

T D C A A

**Advanced Trial Advocacy
Course
(Intoxication Manslaughter—Drugs)
Baylor Law School
Waco, TX
July 23–27, 2018
22 hours of MCLE credit, including 1 hour of ethics**

RETURN SERVICE REQUESTED

Texas District & County Attorneys Association
505 W. 12th St., Ste. 100
Austin TX 78701

PRSR1 STD
U.S. POSTAGE PAID
GINCOR, INC
78754

Advanced Trial Advocacy Course Information

TDCAA's Advanced Trial Advocacy Course is designed for prosecutors with at least three to five years of trial experience who want to prepare and participate in a hands-on course to increase their effectiveness in trial. Upon acceptance, all participants will receive a detailed packet of instructions and a felony case scenario that will form the basis of the presentations, faculty demonstrations, workshops, and courtroom performances. Each participant is responsible for the entire case scenario, although individual performances may involve only a particular aspect of the case. Upon arrival, participants will be assigned to one of the law school's practice courtrooms with a smaller group of eight participants and experienced faculty advisors who will guide the group discussions and provide critiques of each participant's live and videotaped performances. This year, participants will focus on an intoxication manslaughter (with drugs) case to learn how to address many of the challenges stemming from these types of cases.

Attendance: Attendance is limited to 32 prosecutors. All applications must be received by **June 22, 2018**. No walk-in registrations will be accepted under any circumstances. Upon acceptance, participants will receive confirmation, informational packets, and detailed felony case scenarios via e-mail. Advance preparation and full-week participation are required. Applicants who are not accepted for this course will be put on a waiting list and have first priority in case of cancellations. **Any attendee substitutions must be submitted to and approved by TDCAA.**

Registration and fees: There is no fee for attending this course. TDCAA will pay for the hotel and reimburse your travel at 45¢ a mile. Participants will receive a \$30 per diem for meals, which are on your own. All participants will stay at the Courtyard by Marriott, 101 Washington Ave., in Waco, TX 76701. Classes are a short drive to the Baylor University Law School, 1114 South University Parks Drive, Waco, TX 76706. **Upon acceptance, TDCAA will make hotel reservations for all participants. Do not call the hotel directly.** Rooms are reserved beginning Sunday, July 22, with departure on Friday, July 27. If you do NOT need the hotel room on Sunday night and plan to check in Monday instead, please let Patrick Kinghorn know by replying to your initial acceptance email from us. All incidental expenses, including room upgrades, double occupancy, room service, movie rentals, etc., are your own.

Attire: On Monday, Tuesday, Wednesday, and Thursday, courtroom attire is required. On Friday, business casual dress is acceptable.

CLE: TDCAA has applied to the State Bar of Texas for 22 hours of MCLE credit, including 1 hour of ethics training for participation in this course.

Advanced Trial Advocacy Course Curriculum

Monday, July 23 (courtroom attire)

- 9:00 a.m. Registration opens.
- 10:00 a.m. Welcome and Course Introduction
- 10:15 a.m. Charging Decisions: How to Choose the Right Indictment
- 11:00 a.m. Crash Reconstruction and Using Your Expert Witness
- Noon Lunch (on your own)
- 1:30 p.m. Crash Reconstruction (cont'd)
- 3:00 p.m. Break
- 3:15 p.m. Jury Selection
- 4:00 p.m. Break
- 4:15 p.m. Performance: Jury Selection
- Adjourn At the end of the exercise

Tuesday, July 24 (courtroom attire)

- 9:00 a.m. Presenting the Scene
- 10:00 a.m. Break
- 10:15 a.m. Opening Statement Strategies
- 11:00 a.m. Performance: Opening Statements
- Noon Lunch (on your own)
- 1:30 p.m. DREs and Issues in Drugged Driving
- 3:00 p.m. Break
- 3:15 p.m. Presenting Blood Toxicology
- 4:30 p.m. Break
- 4:45 p.m. Wood-Shedding Witnesses
- Adjourn At the end of the exercise
- 6:30pm Dinner, Ninfa's Mexican Restaurant (provided by TDCAA)

Wednesday, July 25 (courtroom attire)

- 9:00 a.m. Using Your Evidence in Direct Examination of Experts
- 10:00 a.m. Break
- 10:15 a.m. Performance: Direct Exam
- Lunch At Conclusion of Direct Exams, FA group lunch, and Q&A (on your own)

Thursday, July 26 (courtroom attire)

- 9:00 a.m. Dealing with Defense Experts: Crash, Toxicology, and SFSTs
- 10:00 a.m. Break
- 10:15 a.m. Performance: Cross-Examination
- Noon Lunch
- 1:30 p.m. Closing Argument and Punishment
- 3:00 p.m. Break
- 3:15 p.m. Performance: Closing Argument Guilt-Innocence
- 4:00 p.m. Break
- 4:15 p.m. Performance: Closing Argument Punishment
- Adjourn At the end of the exercise

Friday, July 27 (casual attire)

- 9:00 a.m. Caselaw Update
- 10:00 a.m. Break
- 10:15 a.m. Ethical Issues in Intoxication Manslaughter Cases: *Brady* and Beyond
- 11:15 a.m. Best Practices in Groups
- Adjourn At the end of the exercise

Faculty

W. Clay Abbott, DWI Resource Prosecutor, TDCAA
Kayla Allen, Course Director, Asst. Criminal District Attorney, Galveston County
Brian Baker, First Asst. District Attorney, Brazos County
Lauren Black, Asst. Criminal District Attorney, Rockwall County
Kristin Burns, Asst. Criminal District Attorney, Bastrop County
Ray Duke, Asst. District Attorney, El Paso County
Jessica Frazier, Asst. Criminal District Attorney, Bexar County
Detective Mike Jennings, Austin Police Department
Ashley Keil, Asst. Criminal District Attorney, Collin County
Brian Klas, Training Director, TDCAA
John Kwasnoski, Professor Emeritus of Forensic Physics, Western New England College
Justin McCants, Asst. Criminal District Attorney, Dallas County
Laura Nodolf, District Attorney, Midland County
Steven Reis, District Attorney, Matagorda County
Lisa Stewart, Asst. District Attorney, Montgomery County
Sean Teare, Asst. District Attorney, Harris County
WayIn Thompson, Asst. Criminal District Attorney, Jefferson County

TDCAA Registration Form

Advanced Trial Advocacy Course at Baylor Law School
July 23–27, 2018

Application Requirements: For consideration, you must complete this form in its entirety. Incomplete forms will be returned. Please type or print and sign your form. Applications must be received via fax or email by **June 22. Do not do both.** If accepted, applicants will be notified by email and will receive confirmation and information about the course and lodging. This form may be duplicated.

Name _____
Title _____
Current assignment _____
Office address _____
City _____ ZIP _____
Phone _____
State Bar card # _____
E-mail address _____

Please check if we do NOT have your permission to distribute your e-mail address to course attendees.

1. What is the approximate size of your jurisdiction? (Check the appropriate box.)

- Less than 20,000 20,000–50,000
 50,001–100,000 100,001–250,000
 250,001–500,000 Over 500,001

2. How many employees are in your office? _____

3. Total years as a prosecutor: _____

4. Total number of trials:

Jury trials:	Bench trials:
_____ misdemeanor	_____ misdemeanor
_____ felony	_____ felony
_____ civil	_____ civil

5. Charges in the last five completed trials as lead attorney (check all that apply):

- | | |
|---|---|
| <input type="checkbox"/> domestic violence | <input type="checkbox"/> violent crime |
| <input type="checkbox"/> property crime | <input type="checkbox"/> arson |
| <input type="checkbox"/> juvenile court | <input type="checkbox"/> DWI |
| <input type="checkbox"/> white-collar crime | <input type="checkbox"/> vehicular fatalities |
| <input type="checkbox"/> drug prosecution | <input type="checkbox"/> sexual assault |
| <input type="checkbox"/> child abuse/exploitation | <input type="checkbox"/> computer crime |
| <input type="checkbox"/> other _____ | |

I understand that if I am accepted, my advance preparation and full participation for the week are required.

Signature of applicant _____

Date _____

NOMINATIONS MUST BE MADE BY THE ELECTED PROSECUTING ATTORNEY IN THE APPLICANT'S JURISDICTION.

I nominate _____ for participation in TDCAA's Advanced Trial Advocacy Course. The information provided in this application is accurate and complete, and the applicant meets the course requirements.

Signature of Elected Prosecutor _____

(Type or print name)

Date _____

Phone _____

We reserve the right to limit the number of attendees from each jurisdiction. Submission of application does not guarantee acceptance.

Use one method to return this form:

Fax: 512/478-4112

Email: Brian.Klas@tdcaa.com