

2024 Prosecutors' Conference Programming Proposals

Proposal #1

Five Questions to Understand the Fourth Amendment

Presenter: Anthony Bandiero, Esq. or Anne Kelleher, Esq.

Time: Presentation adjustable to 1-8 hours.

Formats: In-person, live online, pre-recorded on-demand.

Requirements: Projector and sound.

Audience: Law enforcement and/or attorneys.

Credit: In-service credit and/or Continuing Legal Education credits for attorneys.

Summary

This presentation will ask and answer five questions which will leave the attendee with a better understanding of when Fourth Amendment applies. Additionally, the attendee will learn what it means to be “reasonable” and consequently constitutional. Finally, attendees will learn some of the major exceptions that will save evidence despite a Fourth Amendment violation.

Overview

The Fourth Amendment contains just fifty-four words. Yet, how do we apply these few words in practice? This presentation will ask and answer five questions, which if understood, will help the attendee fundamentally understand the Fourth Amendment and how search and seizure questions are handled.

The first question this presentation will address is who did the search or seizure. This is a gatekeeper question because the Fourth Amendment applies to government actors and their agents. Private searches or seizures that would have offended the Fourth Amendment if conducted by the government are wholly unregulated by the Fourth Amendment and therefore do not need to be “reasonable.”

The second question is whether the area or thing searched or seized is even protected. For example, the Fourth Amendment does not protect open fields or abandoned property. Still, most intrusions by police do implicate a legitimate privacy interest so the next question comes into play.

Next, even if there was a government intrusion that involved a protected area, such as a home, did a “search” or “seizure” occur? For example, if police are lawfully inside a home investigating a domestic disturbance and see narcotics on the kitchen table, this would not be a “search” under the Fourth Amendment. Additionally, if an officer drives negligently and crashes into another vehicle, this would not be a “seizure.” This presentation will define the two “searches” and the two “seizures” that implicate the Fourth Amendment.

The fourth question is the most important. Here, if the (1) search or seizure involved a government actor, (2) the area or thing searched or seized is protected, (3) a “search” or

“seizure” occurred, then (4) it must be justified with either consent, a judicially recognized exception to the warrant requirement, or a warrant.

The final question, which is vitally important to prosecutors and defense attorneys, is if the law enforcement officer lacks an appropriate justification like consent or the motor vehicle exception, is there another doctrine that can come in and save the evidence? Examples include the inevitable discovery and no “standing” to contest the unlawful search.

In summary, attendees will leave this presentation with an eye-opening understanding of just what the fifty-four words in the Fourth Amendment mean in practice.

Learning Objectives

- Examine when a Fourth Amendment “search” or “seizure” occurs.
- Identify what it means to be “reasonable” under the Fourth Amendment.
- Understand when evidence may nevertheless be utilized despite a Fourth Amendment violation.

For over twenty years and has trained countless police officers in advanced search and seizure. He is also a recognized subject matter expert by the DOJ’s COPS Office.

Anthony has solid credentials including a Bachelor’ and Master’s degree from Harvard, and a Juris Doctor from Gonzaga School of Law. Anthony has authored fifteen legal books for law enforcement and is considered by many peers to be one of the best search and seizure instructors in the Nation.

As Anthony shares often, he has a dream job teaching law enforcement search and seizure and is driven to help them make good case law. The result is safer communities and improved community relations.

Contact Information

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Office Phone: 888-579-7796

Cell Phone: 702-499-4879



Anthony Bandiero, JD, ALM

Anthony Bandiero is a police officer turned attorney. As a police officer he realized the need for additional training to better understand search and seizure law as it pertains to the Fourth and Fifth Amendments. After earning his law degree, Anthony has dedicated his life to passing along his knowledge and experience.

Anthony's passion is providing in depth legal training to his fellow officers. Attend one of his classes and you will quickly see how he makes the learning fun and informative with his high energy and positive attitude.

In addition to teaching, speaking and keeping up with the latest legal trends, Anthony enjoys boating and traveling with his family.

Experience

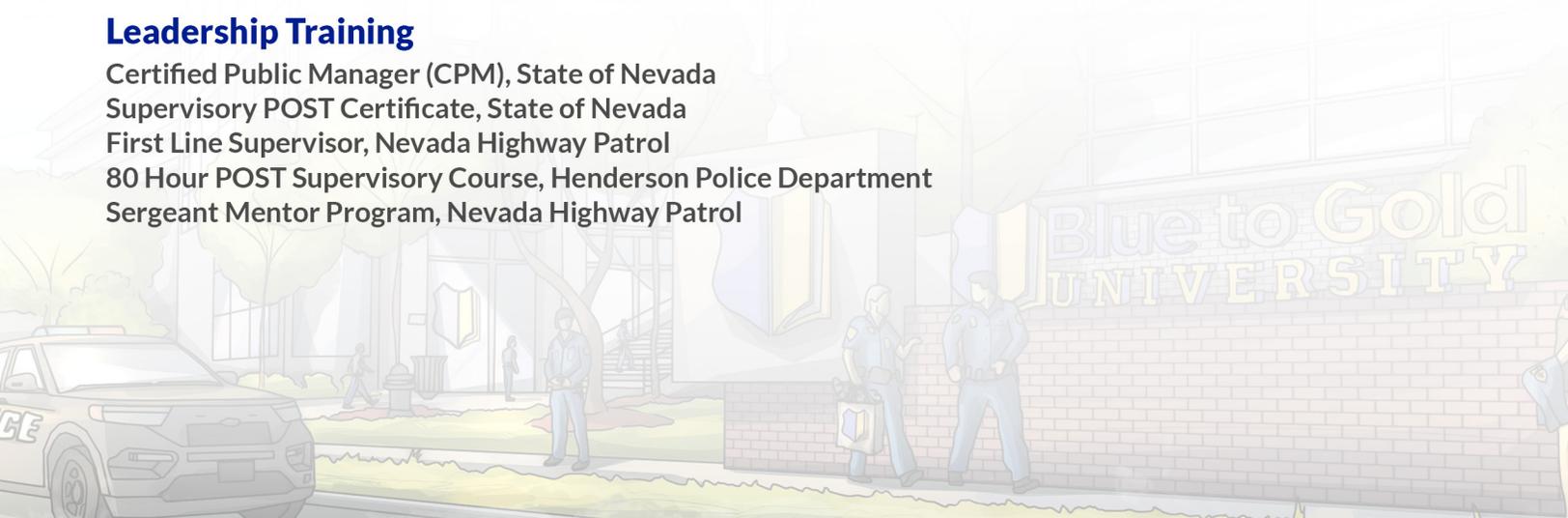
Legal Instructor, Blue to Gold Law Enforcement Training, Spokane WA | **2015 - Present**
Search and Seizure Consultant, Las Vegas Metro Police Department, Las Vegas NV | **2022 - Present**
Conference Keynote Speaker | **2017 - Present**
Police Officer IV, Elko Police Department, Elko NV | **2015 - 2016**
Sergeant, Nevada Highway Patrol, Las Vegas NV | **2005 - 2015**
Adjunct Professor, Great Basin College, Elko, NV | **2013 - Present**
Executive Director, NV State Law Enforcement Officers Association | **2012 - 2015**

Education

Gonzaga School of Law, Spokane, Washington – **Juris Doctor, Summa Cum Laude**
Harvard University, Cambridge, Massachusetts – **ALM Master's in Government**
Harvard University, Cambridge, Massachusetts – **ALB Bachelor's in Liberal Arts**
Northwestern University, School of Police Staff and Command – **Graduate**
College of Southern Nevada, Las Vegas, Nevada – **AA in General Studies**

Leadership Training

Certified Public Manager (CPM), State of Nevada
Supervisory POST Certificate, State of Nevada
First Line Supervisor, Nevada Highway Patrol
80 Hour POST Supervisory Course, Henderson Police Department
Sergeant Mentor Program, Nevada Highway Patrol



Law Enforcement Training

Advanced POST Certificate, State of Nevada
FBI Instructor Development
Basic Instructor Development, Department of Public Safety, Nevada
FBI Firearm's Instructor
Basic Interview and Interrogation, Las Vegas Metro Police
Advanced Interview and Interrogation, Las Vegas Metro Police
Police Firearm's Instructor, Department of Public Safety, Nevada
Verbo Judo Instructor, Verbal Judo Institute
Bomb Detection, Nevada Legislative Police
Traffic Radar, Nevada Highway Patrol
Street Survival, Caliber Press
Basic Criminal Investigation 40 Hour Course, Texas A&M Extension
Failure to Train Liability Training, Henderson Police Department
First Responder Training 24 Hour Course, FLETC
Narcotics Investigations Legal Updates, PATC

Vehicle Operations Training

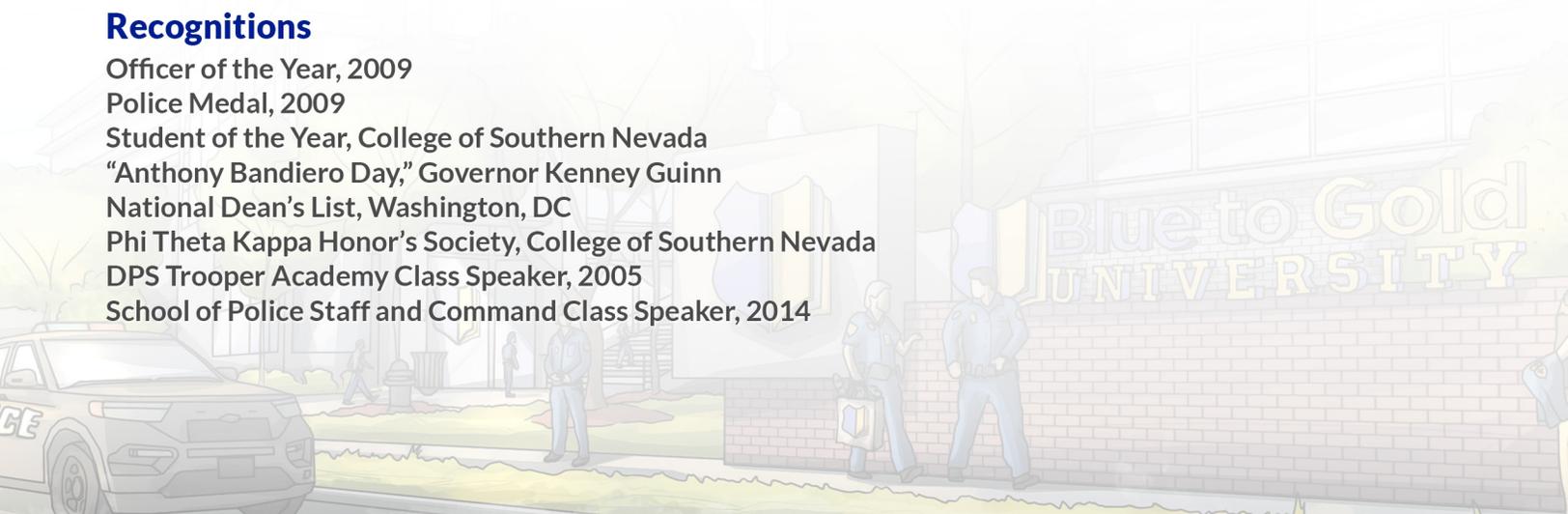
Master Instructor/EVOC Coordinator, Nevada Highway Patrol
Emergency Vehicle Operations Course, Henderson Police
Police Motorcycle Operator School 160 Hours, Las Vegas Metro
Advanced Driving School, Michigan State Police
Ron Fellows Advanced Driving School, Spring Mountain Motorsports
Pursuit Intervention Technique Instructor, Las Vegas Metro
Stop Stick Instructor, Stop Stick International

Government Public Relations Training

Advanced Public Information Officer, DHS, FEMA
Public Information Officer, Department of Public Safety, Nevada
Public Speaking Semester Course, College of Southern Nevada
Public Speaking Workshop, University of Nevada, Las Vegas
Speaker Training, Toastmasters of Las Vegas
Political Candidate Management, Leadership Institute, Washington, DC
Political Campaign Management, Leadership Institute, Washington, DC

Recognitions

Officer of the Year, 2009
Police Medal, 2009
Student of the Year, College of Southern Nevada
"Anthony Bandiero Day," Governor Kenney Guinn
National Dean's List, Washington, DC
Phi Theta Kappa Honor's Society, College of Southern Nevada
DPS Trooper Academy Class Speaker, 2005
School of Police Staff and Command Class Speaker, 2014



Community Involvement & Memberships

ILEETA Member

Citizen's Advisory Committee, City of Henderson

PAYBAC School Speaker, Clark County School District

Volunteer, Tip-a-Cop

Public Relations Officer, Harvard Extension School Association

Civil Air Patrol

Harvard Clubs of Southern California and Nevada

Harvard Career Advisor, Harvard Crimson Compass



Proposal #2

From: [Kim Advent](#)
To: [Michael K. Morton](#)
Subject: CLE information for September, 2024 NV Advisory Council for Prosecuting Attorneys
Date: Wednesday, March 6, 2024 12:06:32 PM
Attachments: [Syllabus Fatigue of Success.pdf](#)

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Mike,

Thank you for your time yesterday.

I have attached the MCLE approval for our submitted course, dated February 29, 2024 and the syllabus.

Since 2017 we have been accredited by NV Bar to teach on substance abuse, mental health issues, etc.

The following are just some firms and associations we have given the CLE to:

- NV Advisory Council for Prosecuting Attorneys (2018)
- Association of Corporate Counsel, Las Vegas Chapter (ACC)
- Energy, Utility and Communications Law of Nevada (EUCL)
- Las Vegas Defense Attorneys Association
- Northern Nevada Bankruptcy Association
- Southern Nevada Bankruptcy Association
- McDonald Carano

We have given hundreds of individual attorneys the accredited CLEs.\

I look forward to the next step.

Thank you,
Kim



TO: Kim Advent
PROVIDER: School for a Beautiful Life
FROM: Nevada Board of Continuing Legal Education
RE: Notice of MCLE Approval for Submitted Course

The Nevada Board of Continuing Legal Education has accredited the following CLE activity.

Course Title: Fatigue of Success & addiction
Course Number: P_20240401_55425
Date: 4/1/2024 Through 12/23/2024
Credits Approved: 0 general credits, 0 ethics credits, and 1 AAMH credits.

Upon completion of the program, please remember to login to your dashboard (www.nvbar.org) and report the attendance.

We remain available to assist you as needed. If you have any questions, please contact us.

Your State Bar of Nevada MCLE Team

mcle@nvbar.org

702-382-2200

Nevada Board of Continuing Legal Education Accredited Class

1 Credit for AAMH

Class: ***Addiction and The Fatigue of Success***

Class Coordinators: Kim Advent & Luis Fain, Practical Philosophical Advisor

- Fatigue of Success
 - a) Definition
 - b) Example in an Attorney profession
- How Fatigue of Success affects our lives
 - a) Professional life
 - b) Personal Life
- How Fatigue of Success can lead to addiction
 - a) Myth: Psychological roof
 - b) Emptiness
- How to prevent Fatigue of Success
 - a) Understand yourselves and your surroundings.
- Options offered for help
 - a) School for a Beautiful Life
- Q& A

Proposal #3

Combatting Human Trafficking in Nevada (2023 Proposal)

Presenters: Adia Lancaster, New Hope Foundation International

Kim Sokolich, Assistant United States Attorney, District of Nevada

This presentation will provide a comprehensive overview of human trafficking, including its definition and the critical importance of collaborative, multidisciplinary partnerships in combatting this crime. It will equip attendees with essential techniques for effectively screening and interviewing human trafficking victims, emphasizing the local and regional dimensions of this issue. This presentation will also highlight the array of available services for victims and identify key risk factors to enhance their understanding and response. (2.0 hours)