



**New Hampshire**  
**BAR ASSOCIATION**  
*Equal Justice Under Law*

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**RECEIVED**  
 JUL 10 2014

July 9, 2014

Theodore M. Lothstein  
 Lothstein Guerriero, PLLC  
 58 Pleasant Street  
 Concord, NH 03301

Dear Ted:

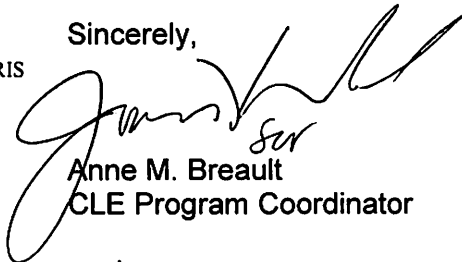
On behalf of the New Hampshire Bar Association Continuing Legal Education Program thank you very much for your important contribution as co-chair to the success of the "DWI Litigation: Keeping Pace with a Rapidly Changing Landscape" seminar held at the NH Bar Association Seminar Room, Concord, NH on Thursday, May 15, 2014.

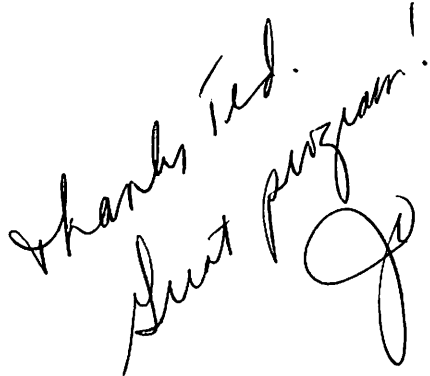
As you can see from the enclosed evaluation summary, the attendees rated the program format and content very highly.

Enclosed is a copy of your New Hampshire Faculty Teaching Credit form which you should file in your NHMCLE file at your office. We will be reporting these credits to NHMCLE for you. If you believe there is an error in the credits, please contact Cheryl Moore at (603) 715-3260 or e-mail [cmoore@nhbar.org](mailto:cmoore@nhbar.org).

We appreciate the time and effort you devoted to this program and your support of NHBA-CLE efforts.

Sincerely,

  
 Anne M. Breault  
 CLE Program Coordinator



enclosure

cc: Andrew R. Schulman, Program Co-Chair/CLE Committee Member  
 Joanne Hinnendael, Director of Continuing Legal Education

87 Pre registered  
83 Attendees  
51 Responses  
61% Response Rate

**NHBA•CLE Program Evaluation**  
**DWI Litigation:**  
*Keeping Pace with a Rapidly Changing Landscape*  
Thursday, May 15, 2014  
NH Bar Association Seminar Room, Concord, NH

I have practiced law:

Less than 3 years - 9    3-5 years - 7    6-15 years - 9    More than 15 years - 24

The number of attorneys in firm/office:

Solo - 20    Small Firm - 10    Medium Firm - 3    Large Firm - 1  
Corporate Counsel - 0    Public Sector - 18    Other - 2

- 1) Did the program deliver what was promised? ..... Yes - 49    No - 0
  - More than I expected.
- 2) Was the program timely and current? ..... Yes - 49    No - 0
  - Very much so.
  - Extremely prompt and timely organization.
- 3) Do the written materials appear to be useful as a post-program reference? ..... Yes - 50    No - 0
  - Thank you.
  - Yes, excellent reference.
- 4) Was the time allotted for this program appropriate and well managed? ..... Yes - 49    No - 1
  - You always need more time in these types of venues.
  - Extremely well managed.
  - Unusually so - well done.
  - Love Colleen, but too long. NHSP remarks seemed too basic.
- 5) Was there adequate opportunity for questions? ..... Yes - 33    No - 15
  - No but understandable due to the size of the audience.
  - Questions are usually a waste of time.
  - Asking out loud is better than writing them, and not enough time during all segments.
  - Could have used more time.
  - Very few questions were included. While the elimination of live questions may allow for more content to be presented, it makes the presentation somewhat boring.
  - Somewhat limited by format and program content.
  - I prefer only written questions being allowed. So much more effective and so much less annoying.
  - Tough to do, given time constraints.
- 6) Was the presentation format suitable to the content? ..... Yes - 47    No - 2
  - Very much so.
  - Needed more ability to ask questions from the floor.
  - Too much trouble with the PowerPoint.
- 7) Would you recommend this program to a colleague? ..... Yes - 47    No - 1
  - Absolutely. (2)
  - Only if they are new to DWI defense or prosecution down to the very basic nature of the course.

8) What did you like most about this program?

- Richard Samdperil's case law presentation was the best.
- Materials.
- The panel discussion.
- Every part of the program was great.
- Chris Casco's presentation was very useful and practical, as always. Ted did a great job chairing and on ethics.
- Well presented.
- Insight into cross-examination of officers through Mark Steven's presentation.
- Very thorough materials.
- Both prosecution and defense tips.
- Ethics and recent case review.
- Information on change in administrative hearings with interlock programs and IDCMP info.
- Very practical and up-to-date with many useful practice tips.
- Updated case law, cross-examination.
- Practical skills in the early afternoon.
- The presentation by Mark Stevens. (4)
- Practical, succinct.
- Presenters were people who were good to meet. Helpful contacts.
- Speakers were informative and remained on topic.
- Lothstein and Stevens. Samdperil made boring case law seem super exciting.
- Great introduction to NH DUI law. I practice in VT and plan to waive into NH. The laws are really different and this was a great crash course. Better than most VT CLEs.
- It was all very well presented – all areas were helpful.
- Breadth of topics covered.
- Addressed all new issues.
- Presentations were excellent.
- Timely, well-paced and thorough.
- Various perspectives.
- I thought the recent case law review was more specific and helpful.
- Variety of speakers from both prosecution and defense.
- Judge Carroll. You should have utilized his experience more – I'd go to any CLE he participated in.
- It ran on time. Faculty was very experienced in this area of law.
- Stevens/Lothstein. Casco is always helpful.
- Speakers and materials were interesting and poignant.
- Good materials and hypotheticals.
- Varied perspectives from defense, prosecution, administrative agency representatives, and bench.
- Written material is very useful, and updates are very current.
- Knowledge and experience of speakers.
- Broad spectrum of coverage – all aspects.

9) How can this program be improved?

- Cell phone service in room, (2) room is also hot and stuffy.
- Colleen Scarneo's presentation, while interesting, may serve a better purpose by focusing on one issue in her area and delving deeply into that.
- More time for questions, especially during ethics portion.
- Streamlining, adding mock trial.
- Less science.
- Keep the program to 6 credit hours. 6.75 is just too long.
- Maybe something for the newer lawyer.
- I am always interested in legal analysis through panel discussions. I would like to see an additional panel added/incorporated into the program.
- Perhaps a few judges on the panel for general questions and answers.
- Make the science part more interesting. Scarneo = snoozeville.
- More practical trial techniques.
- Give Robert Kelly more time to address complex issues.
- Maybe a "comedian" after lunch.
- I would like a DRE component or perhaps a separate session in the future.

- Would like more of a do's and don'ts listing.
- There is no reason we should have to listen to mic feedback for an entire presentation (i.e. Chris Casco). Get someone who knows what they're doing for tech issues. Mark Stevens is profoundly unprofessional in his presentation. I can tell him what both those words mean if he doesn't know.
- Ethics session was weak. Panelists didn't seem prepared.
- Having a pro-con/op-ed presentation with a defense counsel and prosecutor speaking together.
- Larger capacity facility.
- Some material was very basic. Could have been more in depth.
- Tough to improve, considering complexity of topic and time constraint.

10) On a scale from 1-6, how would you rate this program overall?

Poor			Excellent			
1	2	3	4	5	6	
0	0	0	1	20	11	5.31

**SPEAKERS**

Please evaluate the content and delivery of the presenters.

	Poor			Excellent			
	1	2	3	4	5	6	
■ Theodore M. Lothstein, Program Chair/CLE Committee Member	0	0	1	2	12	36	5.63
■ Andrew R. Schulman, Program Chair/CLE Committee Member	0	0	2	7	9	28	5.37
■ Aliza Anvari	0	1	8	14	10	14	4.60
■ Hon. James M. Carroll	0	0	6	6	19	17	4.98
■ Christopher B. Casco	0	0	2	5	14	29	5.40
■ Robert Kelley	0	0	0	7	11	25	5.42
■ Jean M. Reed	1	1	3	7	17	20	5.00
■ Todd R. Russell	0	0	1	5	14	22	5.36
■ Richard E. Samdperil	0	0	1	6	13	28	5.42
■ Colleen E. Scarneo	1	0	6	7	12	24	5.02
■ James A. Shepard	0	0	2	5	17	27	5.35
■ Mark L. Stevens	1	1	2	3	7	34	5.42

11) How did you find out about this program?

Bar News - 24                      Mailing from NHBA - 12                      Website - 12                      Colleague - 6  
 E-Mail - 11                      Other - 2

12) How do you generally earn your CLE credits?

NHBA•CLE live programs - 44                      Local/County Bar Association - 3  
 NHBA Online programs - 8                      In-House provider (i.e. law firm) - 0  
 NHBA Sections programs - 1                      Inns of Court - 1  
 National providers (i.e. NBI) - 1                      Other - 5

Please use the space below to list any ideas for future programs, including the names of potential faculty members that you may think appropriate. Other comments are welcome.

- A more how-to approach to DWI prosecution, specific to DWI instead of the basics of prosecution as presented by Jean Reed would be helpful.
- Trial presentation. Criminal plan negotiation.
- Thanks for including municipal prosecutors in the offering.
- How to better market your practice. How to get clients to pay their bills.