



Founded in 2000, the mission of the Center for Justice in Capital Cases is to create a higher standard of practice in the capital arena through vigorous advocacy, a client-centered philosophy, and cutting-edge work in the legal and social science arenas.

Registration Fees:

IACDL Public Defender Members: \$215
IACDL Private Attorney Members: \$235

Public Defender Non-members: \$240
Private Attorney non-members: \$260

All rates paid at the door are fixed at \$300.
(Seats are limited and cannot be guaranteed for day-of registrants.)

Group discounts are available for public defender offices by contacting Mary Bandstra at mbandstr@depaul.edu or 312-362-5837.

Capital Litigation Trial Bar approval is pending for this program. One hour of ethics credit will be provided.



FIRST CLASS
U.S. Postage
PAID
Permit No. 7366
Chicago IL



Center for Justice in Capital Cases
25 East Jackson Boulevard
Chicago, IL 60604



2008 ANNUAL Death Penalty Seminar

October 10 and 11, 2008

**DePaul Center
Room 8005
1 E Jackson Blvd
Chicago, Illinois 60604**

Sponsored by:

DePaul University College of Law Center for Justice in Capital Cases
Illinois Association of Criminal Defense Lawyers
Illinois Public Defenders' Association

2008 Annual Death Penalty Seminar

The annual death penalty seminar brings together experts in capital trial litigation, mitigation, jury selection and more to discuss new and continuing challenges facing death penalty defense teams. Materials for this seminar include the updated 2008 Illinois Capital Defense Motions Manual produced by the Center for Justice in Capital Cases.

Schedule of Events

Friday, October 10, 2008

8:30 - 9:00	Registration & Materials
9:00 - 9:15	Welcoming Remarks: Andrea Lyon, Steve Richards and Peter Wise
9:15 - 10:00	Overview of Recent U.S. and Illinois Supreme Court Capital Decisions: Allen Andrews
10:00 - 10:45	Death is Different: Developing an Overall Strategy and Theory of the Case: Craig Washington
10:45 - 11:00	Break
11:00 - 11:45	Challenges in Forensic Science, Fingerprints and More Mark Acree
11:45 - 12:30	Capital Case Negotiations: Chris Adams
12:30 - 1:15	Lunch (provided)
1:15 - 2:00	Overview of Mitigation: Jeanene Barrett
2:00 - 2:45	Mapping Risk Factors: Jeff Eno and Richard Shaker
2:45 - 3:30	Technology in the Courtroom: Laura Dominiak
3:30 - 3:45	Break
3:45 - 4:15	Investigation for Effective Motions Practice: Mort Smith
4:15 - 5:00	Motions Practice in a Death Case: Andrea Lyon

Saturday, October 11, 2008

9:00 - 9:45	Capital Depositions: Peter Wise
9:45 - 10:45	How Capital Juries Hear Sentencing Evidence: Dr. Marla Sandys
10:45 - 11:00	Break
11:00 - 11:45	Trying Confession Cases: Deja Vishny
11:45 - 12:30	Ethics as Sword and a Shield in Capital Cases: Cynthia Roseberry



Speaker Bios

Mark Acree is an independent forensic scientist from Virginia and has been in practice since 1998. He has served as a fingerprint expert in state and Federal criminal cases and has authored and coauthored several journal articles about fingerprint identification and its use in courts.

Chris Adams serves on the board of directors of the National Association of Criminal Defense Lawyers and teaches at the National Criminal Defense College. Prior to becoming a full-time

death penalty defender, Adams was a public defender in Charleston, South Carolina, for more than seven years.

Allen Andrews is an assistant defender at the Office of the State Appellate Defender, where he is a member of the Supreme Court Unit. He successfully argued the seminal case of *Morgan vs. Illinois* in 1994.

Jeanene Barrett joined CJCC in March 2008 as the center's mitigation specialist, having previously worked within the child welfare field for over 11 years. Barrett also is a criminal justice adjunct faculty member at Westwood College. She received her MA in social work from the University of Chicago School of Social Service Administration, MS degree in Human Services Administration from Spertus College, and a BS in criminal justice from Southern Illinois University.

Laura Dominiak is the vice president of litigation technologies at Legal Visual Services Inc., a visual communication company that helps attorneys manage their case evidence and present at mediation, arbitration or trial. Dominiak consults with law firms to design visual communication strategies and to implement effective courtroom presentation technologies.

Jeff Eno is an experienced mitigation specialist based in Wisconsin. He has assisted with numerous cases in both state and Federal court. Recently, he helped with the mitigation in the first death penalty case in Michigan in 60 years, resulting in a life sentence.

Andrea Lyon is a clinical professor of law and director of the DePaul University College of Law Center for Justice in Capital Cases. In 1976, she joined the Cook County Illinois Public Defender's Office. Her last position there was chief of the Homicide Task Force, a 22-lawyer unit representing persons accused of homicides. She has tried over 130 homicide cases, while at the Public Defender's Office and since. She has defended over 30 potential capital cases at the trial level and has taken 19 through penalty phase; she won all 19. In 1990, she founded the Illinois Capital Resource Center and served as its director until joining the University of Michigan Law School faculty as an assistant clinical professor in 1995. She also directs the Clarence Darrow Death Penalty Defense College at DePaul.

Stephen Richards, former deputy defender for the Office of the Illinois State Appellate Defender's Death Penalty Trial Assistance Division, received NLADA's Kutak-Dodds Price Award for Outstanding Service in Public Defense Work in 2003. Prior to becoming a deputy defender, Richards worked as an assistant public defender in Cook County, where he was instrumental in the establishment of First Defense Legal Aid, a nonprofit organization that sends pro bono attorneys to the aid of indigent suspects in police custody. Richards also chaired the Ad Hoc Committee for Mass Clemency and personally argued two of the clemency petitions before the Illinois Prisoner Review Board. Richards then led a team that represented the accused in the first Illinois capital trial held after clemency, winning a finding of ineligibility and saving the client's life.

Cynthia Roseberry, an experienced litigator in federal criminal defense and state felony defense, joined DePaul University College of Law in 2007 to teach the misdemeanor legal clinic. She is a member of the faculty of the Bill Daniel Trial Advocacy Program and the National Criminal Defense College. Roseberry also has taught for the State Bar of Georgia, the Georgia Indigent Defense Council, the Wisconsin Trial Skills Academy, National Association of Criminal Defense Lawyers, the Georgia Public Defenders Standards Council, the District of Columbia Public Defenders and the Rainbow/Push Coalition. She has trained lawyers in trial preparation, cross examination and improvisation for trial. Roseberry is a former vice president and current board member of the Georgia Association of Criminal Defense Lawyers and a founding board member of the Georgia Innocence Project, the Georgia version of a program co-founded by Barry Scheck and Peter Neufeld of Cardozo School of Law designed to assist prisoners who may be proven innocent through DNA testing. Roseberry also worked with inner city youth through her sponsorship of the Booker T. Washington High School mock trial team in Atlanta, Georgia. She earned her law degree from Georgia State University.

Dr. Marla Sandys received her Ph.D. in social psychology from the University of Kentucky. She is one of the original and continuing members of the consortium of researchers that comprise the Capital Jury Project (CJP), funded by The National Science Foundation. The primary focus of CJP's work is to understand, from the jurors themselves, why they voted for life or death and whether those decisions are in keeping with the law designed to guide juror decision making in capital cases. The more recent focus of the CJP is the role of jurors' race in the dynamics of jury deliberation. Sandys also works with colleagues at the law school in Indianapolis on the Indiana Innocence Project, which is designed to assist with the release of wrongfully convicted persons from prison. Sandys teaches courses and seminars on such topics as research methods, capital punishment, juries and innocence.

Richard Shaker works with Jeff Eno to construct demographic maps used for mitigation work in capital cases.

Mort Smith is the co-founder and associate director of the Criminal Defense Investigator Certification Program at DePaul University. Smith, a practicing Licensed Private Investigator, specializes in criminal defense and civil rights cases and consults attorneys and criminal defense investigators on matters concerning criminal cases. He is the primary instructor for the Criminal Defense Investigator Certification Program at DePaul and has lectured to different audiences on various subjects on criminal defense investigations. Smith is the former chief investigator of the Cook County Public Defenders Murder Task Force and the former chief investigator for the Illinois Capital Resource Center (now the Capital Litigation Division) of the Illinois Office of the State Appellate Defender.

Deja Vishny is a lifelong public defender, having practiced with the Milwaukee trial office of the Wisconsin State Public Defender for almost 29 years. She is the head of the office's Homicide Unit and a member of the team responsible for statewide training of both staff and panel lawyers. Vishny has been on the faculty of the National Criminal Defense College for 10 years. She has spoken at the NACDL and many other criminal defense associations and bar associations on how to defend false confession cases. She teaches trial advocacy an adjunct professor at Marquette University Law School.

Craig Washington earned his law degree from Texas Southern University Law School in 1969, graduating first in his class, with honors. Upon graduation from law school, Washington served Texas Southern University Law School as assistant dean and an assistant professor of law. In 1970, he left the university to enter private law practice. He was the founding partner of Washington & Randle (later Washington, Lampley, Evans & Braquet) in Houston. Washington is licensed to practice law before the Supreme Court of Texas; the United States District Courts of the Southern, Western, Eastern and Northern Districts of Texas; the United States Court of Appeals for the Fifth Circuit; and the United States Supreme Court. He currently has had eight cases before the Supreme Court. In 1985, the State Bar of Texas named him Outstanding Criminal Defense Lawyer of the Year.

Peter Wise is a criminal defense attorney in Springfield, Illinois, and is president of the Illinois Association of Criminal Defense Lawyers.