

**OFFICE OF THE DEFENDER GENERAL
2018 GREEN MOUNTAIN JUVENILE AND
CRIMINAL DEFENSE INSTITUTE
By Invitation Only**

**Co-Sponsored by the Vermont Association of Criminal Defense
Lawyers and the Vermont Bar Association**

AGENDA

SALONS II AND III IN THE MANSION

TUESDAY JUNE 5TH

ALL Day 9:00-5:00

6.5 CLE

MINI-Trial/Cross-examination

**OFFICE OF THE DEFENDER GENERAL
2018 GREEN MOUNTAIN JUVENILE AND
CRIMINAL DEFENSE INSTITUTE
By Invitation Only**

**Co-Sponsored by the Vermont Association of Criminal Defense
Lawyers and the Vermont Bar Association**

AGENDA

SALONS II AND III IN THE MANSION

WEDNESDAY JUNE 6TH

ALL Day 9:00-5:00

6.5 CLE

**MINI-Trial continued*

**OFFICE OF THE DEFENDER GENERAL
2018 GREEN MOUNTAIN JUVENILE AND
CRIMINAL DEFENSE INSTITUTE
By Invitation Only**

**Co-Sponsored by the Vermont Association of Criminal Defense
Lawyers and the Vermont Bar Association**

AGENDA

ATRIUM

***Juvenile all day**

9:00 - 10:15 Speech Crimes, Kids, and the First Amendment,

Rebecca Turner is Vermont's Chief Appellate Defender and has litigated several significant Vermont Supreme Court cases involving First Amendment defenses to threat, false information, and disorderly conduct offenses.

Marshall Pahl is Vermont's Chief Juvenile Defender.

Many of the most common charges in juvenile court include a significant speech component – like criminal threatening, false information to law enforcement, disorderly conduct, sexting, and dissemination of indecent material. This workshop will look at the First Amendment limits to criminal liability, techniques for raising facial and as-applied challenges to vague and broad statutes, and defenses that are particularly relevant to juvenile clients. 1.25 CLE

10:15 - 10:30 Break

10:30 - 12:00 Keynote: Representing Children and Young Adults in Serious Felony Cases,

Stephen Harper is a Florida International University law professor, a defense attorney with decades of experience in capital cases, the former coordinator of Florida's Juvenile Death Penalty Initiative,

and the former Chief of the Juvenile Division for the Miami-Dade County Public Defenders.

This workshop will address strategies and techniques for approaching complex and serious felonies for juveniles and young adults. 1.5 CLE

12:00 - 1:00 Lunch

1:00 - 2:45 Using Adolescent Development to Challenge Mens Rea in Delinquency, YO and Adult Court, [PPT](#)

Wendy Wolf is the Training Director for the Youth Advocacy Division of the Massachusetts Committee for Public Counsel Services, a former trial attorney and supervising attorney at YAD, and the co-director of the New England Juvenile Defender Center.

Christopher Northrop is a professor at the University of Maine School of Law where he founded and directs the Juvenile Justice Clinic and has worked on juvenile defense issues for the National Juvenile Defender Center since its inception. He is a co-author of a law review article, *Kids Will be Kids: Time for a "Reasonable Child" Standard for the Proof of Objective Mens Rea Elements*, 69 Me. L. Rev. 109 (2017).

Laura Edmunds is a Massachusetts attorney specializing in serious juvenile cases in the trial courts and on appeal. She has won huge cases including a DNA exoneration in a 14-year-old rape case and a Massachusetts Supreme Court decision preventing automatic registration of juvenile sex offenders.

Even while courts around the country have woken up to the science behind the diminished culpability of juveniles and young adults in the context of sentencing and jurisdiction, most still treat kids just like adults when it comes to the intent element of criminal offenses. This session will look at intent analysis through the lens of adolescent brain development. 1.75 CLE

2:45 - 3:00 Break

3:00 - 5:00 Ethics Panel: Real Problems, Real Answers, and Prizes!

What do you do when a prosecutor threatens to “tie your client up in court for years” with frivolous charges? How do you manage a client that lies to all her service providers about what you have advised her to do? What should you do when your client – right before he is taken from the courtroom in handcuffs – slips a bag of pot out of his pocket and into your hand?

This workshop will address ethical issues that come up in juvenile defense using real examples. There will be teams, competition, and prizes.

2 Ethics CLE

**OFFICE OF THE DEFENDER GENERAL
2018 GREEN MOUNTAIN JUVENILE AND
CRIMINAL DEFENSE INSTITUTE
By Invitation Only**

**Co-Sponsored by the Vermont Association of Criminal Defense
Lawyers and the Vermont Bar Association**

AGENDA

MORNING SESSIONS IN THE ATRIUM

THURSDAY JUNE 7TH

9:00 - 10:30 Defender General Matt Valerio 1.5 CLE

[LEGISLATIVE SUMMARY](#)

10:30 - 10:45 Break

10:45 - 12:00 USSCT IN REVIEW, Federal Defenders Paul Rashkind and David McColgin present the ups and downs of the USSCT. [Outline PDF](#) 1.25 CLE

12:00 - 1:00 Lunch

1:00 - 2:30 **TWO TRACKS** 1.5 CLE

ATRIUM

TRACK A Challenging Government Searches of Computers: Internet and Cybertipline and More! Eric Eckes, an experienced defender – former public defender and now in private practice, has litigated important internet search cases. [PPT](#)

SALONS II AND III IN THE MANSION

TRACK B Juvenile Law Legislative and Practice Update: Get all the information about new YO laws, new Woodside admission statutes and policies, more changes to the age of juvenile court jurisdiction, and CHINS updates from the central office Juvenile Defenders.

2:30 - 2:45 Break

2:45 - 4:00 **TWO TRACKS**

1.25 CLE

ATRIUM

TRACK A Hold Their Feet to the Fire! Strategies for getting the discovery you want in state and federal courts. Experienced criminal defense litigators share their secrets and practices to force the government to provide discovery. [PDF](#), [Nolen PPT1](#), [Nolen PPT2](#)

SALONS II AND III IN THE MANSION

TRACK B Juvenile Law: Successes in the Vermont Supreme Court! Rebecca Turner and Marshall Pahl

4:00 - 5:00 **TWO MINI TRACKS**

1 CLE

ATRIUM

TRACK A Do You Know the Rules of Evidence? Test your knowledge against your comrades! Larry Novins, VLS Evidence Labs and Intensive Trial Practice Professor, and a cast of willing contestants! Prizes will be awarded. [PPT](#)

SALONS II AND III IN THE MANSION

TRACK B Immigration Issues in Family Court, Dawn Seibert will cover the important topics such as: Children can get deported, too! Learn how you can prevent it. Participate in an in-depth discussion with immigration expert Dawn Seibert on how to stabilize your family court client's immigration status to protect against deportation. [PPT](#)

5:00 VTACDL meeting **SALONS II AND III IN THE MANSION**

6:30 Cocktail hour

7:00 Dinner

**OFFICE OF THE DEFENDER GENERAL
2018 GREEN MOUNTAIN JUVENILE AND
CRIMINAL DEFENSE INSTITUTE
By Invitation Only**

**Co-Sponsored by the Vermont Association of Criminal Defense
Lawyers and the Vermont Bar Association**

AGENDA

FRIDAY JUNE 8TH

9:00 - 10:30 **TWO TRACKS** 1.5 CLE

ATRIUM

TRACK A VTSCCT IN REVIEW, Appellate Defenders

[PPT1](#), [PPT2](#), [PPT3](#), [PPT4](#), [DS-PDF1](#), [DS-PDF2](#)

SALONS I IN THE MANSION

TRACK B Doing More with Less: Highly Effective Investigation, Mike Rucker, a Supervisory Investigator and Director of Training for the Public Defender Services in D.C. For investigators and lawyers [PPT](#)

10:30 - 10:45 Break

10:45 - 12:00 **THREE TRACKS** 1.25 CLE

ATRIUM

TRACK A How to Enter Canada With a Prior Conviction, Marisa Feil, Quebec immigration attorney, presents the roadmap for entry. [PPT Brouchure Postcard](#)

SALONS II AND III IN THE MANSION

TRACK B Criminal Immigration Issues - updates!! Rebecca Turner, Dawn Matthews and Dawn Seibert [PPT PDF1](#), [PDF2](#)

SALONS I IN THE MANSION

TRACK C Investigator Roundtable: Bring your difficult cases and issues to discuss with a panel of experienced investigators.

12:00 - 1:00 Lunch

ATRIUM

1:15 - 3:15 New Issues in Ethics, Matt Valerio and Michael Kennedy
2 Ethics CLE