## BEST PRACTICES IN POST-CONVICTION HABEAS: DEFENSE PERSPECTIVE

Robert O. Dawson Conference On Criminal Appeals

PRESENTATION BY:
CARMEN ROE | CARMEN ROE LAW FIRM

1

## THE TOP 5 BEST PRACTICES: DEFENSE PERSPECTIVE

- 1. The Writ Investigation: The Starting Point
- 2. FORMS DEADLINES
  DISMISSALS: KNOWING THE
  RULES
- 3. EVIDENTIARY HEARING:
  GETTING ONE AND BEING
  READY
- 4. FF/CL: WRITING YOUR OWN
- 5. Orders Appeals and Other Actions: The End Game

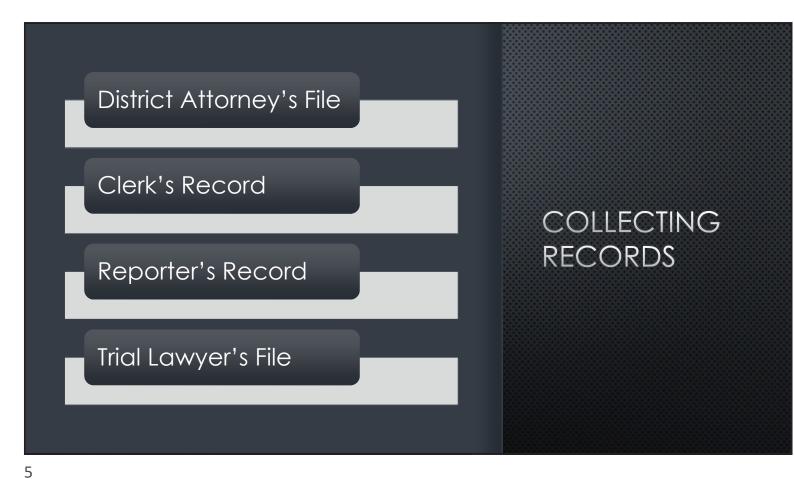


## 1. THE WRIT INVESTIGATION

3

PLEAD AND PROVE FACTS BY A PREPONDERANCE OF THE EVIDENCE THAT IF TRUE ENTITLE APPLICANT TO RELIEF.

## THE BURDEN OF PROOF



Public Information Request

Follow local rules

DISTRICT
ATTORNEY'S
FILE





Find the full text of this and thousands of other resources from leading experts in dozens of legal practice areas in the <u>UT Law CLE eLibrary (utcle.org/elibrary)</u>

Title search: Best Practices in Post-Conviction Habeas: Defense Perspective

Also available as part of the eCourse

<u>Writ Practice: Requirements and Best Practices</u>

First appeared as part of the conference materials for the 2021 Robert O. Dawson Conference on Criminal Appeals session "Writ Requirements and Best Practices: Defense and Prosecution Perspective"