

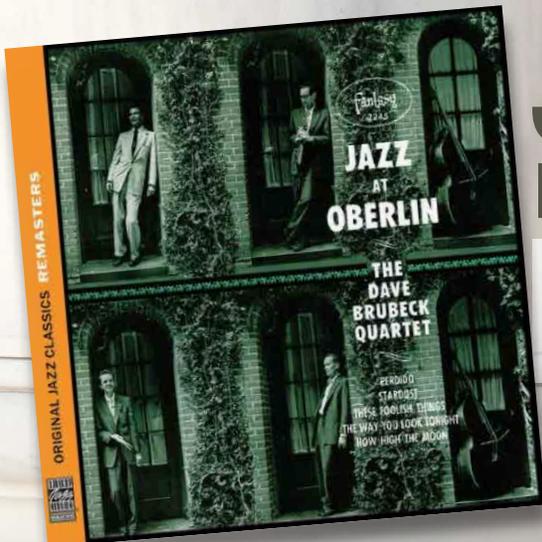
JAZZAT OBERLIN: INNOCENT EXPLANATIONS! FRIDAY, OCTOBER 25, **2013**

Friday, October 25, **2013**

JAZZAT OBERLIN INNOCENT EXPLANATIONS!

An inspiring and practical trial advocacy symposium on the need to recognize, educate and properly litigate the innocent explanation for the modern day criminal defense lawyer.

TAKE FIVE WITH THE FAB FOUR



JAZZ AT OBERLIN

INNOCENT EXPLANATIONS!

Friday, October 25, 2013

Oberlin College Oberlin, OH

OACDL

2720 Airport Drive, Suite 100
Columbus, OH 43219
800.443.2626
Fax: 740.654.6097
www.oacdl.org

Oberlin College

119 W. Woodland Street
West Lecture Hall
Oberlin, OH 44074
www.oberlin.edu

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THURSDAY, OCTOBER 24, 2013 AGENDA

6:30 p.m.

Executive Board and Annual Membership Meeting

The Oberlin Inn | 7 North Main Street | Oberlin, OH 44074

8:00 – 11:00 p.m.

Meet Your 2013-2014 Board!

Social Gathering and Happy Hour(s) ***Cash Bar*

Upstairs at The Feve! | 30 South Main Street | Oberlin, OH 44074

FRIDAY, OCTOBER 25, 2013 AGENDA

TAKE FIVE WITH THE FAB FOUR!

West Lecture Hall | 119 West Woodland Street | Oberlin, OH 44074

8:00 - 8:45 a.m.

Registration

8:45 – 9:00 a.m.

Welcome & Opening Comments | **J. Anthony Rich** OACDL President

9:00 - 10:15 a.m.

Colette Tvedt | Seattle, WA

“99 Problems and the Cops Aren’t One”

Racial Profiling and Selective Enforcement Post-Wren

A current Constitutional assessment of police conduct and the accompanying negligent, reckless or willful blindness to innocent client conduct.

10:30 - 12:00 p.m.

Ed Novak | Phoenix, AZ

How Arizona Prosecutors refused to accept innocent explanations in the infamous 1970 Pioneer Hotel “Arson” and the 42 Year injustice that ensues to this day. Louis Taylor spent 42 years in custody for a crime he did not commit. Accused as a 16 year old, he was convicted of the arson deaths of 28 people in a hotel fire in Tucson, Arizona in 1970. Arson science was non-existent in 1970, but that did not stop the prosecution’s experts from testifying about the origin and cause of the fire. One expert even claimed he knew the fire was probably started by a young black person. Years later, as fire science developed, the basis for the prosecution fell apart and Louis won his long sought freedom.

12:00 - 12:45 p.m.

Lunch in the West Hall Atrium (provided)

12:45 - 2:00 p.m.

Tyrone Moncriffe | Houston, TX

Former NACDL “Speaker of the Year”

“Storytelling and The Art of Persuasion”

Using and mastering the age-old art of storytelling as a means to establishing jury empathy for your client and allowing jurors to see, understand, and ultimately accept the innocent explanation.

2:00 - 3:15 p.m.

Bruce Kapsack | San Francisco, CA

“What You Get Is What They See”

How to reframe police officer’s “Objective Symptoms” into everyday behavior.

Recognizing, digesting then delivering the all important arguments at trial in regard to the innocent explanations for your client’s alleged “OVI” conduct.

3:15 p.m.

Farewell and Closing Comments | **J. Anthony Rich**

3:20 p.m.

Adjourned!

TAKE FIVE WITH THE FAB FOUR



Colette Tvedt

Colette Tvedt is a nationally known trial attorney and lecturer who has been practicing criminal defense for over 20 years. She has tried hundreds of cases in front of judges and juries in both Massachusetts and Washington in state and federal court. A graduate of the Reid School of Interrogation, Colette is a recognized expert in police interrogation techniques and also has significant expertise in the area of eyewitness identification. Colette represents a broad range of clients facing investigation or prosecution for white collar crimes, violent crimes, property crimes, drug crimes, serious felonies and misdemeanors. After obtaining her J.D. from Rutgers University School of Law in 1989, Colette served as a public defender in Boston (MA) before becoming a Clinical Professor of Law at Suffolk University. She moved to Seattle in 2006, where she worked as a felony trial attorney at The Defender Association (TDA) before joining Schroeter, Goldmark & Bender in 2007. Colette is a frequent lecturer and moderator at local and national training programs, and has been invited to speak in over twenty states. Colette is also a respected teacher of trial advocacy, most recently teaching at the University of Washington School of Law. She is a faculty member of the National Criminal Defense College and a past participant in the Oxford University Roundtable on International Criminal Justice.



Tyrone C. Moncriffe

Tyrone C. Moncriffe is one of our profession’s most dynamic and sought after seminar speakers! Attorney Moncriffe is Board Certified in Criminal Law. He is certified first chair in Death Penalty cases in Harris County, Texas. Tyrone is Board Certified by the National Board of Trial Advocacy. He is a faculty member of the Criminal Law Institute. He graduated from Texas Southern University Magna Cum Laude and Thurgood Marshall School of Law in 1982. He has been in private practice since 1983 where he handles criminal cases. He is an active faculty member of the trial Advocacy Institute where he assists with training members in various trial tactics such as Voir Dire, direct/cross examination and the psychology of stories as they relate to trials. He is an active member of many professional associations and a past Director of TCDLA and the Harris County Criminal Lawyers Association. Mr. Moncriffe devotes a great deal of his time speaking to young lawyers in an effort to help them develop better trial skills. He has spoken and been a faculty member for the last 10 years at the Criminal Law Institute in Huntsville, Texas. He has also spoken and been a faculty member at the Criminal Law Institute in Plano, Texas for the last 8 years. He has spoken on storytelling in Kansas, Mississippi, Wisconsin and Massachusetts in an effort to assist lawyers with trial skills. He has a radio show (Moncriffe Files) in Baytown, Texas KWWJ 1360, where he speaks and explains legal issues to keep the community abreast of their basic rights as American citizens. Mr. Moncriffe was voted one of the Top Lawyers for the people in 2005 in H Texas Magazine, and was also selected as Texas Super Lawyer 2006-2013. He was also voted one of the best lawyers in Houston by H-Texas magazine 2008-2012. In 2013 he has been voted Top 100 Trial Lawyers in the Nation.



Edward Novak

In the Spring of 2013, Attorney Edward Novak assisted the Arizona Justice Project in bringing an end to the State of Arizona’s Willful and Wrongful Conviction and 42 Year Wrongful Incarceration of Lewis Taylor. As featured on 60 Minutes this spring, the week before Christmas, back in 1970, an historic fire swept through an Arizona landmark, the Pioneer Hotel in downtown Tucson. Twenty-eight people were killed that night, some of whom were forced to jump to their deaths to avoid being burned alive in their rooms. It was front page news all over the country, and the following morning, a 16-year-old boy named Louis Taylor was charged with setting the fire and later convicted of 28 counts of murder. The evidence was weak, and even the trial judge later admitted he would not have voted to convict. 60 Minutes first looked into the case back in 2002, along with Court TV, and found evidence that the 16-year-old had been railroaded; a convenient suspect for police and prosecutors eager to resolve the city’s worst disaster. Taylor was still serving a life sentence, until new developments in fire science and new testimony from a key witness, and Attorney Ed Novak shed new light on a tragedy that haunted Tucson for nearly 42 years. J.D., DePaul University, 1976; B.A., Knox College, 1969



Bruce Kapsack

Bruce is a nationally renown Trial Lawyer and one of our nation’s most sought after speakers in OVI Trial Advocacy. Bruce Kapsack is the senior partner of Kapsack & Bair, LLP an AV rated firm practicing exclusively in DUI / DWI Defense. Mr. Kapsack pioneered many DUI defense strategies currently used by other California attorneys as well as law firms throughout the country. When not defending clients, Mr. Kapsack writes and teaches other attorneys the keys to successful DUI defense. Mr. Kapsack’s novel developments in science, law, and courtroom technique are frequently used by attorneys across the United States. In fact, virtually every DUI defense attorney in California has been trained by, read the works of, or attended one of Mr. Kapsack’s lectures. His lectures for both the State Bar and for the California Public Defenders are among the best attended and they are videotaped and used for continuing education and training. Mr. Kapsack has been asked to write for DUI and criminal publications in California, where he writes the regular update on California DUI for the Public Defenders, and other states including New York, Nebraska, Ohio and nationally for The Champion magazine. Bruce graduated with honors from Plymouth State College in 1984 with a BA in Interdisciplinary studies. His Juris Doctorate was awarded to him from Washington College of Law at the American University in 1987 where he not only completed the usual curriculum, but also participated in clinical work which led him to argue before the 4th Circuit Court of Appeals. After graduation, he was hired by the Bronx Legal Aid Society as a public defender where he rose to the level of Senior Trial Attorney in under five years. Until his resignation, Bruce was undefeated in trial which led to respect from judges and fear from prosecutors. Mr. Kapsack maintains his connection with public defenders by writing and lecturing as mentioned above, but also by regularly going to local PD offices to present half day seminars on defending DUI cases.

COMING IN FROM OUT OF TOWN?

STAY FOR THE WEEKEND – THERE’S PLENTY TO DO.

HISTORY WALKS

VISIT: oberlinheritage.org/events.



THE LAKE ERIE ISLANDS

VISIT:
visitputinbay.com/pib/



CEDAR POINT

VISIT:
cedarpoint.com



CLEVELAND Rolling Stones 50th Anniversary Exhibit at Rock N’ Roll Hall of Fame

VISIT:
rockhall.com/visit-the-museum/plan/



CLEVELAND Severance Hall & The World Renown Cleveland Orchestra October 24th-27th

VISIT:
clevelandorchestra.com



FAMOUS LAKEVIEW CEMETERY



CLEVELAND Cleveland’s World Famous West Side Market

ABOUT THE ALBUM:

Jazz at Oberlin is a live album by the Dave Brubeck Quartet. It was recorded in the Finney Chapel at Oberlin College in March 1953, and released on Fantasy Records as F 3245. Critic Nat Hentoff wrote in Down Beat magazine that the album ranks with the College of the Pacific and Storyville sets “as the best of Brubeck on record”, and jazz critic Gary Giddins has written that it would “make many short lists of the decade’s outstanding albums”. The concert is credited with making jazz a legitimate field of musical study at Oberlin, but it and the album did much more than that. The album is further credited with initiating making jazz a subject of serious intellectual attention in a listening-centric environment; Wendell Logan, the chair of Oberlin’s Jazz Studies Department, described it as “the watershed event that signaled the change of performance space for jazz from the nightclub to the concert hall”. In addition, it was one of the early works in the cool jazz stream of jazz; The Guardian’s John Fordham wrote that it “indicated new directions for jazz that didn’t slavishly mirror bebop, and even hinted at free-jazz piano techniques still years away from realisation”; he further observed that it “marked Brubeck’s eager adoption by America’s (predominantly white) youth - a welcome that soon extended around the world ... for a rhythmically intricate instrumental jazz”.

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Oberlin College Oberlin, OH

DIRECTIONS

How to Get to Oberlin

Oberlin College is close to several interstate highways, including I-80 (the Ohio Turnpike), I-480, and I-90. The college is located in Northeast Ohio at the junction of state routes 58 and 511. Please use these driving directions to the Carnegie Building, 173 W. Lorain St., which houses several administrative offices including admissions. Use these directions in conjunction with a map.

Driving from the East

I-80 (Ohio Turnpike): Travel west to exit 140 (Amherst/ Oberlin interchange). Go south for six miles on Ohio Route 58 to Lorain Street (Ohio Route 511). Turn right on West Lorain Street. At the next intersection, turn right on North Professor Street. The Carnegie Building is on your right.

I-90: Travel west and exit at Ohio Route 2 west. Exit at Ohio Route 58 in Amherst and follow the directions above.

I-480 (from Cleveland Hopkins International Airport and points east of Oberlin): Follow I-480 west as it becomes Ohio Route 10 west toward Norwalk as it becomes Ohio Route 20 west. Take ramp right for Ohio Route 511 toward Oberlin. The Oberlin exit, Ohio Route 511 west, is also Lorain Street. One block after passing the intersection of Ohio Route 58, turn right onto North Professor Street. The Carnegie Building will be on your right.

Driving from the South

Travel on I-71 north to I-80 west (Ohio Turnpike). Take exit 140 (Amherst/Oberlin interchange) and go south for eight miles on Ohio Route 58 into Oberlin. At the intersection of Ohio Route 58 and Lorain Street (Ohio Route 511), turn right on West Lorain Street. At the next intersection, turn right on North Professor Street. The Carnegie Building is on your right.

Alternate routes: Take I-71 north to exit 196 (toward West Salem). Go north on Ohio Route 301 to Ohio Route 303. Go west on 303 to Ohio Route 58. Take 58 north into Oberlin. You also can follow I-71 north to exit 186 (toward Ashland). Go east on U.S. Route 250 to Ohio Route 89. Go north on Ohio Route 89 to Ohio Route 58. Go north on Ohio Route 58 into Oberlin. Turn west (left) at the intersection onto West Lorain Street. At the next intersection, turn right on North Professor Street. The Carnegie Building is on your right.

Driving from the West

Take I-80 (Ohio Turnpike) east to exit 140 (Amherst/Oberlin interchange). Go south for eight miles on Ohio Route 58 into Oberlin. At the intersection of 58 and Lorain Street (Ohio Route 511), turn right on West Lorain Street. At the next intersection, turn right on North Professor Street. The Carnegie Building is on your right.

From the Airport

Oberlin is less than 30 minutes by car from Cleveland Hopkins International Airport. All major airlines fly into Cleveland's airport, which serves as a hub for Continental Airlines. Follow the directions as listed under "Driving from the East" on I-480.

Shuttle Service between the CLE Airport and Oberlin

Oberlin College has arranged with ACE Transport and Brecksville Road Transit (BRT) to offer daily airport shuttle during the academic year as well as academic break airport shuttle to provide transportation between Oberlin and the Cleveland Hopkins International Airport (CLE).
See airport shuttle schedule

UPCOMING SEMINARS

November 20-22, 2013

Annual Death Penalty Seminar
Columbus – Westin Hotel

December 6, 2013

Hot Topics to include Substance Abuse, Ethics and Professionalism
Columbus - OCLC

January 20, 2014

Current Issues in Criminal Law with GCCDLA
University of Cincinnati College of Law

March 6-8, 2014

Advanced DUI Seminar
Columbus – Westin Hotel

CLE Credit Hours: Pursuant to Rule X of the Government of the Bar, the sponsor has requested 5.00 CLE hours from the Ohio 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.

Where to stay: OACDL has a block of rooms reserved at the Oberlin Inn, 7 North Main Street, Oberlin, OH 44074 at a rate of \$109.00/night. Phone is 440.775.1111. Everything is in walking distance from the Inn!



OACDL

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OACDL

Name _____

Address _____

City _____ State _____ Zip _____

Phone _____ Email _____

(please provide email address for registration confirmation)

Seminar Cost: \$165.00 OACDL Member \$195.00 Non-member of OACDL
 \$195.00 OACDL Member Walk-In Rate \$230.00 Non-member of OACDL 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. No telephone registrations accepted. Email address required to process credit card payments.

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 Tuesday, October 22, 2013 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, 2013 to June 30, 2014) 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 11, 2013. 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 40 people to apply. You will receive notification via email if your registration is one of the first 40.