



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

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

October 29, 2018

8:30 a.m. to 12:45 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 Narcotics Issues, Gang Issues and Prosecuting Appeals. *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 3.6 hours of total CLE credit. Of these, 0.0 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: 3.5 Substantive Credits (pursuant to the approved jurisdiction policy)

PA CLE Credit: 3.0 Substantive credits (\$4.50 mandatory fee required)

LIST OF COURSES AND PRESENTERS

8:30 a.m. – 9:00 a.m.	Student Registration
9:00 a.m. – 9:15 a.m.	Opening Remarks Veronica Allende, Director New Jersey Division of Criminal Justice

NARCOTICS ISSUES (9:15 a.m. – 10:15 a.m.)

This presentation will cover the highlights of drug offenses in 2C:35-1 and 2C:36-1 et seq. It will also address dealing with informants. Other topics covered include C.D.S. expert testimony, preparation of experts' reports and relevant case law.

Deputy First Assistant Prosecutor Brian Stack serves as a legal advisor to the Somerset County Prosecutor's Office Major Crimes and Computer Crimes Units and the SCPO's SCERT Team. He previously ran the SCPO OCNTF for ten years. Prior to joining the SCPO, he was a litigation associate with Cooper, Rose & English in Summit, NJ. Stack has served as an instructor at the Somerset County Police Academy, UNIT School, and the DEA School on the topics of CDS, Expert Testimony, Testifying and Report Writing, Computer Crimes, Stop & Frisk, Search & Seizure, and ground fighting. He also currently serves as an EMT with the Somerset County Search & Rescue Team. Stack was a law clerk for the Hon. Kenneth C. MacKenzie, P.J.Ch. in Morristown. He graduated magna cum laude from Seton Hall Law School, where he was a member of the Law Review, and magna cum laude from Fairleigh Dickinson University in Madison.

10:15 a.m. – 10:30 a.m. Break

GANG ISSUES (10:30 a.m. – 11:30 a.m.)

This course will introduce participants to the legal, evidentiary, and practical issues involved in the prosecution of street gang members. It will also cover some proven strategies for proactively targeting street gangs for investigation and prosecution.

Michael A. Klein is a Deputy Attorney General with the Division of Criminal Justice's Gangs and Organized Crimes Bureau. Prior to joining the Gangs/OC Bureau, Mr. Klein was a member of the Volunteer Associates in Public Service Program, where he worked with the Division of Criminal Justice's Gangs and Organized Crimes and Prosecutor Supervision and Training Bureaus and played an integral part in reforming the New Jersey Criminal Code Lecture Block for the Division of Criminal Justice Academy and the Police Training Commission. He currently teaches classes for the Division of Criminal Justice and the New Jersey State Police, concentrating on narcotics and firearms issues and courtroom testimony for law enforcement officers. Prior to joining the Division of Criminal Justice in 2011, Mr. Klein was an Associate at the law firm of Greenbaum, Rowe, Smith and Davis in Woodbridge, New Jersey, where he concentrated in commercial litigation. He received his J.D. from New York University School of Law and his B.A. from the University of North Carolina at Chapel Hill.

Cassandra Montalto is a Deputy Attorney General with the New Jersey Division of Criminal Justice Gangs and Organized Crime Bureau. She has prosecuted and tried cases involving racketeering, the distribution of controlled dangerous substances, weapons offenses, human trafficking, and the smuggling of contraband into correctional facilities. She has also prosecuted cases involving large scale wiretap investigations, including Operation Orale, Operation Pitchfork, Operation State Property, and Operation Family Affair. DAG Montalto received her Bachelor's Degree in Psychology from Muhlenberg College and her law degree from Rutgers Law School Newark.

11:30 a.m. – 11:45 a.m. Break

HOW TO PROSECUTE AN APPEAL (11:45 a.m. – 12:45 p.m.)

This presentation will cover a range of topics that all prosecuting attorneys should master to ensure the best possible result on appeal. The program will cover the decision whether to appeal, documents required to perfect appeals, requests for stays, motions for reconsideration and petitions for certification, jurisdiction, leave to appeal and remands.

AAG Carol M. Henderson is a Deputy Chief of the Appellate Bureau of the Division of Criminal Justice and has been with the Bureau since 1979. She has briefed and argued over 60 cases before the New Jersey Supreme Court in addition to litigating cases before the Appellate Division, the United States District Court, and the Third Circuit Court of Appeals. AAG Henderson established a victim notification system for appellate cases which allows county victim witness offices to register cases where victims wished to be informed of appellate proceedings. AAG Henderson is an instructor for the Attorney General's Advocacy Institute, the New Jersey Bar Association and ICLE and has published articles on appellate practice, habeas litigation, interlocutory appeals, sentencing, legal writing, and prosecutor ethics and conduct. In 2008, she was the recipient of the New Jersey County Prosecutors' Association award for "Outstanding Advocacy Over a Career." AAG Henderson is the former chairperson of the Criminal Law Section and the Appellate Practices Committee of the New Jersey State Bar Association and a past president of the Women Lawyers' Caucus of Mercer County. AAG Henderson graduated with honors from Ramapo College of New Jersey and received her law degree from Seton Hall Law School.