



OHIO ASSOCIATION
OF CRIMINAL
DEFENSE LAWYERS

2720 Airport Drive, Suite 100
Columbus, OH 43219
6.00 CLE Hours

HOT TOPICS IN CRIMINAL LAW

2.5 HRS of Attorney Professional Conduct with Substance Abuse

FRIDAY, DECEMBER 12, 2014



OHIO ASSOCIATION
OF CRIMINAL
DEFENSE LAWYERS

Presents..

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2.5 HOURS OF ATTORNEY PROFESSIONAL CONDUCT WITH SUBSTANCE ABUSE

FRIDAY, DECEMBER 12, 2014

www.oacdl.org

OCLC Conference Center • 6600 Kilgour Place • Dublin, OH 43017 • 614.764.6000



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6600 Kilgour Place
Dublin, OH 43017

DIRECTIONS TO THE OCLC CONFERENCE CENTER

Important:

When you approach the intersection of Route 161/33 and Frantz Road from I-270, the street signs may be misleading. To go to OCLC, be sure to turn north (left) toward Post Road and then make an immediate right and you will be on Kilgour Place.

From the North:

Take I-71 South to I-270 West. Take 270 to exit 17A (Dublin/161 Exit). Follow 161/Rt. 33 to Frantz Road. Turn Left toward Post Road and then make an immediate right and you will be on Kilgour Place. Follow the signs that say Conference Center.

From the South:

Take I-71 North to I-270 West. Take 270 to exit 17A (Dublin/161 Exit). Follow 161/Rt. 33 to Frantz Road. Turn Left toward Post Road and then make an immediate right and you will be on Kilgour Place. Follow the signs that say Conference Center.

From the West:

Take I-70 East to I-270 North. Take 270 to exit 17A (Dublin/161 Exit). Follow 161/Rt. 33 to Frantz Road. Turn Left toward Post Road and then make an immediate right and you will be on Kilgour Place. Follow the signs that say Conference Center.

From the East:

Take I-70 West to I-270 North. Take 270 to exit 17A (Dublin/161 Exit). Follow 161/Rt. 33 to Frantz Road. Turn Left toward Post Road and then make an immediate right and you will be on Kilgour Place. Follow the signs that say Conference Center.

AGENDA | FRIDAY, DECEMBER 12, 2014

8:30 – 9:00 a.m.

Registration and Welcome

Jeff Gamso, OACDL President

9:00 – 10:00 a.m.

Ethics Presentation

Scott Drexel, Disciplinary Counsel for the Supreme Court of Ohio

10:00 – 10:15 a.m.

Break

10:15 – 10:45 a.m.

Substance Abuse

Scott Shaw, Columbus

10:45 – 11:45 a.m.

Ethics Panel

Jay Milano, Chair, OACDL Ethics Committee
David Doughten, Cleveland, OACDL Ethics Committee
Scott Drexel

11:45 – 12:45 p.m.

Lunch (provided)

12:45 – 1:15 p.m.

Crawford/Confrontation

Jeff Gamso, Cuyahoga County Public Defender Office
Erika Cunliffe, Cuyahoga County Public Defender Office

1:15 – 2:15 p.m.

OVI Presentation - OVI Caselaw Update, including ILG

Jessica Fallon, Columbus

2:15 – 2:30 p.m.

Break

2:30 – 3:30 p.m.

DRC Presentation

Ohio Department of Rehabilitation and Correction staff will discuss the current prison population profile as well as describe current trends and projections. A brief overview of early release options that are available through the ODRC will be presented including Transitional Control (TC), Intensive Program Prison (IPP), and provisions under House Bill 86 (Risk Reduction sentencing and 80% Court Release). Additionally, updates will be provided regarding the Parole Board, the Certificate of Qualification for Employment (CQE), Interstate Compact, and ODRC's continued collaboration with community corrections.

Sara Andrews, Managing Director of Court and Community Services, Department of Rehabilitation and Correction
Suzanne Brooks, Assistant to the Managing Director

3:30 – 4:30 p.m.

Basics of Firearms and Ballistics

Richard Vickers, Federal Public Defender, Columbus

OVERNIGHT ROOM NEEDED?

OACDL does not have a room block, but there are many hotels in the area, including:

Embassy Suites

5100 Upper Metro Place
Dublin, OH 43017
614.790.9000

Drury Inn

6170 Parkcenter Circle
Dublin, OH 43017
614.789.8802

Red Roof Inn

5125 Post Road
Dublin, OH 43017
614.764.3993

UPCOMING SEMINARS

January 19, 2015

Current Issues in Criminal Law

Cincinnati Law School, Cincinnati

March 12-14, 2015

Advanced OVI

Sheraton at Capital Square, Columbus

CLE Credit Hours: Pursuant to Rule X of the Government of the Bar, the sponsor has requested 6.00 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 including 1 hour of ethics, 1 hour of professionalism, and .50 hours of substance abuse.



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BIOGRAPHIES

Sara Andrews

Sara Andrews serves as the Managing Director of Court and Community Services for the Ohio Department of Rehabilitation and Correction (DRC), effective December 2012. She was appointed Deputy Director of the Division of Parole and Community Services (DPCS) and Chief of the Adult Parole Authority (APA) in March 2010. Sara oversees the Ohio Parole Board, the Office of Victim Services, the Bureau of Research, Office of Offender Reentry and Religious Services, Jail inspection and oversight, community supervision, fugitive and interstate compact operations, and DRC funded community corrections throughout the State of Ohio. Sara is also the Ohio Commissioner and national Chair of the Interstate Compact for Adult Offender Supervision. Sara had previously served as the Superintendent of the Adult Parole Authority since 2003. She began her career with DRC as a parole officer in 1991 and since then held a variety of leadership positions in DRC.

Sara's academic background includes a B.A. from the University of Northern Colorado and M.S. degree from the University of Dayton, Ohio. She is a member of Ohio Justice Alliance for Community Corrections, Ohio Chief Probation Officer's Association, the American Probation and Parole Association, the Interagency Council Homelessness and Affordable Housing, serves as an appointed member of the Attorney General's Ohio Law Enforcement Gateway Steering Committee and Advisory Board, the Commission on Technology and the Courts of the Ohio Supreme Court and served as a member of the Ohio Supreme Court's Joint Task Force to Review the Administration of Ohio's Death Penalty.

Suzanne Brooks

Suzanne Brooks graduated Cum Laude from Cleveland State University in 2001, at the age of 19, with a Bachelor's Degree in Psychology. After graduating from college, Suzanne began working with a private, non-profit agency providing case management services to juveniles with behavioral issues including juveniles involved in the criminal justice system. In 2003, Suzanne accepted a Parole Officer position with the Ohio Department of Rehabilitation and Correction. She supervised Parole and Post Release Control offenders in Lorain County for 8 years before being displaced to Erie County where she supervised offenders on all types of supervision. During Suzanne's career as a Parole Officer, she has been a member of several committees and also co-facilitated Sex Offender Educational Programming in Lorain County. In December 2011, Suzanne accepted the position of Justice Reinvestment Officer for the Cleveland Region of the Adult Parole Authority. In this role Suzanne worked with the courts in Cuyahoga, Lorain, Medina, and Erie Counties. In addition, she also worked with local prisons including Grafton Correctional Institution (GCI), Grafton Reintegration Center (GRC), Lorain Correctional Institution (LORCI), and Northeast Reintegration Center (NERC). In December 2012, Suzanne was awarded the Director's Impact Award as a result of her involvement with a task force designed to create Military Units in the prisons. In July 2014, Suzanne was promoted to the position of Parole Program Administrator with the Ohio Department of Rehabilitation and Correction. In this role, Suzanne serves as the Interstate Compact Deputy Compact Administrator for the State of Ohio and supervises all Justice Reinvestment Officers across the State.

Jessica Fallon

Jessica Fallon is an Associate Attorney with The Law Offices of Saia & Piatt, Inc. She has dedicated her practice to the defense of OVI, criminal, and traffic offenses.

Attorney Fallon has conducted extensive research of the laws relating to OVI offenses, as well as criminal and traffic offenses, and is a strong advocate for clients in Columbus and Delaware, Ohio. Jessica has set herself apart from her peers by completing training in the operation and maintenance of the Intoxilyzer 8000, the newest breathalyzer machine to be put in use in Ohio. She has also completed the National Highway Traffic Safety Administration's course on DWI Detection and Standardized Field Sobriety Testing-the same course administered to police officers throughout the State. Jessica has spoken at several seminars on the topic of DUI defense and speaks at Second Chance Counseling's Driver Intervention programs.

Jay Milano

Jay Milano has tried cases for over 30 years -civil and criminal. He has taught Trial Tactics at Case Western Reserve School of Law for 20 years. He is the Founding President of the Ohio Association of Criminal Defense Lawyers and a Former President of the Cuyahoga County Bar Association. He is the current and first chair of the OACDL's Ethics Committee and was the chair of the CCBA Certified Grievance Committee. He is a three term member and former President of the Rocky River, Ohio Board of Education.

Richard Vickers

Richard J. Vickers was with the Office of the Ohio Public Defender from 1986 until 2008 serving as Group Supervisor in the Death Penalty Division. He also served as liaison with the Southern Ohio Correctional Facility and the Mansfield Correctional Institution regarding death row prisoner issues. Since working with the Ohio Public Defender, Mr. Vickers has presented one case to the United States Supreme Court, argued seven cases before the Ohio Supreme Court, and numerous cases to the various courts of appeals in Ohio. He has spoken at over twenty-seven seminars training attorneys in the area of capital litigation. Since 2008, Mr. Vickers has worked as an Investigator of both facts and mitigation at the Capital Habeas Unit of the Federal Public Defender's Office in the Southern District of Ohio in Columbus.

Jeff Gamso

Jeff Gamso received his law degree from Texas Tech University School of Law in Lubbock, Texas. He is admitted to the bar in Ohio, 1990; Texas, 1987; U.S. Court of Appeals 5th Circuit, 1988; U.S. Court of Appeals 6th Circuit, 1989; U.S. District Court Northern District of Texas, 1987; U.S. Supreme Court, 1994. Jeff is currently an assistant public defender with the Cuyahoga County Public Defender's Office. In October, Jeff was elected as President of the Ohio Association of Criminal Defense Lawyers.

David Doughten

David Doughten has practiced criminal law in the Cleveland area and around the state for more than thirty years, first with the Cuyahoga County Public Defender Office and then in private practice. He has represented numerous persons facing the death penalty at trial (both in state and federal court), on appeal, in post-conviction, and in federal habeas corpus, and clemency proceedings. Mr. Doughten is well respected as a criminal defense lawyer and is in demand as a lecturer in Cuyahoga County and around the state. Mr. Doughten was awarded the Schumacher Lifesaver Award by the OACDL in 2010 for his lifetime achievements in capital litigation.

Scott Shaw

Scott Shaw is a Columbus attorney who received his law degree from Capital University. He has vast experience in both civil and criminal trials, ranging from personal injury to aggravated murder and federal drug conspiracy cases and federal rico cases. He has participated in environmental litigation involving ground water and related issues. On the personal side, Scott is a published photographer with United Press International, a private pilot with instrument rating and has played the Bach prelude in C major from memory on the grand piano in the showroom at the Waterford Crystal Factory, Waterford, Ireland. Scott is a past president of the COACDL, and current board member of OACDL.

Scott Drexel

Effective October 29, 2013, Scott J. Drexel was appointed by the Supreme Court of Ohio and the Board of Commissioners on Grievances and Discipline to a four-year term as Disciplinary Counsel for the State of Ohio. Prior to becoming Disciplinary Counsel for Ohio, Mr. Drexel spent more than 31 years with the State Bar of California, including four years as its Chief Disciplinary Counsel, 17 years as the Administrative Officer and Chief Counsel to the State Bar Court and 10 years as Chief Assistant General Counsel. Following his retirement from the State Bar of California in 2009, Mr. Drexel spent two years as a legal advisor for the Department of Justice's Professional Responsibility Advisory Office (PRAO) in Washington, D.C. From September 2011 until his appointment as Ohio Disciplinary Counsel, Mr. Drexel acted as an expert witness on legal ethics and professional responsibility issues and represented attorneys involved in the disciplinary system in California. Mr. Drexel has taught law school classes in Professional Responsibility and Legal Ethics. In 2007, he was selected by the Los Angeles and San Francisco Daily Journal legal newspapers as one of the Top 100 Lawyers in California.

Erika Cunliffe

Erika Cunliffe has been with Cuyahoga County Public Defender's Office Appeals Division for the last nine years. In that position, she has focused largely on post-conviction litigation in capital and non-capital cases. She has a special interest in the Confrontation Clause, particularly in the wake of the Court's decision in Crawford v. Washington. Erika and Jeff Gamso are currently before the US Supreme Court on a Crawford issue in Ohio v. Darius Clark, which is scheduled for oral argument on March 2, 2015. She is admitted to practice in the states of Ohio and Illinois.



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www.oacdl.org

OCLC Conference Center
6600 Kilgour Place
Dublin, OH 43017
614.764.6000
www.oclc.org/conferencecenter

REGISTRATION FORM

Name _____

Name for Badge _____

Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

Seminar Cost: \$190.00 OACDL Member \$215.00 Walk-in Rate
 \$210.00 OACDL Non-Member \$235.00 Walk-in Rate

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 not accepted.

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

Card # _____

Expiration Date _____ 3 Digit Security Code _____

Signature _____

(Cancellation must be received by the OACDL by 5:00 p.m. on Wednesday, December 10, 2014 to receive a refund.)

PAYMENT

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, 2014– June 30, 2015) 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 December 2, 2014. All applications are on a first come first serve basis.

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 30 people to apply. You will receive notification via email if your registration is one of the first 30.