



DISTRICT ATTORNEY
QUEENS COUNTY
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Richard A. Brown
District Attorney

SUPREME COURT TRAINING Fall 2010

***ALL SESSIONS TO TAKE PLACE IN THE FRANK D. O'CONNOR
MOOT COURTROOM***

Wednesday, November 3, 2010

9:00 - 9:30 a.m.

Orientation and Distribution of Materials

Faculty: Kevin Duddy, Director of Trial Advocacy
Jennifer Naiburg, Deputy Director of Trial Advocacy

9:30 - 10:50 a.m.

Topic: **Caseload Management**

Faculty: Alison Andrews, A.D.A., Kew Gardens I Trial Bureau
Thomas Brennan, A.D.A., Narcotics Trial Bureau
Brad Chain, A.D.A., Kew Gardens II Trial Bureau

Category: Law Practice Management

11:00 a.m. -12:30 p.m.

Topic: **Brady and Rosario Issues**

Faculty: Sharon Brodt, Supervisor, Appeals Bureau

Category: Ethics

2:00 -3:15 p.m.

Topic: **The Central Booking Interview**

Faculty: James C. Quinn, SEADA, Trial Division

Category: Skills

3:30 -5:00 p.m.

Topic: **Batson/Kern Doctrine**

Faculty: Nicoletta Caferra, Deputy Chief, Appeals Bureau
Michelle Goldstein, Deputy Chief, GVHCB

Category: Ethics & Professionalism

Thursday, November 4, 2010

9:00 - 10:00 a.m.

Topic: **Overview of the Trial Division**

Faculty: James C. Quinn, Senior Executive A.D.A., Trial Division

Category: Law Practice Management

10:00 a.m. -11:20 a.m.

Topic: **Case Analysis**

Faculty: Francesco Catarisano, Chief, Kew Gardens I Trial Bureau
Robert Hanophy, Deputy Chief, CCMCB

Category: Skills

11:30 a.m. - 12:50 p.m.

Topic: **Molineaux: The Application and the Evidence**

Faculty: Jennifer Naiburg, Deputy Director, Trial Advocacy

Category: Professional Practice

2:00 - 5:00 p.m.

Topic: **Grand Jury Practice**

Faculty: Therese Lendino, Chief, Grand Jury Bureau
Patricia Malloy, Deputy Chief, Grand Jury Bureau

Category: Law Practice Management

Friday, November 5, 2010

9:30 - 11:30 a.m.

Topic: **Grand Jury Advocacy**

Faculty: Kevin Duddy, Director of Trial Advocacy
Jennifer Naiburg, Deputy Director of Trial Advocacy
Therese Lendino, Chief, Grand Jury Bureau

Category: Skills

11:30 a.m. - 12:30 p.m.

Topic: **Overview of the Supreme Court Bureaus**

Faculty: Barry Weinrib, Dep Chief, Narcotics Trial Bureau
Francesco Catarisano, Chief, Kew Gardens I Trial Bureau
Daniel Sullivan, Chief, Kew Gardens II Trial Bureau

Category: Law Practice Management

2:00 - 3:30 p.m.

Topic: **Felony Sentencing**

Faculty: Patricia Malloy, Deputy Chief, Grand Jury

Category: Professional Practice

***** N.I.T.A. case assignments to be distributed *****

Monday, November 8, 2010

9:30 - 11:15 a.m.

Topic: **Pre-Trial Hearings & Motion Practice**
Faculty: Kevin Duddy, Director, Trial Advocacy
Category: Professional Practice

11:30 - 1:00 p.m.

Topic: **Witness Preparation: For Direct and Cross Examination**
Faculty: Barry Weinrib, Deputy Chief, Narcotics Trial Bureau
Category: Ethics

2:00 - 3:30 p.m.

Topic: **Jury Selection - Exploring Case Issues on Voir Dire**
Faculty: Michelle Goldstein, Deputy Chief, GVHCB
Category: Skills

3:30 - 5:00 p.m.

Topic: **Jury Selection - Potential Juror Bias and Cause Challenges**
Faculty: Mark Osnowitz, Deputy Chief, Kew Gardens II Trial Bureau
Category: Skills

Tuesday, November 9, 2010

9:00 - 10:15 a.m.

Topic: **Handling Objections**
Faculty: Kevin Duddy, Director of Trial Advocacy
Jennifer Naiburg, Deputy Director of Trial Advocacy
Category: Skills

10:15 - 11:45 a.m.

Topic: **Evidentiary Foundations/ Organization & Use of Physical Evidence**
Faculty: Jennifer Naiburg, Deputy Director, Trial Advocacy
Category: Skills

12:00a.m. - 1:00 p.m.

Topic: **Jury Selection - Questioning the Panel & Procedures**
Faculty: Debra Pomodore, Senior A.D.A., Homicide Trials Bureau

Category: Skills

2:00 - 5:00 p.m.

Topic: **Jury Selection - Questioning the Panel & Procedures**

Faculty: Debra Pomodore, Senior A.D.A., Homicide Trials Bureau

Category: Skills

Wednesday, November 10, 2010

10:00 a.m. -12:30 p.m.

Topic: **Mock Jury Selection**

Live Critique: Kenneth Appelbaum, Dep. Chief, Special Victims Bureau
James Evangelou, Chief, CCMCB

Video Critique: Robert Ferino, Deputy Chief, Narcotics Trial Bureau
Jennifer Naiburg, Deputy Director, Trial Advocacy

Category: Skills

12:30 -1:00 p.m.

Topic: **Jury Selection Wrap-up**

2:00 -2:50 p.m.

Topic: **Opening Statements**

Faculty: Robin Leopold, Deputy Chief, Kew Gardens I Trial Bureau

Category: Skills

2:50 -3:00 p.m

Topic: Opening Statement Demonstration

Faculty: Kevin Duddy, Director of Trial Advocacy

3:00 -5:00 p.m.

Preparation time for opening statements

Friday, November 12, 2010

9:30 a.m. -12:00 p.m.

Topic: **Mock Opening Statements**
Live Critique: James Evangelou, Chief, CCMCB
Brad Leventhal, Chief, Homicide Trial Bureau
Video Critique: Daniel Sullivan, Chief, Kew Gardens II Bureau
Barry Weinrib, Deputy Chief, NTB
Category: Skills

2:00 - 3:00 p.m.

Topic: **Prosecutorial Misconduct on Summation**
Faculty: John Castellano, Deputy Executive A.D.A., Legal Affairs
Division
Category: Ethics & Professionalism

3:00 - 4:30 p.m.

Topic: **Direct Examination - Overview & Questioning Techniques**
Faculty: Kevin M. Duddy, Director of Trial Advocacy
Category: Skills

4:30 - 4:45 p.m.

Direct Examination Demonstration
Kevin M. Duddy, Director of Trial Advocacy
Peter J. Mc Cormack, Dep. Chief, Homicide Investigations

Monday, November 15, 2010

9:30 a.m. -12:00 p.m.

Topic: **Mock Direct Examinations**
Live Critique: Francesco Catarisano, Chief, Kew Gardens I Trial Bureau
Jennifer Naiburg, Deputy Director, Trial Advocacy
Video Critique: Jack Warsawsky, Deputy Chief, Homicide Trial Bureau
Eric Rosenbaum, Chief, DNA Unit
Category: Skills

2:00 -3:30 p.m.

Topic: **Cross Examination - Lecture and Demonstration**
Faculty: James C. Quinn, SEADA, Trial Division
Category: Skills

3:30 -5:00p.m.

Topic: **Cross Examination - Specific Issues**
Faculty: Michele Goldstein, Deputy Chief, GVHCB
Category: Skills

Tuesday, November 16, 2010

9:30 a.m. -12:00 p.m.

Topic: **Mock Cross Examinations**
Live Critique: Daniel Sullivan, Chief, Kew Gardens II Trial Bureau
Robin Leopold, Deputy Chief, Kew Gardens I Trial Bureau
Video Critique: Eugene Reibstein, Coordinator of Trials, Major Crimes
Robert Ferino, Deputy Chief, Narcotics Trials Bureau
Category: Skills

2:00 - 3:30 p.m.

Topic: **Closing Argument - Lecture and Demonstration**
Faculty: Daniel A. Saunders, Deputy EADA, Major Crimes Division
Category: Skills

3:30 - 5:00 p.m.

Preparation time for closing arguments

Wednesday, November 17, 2010

9:30 a.m. - 12:30 p.m.

Topic: **Mock Summations**
Live Critique: Kevin Duddy, Director of Trial Advocacy
Mark Osnowitz, Deputy Chief, Kew Gardens II Bureau

Video Critique: Kenneth Appelbaum, Deputy Chief, Special Victims Bureau
Patrick O'Connor, ADA, Homicide Trials Bureau
Category: Skills

1:00 p.m. Evaluations to be completed

This transitional continuing legal education course has been approved in accordance with the requirements of the Continuing Legal Education Board for a maximum of **38.5** credit hours, of which **4.5** credits can be applied toward the *Ethics and Professionalism* requirement, **5.0** credits can be applied toward the *Professional Practice* requirement, **7.0** credit hours can be applied toward the *Law Practice Management* requirement, and **22.0** hours can be applied toward the *Skills* requirement*.

* A careful reading of this schedule will reveal a total of 34.5 hours in the skills category. However, 12.5 of those skills hours are under the subheading of “trial advocacy” hours. Section 3 (D)(5) subsections (c) and (d) of the New York State CLE Board Regulations and Guidelines, imposes limits on the use of these hours toward the satisfaction of your CLE requirements. Accordingly, we will award these hours to faculty only. Doing so will have no practical effect on the CLE requirements of the students. The remaining number of hours awarded during this program exceeds the number required in any biennial period as well as the number that may be carried over into the next period.