

NHACDL's Fall 2018 CLE – October 19, 2018, 8:15 a.m., at the Holiday Inn, Concord, NH

Keeping Your Cool While Solving Big Problems

Richard Guerriero - "Updating Your Litigation Tool Box." Richard will provide a review and update on: (A) legal challenges relating to the role of reinvigorated common law property concepts, as described in Jones and Jardines, in Fourth Amendment challenges; (B) cell phone litigation in the wake of Riley, Carpenter, and other recent cases; and, (C) other developments in the law that may be useful to criminal defense counsel.

Richard is an attorney in private practice at Lothstein Guerriero, PLLC in Keene and Concord, NH. He has been an attorney for 33 years. Prior to entering private practice, he was the litigation director at the NH Public Defender for twelve years. Richard's practice focuses on criminal defense in state and federal court, both trials and appeals. Richard represents Cheshire County on the NH Bar's Board of Governors. He was recognized as a "Champion of Justice" by the NH Association of Criminal Defense Lawyers in 2005 and the Louisiana Association of Criminal Defense Lawyers in 1991. In 2007, Richard was selected as a fellow in the American College of Trial Lawyers. In 2009, he was a recipient of the NH Bar Foundation's Frank Rowe Kenison Award for community service. Richard has served on the board of directors of numerous nonprofit organizations and is currently on the board of directors of the NH Public Defender and the NH Disabilities Rights Center. Richard earned his law degree from Louisiana State University in 1984.

Mark Cornell – "Keeping Your Cool When the Heat is On YOU!" Mark will discuss how to cope with complaints made against you.

Mark is assistant general counsel in the NH Supreme Court Attorney Discipline Office. He attended the University of Arizona and the UNH School of Law. He was in private practice in New Hampshire for more than 20 years before joining the NH Supreme Court Attorney Discipline Office.

Sarah Landres – "Substance Abuse as a Legal Issue." Sarah will cover the major issues that arise when representing clients with substance use disorders. How to effectively advocate and strategize, from initial client meetings and bail hearings to treatment options in and out of the criminal justice system to trial strategy and sentencing.

Sara Landres has been a Public Defender in the Dover office since 2008. She also serves at the Vice-chair of board of directors for Hope on Haven Hill (residential treatment center for pregnant/parenting women w/SUD).

Mike Kennedy will discuss practical recommendations for maintaining a fulfilling career and will also present an interactive ethics segment.

Mike Kennedy has been Bar Counsel since 2012. In that role, he provides lawyers with guidance on the Rules of Professional Conduct, screens disciplinary complaints, and runs the Professional Responsibility Board's non-disciplinary dispute resolution program. From 2000-2012, Mike was Vermont's disciplinary prosecutor. Prior to that, he worked as an assistant attorney general.

Mike served for 10 years on the Vermont Bar Association's Board of Managers, including a term as Board President in 2016-17. He's also a former member of the Board of Bar Examiners.

In 2014, Mike retired after 15 seasons as the varsity boys' basketball coach at South Burlington High School. He's an avid runner who just completed his 20th marathon.

Mike graduated from South Burlington High School, UVM, and George Washington University Law School.

Christopher Johnson and Eric Wolpin – “Preservation and Other Pointers” Preparing for the G word. In addition to preservation, this talk will cover any recent decisions, new statutes, or upcoming hot issues.

Chris Johnson is the Chief Appellate Defender for the state of New Hampshire. He has also served as a professor at UNH Law and a staff attorney at the Southern Center for Human Rights in Atlanta, GA. There, Johnson represented people facing the death penalty in Georgia and Alabama.

Johnson is a member of the National Association of Criminal Defense Lawyers and the New Hampshire Association of Criminal Defense Lawyers. He has participated in the trial of capital cases in Georgia and Alabama; and has argued cases in the United States Courts of Appeals for the First and Eleventh Circuits, as well as in the appellate courts of Georgia, Alabama and New Hampshire.

In 2010, Johnson spent a semester on a Fulbright Fellowship in the law faculty at the University of Turku, in Finland. While there, he taught a course, conducted research on the Finnish criminal justice system, and gave lectures at the Supreme Court of Finland and at the University of Lapland.

Johnson is the author of several articles focusing on issues relating to the ethics and practice of criminal defense.

Eric Wolpin is currently an appellate attorney at the NHPD. Prior to joining the appellate defender, he was a staff attorney in the Laconia office of the NHPD from 2007-17. He attended law school at the University of Pennsylvania.

Buzz Scherr and Ashley Sheehan – “The New Bail Statute: How we got here and how to use it.” Buzz will cover the legislative and policy process that led to the new bail statute. Ashley will discuss how the statute is being implemented and strategies for using it to your client's advantage.

Albert “Buzz” Scherr is a professor at UNH School of Law. Buzz is a nationally recognized authority on forensic DNA evidence. Since 1990, he has served as the lead attorney in numerous pretrial hearings in homicide, robbery and sexual assault cases to determine the admissibility of forensic DNA evidence.

In addition to his work involving forensic DNA evidence, Professor Scherr has extensive experience as a trial and appellate lawyer for more than 20 years. He has handled over 40 homicide cases and has trial experience as a criminal defense lawyer in a wide variety of cases, including substantial Daubert and Frye litigation.

As a law professor, Professor Scherr teaches courses in criminal procedure, evidence, expert witnesses and scientific evidence, genetics and the law and trial advocacy. He also directs the Trial Advocacy Program at the University of New Hampshire School of Law. He has lectured to judges and lawyers on a variety of evidence issues.

Professor Scherr is chair and president of the New Hampshire Civil Liberties Union, and he is a member of the ACLU's national Board of Directors and chair of the Board's Patents and Civil Liberties Committee. He is also a member of the NHCLU's Board of Directors and its executive committee and is chair of NHCLU's Public Education Committee.

Ashley Sheehan has worked for NHPD for more than 10 years representing thousands of clients in all types of misdemeanor and felony level cases, including sex assaults and homicides. She practices in the Manchester Office so most days you will find her in the Hillsborough County Superior Court-North or the Manchester District Court. She attended UNH School of Law.