

PROGRAM AGENDA

Thursday, March 6, 2014

6:30 pm Board Meeting in the Sage Room, Sun Valley Lodge

Friday, March 7, 2014

7:30 am Registration & Continental Breakfast, Continental Room,
Sun Valley Inn

8:00 Introductory Remarks - President Michael Bartlett

8:15-8:45 **Scott McKay**
Facts of the Case Using Trial Director

8:45-10:15 **Keith Belzer**
Using Story Form to Craft Winning Theories and Memorable Themes

10:15-10:30 Break

10:30-11:00 **Ian Thomson**
Please Read Instructions Carefully Before Assembling: The Importance of
Jury Instructions at Trial

11:00-12:00 **S. Richard Rubin**
Before the Storm – Pretrial Motions

12:00 - 1:30 pm Lunch on Your Own

1:30- 2:00 **Scott McKay**
Using a Focus Group On the Cheap

2:00-3:30 **Chuck Peterson**
Jury Selection

3:30-3:45 Break

3:45-4:45 **Anthony “Tony” Natale**
Opening - Right from the Start

6:00 pm Social Party including hors d’oeuvre & awards
Co-hosted by ACLU of Idaho

Saturday, March 8, 2014

7:30 am Registration & Continental Breakfast, Continental Room,
Sun Valley Inn

8:00 Introductory Remarks - President Brian Elkins

8:15- 9:45 **Anthony “Tony” Natale**
Cross-Examination – the Credibility Crunch

9:45-10:30 **Sara Thomas**
Just for the Record

10:30-10:45 Break

10:45-12:15 **Keith Belzer**
Creating Dynamic Direct Examination

12:15-1:30 Lunch on your own

1:30-2:30 **Kate Corrigan**
The Closer. Being Organized & Persuasive

2:30-4:00 **Kate Corrigan**
Sentencing - A Chance for Great Advocacy

13 CLE Credits Pending Thumb Drives provided by West
Publishing

Anthony “Tony” J. Natale, has been a practicing trial lawyer for over 30 years. Presently, he is a Supervising Assistant Federal Public Defender and the training coordinator for the Federal Defender Office in Miami, Florida. Previously, he was in private practice for more than 20 years concentrating in criminal defense and civil trials both state and federal. As a public defender and private attorney Tony has tried capital murders, terrorism, complex fraud matters, simple misdemeanors, civil rights violations and personal injury actions. Although the vast majority of his clients have been those too poor to afford an attorney his former clients include a Donald Trump enterprise and a member of the, The Red Hot Chilli Peppers.

Tony has been a member of the National Criminal Defense College faculty since 1982. He has organized and presented continuing legal education programs for the National Association of Criminal Defense Lawyers and for the Defender Training division the Administrative Office of the US Courts.

In addition to lecturing throughout the United States on criminal defense topics such as jury selection, cross-examination, and theory of the case, Tony has also taught and aided in the development of criminal defense training programs in China, Vietnam and Zimbabwe with International Bridges to Justice.

Keith Belzer is a nationally recognized lecturer and teacher on criminal defense issues, trial techniques and strategies. In addition to his position on the faculty at the National Criminal Defense College in Macon, Georgia, and the Wisconsin Trial Skills Academy, Mr. Belzer has lectured or taught for over 50 criminal defense groups or conferences. He has presented to the Israeli National Public Defender, the Puerto Rican CJA Panel and The People’s Republic of China, where Mr. Belzer was the keynote speaker at the first public defender regional training ever held in China.

Mr. Belzer has had the honor and privilege of representing three Wisconsin Innocence Project clients who were ultimately exonerated. One of these clients, Evan Zimmerman, a man previously falsely convicted and sentenced to life in prison for a homicide that he did not commit, was the subject of a feature length documentary, *Facing Life, the Retrial of Evan Zimmerman*, which can be seen in syndication on the *Arts and Entertainment Network* and the *History Channel*.

Keith has also worked as an actor, director and playwright. Keith has acted in Illinois, Wisconsin, Vermont and Connecticut. Plays he has written have been produced in California, Illinois, Connecticut, and Wisconsin. Prior to law school, Keith co-founded one theater company and managed two others and devoted close to a decade of his life exclusively to the world of theater.

Kate Corrigan, a former prosecutor, is a member of Corrigan & Welbourn, APLC, in Newport Beach, California. Her firm’s practice is limited to criminal defense and is dedicated to the representation of individuals and businesses facing criminal investigation and/or prosecution in state and federal court. The firm is AV-Rated by Martindale-Hubbell and is listed in the Martindale-Hubbell Bar Register of Preeminent Lawyers. She has also been selected as a Top 100 Trial Lawyer by The National Trial Lawyers.

Kate is a founding Board member and the current President of the Federal Bar Association - Orange County Chapter, and the Past President of the Orange County Criminal Defense Bar Association. She has also been selected as a Top 100 Trial Lawyers by the National Trial Lawyers.

Kate is a frequent lecturer and panelist on issues involving state and federal criminal law, complex federal criminal trial issues, RICO and other related topics. She has enjoyed being a faculty member of the Federal Criminal Trial Skills and Advocacy Academy, the Cardozo Law School Intensive Trial Advocacy Program, and speaking for NACDL, federal defender programs, CJA Trial Panel seminars, and local bar association and law school panels.

She is currently on the CJA Trial Panel for the Central District of CA - Southern Division. She enjoys giving back to the legal community through mentoring younger attorneys and serving on committees in the legal community.

Kate is a 1987 graduate of Pepperdine University School of Law and 1984 graduate of UCI. She previously served as a Deputy District Attorney in Orange County.

Scott McKay is a criminal defense lawyer with the law firm of Nevin, Benjamin, McKay & Bartlett LLP in Boise, Idaho. He has appeared in courts throughout Idaho and the United States and defended clients charged with nearly every type of state and federal crime from first degree murder to white collar offenses. Mr. McKay has been involved in several cases that involve issues of national security including representing a "high value detainee" in capital proceedings before the Military Commissions in Guantanamo Bay, Cuba. In 2005, Mr. McKay received the Clarence Darrow Award from the ACLU of Idaho and the Gargoyle Award from the Idaho Association of Criminal Defense Lawyers for his successful defense of a foreign national acquitted of all terrorism charges following a lengthy trial in federal court.

Mr. McKay has an AV rating from the Martindale-Hubbell lawyer rating service. He has been selected by his peers each year since 2003 for listing in "The Best Lawyers in America" and is presently listed as such in both white collar and general criminal defense. Mr. McKay has been listed in Mountain States Super Lawyers Magazine each year since it was first published in 2007.

Having been raised by a police officer, **Sara B. Thomas** has always been fascinated by the criminal justice system. Thus, she majored in Criminal Justice Administration in college, receiving her Bachelor of Arts degree from Boise State University in 1994. A year later she attended the University of Idaho College of Law, receiving her Juris Doctor degree in 1998. While studying law, Ms. Thomas began to focus on legal writing and appellate practice, serving as the Executive Editor of the Idaho Law Review and making her first appellate argument in front of the 9th Circuit Court of Appeals while still in school. After graduating, she was honored to serve a clerkship with the Honorable Alan Schwartzman of the Idaho Court of Appeals. In 1999, Ms. Thomas became a Deputy State Appellate Public Defender, and in 2002 she became the Chief of the SAPD's Appellate Unit. After ten years in that position, in January of 2012, Governor Otter appointed Sara as Idaho's State Appellate Public Defender. In addition, she serves as the Chairman of the Governor's Criminal Justice Commission, and a member of the Idaho Grant Review Council.

Ian Thomson graduated from The University of Chicago with Honors, and received his JD from the J. Reuben Clark Law School at Brigham Young University. After law school, he accepted a position as a trial attorney at the Defender Association of Philadelphia. During his seven years there he held appointments in the Juvenile Special Defense Unit, where he represented juveniles being tried in adult courts in high-profile cases, in the Majors Trial Unit, where he handled cases including crimes of violence, sexual assault, and mandatory-minimum drug distribution, and as the Municipal Court Supervising Attorney, where he trained and supervised new attorneys trying their first adult court cases. He has tried dozens of major felony jury trials to completion, including third-strike felonies and the shooting of a police officer. In 2010, he and his wife, an Idaho native, moved to Boise where he began work as Lead Attorney in the Capital Litigation Unit of the Idaho State Appellate Public Defender. At the SAPD he represents clients who have been sentenced to death in their post-conviction litigation and on direct appeal. In addition to his work in Idaho district courts, he has also argued cases before both of Idaho's appellate courts. He has previously presented at CLEs for the Juvenile Defender Association of Pennsylvania, the Defender Association of Philadelphia, the Pennsylvania Bar Institute, and Philadelphia's First Judicial District Judge's College.

Chuck Peterson has been listed in Best Lawyers in America since 2004. For fifteen years, Martindale Hubbell has selected him to its list of AV Preeminent rated attorneys. He has tried over 200 cases to verdict, in criminal and civil matters. He represents a broad range of clients being prosecuted or investigated for serious felonies and complex civil trials. After graduating from Gonzaga University in 1981, Chuck spent four years as a trial defense lawyer in the Army. He has been in private practice since 1985. He likely made his mark by joining Gerry Spence in the defense of Randy Weaver, who was charged with the murder of a Deputy United States Marshal. Since then, he has been fortunate enough to join David Nevin and Scott McKay in defense of Sami Al-Hussayen on charges of providing material support to terrorists, and Ed Moriarity in defense of Rick Hoyle, an insurance executive charged with over 150 predicate acts in a racketeering case. None of these defendants were convicted. Chuck practices in Boise with his daughter. Their practice is focussed on criminal trials of all varieties. He is a graduate of Gerry Spence's Trial Lawyers College, and with over thirty years of courtroom experience, he frequently speaks on trial advocacy and technology in trials. He is also an Ironman.

S. Richard Rubin attended college and law school at the University of Iowa. After private practice for 25 years in Atlanta mostly with the firm he founded, he is now Executive Director of the Federal Defender Services of Idaho. An adjunct professor at Emory Law School for over 15 years while he lived in Atlanta, Georgia, he continues to teach annually at their National Institute of Trial Advocacy program each spring and at the Trial Advocacy program at the University of Idaho Law School in the fall of every other year. He has taught as an adjunct faculty member at Boise State University in the Criminal Justice department; was one of five founders of the Georgia Association of Criminal Defense Lawyers; past president of the Idaho Association of Criminal Defense Lawyers; and a contributing author of the Practice Guide for Defending a Federal Criminal Case. From 2000 to the present he has been a member of the Professional Conduct Board of the Idaho State Bar. He has been a speaker at many Continuing Legal Education programs and organized programs designed to support and assist criminal defense attorneys and more specifically those active on the Criminal Justice Act Panel. In 2006 he received the Nevin Professionalism Award from the Idaho Association of

Criminal Defense Lawyers. In 2007 he was a recipient of the Idaho State Bar Professionalism Award and in 2008 he received the Federal Bar Association Award for Exemplary Service. From 2012 to the present he has been the Federal Defender representative to the Ninth Circuit Criminal Justice Act Panel Oversight Committee. He is admitted to practice in Iowa, Georgia, Colorado, and Idaho; the Fourth, Fifth, Ninth, and Eleventh Circuit Courts of Appeal; and in the Supreme Court of the United States. He and Suzanne have two children, Amy and Daniel, and two grandchildren, Ellis and Atticus.