



713 South Front Street, Columbus, OH 43206

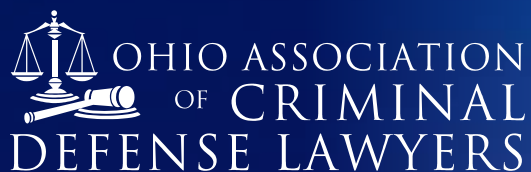
ANNUAL SUPERSTAR SEMINAR

Practical Tips on Cross Examining the State's Witness

6.00 hours of CLE

FRIDAY, OCTOBER 23, 2015

Annual Membership Meeting on
Thursday, October 22, 2015 at the Wyndham



Annual Superstar Seminar
Practical Tips on Cross Examining the State's Witness

Friday, Oct. 23, 2015

www.oacdl.org

The Cleveland Wyndham at Playhouse Square • 1260 Euclid Ave. • Cleveland, OH 44115

AGENDA

Thursday, October 22, 2015

5:00 – 6:30 p.m. Cocktail hour and reception to welcome incoming OACDL President Michael Lear
6:30 p.m. Annual Membership Meeting and Board Meeting

Friday, October 23, 2015 - Annual Superstar Seminar - Practical Tips on Cross Examining the State's Witness

9:00 – 10:00 a.m. **Larry Zukerman**
Evidence Rule 613: Impeachment by Self-Contradiction and Extrinsic Evidence of Prior Inconsistent Statement of Witness

10:00 – 10:15 a.m. BREAK

10:15 – 12:15 p.m. **Terry MacCarthy and Dale Cobb**
The Art of Cross Examination of the States' Experts

12:15 – 1:15 p.m. LUNCH (provided)

1:15 – 2:45 p.m. **Dr. Julie Heinig**
DNA – How to Present Your Evidence; How to Cross the States' Expert

2:45 – 3:00 p.m. BREAK

3:00 – 4:30 p.m. **C. Matthew Curtain, InterHack**
Making Effective Use of a Computer Expert; The Role of the Expert in Preparing for Trial

UPCOMING SEMINARS

November 18-20, 2015	Annual Death Penalty Seminar, Columbus	Sheraton at Capital Square, Columbus
December 11, 2015	Hot Topics to include 2.5 hours of Professional Conduct	OCLC Conference Center, Dublin
January 18, 2016	Current Issues in Criminal Law	U.C. Law School Cincinnati
March 10-12, 2016	Annual DUI Seminar	Westin Hotel, Columbus

DIRECTIONS TO THE CONFERENCE CENTER AT OCLC

FROM THE NORTH:

Merge onto I-71 N toward Columbus. Merge onto I-71 N via Exit 101A on the left toward Cleveland. Merge onto I-271 N via Exit 220 toward Erie PA. Merge onto I-77 N via Exit 10 toward Cleveland. Take the E 14th St. exit to the hotel.

FROM THE SOUTH:

Merge onto I-77 N via Exit 10 toward Cleveland. Take the E 14th St. exit to the hotel.

FROM THE EAST:

Merge onto I-70 E via Exit 44B toward Dayton - Crossing into Ohio. Merge onto I-270 N via Exit 93B toward Cleveland. Merge onto I-71 N via Exit 26 toward Cleveland. Merge onto I-271 N via Exit 220 toward Erie, PA. Merge onto I-77 N via Exit 10 toward Cleveland. Take the E 14th St. exit to the hotel.

FROM THE WEST:

Merge onto I-90 E via the ramp on the left. Merge onto I-90 E via Exit 170B toward Cleveland/Columbus. Take the E 9th St. exit to the hotel.

FROM THE AIRPORT:

Take 71 North or 77 North to the East 9th Street exit. Get off at E. 9th and head North. When you get to Euclid Avenue, take a right. The hotel is on the right-hand side of the street.

Speaker Biographies

C. MATTHEW CURTIN, CISSP - Founder, Interhack Corporation

C. Matthew Curtin is a computer scientist and cybersecurity expert. He leads Interhack's professional practice, addressing matters such as data breaches, intellectual property protection, computer crime, and use of data in litigation. Curtin has been engaged in criminal, civil, administrative, and military processes for both those bringing and defending actions, as well as for the court directly. His opinion has been accepted by federal and state courts throughout the country in hearings, trials, and in appeals.

In 1997 he helped to lead the DESCHALL project to defeat the U.S. Government Data Encryption Standard (DES) for the first time in open research using exhaustive key search. His book *Brute Force: Cracking the Data Encryption Standard* (Copernicus Books, 2005) tells the inside story of the effort and how it led to a change in policy regarding strong cryptography.

Curtin was the primary investigator in Interhack's Internet Privacy Project, showing how decisions made in the design and implementation of Internet-connected systems impact the security of computer systems and the privacy of their users. The work has been reported throughout the worldwide media and computer science literature. Curtin's previous book, *Developing Trust: Online Privacy and Security* (Apress, 2001) discusses these matters in detail.

Curtin has held an academic post as Senior Lecturer at The Ohio State University's Department of Computer Science and Engineering, and has guest lectured for the Privacy Foundation at the University of Denver's Sturm College of Law, Otterbein College, Franklin University, the Keller Graduate School of Management at DeVry University, and the Fisher College of Business at The Ohio State University.

As a volunteer, Curtin provides public service in emergency communications and emergency response. He is an amateur radio operator (KD8TTE), and carries qualifications and certifications in the FEMA Incident Command System (ICS), National Incident Management System (NIMS), National Weather Service SKYWARN, and is a member of the Franklin County Ohio Community Emergency Response Team (CERT) as well as the Ohio Amateur Radio Emergency Service Mutual Assistance Team (ARES/MAT).

LARRY ZUKERMAN

Mr. Zuckerman graduated from Case Western Reserve University School of Law and was admitted to the practice of law in the state of Ohio in 1985. Larry is an adjunct-professor of law at The Case Western Reserve University School of Law, where he has taught for thirteen years. Mr. Zuckerman's teaching experience is not limited to the classroom. He has been selected to teach lawyers at seminars concerning a wide variety of subject matters. Larry is actively involved in the legal community and served as President of the Cuyahoga County Defense Lawyers Association, the Chair of the DUI Committee of the Ohio Association of Criminal Defense Lawyers, and the Chairman of the Cleveland Bar Association Criminal Law Section. Mr. Zuckerman has also served as a Member of the Board of Directors of various state and local legal organizations. Mr. Zuckerman is admitted to practice in all State and Federal Courts in the State of Ohio, The United States District Court for the Northern District of Ohio, The United States District Court for the Southern District of Ohio, The United States District Court for the Western Division of Michigan, The Sixth Circuit Court of Appeals and The United States Supreme Court. Mr. Zuckerman's practice includes high profile white collar criminal defense, allegations of crime from internet/computer usage, as well as Federal narcotics cases. Mr. Zuckerman also represents individuals in the State and Municipal Courts of Ohio.

DR. JULIE HEINIG - Assistant Laboratory Director

Dr. Heinig is in charge of the forensic laboratory operations at DNA Diagnostics Center. She performs DNA testing on crime scene evidence for DDC Forensics. Dr. Heinig designed and prepared DDC's forensic laboratory for accreditations by the prestigious FQS-I (Forensic Quality Services-International)/ISO IEC17025 and ASCLD/LAB-International, setting up the laboratory policies and procedures and performing validation studies.

Before joining DDC, Dr. Heinig spent 4 years as a Senior Forensic Scientist/DNA Analyst at the Cuyahoga County Coroner's office, where she performed testing on the highly publicized Dr. Sam Sheppard case. Dr. Heinig has appeared as an expert in a number of court cases testifying on her own casework and that of other scientists. She has extensive experience in processing crime scenes.

Dr. Heinig is an experienced lecturer, having hosted seminars and given lectures at the Coroner's office and offsite to various groups including attorneys, physicians and universities. She has also conducted crime scene evidence collection workshops for law enforcement agencies.

TERENCE F. MacCARTHY

Terry MacCarthy has been the Executive Director of the Federal Defender Program in the United States District Court for the Northern District of Illinois for over forty years. He was selected for this position in 1966 by the judges of the United States District Court and the deans of the six Chicago law schools. The office is frequently mentioned as being one of the best defender offices in the country. In addition to his overall administrative responsibilities, Mr. MacCarthy continues to personally try cases and to train and assist his staff of twenty attorneys.

He received a B.A. in philosophy from St. Joseph's College in 1955, and a J.D. from DePaul Law School in 1960. He was a law clerk to former Chief Judge William J. Campbell of the United States District Court for the Northern District of Illinois. He also served for several years as an Illinois Special Assistant Attorney General, specializing in civil trials and appeals. Mr. MacCarthy has been active principally in the field of trial practice, in both criminal and civil matters. He has argued in the United States Supreme Court. His criminal experience is primarily in the federal courts where he has tried and appealed many cases, and worked with his staff attorneys in preparing and trying additional cases. MacCarthy is one of the nation's most sought-after speakers at continuing legal education programs, having lectured in all 50 states and over a dozen foreign countries.

He has received numerous awards including special awards from both his undergraduate college and his law school. He received the University of Virginia Justice William Brennan Award, the Harrison Tweed Special Merit Award from the ABA and NLADA's Reginald Heber Smith Award. He has also received awards from, among other organizations, the National Association of Criminal Defense Lawyers, both the California and Illinois Attorneys for Criminal Justice, the ACLU, the National College of Criminal Defense, the Illinois State's Attorneys Association, the U.S. Army Trial Defense Services and the U.S.O. During the year 2000 he received the "Defender of the Century" from the Federal Defenders Association, the Inns of Court Professionalism Award from the Court of Appeals for the Seventh Circuit and the Charles English Award from the ABA Criminal Justice Section. In 2002 he received the Laureate Award of the Illinois State Bar Association. In 2004 he received the Public Interest Award for Excellence from the Chicago Chapter of the Federal Bar Association and the United States District Court of Illinois. In 2006 he received the First Defender Award from First Defense Legal Aid.

A member of the ABA for over thirty years, MacCarthy has chaired the Criminal Justice Section and has served on its Council for over twenty years, seven as a Section representative in the House of Delegates. He served on the Board of Governors from 1997 to 2000.

DALE COBB

Dale T. Cobb, Jr., is managing partner at the law firm of Belk, Cobb, Infinger & Goldstein in Charleston, South Carolina. He practices exclusively criminal defense. He is a co-founder of the South Carolina Association of Criminal Defense Lawyers, Chairman of the Board of the Wyoming Trial Institute, and has been a faculty member for the National Criminal Defense College since 1979. Dale helped pioneer the "Battered Spouse Syndrome" defense in the late 1970s, and has lectured in 45 states, Mexico, Puerto Rico, and Canada. His publications include: Criminal Procedure in South Carolina, Battered Spouse Defenses, and Acting for Lawyers (Welcome to the Theatre of the Absurd)



ANNUAL SUPERSTAR SEMINAR
Practical Tips on Cross Examining the State's Witness
FRIDAY, OCTOBER 23, 2015

OACDL
713 South Front Street
Columbus, OH 43206
800-443-2626 / fax 740-654-6097
www.oacdl.org

The Cleveland Wyndham
at Playhouse Square
1260 Euclid Ave.
Cleveland, OH 44115
216.615.7500 / 800.270.6768

REGISTRATION FORM

Name _____
Name for Badge _____
Address _____
City _____ State _____ Zip _____
Phone _____ Email _____

PAYMENT

Seminar Cost:

- ☐ \$190 OACDL MEMBER ☐ \$210 WALK IN RATE
☐ \$240 OACDL NON-MEMBER ☐ \$260 WALK IN RATE

- ☐ **Yes, I will be attending the reception and annual meeting on Thursday evening.**
☐ I am unable to attend, but please send me the materials. Enclosed is my check for \$50.00 or bill my credit card below. Materials will be sent immediately following the seminar.

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.

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, October 20, 2015 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 1 week 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, 2015 – June 30, 2016) 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 9, 2015. 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) _____

RETURN TO OACDL • 713 South Front Street • Columbus, OH 43206 or fax to 740.654.6097

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.