

2003 Conference on Criminal Appeals
May 7-9, 2003 • Hyatt Regency Austin • Austin, TX
May 7-9, 2003 • • Austin,
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Day 1 Morning

9:00 am In Austin Only 1.00 hr	Optional Wednesday Morning Session
9:00 am In Austin Only 1.00 hr	Optional Thursday Lunch with the Judiciary
9:00 am In Austin Only 1.00 hr	(Even More) Difficult Aspects of Criminal Appellate Practice
9:00 am In Austin Only 1.00 hr	The New Rules of Appellate Procedure
10:00 am In Austin Only 1.00 hr	Oral Arguments in the Courts of Appeals
10:00 am In Austin Only 1.00 hr	The Role of the Clerk's Office
10:20 am In Austin Only 1.00 hr	Procedures Used in the Court of Criminal Appeals in Dealing with Writ Applications
10:45 am In Austin Only 1.00 hr	Looking into the Black Box: Process, Practice and Decision-Making in the Intermediate Courts
10:55 am In Austin Only 1.00 hr	PDRS: Procedures and Pitfalls
11:00 am In Austin Only 1.00 hr	Optional Tutorial: Legal Writing

11:00 am In Austin Only 2.00 hrs	Optional Tutorial: Legal Writing An intensive but entertaining survey, with examples of sentence structure, along with practical guidelines on how to improve written communications. Ronald R. Hofer, Wisconsin Court of Appeals District II - Waukesha, WI
11:15 am In Austin Only 1.00 hr	Everything You Wanted to Know about the Office of the State Prosecuting Attorney (SPA)
11:35 am In Austin Only 1.00 hr	Looking into the Black Box of the Court of Criminal Appeals: Process, Practice and Decision-Making in the High Court

Day 1 Afternoon

1:15 pm In Austin Only 1.00 hr	Professionalism, Ethics and Sexual Harassment
2:00 pm In Austin Only 1.00 hr	Tips for Writing an Effective Brief
2:00 pm In Austin Only 0.75 hr	Tips for Writing an Effective Brief Write briefs that sing, that speak to the heart - or that at least won't embarrass you. Practical advice based on interviews with appellate judges. Jay Robert Brandon, San Antonio, TX
2:15 pm In Austin Only 1.00 hr	Post-trial Motions in the Court of Appeals and the Trial Court
2:45 pm In Austin Only 1.00 hr	Stating Grounds for and Issues on Appeals to the Court of Criminal Appeals This topic will offer to the practitioner suggestions to improve their chances of having their petitions for discretionary review granted by the Texas Court of Criminal Appeals. Sample statements and submissions drawn from actual filings - illustrating good and bad practice - will be reviewed. Mark Stevens, Law Offices Of Mark Stevens - San Antonio, TX
2:45 pm In Austin Only 1.00 hr	Stating Grounds for and Issues on Appeals to the Court of Criminal Appeals
3:15 pm In Austin Only 1.00 hr	Update on DNA Issues

4:00 pm In Austin Only 1.00 hr	Preservation of Error
4:00 pm In Austin Only 0.50 hr	Preservation of Error This topic presents a comprehensive review of contemporary appellate decision to assist appellate attorneys in analyzing the record to determine whether error was properly preserved. Richard E. Langlois, San Antonio, TX
4:15 pm In Austin Only 1.00 hr	Significant Recent and Pending Decisions
4:30 pm In Austin Only 1.00 hr	Ethics for the Criminal Practitioner
4:30 pm In Austin Only 1.00 hr	Ethics for the Criminal Practitioner As a result of this segment you will be able to identify instances of professional misconduct, discuss the obligations of the appellate practitioner, and avoid actions that would lead to disciplinary action. Barbara P. Hervey, Court Of Criminal Appeals - Austin, TX Michael Keasler, The Court Of Criminal Appeals - Austin, TX

Day 2 Morning

9:00 am In Austin Only 1.00 hr	The New Rules of Appellate Criminal Procedure Major consequences of minor rule changes. Paul Womack, Court Of Criminal Appeals - Austin, TX
10:00 am In Austin Only 0.50 hr	Oral Arguments in the Courts of Appeals Observations about preparation and presentation. Hon. Kerry Fitzgerald, Fifth Court Of Appeals - Dallas, TX
10:45 am In Austin Only 1.00 hr	Looking into the Black Box: Process, Practice and Decision-Making in the Intermediate Courts Practical and important insights into the operation of the intermediate courts in criminal cases throughout the state, including results of practice questionnaire from each Court. Richard Barajas, El Paso, TX John Hill Cayce Jr., Fort Worth, TX Alma L. Lopez, 4th Court Of Appeals - San Antonio, TX Sherry J. Radack, First Court Of Appeals - Houston, TX Linda B. Thomas, 5th Court Of Appeals - Dallas, TX

Day 2 Afternoon

1:15 pm In Austin Only 1.00 hr	<p>Professionalism, Ethics and Sexual Harrassment</p> <p>As a result of this segment you will be able to identify instances of sexual harassment, weigh the offensiveness of specific acts, and evaluate attitudes that could lead to disciplinary action.</p> <p>Michael Keasler, The Court Of Criminal Appeals - Austin, TX</p>
2:15 pm In Austin Only 0.75 hr	<p>Criminal Law: Post-Trial Motions in the Court of Appeals and the Trial Court</p> <p>What to do to get things done in the court of appeals, including motions for new trial and motions to abate.</p> <p>Brian W. Wice, Houston, TX</p>
3:15 pm In Austin Only 1.00 hr	<p>Update on DNA Issues</p> <p>DNA: The present law; pending legislation and practical applications.</p> <p>Barbara P. Hervey, Court Of Criminal Appeals - Austin, TX Mark R. Luitjen, Judge 144th Judicial District Court - San Antonio, TX</p>
4:15 pm In Austin Only 1.00 hr	<p>Significant Recent and Pending Decisions by the Court of Criminal Appeals</p> <p>Survey of recent decisions by the Court of Criminal Appeals and issues presented by granted petitions for discretionary review.</p> <p>George Dix, University Of Texas School Of Law - Campus Mail, D1800</p>

Day 3 Morning

9:00 am In Austin Only 1.00 hr	<p>(Even More) Difficult Aspects of Criminal Appellate Practice</p> <p>This topic addresses issues in Texas criminal appellate law that have not been conclusively resolved by our appellate courts.</p> <p>Matthew William Paul, Austin, TX</p>
10:00 am In Austin Only 0.32 hr	<p>The Role of the Clerk's Office at the Court of Criminal Appeals</p> <p>Filing and disposition of cases before the Court of Criminal Appeals</p> <p>Troy C. Bennett, Texas Court of Criminal Appeals - Austin, TX</p>
10:20 am In Austin Only 0.32 hr	<p>Procedures Used in the Court of Criminal Appeals in Dealing with Writ Applications</p> <p>A brief look at the procedures used in attacking final felony convictions with emphasis on avoidance of procedural bans and obvious mistakes in pleading.</p> <p>John G. Jasuta, Austin, TX</p>

10:55 am In Austin Only 0.32 hr	<p>PDRs: Procedures and Pitfalls</p> <p>Get the inside scoop about the Court of Criminal Appeals' process for reviewing petitions for discretionary review, including how to avoid the "striking" of your PDR.</p> <p>Kathleen Mary Schneider, Austin, TX</p>
11:15 am In Austin Only 0.32 hr	<p>Everything You Wanted to Know about the Office of the State Prosecuting Attorney (SPA)</p> <p>An overview of the statutory functions of the Office of the State Prosecuting Attorney, Texas' lawyer in the Court of Criminal Appeals.</p> <p>Matthew William Paul, Austin, TX</p>
11:35 am In Austin Only 0.67 hr	<p>Looking into the Black Box of the Court of Criminal Appeals: Process, Practice and Decision-Making in the High Court</p> <p>Two judges discuss how PDRs and writs are handled in their chambers specifically and by the judges of the Court of Criminal Appeals generally.</p> <p>Barbara P. Hervey, Court Of Criminal Appeals - Austin, TX Cheryl Johnson, The Court Of Criminal Appeals - Austin, TX</p>