Street. The Sheraton Columbus at Capitol Square is on the right corner of 3RD and State Streets.



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REGISTRATION FORM

Name _____ Supreme Court # _____

Name for Badge _____

Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

PAYMENT

Seminar Cost: ☐ \$350 OACDL MEMBER ☐ \$375 WALK-IN RATE

☐ \$400 OACDL NON-MEMBER ☐ \$425 WALK-IN RATE

☐ I will attend the Wednesday evening session ☐ I will attend the Appellate track Thursday

Charge my ☐ Visa ☐ MasterCard ☐ Discover in the amount of \$ _____

Card # _____

Expiration Date _____ 3 Digit Security Code _____

Signature _____

Register online at www.oacdl.org and click on Seminars (to pay with credit card); or complete this registration form and mail to OACDL with either check made payable to OACDL or credit card information below. Phone registrations are not accepted.

(Cancellation must be received by the OACDL by 5:00pm on Friday, November 11, 2016 to receive a refund.)

SERVICES FOR PERSONS WITH DISABILITIES

If special arrangements are required for individuals to participate in this seminar, please contact the OACDL at least 3 days prior to the course date at 800.443.2626.

PUBLIC DEFENDER/PRO BONO FUNDING PROVIDED BY THE OFFICE OF THE OHIO PUBLIC DEFENDER

If you have represented at least one client on a Pro Bono basis during the past year, you are entitled to attend this seminar FREE of CHARGE. You may not have used that case to attend any other seminar on a PRO BONO basis. However, any attorney, private or public defender, is limited to 2 seminars per fiscal year (July 1, 2016 – June 30, 2017) on this basis.

PRO BONO REPRESENTATION WAS PROVIDED IN THE FOLLOWING:

This is to certify that the attorney named at right provided representation for an indigent person charged with a criminal offense in my court. Further, the attorney did not submit a bill for payment for any services involved in that representation and represented the defendant on an appointed basis at no cost to the state.

All Pro Bono and Public Defenders MUST Be Pre-registered by October 31, 2016. Space is limited to the first 50 people to apply.

State/City _____ vs. _____

Case # _____ County _____

Date Representation Provided _____

Offense Charged _____

Judge's Name _____

Judge's Signature (required) _____

OR Public Defender Information (do not complete if pro bono portion is filled out)

Name of Director or County Public Defender _____

County in which you serve as a public defender _____

County Public Defender's Signature (required) _____

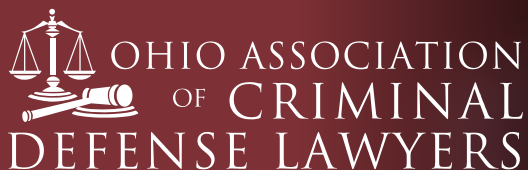
There is limited scholarship money for Pro Bono and Public Defenders. Space is limited to the first 50 people to apply. You will receive notification via email if your registration is one of the first 50.



713 South Front Street, Columbus, OH 43206

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Pursuant to Ohio Supreme Court Appt. Coun. R. 4.04 (C), Prosecuting Attorneys are not permitted to attend this seminar.

Sheraton Columbus Hotel at Capitol Square | 75 E State Street | Columbus, OH 43215

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