

OUI Summit 2010

Cutting edge issues in prosecuting and defending OUI cases

Why attend?

Operating under the influence cases have remained high-stakes litigation, whether you are the defense counsel or the prosecutor assigned to the case. OUI cases have been at the forefront of developing case law, whether through source code challenges or creative defenses. In this full day seminar, MCLE has assembled panels of experienced OUI litigation experts, who analyze every aspect of prosecuting and defending these types of cases, from what is commonly encountered in an OUI case to creative defense arguments and prosecution rebuttal. Field sobriety testing, challenges to the source code, blood tests, proving prior offenses and collateral consequences are topics covered in group sessions. The summit also includes breakout sessions for cutting edge issues that allow prosecutors and defense counsel the opportunity to speak freely concerning the latest trial strategies and techniques that they are seeing in the courtroom. The *OUI Summit 2010* is designed to help you stay abreast of the latest developments in this important area of a criminal law practice.

High-Stakes Litigation

Faculty

George Hassett, Esq., Cochair, *Law Office of George Hassett, Boston*
 William J. Melkonian, Esq., Cochair, *Essex District Attorney's Office, Commonwealth of Massachusetts*
 James M. Milligan, Jr., Esq., Cochair, *Jones, Milligan & Geraghty, Norwell*
 Wesley Decker, *Focal Point Investigations LLC, Hampstead, NH*
 Ronald Edward DeRosa, Esq., *Essex District Attorney's Office, Commonwealth of Massachusetts*
 James Peter Geraghty, Esq., *Jones, Milligan & Geraghty, Norwell*
 John P. Jakobowski, Esq., *State Police Academy, Commonwealth of Massachusetts*
 Theodore M. Lothstein, Esq., *Lothstein Law Office PLLC, Concord, NH*
 Gregory D. Oberhauser, Esq., *Law Office of Gregory D. Oberhauser, Lowell*
 Michael Allard Patten, Esq., *Essex District Attorney's Office, Commonwealth of Massachusetts*
 Blake J. Rubin, Esq., *Worcester*
 Neil A. Scannell, Esq., *Registry of Motor Vehicles/Driver Control Unit, Commonwealth of Massachusetts*
 Casey E. Silvia, Esq., *Middlesex District Attorney's Office, Commonwealth of Massachusetts*
 Mark L. Stevens, Esq., *Law Office of Mark L. Stevens, Salem, NH*
 Lea Tatelman, Esq., *Motor Vehicle Homicide Task Force, Dedham District Court, Dedham*

Take this program and get this book—a \$195 value—FREE!



Trying OUI Cases in Massachusetts

Trying OUI Cases in Massachusetts gets you up to speed on the rapidly changing law regarding OUIs. With contributions from attorneys and judges involved in many different stages of the process, this practical and comprehensive manual will provide you with expert, balanced guidance on preparing for and trying OUI cases. In addition to the text, over 90 exhibits are included, such as sample motions, checklists, jury instructions, statutes, and breath test forms.

With MCLE's supplementation service, new supplements are mailed automatically with an invoice. If you do not wish to subscribe, please note on order form.

AGENDA

9:00 A.M. – 9:10 A.M.
Welcome and Introduction

9:10 A.M. – 10:00 A.M.
Field Sobriety Testing Part I: A Demonstration

10:00 A.M. – 10:15 A.M.
Networking Break

10:15 A.M. – 11:45 A.M.
Breakout Session I: (Choose One)

- ▶ **Prosecutor's Only Panel: Direct Exam of the People's Expert**
- ▶ **Defense Only Panel: Cross-Exam of the Police Officer**
- ▶ **Challenges to the Breathalyzer Source Code**

11:45 A.M. – 12:15 P.M.
Proving Prior Offenses

12:15 P.M. – 1:15 P.M.
Lunch (on your own)

1:15 P.M. – 2:45 P.M.

Breakout Session II: (Choose One)

- ▶ **Prosecutor's Only Panel: Countering Defense Challenges**
- ▶ **Defense Only Panel: Creative Challenges to the People's Case**
- ▶ **Challenges to Admissibility of Hospital Bloodtests: Hospital Draws and Gas Chromatograph**

2:45 P.M. – 3:00 P.M.
Networking Break

3:00 P.M. – 3:30 P.M.
Registry Issues and Collateral Consequences

3:30 P.M. – 5:30 P.M.
Field Sobriety Testing Part II: A Discussion

BOSTON

9:00 a.m. – 5:30 p.m.,
 Thursday, December 9, 2010
 MCLE Conference Center,
 10 Winter Place, via Winter Street
 Program No. 2110111P01