

# 2019 PROSECUTORS CONFERENCE AGENDA – DAY 1

## SEPTEMBER 11, 2019

9:00 am – 1:00 pm	<b>Open Registration</b>	Salon 1
1:00 pm – 1:30pm	<b>Opening Events and Welcoming Remarks by Attorney General Aaron Ford</b>	Salon 1
1:30 pm – 3:30 pm	<b>Crawford and the Confrontation Clause</b>  Presenter: <b>Alex Chen</b> Chief Deputy District Attorney Clark County District Attorney's Office  This presentation will provide an overview to understanding Confrontation Clause issues, and will be a resource for referring to United States Supreme Court and Nevada cases that have followed the holding in the landmark case of <i>Crawford v. Washington</i> .	Salon 1
3:30 pm – 4:30 pm	<b>Revisiting Brady (Ethics Credit)</b>  Presenter: <b>Sean Rowe</b> District Attorney Mineral County District Attorney's Office  <i>Brady v. Maryland</i> (1963) and its progeny create significant legal and ethical obligations for prosecuting attorneys. This presentation will focus on the history of <i>Brady</i> in the courts, including an update on recent decisions, and how the duties articulated in these cases impact the concrete day-to-day practice of attorneys in law-enforcement roles.	Salon 1
4:30 pm – 5:30 pm	<b>The New Criminal Justice Landscape – Prosecuting in Nevada Post-AB236</b>  Presenters: <b>John T. Jones</b> Chief Deputy District Attorney Clark County District Attorney's Office  <b>Jennifer Noble</b> Chief Deputy District Attorney Washoe County District Attorney's Office  In January 2019, the Advisory Commission on the Administration of Justice culminated a multi-year study of Nevada's Criminal Justice System by voting to approve a final report reporting its findings. Assembly Bill 236 attempted to implement the sweeping reforms recommended by the ACAJ, and resulted in significant changes to Nevada's criminal laws. This presentation covers recent and upcoming changes that will now impact how you prosecute cases in Nevada.	Salon 1
6:30 pm – 8:30 pm	<b>Welcome Reception on La Contessa Yacht</b>	Lake Las Vegas Marina

# 2019 PROSECUTORS CONFERENCE AGENDA – DAY 2

## SEPTEMBER 12, 2019

8:00 am – 9:00 am	<b>Breakfast</b>	Outside Salon 1
<b>TRACK A</b> 9:00 am – 11:00 am	<b>It's All In the Prep – Winning Jury Trials Before You Even Open</b> Presenter: <b>Stan Parry, Esq.</b> Former Prosecutor with the Clark County District Attorney's Office & DOJ Organized Crime Strike Force Special Prosecutor  How to make a criminal jury trial a success and not a tragedy. This presentation uses stage and performance best practices to draw lessons that make for a successful learned from decades of experience and real life drama in the courtroom. Pre-trial preparation is often the difference between winning or losing a jury trial, and this talk emphasizes how to control variables within your control through proper and thorough preparation.	Salon 1
<b>TRACK B</b> 9:00 am – 10:30am	<b>Using a Forensic Toxicologist in Court to Prove Intoxication</b> Presenter: <b>Jan Knudsen</b> Colorado Traffic Safety Resource Prosecutor  Knowing how to authenticate lab results in a "per se" DUI case is a good start to proving up a DUI, but it is not the only way to use your toxicologist in the courtroom. This class will help the prosecutor understand how the toxicologist can be used as the State's expert witness, even when there is no lab result to authenticate, such as in an under the influence theory prosecution. Prosecutors interested in becoming better in using a toxicologist as an expert witness to testify regarding the impairing effects of alcohol and other drugs should attend this class.	Vineyard Room
<b>TRACK B</b> 10:30 am – 12:00 pm	<b>Rocky Mountain High: Cannabis Impaired Driving</b> Presenter: <b>Jan Knudsen</b> Colorado Traffic Safety Resource Prosecutor  The legalization of cannabis has resulted in a decrease in public perception of the product's harmfulness and, correspondingly, an increase in use. With this increased use comes a rise in cannabis impaired drivers. Cannabis impairment, however, is different from alcohol impairment and presents some unique challenges for law enforcement and prosecutors attempting to enforce DUI laws. Effective detection and prosecution of cannabis impaired drivers is critical to keeping Nevada's roadways safe, and to that end, this class will provide prosecutors with valuable information, materials and research to assist them in getting convictions in the courtroom	Vineyard Room

11:00 am - 12:00 pm

**Maintaining Integrity of Criminal Records – The Central Repository and the Criminal Justice System**

Salon 1

Presenter: **Alison Lopez**, Program Officer II  
Criminal Records Division  
Department of Public Safety, Records,  
Communications & Compliance

In an effort to maintain the integrity of criminal records, DPS RCCD is focusing on accuracy and completeness of records and the impacts to the criminal justice communities and civil use purposes. It is our goal to further enhance that balance of information sharing.

12:00 pm – 1:30 pm

**Bill Raggio Award Banquet - Plated Lunch**

Lakeside Pavilion

TRACK A

1:30 pm – 3:00 pm

**Prosecutorial Misconduct in Jury Trials (Ethics Credits)**

Salon 1

Presenter: **Theresa Haar**  
Special Assistant Attorney General  
Nevada Office of the Attorney General

No matter how well-intentioned they may be, inelegant arguments, off-handed quips, or inadvertent remarks may cost you your case. The State's burden to prove its case beyond a reasonable doubt is far reaching, and even a benign or careless comment could potentially shift that burden and amount to prosecutorial misconduct. This presentation discusses the effective use of technology and demonstrative exhibits in jury trials, and how to avoid prosecutorial misconduct through their misuse. This discussion includes specific examples of PowerPoint slides, demonstrative exhibits, and particularly closing arguments that were successfully challenged on appeal as prosecutorial misconduct.

TRACK B

1:30 pm – 3:00 pm

**Prescription Drug DUI Case Study (Ethics Credits)**

Vineyard Room

Presenter: **Mary Tanner-Richter**  
New York Traffic Safety Resource Prosecutor

Case Study: A mother dropped her foster child off at summer camp and then drove off the road through a church parking lot, killing three pedestrians. The woman had no idea she struck anyone. First responders noted she was disoriented, but it was attributed to a possible medical condition or being in shock. Law enforcement did not ask for consent for an evidentiary test and did not call a Drug Recognition Expert to conduct an evaluation. By the time prosecutors were notified of the incident and a DRE was called in, hours had passed, and the woman was already being treated at a local hospital. She did consent to a blood draw, and the toxicology testing showed the presence of several prescription medications. Ms. Tanner-Richter will present the details of this difficult and tragic case, how it was prosecuted and resolved, and ethical considerations for prosecutors when facing impaired driving cases involving prescription drugs, including cannabis..



3:00 pm – 4:00 pm

**2019 Legislative Recap**

Salon 1

Presenters: **John T. Jones**  
Chief Deputy District Attorney  
Clark County District Attorney's Office

**Jennifer Noble**  
Chief Deputy District Attorney  
Washoe County District Attorney's Office

4:00 pm – 4:30 pm

**Prosecutors Best Practices Committee Update**

Salon 1

Presenter: **Christopher Lalli**  
Assistant District Attorney  
Clark County District Attorney's Office

Discussion regarding which states have established Prosecutors Best Practices Committees, and the work they are doing. Discuss the Nevada Prosecution Best Practices Committee, its structure, members and the work we are doing.

4:30 pm on

**Personal Time. List of Activities in Packet.**

# 2019 PROSECUTORS CONFERENCE AGENDA – DAY 3

## SEPTEMBER 13, 2019

7:00 am – 9:00 am	<b>Breakfast</b>	Outside Salon 1
9:00 am – 10:00 am	<b>Working Across Agencies – A Collaborative Partnership at the Local, State and Federal Levels</b>  Panelists: <b>Jason Woodbury</b> Carson City District Attorney  <b>Aaron Ford</b> Nevada Attorney General  <b>Nicholas Trutanich</b> US Attorney for the District of Nevada  Prosecutors are limited by their jurisdictional reach and subject matter jurisdiction, and as a result, prosecuting under municipal code, county ordinance, Nevada Revised Statutes, or United States Code may yield vastly different results. At times, justice may be best served by coordinating and collaborating with other agencies that have the resources or capabilities that your agency lacks. This panel will discuss opportunities for partnerships, some key differences between local, state, and federal laws, and ways to build and leverage interagency relationships.	Salon 1
10:00 am – 11:00 am	<b>The Impact of Marsy's Law on Nevada Prosecutors</b>  Presenter: <b>Jennifer Noble</b> Chief Deputy District Attorney Washoe County District Attorney's Office  The passage of Marsy's Law in 2018 placed numerous obligations on both courts and prosecutors under the umbrella of "Victims' Rights." Because substantively identical laws have been passed in other jurisdictions, Nevada's prosecutors can learn from their mistakes.	Salon 1
11:00 am – 12:00 pm	<b>2019 Changes to Nevada's Domestic Violence Laws</b>  Presenters: <b>Jessica Adair</b> Chief of Staff Nevada Office of the Attorney General  <b>Kyle George</b> First Assistant Attorney General Nevada Office of the Attorney General  Domestic violence continues to be an epidemic in Nevada. The 80th Legislative Session brought many changes to statutes regarding protective orders, the definition of a domestic relationship, stalking, and related crimes. These statutory changes should be additional tools in your toolbox as a prosecutor to tackle domestic violence.	Salon 1



12:00 pm – 1:00 pm

**Lawyers in Balance – Mental Health and the Work-Life Balance (Substance Abuse Credit)**

Salon 1

Presenter: **Nick Tangeman, MSW, LADC-S**

The legal industry tops the list of professions with the highest rates of alcohol and substance abuse. Mental health professionals explain that attorneys resort to alcohol and illicit substances as a coping mechanism to deal with the high levels of stress that are inherent to lawyering. Criminal prosecutors are routinely exposed to graphic violence, disturbing imagery, or details of heinous crimes that exposes us to stresses far beyond those experienced by other attorneys. This presentation discusses these factors, offers healthier coping mechanisms, and presents other tips for better overall mental health.

1:00 pm – 1:01 pm

**Closing Remarks**