



F O R T Y - S I X T H A N N U A L

CRIMINAL LAW SEMINAR

Recent Developments in Criminal Law and Procedure

Ethics Rocks: Ethical Issues in Criminal Law Practice

Big Brother IS Watching You (sort of): Overview of Recent Changes to Technology & Privacy Laws

Keeping up with the Joneses: Panel on Constitutional & Fourth Amendment Issues

Everybody Gets Out of Jail Eventually: Sentencing Advocacy Panel

FEBRUARY 5, 2016
DoubleTree by Hilton, Williamsburg

FEBRUARY 12, 2016
DoubleTree by Hilton, Charlottesville

www.vsb.org/site/sections/criminal

Video Replays in 13 Locations

on Four Different Dates

Approved 6.5 MCLE Credits (including 1.5 ethics credit)

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PROGRAM

DOUBLETREE BY HILTON WILLIAMSBURG, ROUTE 60 EAST — FEB. 5
50 Kingsmill Road, Williamsburg, VA 23185 (757) 220-2500

DOUBLETREE BY HILTON CHARLOTTESVILLE, ROUTE 29 NORTH — FEB. 12
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

Back once again by popular demand, the annual comprehensive review of developments in substantive and procedural criminal law.

- *Prof. Ronald J. Bacigal*

9:30 COFFEE BREAK

9:45 ETHICS ROCKS: ETHICAL ISSUES IN CRIMINAL LAW PRACTICE

Ethics by day, musicians by night. This presentation will introduce a new format for teaching ethics. Your presenters will cover various ethics issues by introducing them through popular songs that they will perform “live,” including “Fifty Ways to Lose Your License” and “I Fought the Bar and the Bar Won.” Topics covered include ethical issues that arise from: lawyers leaving law firms, use of social media, client and witness perjury, fees, liens and billing clients, and mishandling client funds.

- *Paulo E. Franco*
- *James M. McCauley*

11:00 BIG BROTHER IS WATCHING YOU (SORT OF): OVERVIEW OF RECENT CHANGES TO TECHNOLOGY & PRIVACY LAWS

This presentation will highlight current laws addressing law enforcement’s use of technology in criminal investigations, as well as procedural tools used in such investigations. Presenters will also discuss recent changes to laws that affect individual privacy, including the use of license plate readers and drones.

- *Gene Fishel*
- *Thomas K. Johnstone IV*

12:15 LUNCHEON PRESENTATIONS

Williamsburg:

TBA

Charlottesville:

Timothy J. Longo, Sr.

Police Chief, City of Charlottesville

1:30 KEEPING UP WITH THE JONESES: PANEL ON CONSTITUTIONAL AND FOURTH AMENDMENT ISSUES

In the wake of the *Jones* decision, the panelists will discuss the application of an 18th century Constitution to 21st century electronic surveillance and other technologies.

- *Hon. Michael R. Doucette*
- *Christopher R. K. Leibig*
- *Captain Kirk Marlowe*
- *Prof. Corinna Lain (moderator)*

2:45 EVERYBODY GETS OUT OF JAIL EVENTUALLY: SENTENCING ADVOCACY PANEL

What are the practical applications of current criminal justice reform policies, and how do prosecutors and defense attorneys each get what they want at a sentencing hearing?

Williamsburg: *Peter D. Greenspun and Hon. Margaret P. Spencer*

Charlottesville: *Alexander N. Levay, Jr. and Hon. Jacqueline F. Ward Talevi*

Both Locations: *Hon. Michael N. Herring, Leslie Weisman, LCSW, and Lisa K. Caruso (moderator)*

5:00 CLOSING REMARKS AND ADJOURNMENT

VIDEO REPLAYS

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

Abingdon: April 26

Hampton: March 30

Roanoke: March 29, April 26

Alexandria: March 29

Harrisonburg: April 26

Tysons Corner: April 26

Charlottesville: March 29

Lynchburg: March 31

Winchester: March 30

Danville: March 29

Norfolk: March 29, April 26

Fredericksburg: April 26

Richmond: March 29, April 26

Video 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 video 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 the Virginia CLE® website: www.vacle.org.

REGISTRATION, MATERIALS, 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®.

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 22, 2016**, or your video replay registration must be received no later than 5:00 p.m. THREE BUSINESS DAYS 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 \$60.00 materials fee if they cancel or transfer to a seminar other than the 46th Annual Criminal Law Seminar. Please direct all inquiries to Virginia CLE®: 105 Whitewood Road, Charlottesville, VA 22901 (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 22, 2016, 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:

By calling DoubleTree by Hilton: 1-800-222-8733, then press 1.

Or for online reservations at the DoubleTree by Hilton Williamsburg:
http://doubletree.hilton.com/en/dt/groups/personalized/W/WBGKRDT-VIR-20160201/index.jhtml?WT.mc_id=POG

Or for online reservations at the DoubleTree by Hilton Charlottesville:
http://doubletree.hilton.com/en/dt/groups/personalized/C/CHOSHDT-V41-20160211/index.jhtml?WT.mc_id=POG

The room block for both hotels will be released on January 22, 2016.

LIVE LOCATIONS

FRIDAY, FEBRUARY 5, 2016
DoubleTree by Hilton, Williamsburg

FRIDAY, FEBRUARY 12, 2016
DoubleTree by Hilton, Charlottesville

VIDEO REPLAYS*

TUESDAY, MARCH 29

Alexandria Charlottesville Danville
 Norfolk Richmond Roanoke

THURSDAY, MARCH 31

Lynchburg

WEDNESDAY, MARCH 30

Hampton Winchester

TUESDAY, APRIL 26

Abingdon Fredericksburg Harrisonburg
 Norfolk Richmond Roanoke Tysons Corner

**Video Replays run from 8:15 a.m. – 4:45 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, 105 Whitewood Road, Charlottesville, VA 22901.

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

METHOD OF PAYMENT: Check (# _____)
 VISA MC AMEX

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

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Billing Address (*if different from above*): _____

\$185 Late Registration Fee (includes printed materials)(registrations for live locations post-marked, phoned, or faxed after January 22, 2016; video registrations not received by 5:00 p.m. the day before the program; and all walk-in registrations)

City _____ State _____ Zip _____

Card Security Code (3 or 4 digits): _ _ _ _ _
(located on back of card)

Judicial Member (Fee Waived)

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

CREDIT CARD NUMBER

EXPIRATION DATE

DISCOUNT REGISTRATIONS

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

SIGNATURE

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

CLE coupons do not include lunch.

*Available until January 22, 2016, for the live programs, and until three business days before each video replay.

**Price includes 5.3% Virginia sales tax and shipping and handling. Printed written materials will not be available for individual sale before the day of the program.

\$72.66** printed written materials only.
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