



F O R T Y - S E C O N D A N N U A L

CRIMINAL LAW SEMINAR

2012

Recent Developments in Criminal Law and Procedure

FOIA and Law Enforcement Records

What Can You Do When the Defendant Is Mentally Ill,
But Not Legally Insane?

Ethical Issues in the Practice of Criminal Law

Understanding and Navigating the Sexually Violent Predator
Commitment Process

Trials and Tribulations: Practice Pointers from the Bench

FEBRUARY 3, 2012
Marriott/Kingsmill, Williamsburg

FEBRUARY 10, 2012
DoubleTree by Hilton, Charlottesville

www.vsb.org/site/sections/criminal

Video Replays in 16 Locations
on Five Different Dates

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PROGRAM

WILLIAMSBURG MARRIOTT—WILLIAMSBURG, AT KINGSMILL, ROUTE 60 EAST
50 Kingsmill Road, Williamsburg, VA 23185 (757) 220-2500

DOUBLETREE BY HILTON CHARLOTTESVILLE—ROUTE 29 NORTH
990 Hilton Heights Road, Charlottesville, VA 22901 (434) 973-2121

8:00 LATE REGISTRATION AND EXHIBITS

8:15 WELCOME AND OPENING REMARKS

8:30 RECENT DEVELOPMENTS IN CRIMINAL LAW AND PROCEDURE

A thorough review of the past year's developments in both substantive criminal law and criminal procedure.

- *Prof. Ronald J. Bacigal*

9:45 COFFEE BREAK AND EXHIBITS

10:00 FOIA AND LAW ENFORCEMENT RECORDS

A comprehensive analysis of the nuts and bolts of FOIA and how it can be used effectively.

- *Sara N. Poole*

11:00 WHAT CAN YOU DO WHEN THE DEFENDANT IS MENTALLY ILL, BUT NOT LEGALLY INSANE?

A panel discussion of mentally ill, but not criminally insane, defendants and the challenges faced in representing them. Also covered will be what types of mental health options are available inpatient, outpatient, and in the court system.

Williamsburg: *Annette Miller*
Hon. Michael N. Herring (moderator)

Charlottesville: *David B. Hargett*
Elizabeth P. Murtagh (moderator)

Both Locations: *Dr. Dan Shenaman and Leslie Weisman*

12:00 LUNCHEON

Williamsburg:
Hon. Martin F. Clark, Jr.
Author & Judge
Patrick County Circuit Court
Stuart, VA

Charlottesville:
DeMaurice F. Smith, Esq.
Executive Director
NFL Players Association
Washington, D.C.

1:30 ETHICAL ISSUES IN THE PRACTICE OF CRIMINAL LAW

Rod Leffler and Judge Jane Roush will give examples of ethical dilemmas in the practice of criminal law and will guide us through solving them via the Rules of Professional Responsibility.

- *Rodney G. Leffler*
- *Hon. Jane Marum Roush*

2:45 UNDERSTANDING AND NAVIGATING THE SEXUALLY VIOLENT PREDATOR COMMITMENT PROCESS

A discussion to educate us on navigating and understanding the civil commitment process for sexually violent predators.

- *B. Leigh Drewry, Jr.*
- *Dr. Evan S. Nelson*
- *Erin D. Wheaton*

3:45 TRIALS AND TRIBULATIONS: PRACTICE POINTERS FROM THE BENCH

A lively dialogue from a panel of trial attorneys turned judges who will amuse and enlighten us with their stories and opinions about what works and what doesn't work in the courtroom.

- *Hon. Michael McGinty*
- *Hon. Charles S. Sharp*
- *Hon. Philip Trompeter*

4:45 CLOSING REMARKS AND ADJOURNMENT

VIDEOTAPE REPLAYS

Please see <http://www.vsb.org/site/sections/criminal> for complete video replay addresses and contact information.

Abingdon: April 17

Hampton: March 28

Tysons Corner: March 27, April 17

Alexandria: March 29, April 19

Harrisonburg: March 28

Virginia Beach: March 27, April 17

Charlottesville: March 27, April 19

Leesburg: March 28

Warrenton: March 27

Danville: March 27

Lynchburg: March 29

Winchester: March 27

Dulles: March 28

Richmond: March 27, April 17

Fredericksburg: March 27, April 17

Roanoke: March 28, April 17

Videotape replays do not include the luncheon portion of the live programs.

SCHEDULE NOTICE: The amount of time allocated to each subject and, occasionally, the order of topics may vary from the published schedule. If you are interested in attending a specific portion of a videotape replay, please contact Virginia CLE® several days prior to the seminar for schedule times.

For more information, call Virginia CLE® at 1-800-979-8253 or 434-979-5644. For directions to programs, please call the program site or visit Virginia CLE's® website: www.vacle.org.

REGISTRATION, MATERIAL, AND GENERAL INFORMATION

REGISTRATION: Make your check payable to Virginia CLE® and mail it with your registration form to Virginia CLE®.

Only credit card registrations will be accepted by fax, telephone or via the Internet. No confirmation will be sent; your check or credit card statement is your receipt. Programs will be conducted in a smoke-free environment. If you have a disability that requires special accommodations, please contact Virginia CLE® well in advance of the program date. In the event of extreme weather, transfers to alternate programs may be allowed. A final decision on transfers due to weather will not be made until the morning of the program. Please direct all inquiries to Virginia CLE®.

NEW: DOWNLOADABLE E-BOOK SEMINAR MATERIALS: ALL seminar registrants will receive access to a complete set of downloadable e-book seminar materials. E-book materials are searchable, easily accessible, and efficient to use. When registering, please be sure to provide a legible, valid e-mail address that Virginia CLE® can use to distribute the e-book materials. **Discount Available:** If you choose to forgo receiving printed materials and receive **only** the downloadable e-book you will receive a discounted registration fee (see the registration panel). Registrants who elect this option will receive a short printed seminar outline with space to take notes.

REGISTRATION DEADLINES FOR DISCOUNTED FEE OPTIONS: To have the option to register for a discounted fee AND to receive access to the downloadable e-book materials BEFORE the seminar, your live program registration must be received no later than **January 20, 2012**, or your video replay registration must be received no later than 5:00 p.m. ONE WEEK BEFORE the seminar. After these dates, the discounted e-book-only registration options will **NOT** be available. Virginia CLE® will e-mail you a link to the downloadable e-book materials two business days before the seminar. Once you download the materials, you can review them and print the portions you want to bring with you to the seminar.

CANCELLATIONS/TRANSFERS/REFUNDS: Cancellation/transfer requests will be honored through 5:00 p.m. of the DAY PRIOR TO the seminar. **NOTE:** Following receipt of the e-book link from Virginia CLE®, registrants will incur a \$45.00 materials fee if they cancel or transfer to a seminar other than the 42nd Annual Criminal Law. Please direct all inquiries to Virginia CLE: P.O. Box 4468, Charlottesville, VA 22905 (1-800-979-8253, Fax: 434-979-3147).

LATE REGISTRATION / SPACE LIMITED: An *increased* registration fee will apply to live program registrations post-marked, phoned, or faxed after January 20, 2012, and to walk-in registrations (see registration form for details). Space is limited to 200 registrants in Charlottesville and 600 registrants in Williamsburg. All registration is on a **first-come, first-served basis**; early advance registration is **strongly urged**. **Walk-in registration cannot be guaranteed.**

AUXILIARY SEATING / WILLIAMSBURG LOCATION: Once capacity seating of 500 in the main auditorium is reached at the Williamsburg location, auxiliary seating for 100 additional registrants will be provided in a room adjacent to the main auditorium, using closed circuit T.V. **Seating in the main auditorium will be based on the date your payment and registration are received.**

HOTEL ACCOMMODATIONS: A block of rooms for the nights prior to the live programs will be available on a first-come, first-served basis. All reservation requests will be handled by the hotels directly:

Williamsburg Marriott 1-800-442-3654; or for online reservations: <http://www.marriott.com/hotels/travel/phfcw?groupCode=cricria&app=resvlink&fromDate=2/2/12&toDate=2/4/12>.

DoubleTree by Hilton Charlottesville 1-800-494-9467; or for online reservations: http://doubletree.hilton.com/en/dt/groups/personalized/C/CHOSHDT-BAR-20120209/index.jhtml?WT.mc_id=POG

The room block for both hotels will be released on January 20, 2012.

LIVE LOCATIONS

FRIDAY, FEBRUARY 3, 2012
Marriott/Kingsmill, Williamsburg

FRIDAY, FEBRUARY 10, 2012
DoubleTree by Hilton, Charlottesville

VIDEOTAPE REPLAYS*

TUESDAY, MARCH 27

Charlottesville Danville Fredericksburg
 Richmond Tysons Corner Virginia Beach
 Warrenton Winchester

WEDNESDAY, MARCH 28

Dulles Hampton Harrisonburg
 Leesburg Roanoke

THURSDAY, MARCH 29

Alexandria Lynchburg

TUESDAY, APRIL 17

Abingdon Fredericksburg Richmond
 Roanoke Tysons Corner Virginia Beach

THURSDAY, APRIL 19

Alexandria Charlottesville

* *Videotape Replays run from 8:15 a.m. – 4:00 p.m. There is a scheduled lunch break that does not include a speaker. Afternoon session will reconvene at 1:15 p.m.*

4 EASY WAYS TO REGISTER

INTERNET: <http://www.vacle.org> (credit card required).

MAIL check payable to “Virginia CLE” with registration form to: CLE Registrations, P.O. Box 4468, Charlottesville, VA 22905.

FAX form with credit card information to 434-979-3147.

CALL 1-800-979-VCLE (979-8253) or 434-979-5644 to register with a credit card.

PREREGISTRATION FEES

All registrants will receive access to a complete set of downloadable e-book seminar materials.

\$150 Registration Fee (includes printed materials)
Member, VSB CR Section

\$170 Registration Fee (includes printed materials)
Non-member, VSB CR Section

\$185 Late Registration Fee (includes printed materials)(registrations for live locations post-marked, phoned, or faxed after January 20, 2012; video registrations not received by 5:00 p.m. the day before the program; and all walk-in registrations)

Judicial Member (Fee Waived)

\$25 Luncheon Fee for Judges and CLE Coupon
Registrants per location (payable only if attending luncheon)

DISCOUNT REGISTRATIONS

\$120* Member, VSB CR Section (e-book materials only)

\$140* Non-member, VSB CR Section (e-book materials only)

\$61.50** printed written materials only.
Order #71112

I wish to join the Virginia State Bar's Criminal Law Section and take advantage of the reduced registration. Enclosed is a **separate check** for \$20 made payable to **Virginia State Bar**.

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*Available until January 20, 2012, for the live programs, and until one week before each video replay.

**Price includes 5% Virginia sales tax and shipping and handling. Printed written materials will not be available for individual sale before the day of the program.