

2007

ROBERT O. DAWSON

CONFERENCE ON CRIMINAL APPEALS

Earn up to 13.50 Hours of Credit Including 2.25 Hours of Ethics Credit

Specialization Expected for Civil Appellate Law, Criminal Law, and Juvenile Law



May 9-11, 2007

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IN COOPERATION WITH

The Court of Criminal Appeals

The Texas District and County Attorneys Association (TDCAA)

The Texas Criminal Defense Lawyers Association (TCDLA)

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WEDNESDAY AFTERNOON, MAY 9, 2007**Presiding Officer:**

Hon. Barbara P. Hervey, Austin, TX

12:30 p.m. Registration Opens

Includes complimentary refreshments.

1:20 p.m. Welcoming Remarks**1:30 p.m. .75 hr including .25 hr ethics****Effective Brief Writing**

Practical advice on writing briefs that will be read and appreciated, including practice tips from the audience that matters: judges.

Jay R. Brandon, San Antonio, TX

2:15 p.m. .50 hr**Changes to TRAPs**

This presentation will include comments upon recent appellate rule changes affecting motions for new trial and the defendant's notice of appeal.

Hon. Kerry P. FitzGerald, Dallas, TX

2:45 p.m. .25 hr**Report from Governors Criminal Justice Advisory Committee**

Hon. Barbara P. Hervey, Austin, TX

3:00 p.m. Break**3:15 p.m. .75 hr****What's Happening in the CCA?**

What the CCA has been saying that criminal lawyers need to hear.

Matthew W. Paul, Austin, TX

4:00 p.m. .50 hr**Juvenile Appeals: Special Issues and Considerations**

This topic is designed to distinguish between adult criminal appeals and juvenile appeals, which are civil in nature. Relevant case law and statutes governing post adjudication in a juvenile case will be presented.

Stephanie L. Stevens, San Antonio, TX

4:30 p.m. .75 hr**Supreme Court Update**

A summary of the Supreme Court cases in the area of criminal law and procedure for the last year.

Gary A. Udashen, Dallas, TX

5:15 p.m. Adjourn**THURSDAY MORNING, MAY 10, 2007****Presiding Officer:**

Hon. Cheryl Johnson, Austin, TX

8:30 a.m. Conference Room Opens

Includes continental breakfast.

9:00 a.m. .50 hr**Creative Research Techniques**

How to find and present innovative or unusual legal sources and secondary material effectively in appellate briefs.

Hon. Cathy Cochran, Austin, TX

9:30 a.m. 1.00 hr**Process, Practice, and Decision-Making in the Intermediate Courts**

Practical insights into the operations of the intermediate courts in criminal cases throughout the state.

Moderator: Hon. John T. Boyd, Amarillo, TX

Hon. David Wellington Chew, El Paso, TX

Hon. W. Kenneth Law, Austin, TX

Hon. Tim Taft, Houston, TX

Hon. Linda Reyna Yañez, Edinburg, TX

10:30 a.m. Break**10:45 a.m. 1.00 hr****Writs Applications**

A brief overview of the Writ application process and accompanying substantive law.

Stacey Goldstein, Austin, TX

Sian Rose Schilhab, Austin, TX

THURSDAY AFTERNOON**11:45 a.m. Pick Up Box Lunch**

Please select on registration form; additional fee.

**BREAK-OUT SESSIONS:
PROSECUTION TRACK****12:00 p.m. .75 hr****Best Practices Networking and Discussion Luncheon for Prosecutors****12:45 p.m. Break****1:00 p.m. .50 hr****Effective Prosecution Responses to Writs**

Strategies for responding to common and uncommon claims.

Roe Meredith Wilson, Houston, TX

1:30 p.m. .75 hr**State Appeals**

Tips, trial-level pointers, and procedural issues on state appeals.

Enrico Valdez, San Antonio, TX

2:15 p.m. .75 hr**State Perspective on PDRs**

Tips for improving the chances of getting your PDR granted.

Lisa McMinn, Austin, TX

3:00 p.m. Break**BREAK-OUT SESSIONS:
DEFENSE TRACK****12:00 p.m. .75 hr****Luncheon Presentation: How to Get Started in a Criminal Defense Practice**

Getting started: how to get going, be profitable, and stay afloat in a criminal law practice.

Richard J. Segura, Jr., Austin, TX

12:45 p.m. Break**1:00 p.m. .50 hr****Presenting Effective Writs: The Defense Perspective**

How to determine the issues for a habeas corpus proceeding; investigate the claims; prepare the application, brief exhibits, and proposed findings of fact and conclusions of law; and presenting the case in the trial court and court of criminal appeals.

Randy Schaffer, Houston, TX

1:30 p.m. .75 hr ethics**Advising Clients of Their Appellate Rights**

Recent changes to the appellate rules clarify counsel's duty to advise clients of their right to pursue discretionary review from the Texas Court of Criminal Appeals. This presentation provides tips and context for fulfilling that obligation.

Catherine G. Burnett, Houston, TX

2:15 p.m. .75 hr

Defense Perspective on PDRs

A discussion of key issues of practice tips and traps on PDRs from the defense perspective.

Keith S. Hampton, Austin, TX

3:00 p.m. Break

CONCURRENT BREAK-OUT SESSIONS END

Return to General Session.

3:15 p.m. 1.25 hr ethics

Ethical Issues for Prosecutors and Defense Counsel

A reminder and refresher on ethical issues for prosecutors and defense counsel including latest cases.

Ronald L. Goranson, Dallas, TX

4:30 p.m. Adjourn

FRIDAY MORNING, MAY 11, 2007

Presiding Officer:

Hon. Barbara P. Hervey, Austin, TX

8:00 a.m. Conference Room Opens

Includes continental breakfast.

8:30 a.m. .50 hr

Appeals Originating in Municipal Courts of Record

An overview of the unique jurisdictional traps and other issues arising in appeals from municipal courts of record from the perspectives of the defense, prosecution, and the appellate courts.

Alex Wathen, Houston, TX

9:00 a.m. .75 hr

Attacking and Defending Eyewitness Testimony: Current Law

Overview of case law, motions and success on appeals.

Marjorie I Bachman, Austin, TX

9:45 a.m. .75 hr

Panel Discussion: Attacking and Defending Eyewitness Testimony

An exchange of views by leading defense and prosecuting attorneys on how to best attack and defend eyewitness testimony and use the trial record on appeal.

Marjorie I Bachman, Austin, TX
David B. Frank, Austin, TX
Kevin Yeary, San Antonio, TX
Speaker TBD

10:30 a.m. .75 hr

Actual Innocence: Practical Advice and Strategies on Effective Practice

This session discusses pure innocence claims includ-

ing DNA exonerations, Non DNA (General Proof of Innocence) and recantations. It also covers claims of constitutional violations with underlying claims of innocence (Schlup Claims).

Jeff Blackburn, Lubbock, TX
Hon. Cathy Cochran, Austin, TX
Hon. Barbara P. Hervey, Austin, TX

11:15 a.m. .75 hr

Post Conviction Motions for DNA Testing—Chapter 64 CCP

This session covers the requirements to obtain post-conviction DNA testing and the types of testing

available. It also provides insight into how the state processes requests for DNA testing and prosecutors' duties in responding to DNA motions.

A. What the Applicant Needs to Establish:

Marjorie I Bachman, Austin, TX

B. How Should the State Respond?

John R. Rolater, Jr., McKinney, TX

12:00 p.m. Adjourn

Online Courses: www.utcle.org

REGISTRATION FOR CR07

Mail this registration form to:

The University of Texas School of Law, Attn. CR07
P.O. Box 7759, Austin, TX 78713-7759 or fax a copy to: (512) 475-6876

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CONFERENCE REGISTRATION

Registration includes Course Binder

- Early Registration Fee due by Wed. May 2, 2007..... \$350.00
- Registration Fee after Wed. May 2, 2007 \$400.00

ADD LUNCH: Select a Luncheon Session:

- Networking Luncheon for Prosecutors..... \$5.00
- How to Get Started in a Criminal Defense Practice..... \$5.00

CONFERENCE PUBLICATIONS AND MEDIA

Allow 2-4 weeks from conference date for delivery.

- Course Binder WITHOUT Conference Registration \$200.00
- Audio CD Set \$175.00
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AUSTIN

May 9-11, 2007

CONFERENCE LOCATION



Radisson Hotel & Suites

111 E. Cesar Chavez
Austin, TX 78701
512-478-9611

Special rate \$129
(subject to availability)
good through April 9, 2007.

Self-Parking: \$5 day;
\$13 overnight (subject to change)

KEY DATES

Registration & Cancellation

May 2, 2007-5 p.m.
last day for early registration
add \$50 for registrations
received after this time

May 4, 2007-5 p.m.
last day for full refund

May 7, 2007-5 p.m.
last day for partial refunds
\$50 processing fee applied

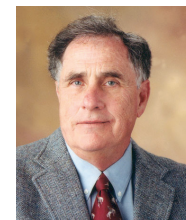
May 9, 2007-1:30 p.m.
conference begins

ROBERT O. DAWSON

The Conference on Criminal Appeals is named in honor of Robert O. Dawson, a beloved UT Law professor for 37 years. He passed away on February 26, 2005, at age 65.

From 1974 through 1998, he served as the director of the Criminal Defense Clinic, where he and his co-supervisors worked with students on over 7,200 criminal defendants' cases. He also served as co-director of UT Law's Actual Innocence Clinic, a clinic teaching students how to screen and investigate claims from prison inmates that they are actually innocent of their convicted offense.

As a reformer and scholar, Professor Dawson wrote extensively on criminal and juvenile law and drafted much of the juvenile legislation enacted by the Texas legislature during the past 30 years. He authored and co-authored many books, including *Texas Criminal Practice and Procedure*, *Texas Juvenile Law*, *Criminal Justice Administration* and *The Juvenile Justice Process*.



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