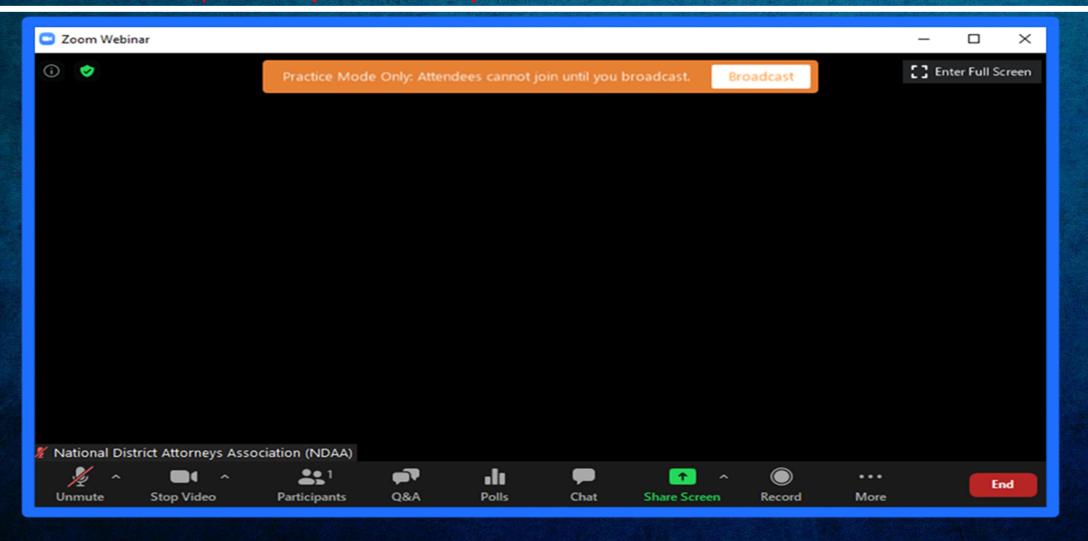
ASSOCIATION OF GOVERNMENT ATTORNEYS IN CAPITAL LITIGATION 41st ANNUAL CONFERENCE August 10-12, 2021



Jennifer Miller, President Criminal Appeals Division Chief Oklahoma Attorney General's Office Oklahoma City, OK

Housekeeping:

- * All attendee microphones have been muted.
- * If you would like to submit a question, please use the questions window.
- * Questions will be answered during the session and at the end of the session.
- * You may use the Chat feature for general comments.
- * How to end for breaks please exit your link and re-join 2-3 minutes before the next session





Additional Housekeeping

Course materials and other handouts will be distributed on the AGACL website. The website link and secure passcode will be distributed via the chat feature in this session.

When you click on the link it will take you to the website page with a listing of all each day of the conference and the events of the day. When you click on AGACL DAY 1, 2 and 3 - you will enter the passcode and receive the housekeeping Power Point. You can do this for each session to obtain the PPT for that session.

Any questions please email - Cindy Hodges AGACL@outlook.com





n Defenses Home The Conference V History Membership

AGACL Conference Day 3

Protecting & Preparing

Protecting & Preparing 2

Prevent Hung Juries

Attacks on DNA

Case Study-Tim Jones

Survey Day 3



CLE

- Please complete the evaluation survey -When you click on the survey you will receive a WORD document that you need to complete and email to Cindy Hodges - <u>AGACL@outlook.com</u> to obtain your CLE certificate.
- All attorneys are responsible for any fees associated with CLE filing.
- All Attorneys should contact your state bar for more information.
- Questions or additional information regarding CLE credit can be directed to - Cindy Hodges- AGACL@outlook.com



CLE VERIFICATION

- Some state bars require that a verification code be announced to attendees during live webinars. To secure compliance with these requirements the program director will announce a code word once during all presentations.
- A poll will go out to all attendees at the time this code is verbalized. You MUST respond to this prompt to document your training attendance.

Technical Assistance



https://ndaa.org/



National District Attorneys Association



Technical Assistance

The National District Attorneys Association provides technical assistance and resources for prosecutors and allied professionals.

REQUEST NOW

Technical Assistance



https://ndaa.org/resources/technical-assistance-request/



Home > Resources > TA Request

TA Request

The National District Attorneys Association provides technical assistance and resources for prosecutors and allied professionals. Please complete this form to request assistance.

Name *	
First	Last

Technical Assistance

AGACL

https://pe.nypti.org/wiki/Expert_Witnesses

Prosecutors' Encyclopedia

Analysis

<u>Research</u>

<u>Collaboration</u>



<u>For Assistance:</u> PE-Help@nypti.org

Join Today

All criminal prosecutors in the U.S. are encouraged to join.

Go to: MyProsecutor.com

- · Click "create an account".
- · Use your office email address.
- Complete the form and click the link in your e-mail to finish creating your account.
- Once approved, begin collaborating and contributing!

http://bit.do/PE-account

WHAT IS PE?

PE is a fusion of 21st Century technology and good, old-fashioned teamwork.

- It's a wiki so any prosecutor can contribute.
- You'll find expert information, outlines, commentary, training materials, and much more.
- Over 11,000 prosecutors are already members.

http://bit.do/PE-basics



Navigating and Searching
Prosecutors' Encyclopedia

CASE LAW LIBRARY

PE contains over 8 million pages of information. Case citations are automatically made into links that take you to full-text decisions.

PCE—POLICY LIBRARY

Prosecutors' Center for Excellence Policy Library contains helpful information on best practices and policy to help prosecutors research and develop positions on timely issues.

http://bit.do/Experts

SAVE THE DATE

On Site Training
Forensic Evidence Course
December 6-9, 2021
New Orleans, LA

NOTRICE AND SERVICE STREET, NO. 10 S. SOCIATION.

OMNI ROYAL ORLEANS 621 St. Louis Street New Orleans, LA 70130









SAVE THE DATE

On Site Training
Forensic Evidence Course
December 6-9, 2021
New Orleans, LA



Join us in New Orleans - and learn from seasoned prosecutors and scientific experts

Trace Evidence

DNA and Investigative Genetic Genealogy

Cross Examination of the DNA Expert

Preparing for and Overcoming Defense Expert Witnesses

Special Ethical Considerations

The Visual Trial- Using Technology to Present Persuasive Evidence

Digital Traces and Traditional Trace Evidence

Cybercrimes Investigation and Prosecution

Countering Attacks to Use of Litigation Technology

The Dark Web

Preparing and Presenting Firearm Evidence and the Ballistics Expert

Ghost Guns

Anticipating and Countering Post Crawford Challenges to Scientific Evidence

Digital Evidence: Understanding the Nuances of Search and Seizure, Discovery & Authentication

Body Worn Cameras

<u>cmosley@ndaajustice.org</u> A Limited Number of Tuition Scholarships available for NDAA Members !!! https://ndaa.org/scholarships/

ASSOCIATION OF GOVERNMENT ATTORNEYS IN CAPITAL LITIGATION 41st ANNUAL CONFERENCE

Agenda August 12, 2021





NOTE: Times are all Central Daylight Time THURSDAY, AUGUST 12, 2021

10:30 – 11:30 PREVENTING HUNG JURIES

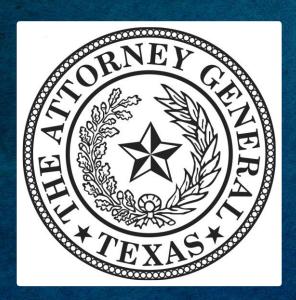
Bill Turner, Assistant Attorney General, Texas Attorney General's Office, Austin, Texas

- 12:00 1:30 NOVEL ATTACKS ON DNA EVIDENCE
 Rachel Singer, Chief, Forensic Science and Cold Case Unit, Kings County District Attorney's Office, Brooklyn,
 New York
- 1:45 2:45 ETHICS AND PROFESSIONALISM: Protecting and Preparing Your Capital Case Beth Burton, Deputy Attorney General, Georgia Attorney General's Office, Atlanta, Georgia Honorable Paige Reese Whitaker, Fulton County Superior Court, Atlanta, Georgia Shelia Ross, Director of Capital Litigation, Prosecuting Attorneys Council of Georgia, Atlanta, Georgia
- 3:00 4:45 CASE STUDY: TIMOTHY JONES
 Rick Hubbard, Solicitor, Eleventh Circuit Solicitor's Office, Lexington, South Carolina

PREVENTING HUNG JURIES 10:30 a.m. - 11:30 a.m.



Bill Turner, Assistant Attorney General, Texas Attorney General's Office, Austin, Texas



- Assistant Attorney General, Section Chief, Violent Crime and Major Offender
- A career prosecutor for over 35 years, Bill Turner has served as an Assistant District Attorney in Tarrant County and Brazos County, as well as the District Attorney in Brazos County. He has been with the Attorney General's office for 4 years.
- He serves on the State Bar of Texas Board of Disciplinary Appeals.
- He is a recipient of the Chris Marshal Distinguished Faculty Award from TDCAA and the Prosecutor of the Year Award from the State Bar of Texas.

Please exit your link and re-join 2-3 minutes before the next session





Break 11:30 a.m. – 12:00 p.m.

NOVEL ATTACKS ON DNA EVIDENCE 12:00 p.m. - 1:30 p.m.

AGACL

Rachel Singer, Chief, Forensic Science and Cold Case Unit, Kings County District Attorney's Office, Brooklyn, New York



- A prosecutor over 20 years.
- Began her career in the Bronx District Attorney's Office in the Child Abuse and Sex Crimes Bureau. In 2006 she began working on cold case sexual assault and homicide cases and eventually became the Director of DNA Prosecutions.
- May 2014, she transitioned to the Kings County District Attorney's Office in Brooklyn, New York. She is the Chief of the Forensic Science and Cold Case Unit and one of the Deputy Chiefs of the Trial Division overseeing all forensic trial issues.
- She has lectured on emerging forensic and legal issues for: New York State Prosecutors Training Institute, NYC Office of the Chief Medical Examiner, American Academy of Forensic Sciences and the New York City Police Department.
- Member American Academy of Forensic Sciences, Co-Chair of the Criminal Law section of the NYS Women's Bar Association, Co-Chair of the Forensic Science Committee for the District Attorneys Association of the State of New York, & a member of the DNA Advisory Committee for NDAA.



Please exit your link and re-join 2-3 minutes before the next



Beth Burton, Deputy Attorney General, Georgia Attorney General's Office, Atlanta, Georgia Honorable Paige Reese Whitaker, Fulton County Superior Court, Atlanta, Georgia Sheila Ross, Director of Capital Litigation, Prosecuting Attorneys Council of Georgia, Atlanta, Georgia

- Beth Burton serves as Deputy Attorney General and Director of the Criminal Justice
 Division, where she oversees the Capital Litigation Section, the Post-Conviction Section,
 and the Public Safety Section.
- Prior to that, she served as head of the Capital Litigation Section.
- Beth attended the University of Georgia for her undergraduate degree and then attended the Lumpkin School of Law at the University of Georgia where she earned her JD in 1992.
- She has litigated extensively in superior courts throughout the state, the Supreme Court of Georgia, all three federal district courts in Georgia, the 11th Circuit Court of Appeals and the United States Supreme Court. She has handled post-conviction litigation in death penalty and non-death penalty cases, appeals in murder cases, and criminal cases involving the state in the United States Supreme Court.
- Beth is a member of the AGACL Board and is a past president.



Beth Burton, Deputy Attorney General, Georgia Attorney General's Office, Atlanta, Georgia Honorable Paige Reese Whitaker, Fulton County Superior Court, Atlanta, Georgia Sheila Ross, Director of Capital Litigation, Prosecuting Attorneys Council of Georgia, Atlanta, Georgia

- Judge Paige Reese Whitaker serves as a Judge of the Superior Court of Fulton County. In this
 capacity she oversees felony criminal cases; civil cases, including contract and business disputes,
 malpractice, personal injury, and premises liability; title to land; equity matters, including TRO's;
 family cases; appeals from magistrate court and administrative agencies; and certificates of
 immediate review. She presides over jury trials, bench trials, and dispositive and evidentiary motions.
 She is also a Parental Accountability Court judge and a certified mediator/neutral.
- She is a former Deputy District Attorney in Fulton County, GA, and served in the GA Department of Law as a Senior Assistant Attorney General in the Criminal Justice Division and the Capital Litigation Section as well as an Assistant Attorney General in the Criminal Division.
- She is the recipient of numerous awards and honors including most recently the Leadership Award from the Georgia Association of Women Lawyers.
- She is a graduate of the College of Charleston, B.A. Political Science (*magna cum laude*) and Duke University School of Law, J.D.

Beth Burton, Deputy Attorney General, Georgia Attorney General's Office, Atlanta, Georgia Honorable Paige Reese Whitaker, Fulton County Superior Court, Atlanta, Georgia Sheila Ross, Director of Capital Litigation, Prosecuting Attorneys Council of Georgia, Atlanta, Georgia



SHEILA A. ROSS Prosecuting Attorneys' Council of Georgia

Pg1

- Director of Capital Litigation
- A career prosecutor, she previously served as :
 - Managing Attorney, Major Case Division, Fulton County District Attorney's Office in Atlanta,
 - Homicide prosecutor for the City and County of San Francisco's District Attorney's Office,
 - A prosecutor for the Fourth Judicial Circuit in Jacksonville, Florida.
- She is licensed to practice law in Georgia, California, and Florida.
- Current assignment- she assists prosecutors statewide with complex murder and death penalty prosecutions.
- She is a frequent instructor for law enforcement and prosecutors on murder, cold case, death penalty, complex DNA, jury composition, and legal insanity matters.



Beth Burton, Deputy Attorney General, Georgia Attorney General's Office, Atlanta, Georgia Honorable Paige Reese Whitaker, Fulton County Superior Court, Atlanta, Georgia Sheila Ross, Director of Capital Litigation, Prosecuting Attorneys Council of Georgia, Atlanta, Georgia

SHEILA A. ROSS

Pg 2

- Presently on loan to the Fulton County District Attorney and the Atlanta Police Department to assist the investigation in the reopening of the Atlanta Missing and Murdered Children Cases from the 1980s.
- Recognized by both the Georgia General Assembly and the Fulton County Board of Commissioners for her outstanding commitment to justice.
- The 2014 "Assistant District Attorney of the Year" by the District Attorneys'
 Association of Georgia and received the 2007 "Home Run Hitters Club"
 award from the NDAA.
- In 2004, Ross was tapped to form the state's first multi-agency cold case squad and served as the director of the Fulton County Multi-Agency Cold Case Squad for nearly a decade.
- A former adjunct professor of Trial Advocacy at Georgia State University's School of Law and Atlanta's John Marshall School of Law.
- Ross received her Bachelor of Arts in Journalism, *magna cum laude*, from Georgia State University in 1993; she received her Juris Doctorate, with distinction, from Emory University School of Law in 1996.



Stretch Break **2:45 p.m. - 3:00 p.m.**





Please exit your link and re-join 2-3 minutes before the next session

CASE STUDY: TIMOTHY JONES



Rick Hubbard, Solicitor, Eleventh Circuit Solicitor's Office, Lexington, South Carolina 3:00 p.m. - 4:45 p.m.



In November 2016, Rick Hubbard was elected Solicitor of the Eleventh Judicial Circuit and sworn into office on January 11, 2017, serving the citizens of Edgefield, Lexington, McCormick, and Saluda counties.

He is a graduate of Furman University and the University of South Carolina School of Law.

A career prosecutor for over 25 years, he began in the same office as an Assistant, served as a Senior Assistant and a Deputy Solicitor. As a Deputy Solicitor, he led the office in systematically reducing the docket by approximately sixty-four percent and established a Violent Crime Task Force that targeted the most violent criminals. He also served as Deputy Attorney General for the Criminal Division of the South Carolina Attorney General's Office.

Rick is a 2007 recipient of the Ernest F. Hollings Award for Excellence in State Prosecution. This is widely accepted as the state's highest award for a state prosecutor.

SAVE THE DATE

On Site Training
Forensic Evidence Course
December 6-9, 2021
New Orleans, LA

NOTRICE AND SERVICE STREET, NO. 10 S. SOCIATION.

OMNI ROYAL ORLEANS 621 St. Louis Street New Orleans, LA 70130









SAVE THE DATE

On Site Training
Forensic Evidence Course
December 6-9, 2021
New Orleans, LA



Join us in New Orleans - and learn from seasoned prosecutors and scientific experts

Trace Evidence

DNA and Investigative Genetic Genealogy

Cross Examination of the DNA Expert

Preparing for and Overcoming Defense Expert Witnesses

Special Ethical Considerations

The Visual Trial- Using Technology to Present Persuasive Evidence

Digital Traces and Traditional Trace Evidence

Cybercrimes Investigation and Prosecution

Countering Attacks to Use of Litigation Technology

The Dark Web

Preparing and Presenting Firearm Evidence and the Ballistics Expert

Ghost Guns

Anticipating and Countering Post Crawford Challenges to Scientific Evidence

Digital Evidence: Understanding the Nuances of Search and Seizure, Discovery & Authentication

Body Worn Cameras

cmosley@ndaajustice.org

A Limited Number of Tuition Scholarships available for NDAA Members!!!