



THE CENTER FOR AMERICAN
AND INTERNATIONAL LAW

www.cailaw.org

ACTUAL INNOCENCE

THESE COURSES
ARE FUNDED BY A GRANT
FROM THE TEXAS COURT
OF CRIMINAL APPEALS

ESTABLISHING INNOCENCE OR GUILT

Forensic Science:
Friend or Foe to the
Criminal Justice System

August 17-18, 2009

Habeas Issues

August 19, 2009

Please Note: Most program materials will be provided
on CD-ROM in lieu of a course notebook.

at The Center for American and International Law | Plano, Texas

**All three days are FREE for Texas Judges and their staff, Prosecutors
and their staff, Defense Lawyers who regularly represent indigent
defendants, Law Enforcement Officials, and qualifying Law Students.**



Printed on Recycled Paper

MCLE Credit and TCLEOSE Credit Available!

ACTUAL INNOCENCE

ESTABLISHING INNOCENCE OR GUILT

Forensic Science: Friend or Foe to the Criminal Justice System

August 17-18, 2009

Monday, August 17

Moderator: *Hon. Ron Reinstein*

- 8:00 Registration
- 8:50 Introduction – *Mark Smith*
- 9:00 The Ray Krone Case: Anatomy of A Wrongful Conviction – *Chris Plourd*
- 10:00 Gnaw on this! Forensic Odontology – *Robert Barsley and Chris Plourd*
- 10:45 Break
- 11:00 Post-Conviction DNA Testing: Legal and Forensic Issues – *Marjorie I. Bachman*
- 12:00 Lunch Provided
- 12:45 Evidence Collection and Preservation – *Anjali Swienton*
- 1:30 Bad Lawyering – *Christine Funk and Kent Cattani*
- 2:30 Break
- 2:45 Criminalistics Errors, Omissions, Problems and Ethical Issues in the Ray Krone Case – *George Schiro*
- 3:30 Eyewitness (mis)Identification: How Errors of Memory Can Lead to Wrongful Conviction – *Chris Meissner*
- 4:15 In His Words – *Ray Krone*
- 4:45 Question and Answer Session
- 5:00 Adjourn

Tuesday, August 18

Moderator: *Anjali Swienton*

- 8:30 Forensics on Fire - Case in Point – *John Lentini and Dr. Jamie Downs*
- 10:00 Break
- 10:15 Ballistics 101, The NAS Report and You – *Ron Singer and Carl Rone*
- 11:15 Use Of Social Networking Sites To Commit Crimes – *Susan Zucker*
- 12:15 Lunch Provided

Moderator: *Christine Funk*

- 1:00 Texas Legislation Update – *Gary Udashen*
- 1:30 Forensic Scientist's Advice To Attorneys: How To Prep Forensics For A Case – *Anjali Swienton*
- 2:15 Break
- 2:30 Beyond the NAS Report: Improving the Quality, Reliability and Credibility of the Science – *Randy Murch*
- 3:30 The Dallas DA's Integrity Unit – *Mike Ware*
- 4:00 Ethics – *Kathryn Kase and Terri Moore (invited)*
- 5:00 Adjourn

CO-CHAIRS:

CHRISTINE FUNK

Assistant State Public Defender
State of Minnesota
Board of Public Defense, Trial Team
Hastings, MN

ANJALI R. SWIENTON

President & CEO SciLawForensics, Ltd
Director of Outreach, National Clearinghouse
for Science, Technology and Law at Stetson
University College of Law
Germantown, MD

FACULTY AND MODERATORS INCLUDE:

MARJORIE I. BACHMAN

Law Office of E.G. Morris - *Austin, TX*

ROBERT BARSLEY, DDS, JD

LSU School of Dentistry
Dental Health Resources - *New Orleans, LA*

KENT CATTANI

Chief Counsel, Criminal Appeals/Capital Litigation Section
Arizona Attorney General's Office - *Phoenix, AZ*

JC UPSHAW DOWNS, MD

GBI Medical Examiner - *Savannah, GA*

KATHRYN KASE, ESQ.

Texas Defender Service - *Houston, TX*

JOHN LENTINI

Scientific Fire Analysis, LLC - *Big Pine Key, FL*

CHRISTIAN A. MEISSNER, PHD

Associate Professor of Psychology
University of Texas at El Paso - *El Paso, TX*

TERRI MOORE (INVITED)

Dallas County District Attorney's Office - *Dallas, TX*

RANDY MURCH

Adjunct Professor, Virginia Tech - *Alexandria, VA*

CHRISTOPHER PLOURD

Law Offices of Christopher Plourd - *San Diego, CA*

HON. RON REINSTEIN

Judicial Consultant - *Arizona Supreme Court*

CARL RONE

Forensics Firearm Examiner - *Philadelphia, PA*

RONALD SINGER

Crime Laboratory Director
Tarrant County Medical Examiner's Office - *Fort Worth, Texas*

GEORGE SCHIRO, MS, F-ABC

DNA Technical Leader
Acadiana Criminalistics Laboratory - *New Iberia, LA*

GARY A. UDASHEN

Sorrels, Udashen & Anton - *Dallas, TX*

MICHAEL LOGAN WARE

Director, Conviction Integrity Unit - *Dallas County
District Attorney's Office - Dallas, TX*

SUSAN ZUCKER

Director of Technology and Distance Education
National Clearinghouse for Science, Technology
and Law at Stetson University College of Law
Gulfport, FL



ACTUAL INNOCENCE

ESTABLISHING INNOCENCE OR GUILT



Habeas Issues

August 19, 2009

- 8:55 Opening Remarks**
Catherine Green Burnett, Professor, South Texas College of Law
Mark Smith, Vice President, The Center for American and International Law
- 9:00 Innocence Project Reports**
Jeff Blackburn - Chief Counsel, Texas Innocence Project
- 9:30 Habeas in a Nutshell**
Cathy Burnett
- 10:15 BREAK**
- 10:30 Preparation for filing from Advocate's Perspective**
Robert Morrow - Defense Attorney, Baldwin Chin - Harris County
Assistant District Attorney, Cathy Burnett
- 11:30 Actions in the Trial Court from the Judge's and Advocate's Perspective**
Hon. Jay Burnett - Adjunct Professor, South Texas College of Law,
Cathy Burnett, Baldwin Chin, Robert Morrow
- 12:15 LUNCH PROVIDED**
- 1:00 Break-out Groups by Role**
- 1:30 Report from Groups**
- 1:45 Habeas and The Texas Court of Criminal Appeals**
Hon. Cathy Cochran, Texas Court of Criminal Appeals
- 2:30 BREAK**
- 2:45 Federal District and Appellate Court Proceedings**
Jani Maselli, Attorney, Adjunct Professor, University of Houston Law Center
- 3:30 Faculty Round Table - Questions from the Audience**
- 4:15 Adjourn**

FACULTY INCLUDES:

Chair: Catherine Green Burnett, Associate Dean and Professor of Law, South Texas College of Law, Houston, TX

Jeff Blackburn, Chief Counsel, Innocence Project of Texas, Lubbock, TX

Jay W. Burnett, Adjunct Professor, South Texas College of Law, Former District Criminal Court Judge for Harris County, TX

Baldwin D. Chin, Assistant D.A., Harris County, Houston, TX

Hon. Cathy Cochran (invited), Judge, Texas Court of Criminal Appeals, Austin, TX

Jani Maselli, Adjunct Professor, University of Houston Law Center, Houston, TX

Robert Morrow, Attorney at Law, Spring, TX

THREE WAYS TO REGISTER

ONLINE

credit card only
www.cailaw.org

FAX

credit card only
972.244.3401

MAIL

check or credit card
The Center for American and
International Law
5201 Democracy Drive
Plano, TX USA 75024
972.244.3400

CONFIRMATIONS WILL BE SENT
TO ALL REGISTRANTS

GENERAL INFORMATION

DIRECTIONS TO THE CENTER FOR AMERICAN AND INTERNATIONAL LAW: For a detailed map and directions, please visit www.cailaw.org or call 972.244.3400. The Center is located at 5201 Democracy Drive, Plano, Texas 75024.

CANCELLATION POLICY: To cancel, please email Jade Johnson (jadej@cailaw.org) by August 11, 2009.

HOUSING: The cost of housing is not included in the course registration fee. However, rooms (in limited number) have been reserved at the Hampton Inn Hotel, 4901 Old Shepard Place, Plano, Texas 75093. Registrants should call 972-519-1000 and advise them that you are attending the Actual Innocence program. A reduced room rate of \$99 + 13% occupancy tax is available. The last day to obtain this special rate is August 3, 2009.

NONDISCRIMINATION POLICY: The Center for American and International Law does not discriminate on the basis of race, sex, sexual orientation, color, religion, national origin or ancestry, age, disability, veteran status or any other protected status.

MCLE CREDIT INFORMATION: The August 17-18 course has been approved by the State Bar of Texas for 14.00 hours, including 1 hour of ethics. Course ID Number: 901182183. The August 19 course has been approved for 6 hours, including 0 hours of ethics. Course ID Number: 901182184. Sign-in sheets and/or certificates of attendance will be available for ALL states.

TCLEOSE CREDIT INFORMATION: For TCLEOSE credit, please sign in at registration desk.

SEATING: Seating in the main courtroom is limited to 214. If more than 214 people attend additional seating will be available in adjacent room(s) with a live video feed. Early registrants will receive preferential treatment in the courtroom.



2009 ACTUAL INNOCENCE
 THE CENTER FOR AMERICAN
 AND INTERNATIONAL LAW
 5201 DEMOCRACY DRIVE
 PLANO, TX USA 75024

Nonprofit
 Organization
 U.S. Postage
PAID
 Permit No. 3778
 Dallas, Texas

PLEASE NOTE: The Center for American and International Law utilizes outside mailing lists. If you receive a duplicate of this announcement, please pass it along to an interested defense colleague.

*These programs are funded
 by a grant from the Texas Court
 of Criminal Appeals and are
 FREE to most participants.*

**Most participant materials
 will be provided on CD-ROM.**

SEE INSIDE FOR SCHEDULE AND INFORMATION

The Center for American and International Law • Plano, Texas

ACTUAL INNOCENCE
Establishing Innocence or Guilt

Forensic Science: Friend or Foe to the Criminal Justice System

August 17-18, 2009

Habeas Issues

August 19, 2009

These programs are funded by a grant from the Texas Court of Criminal Appeals. Thanks to this grant, the seminar is offered tuition-free to most participants.

- If you are a judge and you would like to request reimbursement of expenses, please check this box.

I AM A:

- Texas Judge
- Texas prosecutor
- Texas law enforcement official
- Texas criminal defense lawyer who regularly represents indigent defendants
- Texas law student working with an Innocence program
- Other - tuition is \$150 for all three days, \$100 for August 17-18 and \$50 for August 19 (please specify days and nature of your practice/work) _____
- A member of a judge's staff
- A member of a Texas prosecutor's staff
- Texas policy-maker or forensic professional

I WISH TO ATTEND:

- Both programs
- The August 17-18 program on "Forensic Science: Friend or Foe to the Criminal Justice System"
- The August 19 program on "Habeas Issues"

Name _____
 Firm _____
 Address _____
 City, State, Postal Code _____
 Phone _____
 Fax _____
 E-mail _____
 Texas Bar No. _____

Payment Information (if you are not in a tuition-free category)

- Check enclosed payable to: The Center for American and International Law

Credit Card: Mastercard VISA
 AMEX Discover

Card number _____

Expiration date _____

Name on card _____

Billing address (if different than above address)

Signature _____