



AGENDA

Agenda subject to change

THURSDAY, JUNE 21, 2018

(6.75 CLE Credits including 1.5 Ethics CLE Credit)

2018 Indigent Defense Summer CLE

Thursday & Friday, June 21 & 22
Approved for 12.50 CLE Credits (ND)
Including 1.5 Ethics Credit

Seminar will be held at the
[Clarion Hotel & Convention Center](#) (Formerly the Holiday Inn Riverside)
2200 Burdick Expressway East
Minot, ND 58701
701-852-2504

AGENDA

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FRIDAY, JUNE 22, 2018

(5.75 CLE Credits)

- 8:00 - 8:25 **Continental Breakfast**
- 8:25 - 8:30 **Welcome**
H. Jean Delaney and Travis Finck
- 8:30 - 10:00 **Communicating Native Style**
Cheryl Kary
(1.5 Ethics Credits)
(EOB Credit will be applied for in MN)
- 10:00 - 10:15 **BREAK**
- 10:15 - 11:45 **What to look for in a K-9 Case**
Roy Engbretson
- 11:45 - 1:00 **LUNCH-on your own**
- 1:00 - 2:15 **Case Law update on Drug Dog Searches**
Mark Friese and Bruce Quick
- 2:15 - 3:15 **Supreme Court of North Dakota procedural updates**
Penny Miller and/or Petra Mandigo Hulm
- 3:15 - 3:30 **BREAK**
- 3:30 - 5:00 **Storytelling in Opening and Closings**
Andrea Lyon

- 8:00 - 8:30 **Continental Breakfast**
- 8:30 - 9:30 **Navigating a N.D. Mental Health case with your expert**
Shannon Weisz
- 9:30 - 10:15 **D.O.C.R. issues criminal defense attorneys need to know**
Pat Bohn
- 10:15 - 10:30 **BREAK**
- 10:30 - 11:30 **Annual Case Law Update**
Bruce Quick and Mark Friese
- 11:30 - 1:00 **LUNCH - on your own**
- 1:00 - 2:30 **Humanizing the inhumane and helping the jury understand your client**
Andrea Lyon
- 2:30 - 2:45 **BREAK**
- 2:45 - 4:15 **Ethics in Criminal Defense**
A Panel Discussion
- Mr. Ryan Heintz
Assistant Disciplinary Counsel
 - Mr. Nicholas Thornton
Attorney at Law
 - Mr. Jeff Nehring
Attorney at Law

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Patrick Bohn is Director of Parole and Probation Services for the North Dakota Department of Corrections and Rehabilitation. He has served in a number of capacities within the department since 1995. Prior to his employment with the department, he was employed as a correctional officer at the Grand Forks County Correctional Center. Pat is a licensed peace officer in North Dakota, a certified correctional officer and a certified Peace Officer and Standards Training instructor. He has a Bachelor of Science Degree in Social Work (1994) and a Master's Degree in Public Administration (2005) both from the University of North Dakota.

Roy Engebretson is the owner/head trainer of Midwest Canine Alternatives, and is the K9 Trainer for the McLean County Sheriff's Office. Mr. Engebretson is a USPCA Nationally Certified Trainer, and a MCA Certified Level III Master Trainer. During his 57 years of training dogs, he's trained 336 basic patrol dogs, 92 dual purpose/narcotic dogs, 273 narcotic cross trained dogs, 11 bomb dogs, 29 cadaver dogs, and 4 arson detection dogs. He has assisted numerous agencies in training and re-training their canine partners, and has given numerous demonstrations and spoken to numerous groups.

Mark A. Friese: lawyer.

Ryan A. Heintz is the Assistant Disciplinary Counsel for North Dakota. He is a 2011 graduate of the University of North Dakota School Of Law who joined the Office of Disciplinary Counsel in December 2015. Previously, he had been in private practice operating his own law firm in Bismarck, North Dakota focusing primarily on criminal defense. Heintz is also a graduate of North Dakota State University in Fargo, North Dakota with degrees in Psychology and Criminal Justice.

Petra H. Mandigo Hulm has served as Chief Deputy Clerk of the Supreme Court and Court of Appeals for the State of North Dakota since September 2010. She received her JD from Creighton School of Law in 2003. Following law school, she was a law clerk for North Dakota Supreme Court Justice Mary Muehlen Maring. Prior to joining the Court as Chief Deputy Clerk, she practiced law at Crowley Fleck, PLLP.

Cheryl Ann Kary (*Hunkuotawin*) is an enrolled member of the Standing Rock Sioux Tribe. She received her Bachelor of Science degree in Communications from the University of Mary, as well as Master's Degrees in Management and in Business Administration. She holds a Ph.D. in Communication & Public Discourse from the University of North Dakota.

In 2013, Kary was awarded a Bush Foundation fellowship under which she developed and conducted a survey of off-reservation American Indians in the Bismarck-Mandan area. This work helped her establish the Sacred Pipe Resource Center (SPRC), a non-profit organization serving the American Indian population in Bismarck-Mandan. Kary has previously served as the Curriculum Development Specialist at the Native American Training Institute, the Research Director at United Tribes Technical College, the Executive Director for the Standing Rock Sioux Tribe and a Grants Management Specialist at the N.D. Department of Health.

Kary currently serves as the Executive Director of the SPRC and of the Common Enterprise Development Corporation (CEDC) in Mandan, an economic/community and cooperative development center. She has worked in and with Tribal communities and populations for the majority of her career and, in addition to professional responsibilities, Kary advocates for Native people and Tribes in a variety of volunteer efforts. Kary was named an OTA Builder in 2014, recognized for seeking creative ways to build civic and community engagement for American Indians in the Bismarck-Mandan area. In 2016, she was recognized as a Leading Lady by the Center for Technology in Business and she received the North Dakota Human Rights Coalition's Arc of Justice Award for her work in civil and human rights. While she is an introvert by nature, Kary enjoys peopling in moderation. She is the mother of four children - Dalayne, Trevan, Tayson, and Tallon – and, in her spare time, she enjoys playing softball, going to movies, and reading.

Andrea Lyon was appointed as Dean of Valparaiso University Law School in July of 2014, and is a leader in curriculum reform and embracing diversity. Formerly, she was a Clinical Professor of Law, Associate Dean of Clinical Programs and Director of the Center for Justice in Capital Cases. Lyon received her undergraduate degree from Rutgers University and her law degree from Antioch School of Law. After graduation, she worked for the Cook County Public Defender's Office in the Felony Trial Division, Post-Conviction/Habeas Corpus Unit, Preliminary Hearing/First Municipal (misdemeanor) Unit and the Appeals Division. 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, both while in the Public Defender's Office and since. She has defended more than 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. A winner of the prestigious National Legal Aid and Defender Association's Reginald Heber Smith Award for Best Advocate for the Poor in the Country, she is a nationally recognized expert in the field of death penalty defense and a frequent continuing legal education teacher throughout the country. In January of 2015 she was awarded Operation Push's Rev. Dr. Martin Luther King, Jr. and President Lyndon B. Johnson Dream-Makers Award.

Penny Miller has served as Clerk of the Supreme Court and Court of Appeals for the State of North Dakota since July 1992. She received her JD from UND School of Law in 1985. She serves as Secretary of the Disciplinary Board of the Supreme Court of ND and Secretary -Treasurer of the ND State Board of Law Examiners. She has held leadership positions in the National Conference of Appellate Court Clerks and The Council of Bar Admission Administrators and remains actively involved in both organizations.

Jeff Nehring is the owner of the Nehring Law Office located in Williston. Jeff has been practicing for 21 years and focuses his practice on criminal defense. Recently he obtained a not guilty in a two-week double murder charge in Williams County. He is currently on the Board of Governors for the State Bar Board and the North Dakota Association of Criminal Defense Lawyers.

Jeff was born and raised in Williston. He earned BA in History from the University of North Dakota in 1993 and his J.D. from UND in 1996.

Bruce D. Quick concentrates his practice in criminal defense. He received his undergraduate degree from NDSU and graduated with distinction from UND Law School. Before joining the Vogel Firm, Bruce spent several years as a prosecutor in the State's Attorney's office, Cass County, North Dakota, and as First Assistant Attorney General in the North Dakota Attorney General's office. His experience includes numerous jury trials and appeals in state and federal courts. He teaches at NDSU, Concordia College and has taught criminal trial advocacy and criminal procedure at UND Law School.

Nick Thornton is an attorney with the Fremstad Law Firm. He has extensive experience in representing criminal defendants in North Dakota. He is the current president of the North Dakota Association of Criminal Defense Lawyers and the Cass County Bar Association.

Shannon Weisz, PsyD, LAC, is a licensed psychologist and addiction counselor at Chambers and Blohm Psychological Services, PC, which is a group private practice in Bismarck, ND. Dr. Weisz has been working in the mental health field since 2006 with focuses on forensic assessment, psychological testing, inpatient/outpatient treatment, groups, families, and court system. With dual credentials, he has been able to specialize in complex dual diagnosis treatment for individuals struggling with both mental health and substance abuse concerns. This also allows him to complete more comprehensive evaluations that may otherwise require multiple providers. Other areas of specialty include treating PTSD, mood and anxiety disorders, and behavioral issues through the implementation of cognitive-behavioral techniques. Additionally, he completes consultative services with the Department of Disability Determinations, the Office of Vocational Rehabilitation, as well as organizations for children such as Head Start, Child Protective Services, and foster care systems (e.g., PATH).

In terms of forensic work, Dr. Weisz is trained to complete criminal responsibility, competency, and psychosexual evaluations (e.g., recidivism concerns, registration, etc.). He has provided expert witness testimony at tribal, state, and federal levels with regard to clinical issues, treatment, and other matters. He received his doctorate from Minnesota School of Professional Psychology and received his master's degree from the University of North Dakota.

Registration

Registration fee includes course materials and continental breakfast. Advance registrations must be received by June 16, 2018. After that, attendees must register on site.

REGISTER ONLINE at www.sband.org

Please print

Attendee Name _____

Address _____

City _____ State _____

Zip _____ Telephone _____

____FREE for public defenders employed by the State of ND or the United States government, attorneys who have contracted with the Commission to provide indigent defense services and LSND staff attorneys.

____\$200 per person to attend either or both days, prior to June 16, 2017

____\$250 per person to attend either or both days, beginning June 17 (on site-registration only)

Enclosed is my check with the total amount of: \$ _____
(Please make checks payable to SBAND)

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SEMINAR MATERIALS

Materials will be emailed to all registrants. No hardcopies will be distributed. You must be in attendance and sign the registration sheet in order to receive CLE Credits.

THREE EASY WAYS TO REGISTER

1. ONLINE
WWW.SBAND.ORG
2. BY MAIL
P.O. Box 2136
Bismarck, ND 58502
3. BY FAX
701-224-1621

QUESTIONS

Call 1-800-472-2685 or 701-255-1404