

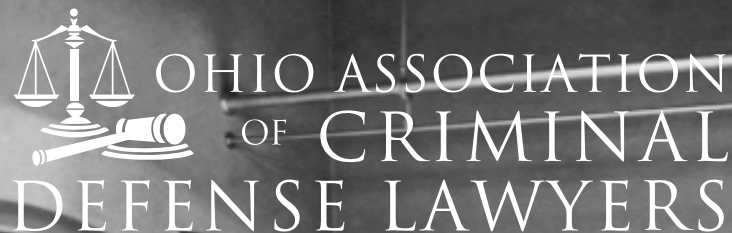


713 South Front Street  
Columbus, OH 43206

# THE ANNUAL DEATH PENALTY SEMINAR

NOVEMBER 18-19, 2021

The Seminar BY Defense Attorneys FOR Defense Attorneys



PRESENTS

# THE ANNUAL DEATH PENALTY SEMINAR

12.50 CLE HOURS  
including 1 hour  
professional conduct

NOVEMBER 18-19, 2021

Due to the nature of this seminar, Prosecuting Attorneys are not permitted to attend.  
Ohio Supreme Court Appt. Coun. R. 4.02(C)

Nationwide Hotel and Conference Center 100 Green Meadows Drive Lewis Center, OH 43035  
[nwhotelandconferencecenter.com](http://nwhotelandconferencecenter.com)

## SEMINAR AGENDA

### THURSDAY, NOVEMBER 18, 2021

8:00 - 8:30 am	Registration
8:30 - 9:00 am	Introduction - Recent Death Penalty and Method of Execution Litigation Developments David Stebbins - Columbus
9:00 - 10:15 am	Caselaw Update - Ohio and US Supreme Courts Russ Bensing - Cleveland
10:15 - 10:30 am	<b>BREAK</b>
10:30 - 12:00 pm	Mitigation Investigation and Presentation: Investigating Trauma Dorian Hall - Office of the Ohio Public Defender Jim Crates - Mitigation Specialist - Dublin Lea Pagels - Office of the Ohio Public Defender
12:00 - 1:00 pm	<b>LUNCH</b>
1:00 - 2:00 pm	A View From the Bench Chief Justice Maureen O'Connor and Justices of the Supreme Court of Ohio; Moderated by Richard Cline of Columbus and John Martin of Cleveland
2:00 - 2:15 pm	<b>BREAK</b>

## APPELLATE BREAKOUT

### THURSDAY AFTERNOON, NOVEMBER 18, 2021

2:15 - 3:15 pm	Effective Brief Writing and Oral Argument in the Supreme Court of Ohio Jeff Gamso - Cleveland John Parker - Cleveland
3:15 - 4:30 pm	Developing the Record in Post-Conviction Randall Porter - Office of the Ohio Public Defender Brian Howe - Ohio Innocence Project Joanna Sanchez - Office of the Ohio Public Defender

## TRIAL BREAKOUT

### THURSDAY AFTERNOON, NOVEMBER 18, 2021

2:15 - 3:15 pm	Aggressive and Meaningful Motion Practice at Trial Richard Cline - Death Penalty Division - Office of the Ohio Public Defender Don Malarcik - Akron
3:15 - 4:30 pm	Recognizing the Intersection Between Psychology and Neuropsychology in Capital Cases Bob Stinson, Psy.D.; J.D. LICDC-CS, ABPP John L. Tilley, Psy.D., MSCP, ABPP Jeffrey D. Madden, Ph.D. - All from Columbus

# DEATH PENALTY SEMINAR NOVEMBER 18-19, 2021

NATIONWIDE HOTEL and CONFERENCE CENTER | 100 GREEN MEADOWS DR. | LEWIS CENTER, OH 43035

## SEMINAR AGENDA

### FRIDAY, NOVEMBER 19, 2021

8:30 – 10:00 am	Ohio's Serious Mental Illness Exemption: Litigation Strategies and Precautions Tim Sweeney, Cleveland Lisa Lagos, Capital Habeas Unit - Columbus
10:00 – 10:15 am	<b>BREAK</b>
10:15 – 11:15 pm	Navigating Clients Through Difficult Periods: Ethics for Capital Litigators W. Bradley Wendel Edwin H. Woodruff, Professor of Law Cornell Law School - Ithaca, NY
11:15 – 12:15 pm	The Importance of Recognizing and Litigating Claims of Racial Bias throughout the Criminal Justice System Alexis Hoag, Assistant Professor of Law Brooklyn Law School - New York
12:15 – 1:15 pm	<b>LUNCH</b>
1:15 – 1:30 pm	Presentation of Schumacher - Ketcham Award
1:30 – 2:30 pm	Capital Jury Project: Capital Jurors Talk of Their Experiences Scott E. Sundby, Professor of Law & Dean's Distinguished Scholar - University of Miami School of Law
2:30 – 2:45 pm	<b>BREAK</b>
2:45 – 4:15 pm	What's Race Got to Do With It? Voir Dire and Trial Strategy in the Era of Black Lives Matter and Covid-19. George Chaney, Jr. - Columbus Fred Benton, Jr. - Columbus

## UPCOMING SEMINARS

December 10, 2021	Hot Topics in Criminal Law with Professional Conduct Hours (virtual webinar)
January 17, 2022	Current Issues in Criminal Law (virtual webinar)
March 10-12, 2022	Advanced OVI Seminar Columbus

## SCHUMACHER/KETCHAM AWARD

The Schumacher-Ketcham Lifesaver Award honors the late Don Schumacher and Rick Ketcham for their long service to the OACDL and their significant contributions to the defense of indigent defendants facing capital charges.

This annual award is designed to recognize outstanding achievements in avoiding the imposition of the death penalty through trial excellence, mitigation investigation and presentation, as well as appellate and post-conviction litigation, and education – either lifetime achievements or for significant achievements in the past year. The committee is looking for nominations from across the state. Please submit a paragraph or two explaining the nomination and why the nominee is deserving of this important award.

Past winners include Jerry Simmons, Karen Roberts, David Doughten, John Parker, Randall Porter, Rick Ketcham, David Stebbins, Kate McGarry, Allen Bohnert, Carol Wright, Alan Rossman, Dorian Hall, William Kluge and Jeff Gamso. The 2021 winner is.....

### Reservations

Our block rate is \$133.00/night.

The link for online reservations can be found on our website – [www.oacdl.org](http://www.oacdl.org) and click on the Death Penalty Seminar tab. or call 1.866.233.9333

This seminar has been approved by the Commission on Appointment of Counsel in Capital Cases for 12.25 hours of training including 7.00 of Appellate training.

**CLE Credit Hours:** Pursuant to Rule X of the Government of the Bar, the Sponsor has requested 12.250 hours of credit from the Supreme Court Commission on Continuing Legal Education. Includes 1 hour of professional conduct. 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.

# DEATH PENALTY SEMINAR NOVEMBER 18-19, 2021

OACDL | 713 SOUTH FRONT STREET | COLUMBUS, OH 43206 | 800.443.2626 FAX 740.654.6097 | WWW.OACDL.ORG

## REGISTRATION FORM

Name \_\_\_\_\_ Attorney Reg. # \_\_\_\_\_  
Company \_\_\_\_\_  
Address \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Email Address \_\_\_\_\_

SEMINAR COST: ☐ \$375.00 OACDL Member ☐ \$425.00 OACDL Non-member

### REQUIRED SELECTION:

I WILL BE ATTENDING ☐ In-person at Nationwide ☐ Virtually

I will attend the Appellate track Thursday ☐ Yes ☐ No

Register online at [www.oacdl.org](http://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. No telephone registrations accepted.

Charge my ☐ Visa ☐ MasterCard ☐ Discover ☐ American Express in the amount of \$ \_\_\_\_\_

Card # \_\_\_\_\_ Expiration Date \_\_\_\_\_ 3 Digit Security Code \_\_\_\_\_

Billing Address \_\_\_\_\_ Billing Zip \_\_\_\_\_

Signature \_\_\_\_\_

(CANCELLATIONS MUST BE RECEIVED BY MONDAY, NOVEMBER 18 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, 2021 – June 30, 2022) 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 Nov. 1, 2021. Space is limited to the first 60 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 60 people to apply. You will receive notification via email if your registration is one of the first 60.