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## **PROGRAM ANNOUNCEMENT**

*The Advocacy Institute Is Pleased to Present*

### **HEARSAY AND THE RESIDUUM RULE**

**February 20, 2018  
1:30 p.m. to 3:30 p.m.  
Richard J. Hughes Justice Complex  
25 Market Street  
4<sup>th</sup> Floor Conference Room A  
Trenton, New Jersey**

### **PLEASE READ: NOTICE REGARDING COURSE MATERIALS**

You will receive the course materials approximately forty-eight (48) hours prior to the date of the course. The materials will be contained in an email attachment.

#### *Program Summary*

This presentation will review hearsay and other evidentiary arguments for trial. The program will also cover the Residuum Rule and its use at administrative proceedings including those at OAL and other administrative agencies. The discussion will cover both hearsay and some particular exceptions such as party opponents and statements against interest. Although child protection cases will be used as an overview, the presentation will be general enough to be applicable to any trial attorney.

#### *Who Should Attend?*

This program is intended for attorneys engaged in litigation practice. Others, however, may find this presentation of interest.

## *Who Is the Faculty?*

**AAG Christian Arnold** oversees the DCF Practice Group with AAG Erin O’Leary. Prior to his current position, Chris was Assistant Section Chief of DCF North. Chris began his legal career as a Deputy Attorney General in the Public Utilities Section of the Division of Law. In 1999, Chris transferred to the DCF North Section and has represented the Division in both protective services litigation and guardianship matters since that time. He is a graduate of Harvard Law School.

**AAG Erin O’Leary** oversees the DCF Practice Group with AAG Christian Arnold. Prior to her current position, Erin served as a DAG, arguing multiple appellate matters, including two NJ Supreme Court cases (YN and EDO). Previously, Erin served as the Deputy Commissioner for the Department of Children and Families (DCF). In that role, Erin oversaw the Office of Legal Affairs and Licensing; Institutional Abuse Investigation Unit; Office of Advocacy; and the Office of Policy and Legislative Affairs. Prior to working at DCF, Erin was a Deputy Attorney General initially assigned to represent the Division of Youth and Family Services and later assigned to represent the Department of Health and Senior Services and Division of Medical Assistance and Health Services. She has served as a guest lecturer at many universities and schools, and has been an Adjunct Professor at the Rutgers Law School.

**DAG Nonee Lee Wagner** has served as an attorney with the Transportation Construction and Condemnation section since 2001. Nonee started with the section as a legal intern. Prior to working for the Division of Law, Nonee was a Personnel and Labor Analyst with the Department of Personnel, Merit System Board. At the Division of Law, Nonee has litigated in every level of the New Jersey Courts on a variety of issues including racial profiling, civil rights, employment, and condemnation. She successfully litigated the GEOD v. NJ Transit case in federal court, which generated over a million pages of discovery. She also litigated the Major Tours v. Colorel case, which resulted in several published federal decisions on electronic discovery and evidence. Nonee is a 2001 graduate of Temple University Beasley School of Law. Before entering law school, Nonee earned a Masters in Theological Studies from Harvard University and a Bachelor’s Degree with Honors in Religion and History from LaSalle University in Philadelphia. Nonee is a member of the Division of Law’s Electronic Discovery Task Force and a 2017 recipient of an Attorney General’s Award for Excellence in Advancing the Department of Law and Public Safety’s Priorities and Initiatives.

## *CLE Credit*

**NJ CLE Credit:** This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 2.0 hour of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism.

**NY CLE Credit:** 2.0 substantive credits (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** 1.5 substantive credits (\$3.00 mandatory registration fee required).

## *How Do I Register?*

### **State Employees**

Most State employees are able to register for this course by going to <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

### **Non-State Employees or State Employees not Connected to the Garden State Network**

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: [AdvocacyInstitute@lps.state.nj.us](mailto:AdvocacyInstitute@lps.state.nj.us) for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. Once your portal account is created you are prompted to enter your authorization code. This is Step 1 of the process, which you need only do once.

**If you have already been issued an authorization code in the past you do not need to request another one.** You can log into your account on the Garden State Network at <http://www.state.nj.us> and under the heading NJ L&PS Applications you will see the Attorney General's Advocacy Institute's Registration System. Click on that and log into your account on our system.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.