



THE CENTER FOR AMERICAN  
AND INTERNATIONAL LAW

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*"It was an honor to be afforded such a great  
opportunity. I felt like I had become part of a family."*

-2008 Participant

THIS COURSE IS  
FUNDED BY A GRANT  
FROM THE TEXAS COURT  
OF CRIMINAL APPEALS

August 11-14, 2009

# PLANO 2009

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*6th Annual*  
CRIMINAL DEFENSE  
TRIAL SKILLS AND  
TRIAL LAW PROGRAM

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

Attendance is limited to 60 Texas criminal defense attorneys. This program  
is recommended for lawyers with five or more years experience.

27 Hours of MCLE Credit including 1 Hour of Ethics Available!

# 6th Annual Criminal Defense TRIAL SKILLS AND TRIAL LAW PROGRAM



## Tuesday, August 11

- 8:00 Registration
- 8:30 Faculty Meet and Greet – Continental Breakfast
- 9:00 Welcome and Program Overview – *Barry Sorrels*
- 9:30 Synopsis of the Case  
Lecture: Developing a Theory of the Case – *Darlina Crowder*
- 10:15 Break
- 10:30 A Report From the Field – Things You Should Do; Things You Should Never Do – *Reed Prospero*
- 11:00 How to Talk to a Jury – *Tom Mills*
- 11:45 Lunch
- 12:15 Lunch Lecture: *Bruce Anton*
  - *Error Preservation*
  - *Objections*
  - *Protecting the Record*
- 1:30 Lecture and Demonstration: Voir Dire – *Jeff Kearney*
- 2:30 Break
- 2:45 Small Group Practice Session – Voir Dire (includes 15 minute break)
- 5:00 Storytelling Throughout the Trial – *Tyrone Monciffe*
- 5:45 Critique of the Day's Work
- 6:00 Reception
- 6:30 Recess

## Wednesday, August 12

- 9:00 Lecture: Opening Statements – *Dan Hurley*
- 9:45 Small Group Practice Session – Opening Statement
- 11:15 Break
- 11:30 Demonstration: Opening Statement – *Dan Hagood* (Prosecution), *Toby Shook* (Defense)
- 12:15 Lunch
- 12:45 Lecture: The Court's Charge to the Jury-Nuts & Bolts – *Gary Udashen*
- 1:30 Lecture: Golden Nuggets – The Rules of Evidence – *Reagan Wynn*
- 2:15 Break
- 2:30 Offering Exhibits into Evidence and Demonstrative Evidence – *Mark Werbner*
- 3:15 Lecture on Direct Examination – *Rick Hagen*
- 4:00 Small Group Practice Session – Direct Exam
- 5:30 Break
- 5:45 Ethics Presentation – *Russell Wilson*
- 6:45 Reception
- 7:15 Recess

## Thursday, August 13

- 9:00 Demonstration and Group Discussion – Direct Examination – *Bob Jarvis*
- 9:45 Lecture & Demonstration – Qualification and Direct Examination of an Expert – *Robert Udashen*
- 10:30 Break
- 10:45 Challenging the State's Expert Witnesses – *Robert Udashen*
- 11:30 Communication Specialists share their observations
- 12:00 Lunch
- 12:30 Update on Recent State and Federal Decisions – *Philip Wischkaemper*
- 1:00 Lecture on Cross Examination – *Barry Sorrels*
- 1:45 Break
- 2:00 Small Group Practice Session – Cross Examination
- 3:30 Demonstration: Cross Examination and Comments on Impeachment – *Mark Werbner*
- 4:15 Lessons Learned - 10 Things Criminal Lawyers Should Avoid – *Jeff Kearney*
- 4:45 Break
- 5:00 Lecture on Closing Arguments – *Heather Barbieri*
- 5:30 Small Group Practice Session – Closing Arguments
- 6:15 Recess

## Friday, August 14

- 8:45 Small Group Practice Session – Closing Arguments (continued)
- 9:30 Closing Argument Demonstration: Guilt/Innocence Phase – *Mary Stillinger* (Defense); *Heather Barbieri* (Prosecution)
- 10:15 Break
- 10:30 Mitigation & Punishment Phase: Things to Think About – *John Niland*
- 11:00 Demonstration: Punishment Phase Closing Argument – *Dan Hagood* (Prosecution); *Bob Jarvis* (Defense)
- 11:30 Lecture: The Intangibles: The Cornerstone of Successful Trial Work – *Barry Sorrels*
- 12:00 Closing Remarks
- 12:15 Adjourn



*“Every attorney should be required by the state bar to attend at least one during their career. I learned more in 3 days than I learned in 3 years of law school.”*

-2008 Participant

# 6th Annual Criminal Defense TRIAL SKILLS AND TRIAL LAW PROGRAM

## FACULTY INCLUDES

### PROGRAM CHAIR

#### **Barry Sorrels, Esq.**

Sorrels, Udashen & Anton • Dallas, TX

### FACULTY

#### **Richard Anderson, Esq.**

Federal Public Defender • Dallas, TX

#### **Bruce Anton, Esq.**

Sorrels, Udashen & Anton • Dallas, TX

#### **Heather Barbieri, Esq.**

Heather J. Barbieri, P.C. • Plano, TX

#### **Darlina C. Crowder, Esq.**

The Crowder Law Firm, P. C. • McKinney, TX

#### **H.F. (Rick) Hagen, Esq.**

Jackson & Hagen • Denton, TX

#### **Dan Hagood, Esq.**

Fitzpatrick Hagood Smith & Uhl • Dallas, TX

#### **Robert Hinton, Esq.**

Robert Hinton & Associates • Dallas, TX

#### **Dan Hurley, Esq.**

Hurley, Reyes, & Guinn • Lubbock, TX

#### **Robert (Bob) Jarvis, Esq.**

Robert T. Jarvis Law Firm • Sherman, TX

#### **Kathryn M. Kase, Esq.**

Texas Defender Service • Houston, TX

#### **Jeff Kearney, Esq.**

Kearney Wynn • Fort Worth, TX

#### **Karen Lambert, Esq.** • Dallas, TX

#### **Tom Mills, Esq.**

Mills & Williams, L.L.P. • Dallas, TX

#### **Tyrone Moncriffe, Esq.**

Moncriffe, Knowles, Muharib & Assoc. • Houston, TX

#### **John Niland, Esq.**

Texas Defender Service • Austin, TX

#### **Sam Ogan, Esq.**

Federal Public Defender • Dallas, TX

#### **Reed W. Prospere, Esq.**

Prospere & Russell • Dallas, TX

#### **Toby Shook, Esq.**

Fitzpatrick Hagood Smith & Uhl • Dallas, TX

#### **Gerald Smith, Esq.**

Smith & D'Antonio • Dallas, TX

#### **Mary Stillinger, Esq.**

Attorney at Law • El Paso, TX

#### **Gary Alan Udashen, Esq.**

Sorrels, Udashen & Anton • Dallas, TX

#### **Robert N. Udashen, Esq.**

Sorrels, Udashen & Anton • Dallas, TX

#### **Michael Uhl, Esq.**

Fitzpatrick Hagood Smith & Uhl • Dallas, TX

#### **Mark Werbner, Esq.**

Sayles Werbner • Dallas, TX

#### **Christie Williams, Esq.**

Mills & Williams, L.L.P. • Dallas, TX

#### **Russell Wilson, Esq.**

Law Office of Russell Wilson • Dallas, TX

#### **Philip Wischkaemper, Esq.**

TCDLA • Lubbock, TX

#### **Reagan Wynn, Esq.**

Kearney Wynn • Fort Worth, TX

### COMMUNICATION SPECIALISTS

**Karen Hurwitz, J.D., L.C.S.W.** • Houston, TX

**Kacy Miller, M. Ed.** • Dallas, TX

**Juandalynn Taylor, Ph.D., J.D.** • Philadelphia, PA



## 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

PAYMENT MUST ACCOMPANY REGISTRATION

## REGISTRATION

### 6th Annual Criminal Defense TRIAL SKILLS AND TRIAL LAW PROGRAM AUGUST 11-14, 2009

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

**Attendance is limited to 60 Texas Criminal Defense Attorneys. This program is recommended for lawyers with five or more years experience. You are encouraged to register early. Registrants who have attended this program two or more times in the past will be placed on a wait list. We will move attorneys from the wait list into open spaces two weeks prior to the program. (Tuition includes classes, lunch and materials.)**

#### Mark the appropriate box:

**For Licensed Texas criminal defense attorneys who regularly represent indigent defendants in criminal matters:**

Tuition only  \$192.00

Tuition plus a voluntary payment to support  
The Center for American and International Law  \$385.00

#### For other Texas criminal defense attorneys:

Tuition only  \$600.00

Tuition plus a voluntary payment to support  
The Center for American and International Law  \$793.00

## GENERAL INFORMATION

#### CANCELLATION POLICY:

Written notice must be received by August 4, 2009. (Email: lgaspar@cailaw.org) After this date, no refunds, but substitution of attendees for this program will be permitted if you call Karen Zaccardo at 972.244.3415. Registrants not entitled to a refund will receive the course materials.

#### 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 Criminal Defense Trial Skills and Trial Law program. A reduced room rate of \$99 is available. The last day to obtain this special rate is July 28, 2009.

#### MCLE CREDIT INFORMATION:

This program has been approved by the State Bar of Texas for 27 hours, including 1 hour of ethics. Course ID Number: 901182181. Sign-in sheets and/or certificates of attendance will be available for ALL states.

#### 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.

#### DIRECTIONS TO THE CENTER FOR AMERICAN AND INTERNATIONAL LAW:

For a detailed map and directions, please visit [www.cailaw.org](http://www.cailaw.org) or call 972.244.3400. The Center is located at 5201 Democracy Drive, Plano, Texas 75024.

Name \_\_\_\_\_

Firm \_\_\_\_\_

Address \_\_\_\_\_

City, State, Postal Code \_\_\_\_\_

Phone \_\_\_\_\_

Fax \_\_\_\_\_

E-mail \_\_\_\_\_

Texas Bar No. (Required) \_\_\_\_\_

Criminal Trial Experience: No. Years \_\_\_\_\_ No. Trials \_\_\_\_\_

#### Payment Information

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

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Signature \_\_\_\_\_

### UPCOMING PROGRAM FOR CRIMINAL DEFENSE ATTORNEYS

■ August 28, 2009 - Expert Witnesses

Please check our website at [www.cailaw.org](http://www.cailaw.org)  
prior to each program for detailed program information.