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ROOM RESERVATIONS MUST BE MADE BY FEBRUARY 22, 2013

DEATH PENALTY SEMINAR

TWO GREAT SEMINARS • ONE GREAT LOCATION

DEATH IS DIFFERENT XIX

FACDL's Nineteenth Death Penalty Seminar

INCLUDING

50th Anniversary of *Gideon v. Wainwright*

Room reservations must be made by February 22, 2013

March 7-9, 2013

TAMPA MARRIOTT WESTSHORE

DEATH IS DIFFERENT XIX / GIDEON v. WAINWRIGHT REGISTRATION

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☐ **I AM REGISTERING FOR GIDEON ONLY**

☐ **FACDL Members and Private Attorneys** $195

☐ **Public Defenders** $50

☐ **I AM REGISTERING FOR DEATH IS DIFFERENT (INCLUDES GIDEON)**

	EARLY BIRD	POSTMARKED AFTER 2/25/13
☐ **FACDL Members**	$295	$325
☐ **Non-Members**	$325	$350
☐ **Public Defenders**	$195	$225

Tuition includes: admission to seminar, refreshment breaks, Friday cocktail reception, seminar materials and CLE credit of 15 hours.

☐ FACDL members, check here if you do not want $10 of your registration fee to be contributed to the FACDL Political Action Committee (FAIRLAWS). This contribution does not affect the total amount of your registration and is not tax deductible.

THIS SECTION MUST BE COMPLETED: Course materials will be provided in the following formats. Please check the appropriate option:

1 ☐ **CD onsite at seminar**

2 ☐ **Thumb drive onsite at seminar**

3 ☐ **Downloadable prior to the seminar – password to be provided prior to seminar**

REFUND POLICY: Tuition refund less a $25 administrative fee will be made for cancellation received in writing by March 15, 2013. No refunds will be made after that time.

INFORMATION: 800/369-9503 850/385-5080 • E-mail: facdlinfo@facdl.org

REGISTRATION: Return this form with the appropriate fee to: FACDL, P.O. Box 1528, Tallahassee, FL 32302 OR Fax credit card payment to: 850/385-6715 OR Register online at www.facdl.org. **No telephone registrations, please.**

THURSDAY, MARCH 7, 2013

1:00 - 1:05	**Opening Remarks** • D. TODD DOSS
1:05 - 1:55	**Is My Client Mentally Ill or Just...Litigating Competency Claims in Capital Cases** • HOWARDENE GARRET
1:55 - 2:45	**Big Brother is Watching: Capital GPS Cases and 21st Century Surveillance** • SUSAN WALSH
2:45 - 3:00	**Networking Break**
3:00 - 3:50	**Crossing Experts in Capital Cases** • MELANIE MORGAN
3:50 - 4:40	**Exposing Cognitive Bias in Forensic Science and Capital Cases** • ERIN MORRIS
4:40 - 5:30	**Going Behind the Lab Report to Expose Reasonable Doubt** • JANINE ARVIZU

FRIDAY, MARCH 8, 2013

FEATURING 50TH ANNIVERSARY OF GIDEON v. WAINWRIGHT

8:30 - 8:45	**Welcome & Opening Remarks** • PAULA SAUNDERS, FACDL PAST PRESIDENT AND GIDEON CHAIR
8:45 - 9:45	***Gideon v. Wainwright*, March 18, 1963: A Multiple Media Presentation of the History, Oral Arguments and Aftermath of a Landmark Case** • PAUL RASHKIND, ASSISTANT FEDERAL PUBLIC DEFENDER, MIAMI
9:45 - 11:00	**Funding, Fees and Other Obstacles to Providing Indigent Defense** • PANEL DISCUSSION, MODERATOR: BOB DILLINGER, PUBLIC DEFENDER, SIXTH JUDICIAL CIRCUIT
11:00 - 11:15	**Networking Break**
11:15 - 12:15	**An Insider's Perspective on *Gideon v. Wainwright*: Arguing for the State in the Supreme Court and Later Representing the Poor** • PROF. BRUCE JACOB, DEAN EMERITUS AND LAW PROFESSOR, STETSON UNIVERSITY COLLEGE OF LAW
12:15 - 1:30	**Lunch on Your Own**
1:30 - 2:30	**Keynote Address: Gideon's Muted Trumpet – The Supreme Court, the Criminal Justice System and the Quest for Equality** • PROF. SUSAN HERMAN, PRESIDENT OF THE ACLU AND CONSTITUTIONAL AND CRIMINAL LAW PROFESSOR, BROOKLYN LAW SCHOOL
2:30 - 3:30	**Effective Plea Negotiation After Lafler** • DONNA ELM, FEDERAL DEFENDER FOR THE MIDDLE DISTRICT OF FLORIDA
3:30 - 3:45	**Networking Break**
3:45 - 4:45	**I Don't Want to Swim in That Pool! Jury Pools and Litigating Race-Based Claims** • JOHANNA STEINBERG, DIRECTOR OF CRIMINAL JUSTICE PRACTICE, NAACP LEGAL DEFENSE FUND
4:45 - 5:00	**Recognition of Public Defenders and Regional Conflict Counsel**
5:00 - 6:00	**Reception**

FRIDAY, MARCH 9, 2013

9:00 - 9:50	**They Did What? Our Yearly Update on the Supreme Court of the United States** • PETE MILLS
9:50 - 10:40	**What Did They Say? Our Yearly Update on the Florida Supreme Court** • PETE MILLS
10:40 - 10:50	**Networking Break**
10:50 - 11:40	**Saving the Intellectually Disabled Capital Client: Identifying and Preparing an *Atkins* Case** • LINDA MCDERMOTT
11:40 - 12:30	**Mitigation! Mitigation! Mitigation! Saving Your Client's Life!** • DEB GOINS

It is anticipated that this course will be approved by The Florida Bar for 15 hours of Continuing Legal Education Credit.

SPEAKERS

JANINE ARVIZU, a chemist and Certified Quality Auditor, established and managed a full-service analytical laboratory for the Department of Energy, managed a nationwide Laboratory Quality Assurance program for the U.S. Navy, and has conducted numerous audits and data quality assessments of results reported by government and commercial laboratories. She has testified in state, federal, and international courts.

HONORABLE BOB DILLINGER started his legal career as an Assistant Public Defender in the Sixth Judicial Circuit in 1976 after graduating from Stetson College of Law. He has served as the elected Public Defender in the Sixth Circuit since 1997. As Public Defender, he has been actively involved in legislative affairs and training for the Florida Public Defender's Association. He has received numerous honors for his community service and leadership in the areas of mental health, homeless children and adults and other humanitarian achievements.

DONNA LEE ELM began her career, after a brief private practice, at the Maricopa County Public Defender's Office. In 2002, she became an Assistant Federal Public Defender in the Phoenix Federal Defender's Office, where she did trials and appeals. From 2006 to 2008, she taught trial advocacy courses at the Sandra Day O'Connor College of Law as Adjunct Faculty. In 2008, she was selected as the Federal Defender for the Middle District of Florida.

HOWARDENE GARRETT, Esq. is an assistant public defender in the Tenth Judicial Circuit in Bartow and has headed its capital trial division since 2009. She has represented capital clients in trial and postconviction litigation since 1983. She previously was an assistant public defender in the Sixth and Nineteenth Judicial Circuits, and worked in prviate practice.

DEBORAH GOINS is an assistant public defender in the Tenth Judicial Circuit. She has served as the Chief of the Capital Trial Unit. She has tried over a dozen capital cases. She has been a contributor and co-editor of "Defending a Capital Case in Florida." She is a frequent speaker at capital training seminars.

SUSAN N. HERMAN was elected President of the American Civil Liberties Union in October 2008. She holds a chair as Centennial Professor of Law at Brooklyn Law School, where she teaches courses in constitutional law and criminal procedure, and seminars on law and literature, and terrorism and civil liberties.

PROFESSOR BRUCE R. JACOB was the Florida Assistant Attorney General who briefed and argued *Gideon v. Wainwright* in the United States Supreme Court on behalf of the State of Florida. After the Supreme Court's decision establishing the right to counsel, Professor Jacob was one of the first to volunteer as a special assistant public defender. Later, as a law professor, he established the Legal Assistance for Inmates Program at the Atlanta Penitentiary and assisted in the establishment of the Harvard Prison Legal Assistance Project. Prof. Jacob is Dean Emeritus and Professor of Criminal Law at Stetson College of Law.

LINDA McDERMOTT has represented capital postconviction defendants for 16 years. She has successfully represented several capital defendants, including exonerees Juan Melendez and Rudolph Holton. She has won new trials and several new penalty phases for her clients.

PETER N. MILLS is an Assistant Public Defender in the 10th Judicial Circuit, Bartow, and has worked in the capital trial unit. For a time, he handled civil litigation issues with Howell & Thornhill in Winter Haven. Prior to his work with the Office of the Public Defender, he worked at the Office of the Capital Collateral Representative (CCR), where he was involved in death penalty postconviction litigation.

MELANIE MORGAN is a founding partner of Morgan Pilate LLDC, dedicated to criminal defense and civil rights litigation. Most recently she co-defended the nation's first genocide case based on the 1994 Rwandan genocide, ultimately securing an acquittal for her client and earning her the Kansas Bar Association's Courageous Attorney Award.

ERIN MORRIS is a research analyst and member of the DNA Unit in the Los Angeles County Public Defender's Office. She supports criminal defense litigation in capital and non-capital cases by helping attorneys evaluate and challenge the forensic evidence in their cases. She has researched a wide variety of social science and forensic science issues, from eyewitness memory to fingerprints to pathology.

PAUL M. RASHKIND is Chief of the Appellate Division for the Office of the Federal Public Defender in the Southern District of Florida. He is also a Board Certified criminal trial lawyer. He is a past-President of the Miami Chapter of FACDL. As President of the Miami Chapter, he organized the 40th Anniversary celebration of *Gideon v. Wainwright*.

JOHANNA STEINBERG is assistant counsel in the NAACP Legal Defense and Educational Fund's Criminal Justice Practice. Her work includes post-conviction capital appeals, civil litigation challenging discriminatory police practices and indigent defense reform.

SUSAN J. WALSH practices criminal defense at Vladeck Waldman Elias & Englehard, P.C. She is an adjunct professor of law in criminal defense trial advocacy at the New York Law School. She has also appeared as an expert commentator on Court TV.

HOST HOTEL

TAMPA MARRIOT WESTSHORE
1001 North Westshore Boulevard, Tampa, Florida 33607

There are a limited number of rooms available at the reduced rate of $119 single/double. Room reservations must be made by February 22, 2013, to guarantee the special group rate. After that time, rooms are space available only.

CALL 800/228-9290 TO MAKE HOTEL RESERVATIONS.
You must say you're with FACDL Death is Different XIX Seminar to get the group rate.