

Utah Prosecution Council
2015 Fall Prosecutor Training Conference
"The Visual Trial"
September 16-18, 2015
Park City Marriott Hotel
1895 Sidewinder Drive
Park City, Utah
Agenda

Wednesday, September 16th

1:00 pm *Welcome & Administrative*

Robert Church
Director, Utah Prosecution Council

1:15pm *The Visual Trial: Using Courtroom Technology to Persuade*

This presentation will focus on the unique issues involved in the use of courtroom technology in the prosecution of criminal cases. It is designed to introduce the prosecutor to the many ways to prepare and present digital media during trial. The presentation will briefly address the use of media editing software and then address how presentation software can be used during criminal trials, from evidence presentation, to closing argument. The presentation will then include demonstrations of actual trial technology presentations.

Mark A. Shlifka
*Executive Assistant State's Attorney,
 Supervisor Trial Technology Unit,
 Cook County State's Attorney's
 Office*

2:45 pm **BREAK**

3:00 pm-5:20 pm **BREAKOUT SESSIONS** (Please select 3 of the 4 sessions. Each 30 minute session will be taught 3 times in a row with a 15 minute break in between each presentation. This will allow you to attend 3 of the 4 sessions.)

#1 of 4 *High-Tech Visuals: Bringing the Crime Scene Into the Courtroom*

PowerPoint - Basic to advanced, step by step.

Mark A. Shlifka
ROOM - Silver Mine A & B

#2 of 4 *Building a Simple, Dependable Trial-Presentation System*

This hands-on workshop will help you design a dependable evidence-presentation system that can be easily moved between courtrooms and conference rooms. Through a series of simple choices, you will adopt your system to your office size and needs. Depending on your budget, you will use a variety of hardware and software equipment. You will also create a "Plan B" for when your technology fails during trial (as it always does).

David Cole
*Chief Deputy
 Davis County Attorney*
ROOM - Uintah 1 (Lobby Level)

#3 of 4 *The Lethality Assessment Protocols (LAP) Save Lives*

Domestic Violence Lethality Assessment Protocols (LAP) used by first responders are in your future! Four pilot areas have been chosen to implement this important program: Cache County, West Jordan, Cedar City and Davis County and the goal is to have all Utah law enforcement agencies using the program. This presentation will focus on the basics of the LAP and how to use it to your advantage in court.

Donna Kelly
*Sexual Assault/Domestic Violence
 Resource Prosecutor,
 Utah Prosecution Council*
ROOM - Prospector 4

#4 of 4 *Advocacy and Law for DUI Blood Draw Cases*

This section "follows the blood" from a suspect's vein, through evidence labeling and packaging, intake ("accessioning") at the toxicology lab, and production of the final toxicology report. Aimed at providing prosecutors an overview of this process, it will teach responses to common defense claims in DUI blood draw cases, discuss applicable law and suggest visual methods advocacy.

Ed Berkovich
Traffic Safety Resource Prosecutor,
ROOM - Uintah 2 (Lobby Level)

5:20pm *Adjourn*

2015 Fall Prosecutor Training Conference

Thursday, September 17th

8:15 am Registration Desk Opens

8:30 am Presenting Expert Testimony - Mechanics & Visual Presentation

A discussion of the applicable rules of evidence and the use of demonstrative evidence in the direct and cross examination of expert witnesses.

Chris Shaw

Deputy Weber County Attorney

Letitia Toombs

Deputy Weber County Attorney

9:30 am BREAK

9:45 am Cross Examination of the Defense Expert

Chris Shaw

Deputy Weber County Attorney

Letitia Toombs

Deputy Weber County Attorney

10:30 am BREAK

10:45 am Supreme Court Update

Matthew Bates

A review of opinions from the United States Supreme Court issued after the UPC Spring Conference that are pertinent to the work of prosecutors.

Deputy Summit County Attorney

12:00 pm Lunch (on your own)

1:30 pm A Prosecutor's Best Friend

Robert Stott

Deputy Salt Lake District
County Attorney

Prosecutors win trials based on evidence. Almost all evidence is introduced through witnesses. Thus, witness preparation and presentation is the most consequential aspect of a successful trial

2:30 am BREAK

2:40 pm FADE: Foundation and Admission of Digital Evidence - Examples of Technology Used to Present Digital Evidence at Trial

Branden Miles

Deputy Weber County Attorney

3:40 pm BREAK

3:50 pm Avoiding Icebergs: Brady / Giglio

Mariane O'Bryant

How, when, who and what we need to do to comply with Brady/Giglio.

Deputy Utah County Office

4:50 pm Adjourn

Friday, September 18th

8:15 am Registration Desk Opens

8:30 am Jury Selection Panel

Knowing which potential jurors to eliminate during jury selection can be tricky. The panel will discuss ideas and suggestions they have utilized in trying to find that elusive "perfect juror."

Tim Taylor

Deputy Utah County Attorney

Ryan Shaum

Deputy Washington County Attorney

Brock Belnap

Washington County Attorney

9:00 am BREAK

2015 Fall Prosecutor Training Conference

Friday, September 18th (continued)

9:15 am-11:15 am **BREAKOUT SESSIONS** (Please select 3 of the 4 sessions. Each 30 minute session will be taught 3 times in a row with a 15 minute break in between each presentation. This will allow you to attend 3 of the 4 sessions.)

#1 of 4

Who is Watching the Kids? Our Role as Prosecutors in Juvenile Court

In light of recent changes, what responsibilities do we have now in dealing with juveniles, families, and public and private attorneys.

Ryan Perkins

Deputy Davis County Attorney

ROOM - Prospector 1

#2 of 4

The Intersection of Military Justice and Civilian Criminal Justice

This presentation provides prosecutors an overview of the Military Justice system and how it intersects with civilian criminal justice. Several issues are common to civilian prosecution of active duty and reserve military members. Topics include: how a certain conviction might affect career, security clearance, or ability to bear arms; propriety of uniform wear by defendants and witnesses; how to vet defendants' claims as to military duty, experiences, disabilities, etc.; and coordination with JAGs to achieve justice.

Major Aaron Drake

*Chief Counsel for the
Utah National Guard*

ROOM - Prospector 2

#3 of 4

Cold Cases Prosecution

A fascinating look at the advances in DNA technology that improve success in investigation and prosecution of cold cases. We will discuss avoiding land mines, covering lost ground and presenting a solid case, even years after the crime happened.

Donna Kelly

*Sexual Assault/Domestic Violence
Resource Prosecutor,
Utah Prosecution Council*

ROOM - Prospector 4

#4 of 4

ICAC: Where's the Evidence?

Internet Crimes Against Children: The Utah Internet Crimes Against Children Task Force (ICAC) is a multi-jurisdictional law enforcement task force dedicated to protecting children. Digital evidence comes into play in child exploitation cases. As with any evidence-gathering, following proper procedures is crucial and will yield the most valuable data, but often times in ICAC cases, the suspect has cleverly disguised the evidence. This session will show what lengths suspects will take to hide the evidence against them using things like disguised digital media, social sites, on-line storage and encrypted hard-drives.

Cody Tracy

*Department of Homeland Security
Jessica Farnsworth
Section Chief Internet Against
Children Task Force*

ROOM - Silver Mine A & B

11:15 am

BREAK

11:30 am

Prosecutorial Ethics: Pitfalls in Discovery and Argument

A review of cases from describing the ethical rules that prosecutors must follow in the

Matt Bates

Deputy Summit County Attorney

12:30pm

Adjourn

