



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

2018 BASIC PROSECUTOR'S COURSE: PHASE II, DAY 1

October 22, 2018

8:30 a.m. to 3:15 p.m.

**Richard J. Hughes Justice Complex
Fourth Floor Conference Center Room A
25 Market Street
Trenton, New Jersey 08625**

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 four-day seminar series is part of an integrated curriculum designed for new assistant prosecutors and deputy attorneys general which culminates with an intensive five-day trial advocacy program. Topics to be addressed include Criminal Code Issues, Trial Ethics, Constitutional Issues and Implicit Bias. *Please see the attached schedule for a list of lectures and presenters.*

Who Should Attend?

This program is for new assistant prosecutors and Division of Criminal Justice deputies who have been selected to attend by each county prosecutor's office and the Division of Criminal Justice. Please do not attempt to register for this course if you have not been instructed to do so.

Who Is the Faculty?

Please see the attached schedule.

CLE Credit

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 5.7 hours of total CLE credit. Of these, 3.3 qualify as hours of credit for ethics/professionalism, 3.6 qualify as hours of credit toward certification in criminal trial law and up to 3.6 qualify as hours of credit towards newly admitted/criminal trial preparation.

NY CLE Credit: 2.0 Substantive credits, 1.0 Ethics credit and 2.0 Diversity, Inclusion and Elimination of Bias Credits, pursuant to 22 NYCRR 1500.2 (g). PLEASE NOTE: The Implicit Bias program does not qualify for Ethics and Professionalism credits pursuant to 22 NYCRR 1500.2 (c).

PA CLE Credit: 2.0 Substantive credits and 2.5 Ethics credits (\$7.50 mandatory fee required)

LIST OF COURSES AND PRESENTERS

8:30 a.m. – 9:00 a.m. Student Registration

CRIMINAL CODE ISSUES (9:00 a.m. – 10:00 a.m.)

This interactive seminar will teach students how to analyze cases at the investigatory stage, the charging stage, and the trial stage. Students will learn both how to spot issues and the proper method for dealing with them. Students will be given hypotheticals with changing fact patterns to expand their ability to analyze cases. The program will also feature real life examples from the presenter's over thirty years of experience as a prosecutor.

Assistant Prosecutor Robert Hawkes serves as a senior trial attorney in the Somerset County Prosecutor's Office Litigation Unit, handling a variety of cases. He also oversees the Asset Forfeiture and the Case Screening Units and is the Deputy Legal Advisor to the Major Crimes Unit. In his 20 years at the Somerset County Prosecutor's Office, Bob has also served as the Legal Advisor to the Office's Organized Crime and Narcotics Task Force. Bob previously served eleven years with the New York County District Attorney's Office, concluding his service there as a Deputy Bureau Chief in one of the Narcotics Unit's Trial Divisions. Bob is a faculty member of the Attorney General's Advocacy Institute and a lecturer for the New Jersey State Police Academy and the Somerset County Police Academy.

10:00 a.m. – 10:15 a.m. Break

TRIAL ETHICS (10:15 a.m. – 11:15 a.m.)

This presentation will cover the Rules of Professional Conduct pertaining to prosecutors' and defense counsel's trial conduct. The pertinent RPCs and case law will also be discussed.

DAG Erik Daab is the Deputy Chief of the Gangs and Organized Crime Bureau of the Division of Criminal Justice, prosecuting large scale narcotics and weapons trafficking cases. He previously served in the Appellate Bureau, Corruption Bureau, and as Chief of the Medicaid Fraud Unit in the Division of Criminal Justice. Erik started his career working on death penalty cases for the Tennessee Office of the Attorney General and was the State Witness for the execution of the first inmate executed in Tennessee in forty years.

11:15 a.m. – 11:30 a.m. Break

CONSTITUTIONAL ISSUES (11:30 a.m. – 12:30 p.m.)

This program will cover constitutional issues relating to Wade/ID proceedings and provide a general overview of State and federal law relating to Miranda violations and proper interrogation procedures.

Valerie R. Butler is a Deputy Attorney General with the Division of Criminal Justice's Specialized Crimes Bureau. Prior to joining the Specialized Crimes Bureau, Ms. Butler was a member of the Official Corruption Bureau. She is a member of the Attorney General's Shooting Response Team, which investigates police-involved shootings throughout the state. Prior to joining Criminal Justice in 2013, Ms. Butler was a Deputy Attorney General with the Division of Law, where she represented the New Jersey Division of Child Protection and Permanency in child abuse/neglect and termination of parental rights matters. She is currently a member of the Anti-Money Laundering Statewide Task Force and previously served as a member of the New Jersey Supreme Court Family Practice Committee. She received her J.D. from Rutgers University School of Law in Camden in 2001 and her B.A. from the University of Delaware in 1998.

Sarah Lichter is a Deputy Attorney General in the Division of Criminal Justice's Appellate Bureau. Prior to her current assignment, she was a deputy with the Financial and Computer Crimes Bureau, where she prosecuted identity theft cases, charitable fraud schemes, and computer intrusion cases. DAG Lichter has also tried several child pornography and sexual assault cases for DCJ. DAG Lichter is a 2005 graduate of the University of Pennsylvania in

Philadelphia, Pennsylvania and a 2010 graduate of Villanova School of Law in Villanova, Pennsylvania. Upon graduation from law school, DAG Lichter served as a law clerk to the Honorable Shawn D. Meyers, Pennsylvania Court of Common Pleas.

12:30 p.m. – 1:30 p.m. Lunch (On your own)

RAISING CONSCIOUSNESS: IMPLICIT BIAS INTERRUPTED (1:30 p.m. – 3:15 p.m.)

Research has established that, unwittingly, all of us have attitudes or buy into stereotypes that influence our impressions about and interactions with other people. The term “implicit bias” has been coined to reflect those unconscious influences, whether they are positive or negative. Implicit bias impacts our professional lives as attorneys, whether in our workplace relationships with supervisors, peers or subordinates at work, or in how we relate to adversaries, judicial personnel, jurors or others. Fortunately, research has also shown that these unconscious biases can be interrupted, enabling us to be more mindful and intentional in how we lead, work with and respond to the people around us. This training will review the research and science in this area, overview the tools for assessing implicit bias and its common forms, and provide practical techniques for interrupting and mitigating implicit bias in the workplace.

AAG Lora Fong is the Chief Diversity Officer of the New Jersey Department of Law and Public Safety, a position she has held since its creation in December 2016. Before joining LPS, she was a partner at Brown, Moskowitz & Kallen and held in-house counsel positions at Diversity Inc., Salesforce.com and Fujitsu Consulting. Earlier in her career, she worked at Greenbaum, Rowe, Smith & Davis and Sills, Cummis, Epstein & Gross. She has served on the Board of Trustees of Rutgers University and the New Jersey State Bar Association and as a member of the New Jersey State Advisory Committee to the U.S. Commission on Civil Rights and the New Jersey Supreme Court Committee on Women in the Courts. She graduated from Rutgers University, Douglass College, and Rutgers University School of Law in Newark.