

# Summer Training 2019

## August 1- 2, 2019

The Plaza Resort & Spa  
Daytona Beach, Florida

General Trial Attorney Appellate Attorney Investigator Program Administrator Training Support Staff Program



Bring your family and while you're getting continued education credits, they can enjoy the beach, with a variety of entertainment venues, shops, and restaurants all located within easy walking distance.

**EARLY REGISTRATION DISCOUNT ENDS JUNE 25, 2019**

**Hosted by: Honorable James Purdy, Public Defender  
7<sup>th</sup> Judicial Circuit**



**Sponsored By: Florida Public Defender Association, Inc.**

## CLER Credit

The Florida Public Defender Association, Inc. has requested and expects approval of CLE credit for the General Trial Attorney program and the Appellate Attorney Program.

### Registration Details

**The Registration fee for State Employee of Public Defender Offices or Regional Counsel office: \$250.00, if received by June 25<sup>th</sup>. \$275 after June 25<sup>th</sup>.**

The Registration fee for Private Attorneys: \$300.00.

If you are paying by check, the check must be in our office by Friday, July 19, 2019 to keep your registration active. On-site registrations will be accepted with space availability.

Our mailing address is: 103 North Gadsden Street, Tallahassee, FL 32301

REGISTRATION CANCELLATION – No Refunds After Friday, July 19, 2019

TO REGISTER ONLINE CLICK ON THE REGISTER HERE LINK ON THIS PAGE AND CLICK ON SUMMER TRAINING.

IF YOU NOT ALEDY IN OUR SYSTEM, YOU WILL HAVE TO SET UP A REGISTRATION IN OUR SYSTEM BY USING YOUR EMAIL ADDRESS AND A PASSWORD.

### Hotel Registration Information – The Plaza Resort & Spa – Daytona Beach, FL

The Plaza is located on 600 N. Atlantic Avenue, Daytona Beach, Florida and has a discounted room rate of \$115.00 plus 12.5 % tax and the resort and parking fee is waived for all attendees. Hotel room rate is good 3 days before and 3 days after the event. If you are making reservations to arrive early and departing later, you must call the hotel direct to make your reservation. On-line reservations are only for the dates of Tuesday, July 30 – Saturday August 3, 2019

**Hotel cut-off date is July 8, 2019.**

Attendees must make bookings directly with the hotel by calling the hotel direct (866)500-5630 and mention the Florida Public Defender room block or by using this passkey link.

<http://bookings.ihotelier.com/bookings.jsp?groupID=2149476&hotelID=96954>

To confirm a sleeping room within our room block, the sleeping room must be secured with a valid credit card number provided by either you or the guest attending your event, along with the first night's deposit, **refundable up to 2 days in advance of the individual arrival date**. Checks and major credit cards are acceptable to establish prepayment. All credit cards used to prepay the room deposit will be charged immediately.

**Deadline for room reservations is July 8, 2019 by 5:00 p.m. Eastern Standard Time.**  
**Please identify yourself as a member of the Florida Public Defender Association Group.**

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## GENERAL TRIAL ATTORNEY AGENDA

### Wednesday, July 31, 2019

4:00 – 6:00 Registration Desk and Information Open  
6:00 – 7:00 Welcome Hospitality

### Thursday, August 1, 2019

8:45 – 9:00 Introduction – *Hon. Larry Eger*, Public Defender, 12<sup>th</sup> Judicial Circuit  
9:00 – 9:50 Effective Cross Examination of the Snitch – *Elizabeth Ramsey*, Assistant Public Defender, 15<sup>th</sup> Judicial Circuit, Office of the Public Defender  
10:00 – 11:45 Cross Examination of the Eyewitness – *Seth Miller, Esq.*, Executive Director Innocence Project of Florida  
11:45 – 1:00 Lunch on your own.  
1:00 – 1:50 Cross Examination of the Medical Expert - *Dorothy Clay-Sims*, P.A. and Nationally Renowned expert in Medical Expert Cross Examination.  
2:00 – 2:50 Cross Examination on False Confessions – *Gregory DeClue*, Ph.D., ABPP Forensic Psychologist  
3:00 – 3:50 Applying the “Colorado Method” to Non-Capital Jury Selection: Cause Based, Theory Drive Jury Selection - *Allison Miller, B.C.S.*, Senior Assistant Public Defender, 6<sup>th</sup> Judicial Circuit, Office of the Public Defender  
4:00 – 4:45 Awards  
5:00 – 7:00 Hospitality

### Friday, August 2, 2019

8:45 – 9:00 Announcements  
9:00 – 11:50 History of Racism – *Jeffery Robinson*, Deputy Legal Director and the Director of the ACLU Trone Center for Justice and Equality  
12:00 – 12:50 “Do I Care Too Much?": The Very Real Impact of Secondary Trauma on the Public Defense Team – *Nan Whitfield*, Deputy Public Defender at Los Angeles County Public Defender

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## APPELLATE ATTORNEY AGENDA

### Wednesday, July 31, 2019

4:00 – 6:00 Registration Desk and Information Open  
6:00 – 7:00 Welcome Hospitality

### Thursday, August 1, 2019

8:45 – 9:00 Introduction – *Hon. Larry Eger*, Public Defender, 12<sup>th</sup> Judicial Circuit

9:00 – 9:50 Appellate Advocacy Before a Changing Judiciary – *Michael Ufferman*, P.A.  
*Michael Ufferman Law Firm*, P.A.

10:00 – 10:50 Electronic Privacy Issues in Appellate Courts – *Victor Holder*, A.P.D.,  
Second Judicial Circuit, Office of the Public Defender and *Somil Trivedi*,  
Senior Staff Attorney, Criminal Law Reform Project, A.C.L.U.

11:00 – 11:50 Handling State Appeals – *Tosha Cohen*, A.P.D., Tenth Judicial Circuit  
Office of the Public Defender

12:00 – 1:00 Lunch on your own.

1:00 – 2:50 Panel

3:00 – 3:50 Storytelling Techniques in Appellate Advocacy - *Valerie Jonas*, P.A.  
*Weitzner and Jonas*

4:00 – 4:45 Awards

5:00 – 7:00 Hospitality

### Friday, August 2, 2019

8:45 – 9:00 Announcements

9:00 – 11:50 History of Racism – *Jeffery Robinson*, Deputy Legal Director  
and the Director of the ACLU Trone Center for Justice and Equality.

12:00 – 12:50 “Do I Care Too Much?”: The Very Real Impact of Secondary Trauma on the  
Public Defense Team – *Nan Whitfield*, Deputy Public Defender at  
Los Angeles County Public Defender.

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## ADMINISTRATOR PROGRAM

### AGENDA

Wednesday, July 31, 2019

4:00 p.m. – 6:00 p.m.      Registration Desk and Information Open  
6:00 p.m. – 7:00 p.m.      Welcome Hospitality

Thursday, August 1, 2019

8:45 - 9:00                      Introduction – *Hon. Larry Eger*, Public Defender, 12<sup>th</sup> Judicial Circuit

9:00 – 9:50                      Advance Payments (Memberships, Registration Fees, etc.) – Requirements  
Mandated by Dept. of Financial Services (DFS)  
*Dina Kamen*, Deputy Director of Accounting, JAC

10:00 – 11:45                    Statewide Travel Management System – Overview, Hits & Misses –  
How can JAC make things better?  
*Vicki Nichols*, Director of Accounting, JAC

11:45 - 1:00                      Lunch on your own

1:00 – 1:30                      Legislative Update  
*Kristina Wiggins*, Executive Director, FPDA

1:30 – 2:50                      “Cracking the FLAIR Codes” – Object Codes, Account Codes, Vendor Inquiry,  
Substitute W9, Vendor History, FLAIR Website and More  
*Vicki Nichols*, Director of Accounting, JAC

3:00 – 3:50                      FLAIR Warrants – Troubleshooting Issues with Warrants: Duplicates v.  
Cancellations, Warrant Status, Uncashed and Lost Warrants  
*Vicki Nichols and Dina Kamen*, Director and Deputy Director of Accounting,  
JAC

4:00 to 4:45                      FPDA AWARDS CEREMONY

5:00 to 7:00                      Hospitality

Friday, August 2, 2019

8:45 – 9:00                      Announcements

9:00 – 11:50                    LBR Workshop  
*Mailea Adams*, Director of Budget, JAC

*Note: Schedule and/or speakers are subject to change.*

## **Summer Training Program 2019**

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## **SUPPORT PROGRAM AGENDA**

### Wednesday, July 31, 2019

3:00. – 5:00            Registration Desk and Information Open  
5:00 – 7:00            Welcome Hospitality

### Thursday, August 1, 2019

8:45 - 9:00            Introduction – *Hon. Larry Eger*, Public Defender, 12<sup>th</sup> Judicial Circuit

9:00 – 9:50            Legal Assistant’s Best Practices  
*Kris Eisenmenger*, Assistant Public Defender, 8<sup>th</sup> Judicial Circuit,  
Office of the Public Defender

10:00 – 10:40        Putting the “I” in Team  
*Brian Rosati*

10:50 - 11:30        Recognizing Addiction/Substance abuse  
*Rhonda Harvey*, Stewart Marchman Behavioral Health

11:30 – 12:45        Lunch on your own

12:45 – 3:50           CPR & AED Training  
*Scott Smoak*, Battalion Chief, Volusia County Fire Rescue  
(Certification card will be issued after completion of training)

4:00 - 4:45            FPDA AWARDS CEREMONY

5:00 - 7:00            Hospitality

### Friday, August 2, 2019

8:45 – 9:00            Announcements

9:00 – 11:50        History of Racism – *Jeffery Robinson*, Deputy Legal Director  
and the Director of the ACLU (Joint Meeting with Attorney Program)

12:00 – 12:50        “Do I Care Too Much?": The Very Real Impact of Secondary Trauma on the  
Public Defense Team – *Nan Whitfield*, Deputy Public Defender  
Office of the Los Angeles County Public Defender.

*Note: Schedule and/or speakers are subject to change.*

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## **INVESTIGATOR TRAINING PROGRAM**

### **AGENDA**

Wednesday, July 31, 2019

**3:00. – 5:00                    Registration Desk and Information Open  
5:00 – 7:00                    Welcome Hospitality**

Thursday, August 1, 2019 – Speaker Bradley Perron, CCDI, CFI-FTER, CFSI

**8:45 - 9:00                    Introduction – *Hon. Larry Eger*, Public Defender, 12<sup>th</sup> Judicial Circuit**

**9:00 – 11:00                    Using an Expert / Trace Evidence / The general crime scene**

**11:00 – 12:00                    Latent Prints / Impression Evidence**

**12:00 - 1:00                    Lunch on your own**

**1:00 –2:00                    Forensic Photography**

**2:00 – 3:00                    Types of firearms, ammo and evidence marks**

**3:00 - 5:00                    Blood Detection/Blood Spatter**

Friday, August 2, 2019

**8:45 – 9:00                    Announcements**

**9:00 – 11:50                    History of Racism – *Jeffery Robinson*, Deputy Legal Director  
and the Director of the ACLU (Joint with Attorney Program)**

**12:00 – 12:50                    “Do I Care Too Much?”: The Very Real Impact of Secondary Trauma on the  
Public Defense Team – *Nan Whitfield*, Deputy Public Defender  
Office of the Los Angeles County Public Defender.**

*Note: Schedule and/or speakers are subject to change*

## **SPEAKER BIO'S**

### **Tosha Cohen, A.P.D., 10<sup>th</sup> Judicial Circuit – Office of the Public Defender**

Tosha Cohen has worked as an appellate lawyer with the Tenth Judicial Circuit Public Defender's Office for 23 years. In addition to her appellate practice, she assists with new lawyer training and continuing legal education classes. She is serving on the Florida Bar Committee on Military Affairs. She previously worked with the Guardian ad Litem Office for the Tenth Judicial Circuit.

### **Dr. Gregory DeClue, Forensic Psychologist**

Gregory DeClue is a forensic psychologist in independent practice in Sarasota, Florida. He has conducted over 2,000 forensic psychological evaluations and over 1,700 evaluations of prospective or current law-enforcement or corrections officers. He has analyzed over 100 interrogations from nearly 70 different law-enforcement agencies and has testified as an expert witness more than 500 times.

Dr. DeClue is the author of the book, *Interrogations and Disputed Confessions: A Manual for Forensic Psychological Practice*. He authored a chapter in *Police Interrogations and False Confessions*, which won both the Book Award from the American Psychology-Law Society and the Prose Award from American Publishers. He is board certified by the American Board of Forensic Psychology and is a past president of the Consortium of Police Psychologists.

### **Victor Holder, A.P.D., 2<sup>nd</sup> Circuit, Office of the Public Defender**

Victor Holder has served as an Assistant Public Defender with the Second Judicial Circuit for ten years: the first five years in trials and the last five years in felony appeals. He has previously presented to the Florida House Subcommittee on Criminal Justice regarding electronic privacy issues. He received his undergraduate degree from the University of Florida and graduated from the Florida State University College of Law in 2009.

### **Valerie Jonas, P.A.**

Valerie Jonas is an attorney with Weitzner & Jonas, P.A. in Miami, Florida. Valerie Jonas provides representation to registrants in Constitutional challenges. A former Assistant Public Defender in the 11<sup>th</sup> Judicial Circuit working non-capital and capital sentencing, she has been practicing law since 1986. A Tulane University School of Law graduate in 1984 and has been practicing law in Miami since 1986.

### **Allison Ferber Miller, Senior Assistant Public Defender**

Allison Ferber Miller is the Capital Case Coordinator for the Office of the Public Defender for the Sixth Judicial Circuit of Florida, overseeing the handling of all the capital cases in Pinellas and Pasco Counties. She also handles a personal caseload of approximately forty cases for clients charged with first- and second-degree murder or serious sex crimes. Allison is board certified as a specialist by the Florida Bar in Criminal Trial Law. Allison is also a member of the faculty of the National College of Capital Voir Dire.

### **Seth Miller, Esq. Executive Director of The Innocence Project**

Seth Miller, Esq is the Executive Director of The Innocence Project which is a national organization with over 70 chapters across the country. One of their largest nonprofit chapters, located in Tallahassee, Florida employs 12 staff members, with two lawyers — including Miller a social worker and an intake coordinator. The team lobbies for legislative improvements to the criminal justice system and takes on cases of wrongful incarceration.

### **Elizabeth Ramsey, Assistant Public Defender, 15<sup>th</sup> Judicial Circuit**

Elizabeth Ramsey is a senior Assistant Public Attorney assigned to the Major Crimes/Capital Homicide Division of the 15<sup>th</sup> Circuit Public Defender. She received her undergraduate degree in



**Political Science from Stetson University and her law degree from Rutgers University-Newark. The first half of her legal career was spent in Brooklyn, New York with the Legal Aid Society Criminal Defense Division. She later became homicide counsel for New York's 18-b Assigned Counsel plan when the city declined to approve Legal Aid to defend homicide cases.**

**Following a move to Florida in 2002, she was hired by Carey Haughwout, Public Defender in the 15th Judicial Circuit. She worked as a Felony line assistant and then handled all of the Jimmy Ryce trials in her circuit. Within a few years, she returned to homicide and death penalty defense. Fully half of the forty First Degree Murder Indictments handled by Ramsey through hearing or trial have resulted in acquittal, nolle prosequere or "Stand Your Ground" dismissal after hearing. She has handled many high-profile cases and secured acquittal and/or exoneration in several re-trials of men previously sentenced to life without parole. For those clients convicted of First-Degree Murder, none received a sentence of death.**

**Jeffery Robinson, Director of the ACLU Trone Center**

**Jeffery Robinson is a deputy legal director and the director of the ACLU Trone Center for Justice and Equality, which houses the organization's work on criminal justice, racial justice, and reform issues.**

**Since graduating from Harvard Law School in 1981, Jeff has three decades of experience working on these issues. For seven years, he represented indigent clients in state court at The Defender Association and then in federal court at the Federal Public Defender's Office, both in Seattle. In 1988, Jeff began a 27-year private practice at the Seattle firm of Schroeter, Goldmark & Bender, where he represented a broad range of clients in local, state, and federal courts on charges ranging from shoplifting to securities fraud and first-degree murder. He has tried over 200 criminal cases to verdict and has tried more than a dozen civil cases representing plaintiffs suing corporate and government entities. Jeff was one of the original members of the John Adams Project and worked on the behalf of one of five men held at Guantanamo Bay charged with carrying out the 9/11 attacks.**

**In addition to being, a nationally recognized trial attorney, Jeff is also a respected teacher of trial advocacy. He is a faculty member of the National Criminal Defense College in Macon, Georgia, and has lectured on trial skills all over the United States. He has also spoken nationally to diverse audiences on the role of race in the criminal justice system. He is past president of the Washington Association of Criminal Defense Lawyers and a life member and past member of the board of directors of the National Association of Criminal Defense Lawyers. Jeff is also an elected fellow of the American College of Trial Lawyers.**

**Dorothy Clay Sims, Esq**

**Dorothy Clay Sims is the founding partner of Law offices of Dorothy Clay Sims, Esq.**

**She was also on the trial team and was in charge of forensics in State of Florida vs. Casey Anthony.**

**For 3 decades Dorothy ran one of the largest worker's compensation practices in North Central Florida. After watching her clients suffer at the hands of dishonest DME's she studied psychological and physical tests, taking the tests herself, meeting the authors to find out how bad doctors spin the science.**

**Thereafter, she was asked to write a book about her experience by nationally known jury consultant, David Ball.**

**Her book, Exposing the Deceptive Defense Doctor published by James Publishing was a number one best seller 3 years in a row. It has grown to 2 volumes and is over 1,000 pages with an additional CD of sample depositions.**

**Dorothy now limits her practice to assisting other lawyers in researching expert witnesses and assisting in cross examination. She also consults with lawyers in 2 - hour blocks to walk them through what, when and how to ask questions regarding a particular expert.**

**She has given over 350 speeches internationally on medical/legal issues throughout the world and is often invited as the state keynote speaker. As of last week, she has now spoken in every state in the United States including Hawaii and Alaska, with the exception, of Nebraska and Wisconsin. She has also been a featured speaker in France, Jaipur, India, Havana, Cuba, and twice in Kyoto, Japan.**

**Sims has been featured in the Wall Street Journal for her work on malingering tests as well as having been an invited author for AAJ's Trial magazine on multiple occasions and For the Defense, a national criminal defense journal. She's also been featured in international publications as well as, Lawyers USA**

**Sims has been interviewed on multiple television shows including Greta Van Sustern, In Sessions, and Piers Morgan. She authored many articles and chapters of books devoted to "outing" dishonest doctors.**

**Somil Trivedi, Senior Staff Attorney, ACLU**

**Somil Trivedi is a Senior Staff Attorney in the Criminal Law Reform Project, working closely with the ACLU's Campaign for Smart Justice. Trivedi is focused on prosecutorial and criminal law reform litigation, policy, and advocacy. His work integrates novel lawsuits and amicus briefs with legislative, advocacy, and voter education efforts to change incentives for law enforcement and reduce mass incarceration and racial disparities in the criminal justice system. He speaks and writes nationwide on criminal law and prosecutorial reform issues, and his work has been featured in the *New York Times*, *LA Times*, and *The Marshall Project*, among other outlets.**

**Michael R. Ufferman, P.A.**

**Michael R. Ufferman, is an attorney at Michael Ufferman Law Firm, P.A. and helps clients address Appellate legal issues. Mr. Ufferman graduated in 1997 from Florida State University College of Law and admitted to practice law in 1997. He represents clients in the Tallahassee, Florida area.**

**Michael Ufferman has the designation Supper Lawyer which is a designation given to top-rated practicing attorneys selected through extensive evaluation and has kept this designation from 2013 -2019.**

**Nan Whitfield, Deputy Public Defender, Los Angeles, CA**

**Nan Whitfield has served over 30 years as a trial lawyer with the Los Angeles County Public Defender. In that capacity, she has been the lead counsel in hundreds of jury trials—where the charges have spanned the range from simple theft to multiple homicide. She is currently assigned as the Deputy in Charge of the Inglewood Branch of the Los Angeles Public Defender's Office.**

**In addition, she is a member of the Board of Directors with the National Association of Criminal Defense Lawyers and has been recently nominated to the Executive Committee position of Secretary.**

**She has organized and regularly presents at educational and training conferences hosted by both the Los Angeles County Public Defender as well as the National Association of Criminal Defense Lawyers throughout the country.**

