



**NATIONAL DEFENDER INVESTIGATOR ASSOCIATION
2019 REGIONAL CONFERENCE**



Memphis, TN
CLE approval 11.75 general hours, state of TN

“Everything Counts”

CONFERENCE AGENDA

4:00 pm – 6:00 pm		REGISTRATION	TUESDAY, September 3
8:00 am – 9:00 am		REGISTRATION and Coffee Bar	WEDNESDAY, September 4
9:00 am – 9:15 am		Welcome and Opening Remarks – Ballroom	
Matthew Whalen, NDIA President			
9:15 am – 10:45 am		PLENARY - Ballroom	
Exonerated			
Aaron Salter, Exonerree, Innocence Maintained (Nonprofit), Detroit, MI			
Aaron Salter was accused of murder after being falsely identified in August of 2003. Pair that with an ineffective counsel and a lack of original trial investigation, and Aaron was convicted in 2003 after a jury trial. Over the next 15 years, Aaron fought for his freedom, despite the appellate process failing him. In 2018, with the formation of the Wayne County Conviction Integrity Unit, and due to an extensive investigation on the case by the team put together by his new attorney, Aaron was released from prison on August 15, 2018.			
Aaron is teaching people on how to be better and not bitter, and started a nonprofit organization, Innocence Maintained (https://www.innocencemaintained.org/), to assist in the exoneration process of others and to support exonerated people with their reintroduction to society.			
10:45 am – 11:00 am		Networking Break, Exhibits	
11:00 am – 12:15 pm CONCURRENT SESSIONS			
<p align="center">Defending Our Defenders: The Military Criminal Justice System</p> <p align="center">Kevin Smith, Defense Investigator, Washington Navy Yard, DC Adams</p> <p>The discussion will center on the unique environment of the military criminal justice system and some of the obstacles that hinder how the defense work these cases, along with the differences between dealing with a military client versus a civilian.</p> <p>We will touch upon the roles of Defense Investigators within the Dept. of Defense and how the program evolved.</p>	<p align="center">Finding the Unfindable: Social Media and Online Investigative Techniques</p> <p align="center">Merrilea Place, Fact Investigator, Regional Public Defender for Capital Cases, Angleton, TX Beale</p> <p>Often times Investigators are presented with the problem of locating persons of interest with just a nickname and little to no other identifying information. This, compounded with office budgetary constraints that limit access to costly databases, can lead to an “unfindable” witness that may be the key to winning your case. This session demonstrates tips and tricks to circumvent these common issues, all with the use of social media and open source intelligence resources.</p> <p align="center">Repeat Session on September 5th, 2:45pm-4:00pm.</p>	<p align="center">Rookies: Investigation 101</p> <p align="center">Charles A. Brown, Investigator, Federal Defender Services of Eastern TN Inc., Knoxville, TN Chelsea</p> <p>A presentation geared toward newly hired Investigators. Information dedicated to creating acceptable investigative styles, providing adequate assistance for both the client and the attorney, and rapport building with the “Dark Side.” Presentation is broken down in 6 Stages: Initial Appearance, Client Background Investigation, Client Investigation and Culpability, Witness Investigation (Interview vs. Interrogation), Ethics, Memorandums and Reports.</p>	
12:15 pm – 1:15 pm		Lunch Break on Your Own	
1:15 pm – 2:30 pm CONCURRENT SESSIONS			
<p align="center">You Want Info, You Can’t Handle the Info: Military Discovery</p> <p align="center">Kevin Smith, Defense Investigator, Washington Navy Yard, DC Adams</p> <p>This presentation will outline some of the documentary discovery that may be expected in a military case. Additionally, we will look at what documents/forms can be requested and what information can be obtained from these sources. Attendees will be provided a reference list of DoD documents, names/titles, and related form numbers.</p>	<p align="center">Audio/Video Exhibits in Court/Body Worn Camera (Part 1) – Hands-On</p> <p align="center">Eric Hirst, Chief Information Officer, Public Defender for DC Matt Hanna, Supervisory Investigator, Public Defender Service for DC Beale</p> <p>This Hands-On, 2-Part Session will be taking you through a series of tools designed to assist you with audio/video editing to help your attorneys in court. This Session will show how to convert audio/video into usable formats for creating clips for courtroom presentation.</p> <p>Part of the discussion will include Body Worn Camera (BWC) footage, with an actual BWC on-site, and even how to create ‘subtitles’ within your audio/video clips.</p>	<p align="center">The Challenges and Ethics of Investigating Intimate Partner Violence (Part I)</p> <p align="center">Bruni Marrero, Trainer of Investigator/Paralegal Staff, Legal Aid Society, New York, NY Chelsea</p> <p>We will explore the many defenses in domestic or intimate violence that we see in our cases from an accidental, false accusations, lack of intent, self-defense and defense of others, diminished capacity, intoxication, alibi, necessity, and a parent’s right to discipline a child – to name a few. Who witnessed the incident? Was it intentional? Are the witnesses credible? Injuries? Who called 911? Social media evidence? Were the parties consuming alcohol and/or drugs? Severe mental health issues during the incident? Who started the conflict and why? Was the issue about the discipline of the child, and not assault? What if the client shows up in the middle of the interview? Is the investigator a witness to the violation of an order of protection? The answers to these questions and more could provide you with the foundation for the best defense for client.</p>	
2:30 pm – 2:45 pm		Networking Break, Exhibits	
2:45 pm – 4:00 pm CONCURRENT SESSIONS			
<p align="center">Title TBD</p> <p align="center">Name, Position, Office, City/State Adams</p> <p>Session Description.</p>	<p align="center">Audio/Video Exhibits in Court/Body Worn Camera (Part 2) – Hands-On</p> <p align="center">Eric Hirst, Chief Information Officer, Public Defender for DC Matt Hanna, Supervisory Investigator, Public Defender Service for DC Beale</p> <p align="center">Continuation of Part I Session.</p>	<p align="center">The Challenges and Ethics of Investigating Intimate Partner Violence (Part II)</p> <p align="center">Bruni Marrero, Trainer of Investigator/Paralegal Staff, Legal Aid Society, New York, NY Chelsea</p> <p align="center">Continuation of Part I Session.</p>	
4:00 pm – 4:15 pm		Networking Break, Exhibits	
4:15 pm – 5:30 pm		PLENARY - Ballroom	
Not in Our Name: Abolishing the Death Penalty in New Hampshire			
Elizabeth & Renny Cushing, NH Public Defender, NH State Legislator, NH			
On May 30, 2019, New Hampshire became the 21 st state to ban capital punishment when the legislature overrode a gubernatorial veto and voted to repeal the death penalty. Representative Renny Cushing –a nationally recognized advocate for victims of crime victims and for human rights – was the prime sponsor of the repeal legislation and a leader of the decades long “anti-gallows” struggle in the Granite State. Cushing’s father and brother-in-law were both murdered, and those painful experiences provide a frame for his work as a death penalty opponent. Elizabeth Cushing grew up in the echoes of her grandfather’s murder, as well as the murder of her uncle in her early adulthood. She used these life experiences as motivation in her work as a criminal defense investigator in the state of New Hampshire, as well as her life-long work towards death penalty abolition. They will share some personal insights and lessons learned from the success of the New Hampshire repeal effort and prospects for similar victories in other states.			
Networking Reception – Location TBD – 5:30 pm – 7:00 pm			



**NATIONAL DEFENDER INVESTIGATOR ASSOCIATION
2019 REGIONAL CONFERENCE
Memphis, TN**



“Everything Counts”

CONFERENCE AGENDA

8:00 am – 9:00 am			Coffee Bar	THURSDAY, September 5
9:00 am – 9:15 am				
Opening Remarks – Ballroom				
Matthew Whalen, NDIA President				
9:15 am – 10:45 am				
PLENARY - Ballroom				
Optimal Results Using a Team Approach				
Rachael Geiser, Investigator, Major Cases Team, Law Offices of The Shelby County Public Defender, Memphis, TN				
Glori Shettles, Mitigation Specialist, Major Cases Team, Law Offices of The Shelby County Public Defender, Memphis, TN				
This Session will discuss the many facets of a team; its members and how they effectively work together on both capital and non-capital murder cases. Rachel and Glori will demonstrate the importance of beginning both fact and mitigation investigations from the moment the attorneys are appointed. Rachel and Glori will additionally show how those investigations work parallel and almost always intertwine to prepare for trial and/or assist in negotiations.				
<i>“Coming together is a beginning, staying together is progress, and working together is success.” – Henry Ford</i>				
10:45 am – 11:00 am				
Networking Break, Exhibits				
11:00 am – 12:15 pm				
CONCURRENT SESSIONS				
<p>Understanding Clients: Talking To, Not At Charles A. Brown, Investigator, Federal Defender Services of Eastern TN Inc., Knoxville, TN Trevon Palmer, Investigative Specialist, Public Defender for DC Adams</p> <p>Ever witnessed a disconnection between a client and the attorney or investigator? This Session covers the importance of the give and take communication between Attorneys, Investigators, and Client(s). Defining talking “to” versus talking “at” our client(s). To better serve our client(s), we must first understand them and establish trust. It is within this realm of communication that Investigators should be the liaison, to bridge this communication.</p>	<p>Homicide Investigations (Part I) Gary Griffin, Investigator, Tupelo, MS Beale</p> <p>This two-part Session will cover the ABCs of what to do and what not to do during homicide case investigations, from A (Arrival at the Crime Scene), B (Basic Crime Scene Security, to C (Conclusion).</p> <p>The speaker will go over the procedures that should be followed in order to ensure a complete, factual homicide investigation. This Session is a great tool for both beginning and seasoned Investigators.</p>	<p>Testifying (Part I) Scott Jones, Senior Assistant Public Defender, Office of the Public Defender, New Haven Judicial District, New Haven, CT Matt Whalen, Investigator, Office of the Public Defender, New Haven Judicial District, CT Chelsea</p> <p>This Session will cover the reasons why Investigators testify, what hearing(s)/when do Investigator testify, what to wear to court for testimony, testimony preparation, demeanor on the stand, and everything in between.</p> <p>Come hear from this Attorney-Investigator duo about the ins and outs of testifying, including role playing with mock direct examinations and mock cross examinations contained in this two-part Session.</p>		
12:15 pm – 1:15 pm				
Lunch Break				
1:15 pm – 2:30 pm				
CONCURRENT SESSIONS				
<p>The Forensic Engineering Analysis of Surveillance Video: Real-World Examples Robert Lynch, Principal Collision Reconstruction Engineer, DJS Associates, Abington, PA Adams</p> <p>This presentation will systematically review the data required to complete a proper three-dimensional analysis; the sources of the data; the manner in which the data needs to be collected and processed; the required software; the expected accuracy level of the analysis; and how the results of the analysis can be presented to the trier of fact.</p> <p>Attendees will learn how the video is “corrected” to remove the curvature from the lens; how the video is camera matched within an accurate, three-dimensional environment; how objects within the video are “tracked” within the environment; and how the combination of these processes combine to create an accurate, three-dimensional environment illustrating the movements defined in the video from which speeds, spatial relationships and sight distances can be evaluated.</p>	<p>Homicide Investigations (Part II) Gary Griffin, Investigator, Tupelo, MS Beale</p> <p>Continuation of Part I Session.</p>	<p>Testifying (Part II) Scott Jones, Senior Assistant Public Defender, Office of the Public Defender, New Haven Judicial District, New Haven, CT Matt Whalen, Investigator, Office of the Public Defender, New Haven Judicial District, New Haven, CT Chelsea</p> <p>Continuation of Part I Session.</p>		
2:30 pm – 2:45 pm				
Networking Break, Exhibits				
2:45 pm – 4:00 pm				
CONCURRENT SESSIONS				
<p>What Your Vehicle is Telling You: EDRs, Telematics and Infotainment R. Scott King, Principal Automotive/Mechanical Engineer, DJS Associates, Abington, PA Adams</p> <p>This seminar will provide the attendee with an understanding of the history/progression of event data in vehicles; the newest type of information that could be accessible; how to properly collect the data; and the engineering foundation upon which the data should be analyzed and utilized. The newest forms of event data including Telematics and Infotainment will be discussed along with lesser known, but potentially just as important, other sources of data.</p>	<p>Finding the Unfindable: Social Media and Online Investigative Techniques Merrilea Place, Fact Investigator, Regional Public Defender for Capital Cases, Angleton, TX Beale</p> <p>Often times Investigators are presented with the problem of locating persons of interest with just a nickname and little to no other identifying information. This, compounded with office budgetary constraints that limit access to costly databases, can lead to an “unfindable” witness that may be the key to winning your case. This session demonstrates tips and tricks to circumvent these common issues, all with the use of social media and open source intelligence resources.</p> <p>This is a Repeat Session from September 4th.</p>	<p>Metadata in Social Media, Photos & Beyond Eric Hirst, Chief Information Officer, Public Defender for DC Matt Hanna, Supervisory Investigator, Public Defender Service for DC Chelsea</p> <p>What is Metadata? How does it impact your cases? In this Session, you will receive a general overview of the different types of metadata used in documents, emails and (some) social media. More importantly, how to extract metadata from photos and videos from cell phones and then plot them on a map with just a few clicks.</p>		
4:00 pm – 4:15 pm				
Networking Break, Exhibits				
4:15 pm – 5:30 pm				
CONFERENCE CLOSING SESSION - Ballroom				
NDIA Moving Ahead				
Multiple Speakers, NDIA Committee/Board Members				
<p>OPEN FORUM SESSION: Stop by the last Session and participate in an open forum with any NDIA Committee/Board Members that will be in Memphis to discuss what you would like to see from NDIA moving forward – whether it be membership, conference topics, future trainings, the website, the newsletter, etc. We want to hear from our members as you are NDIA’s greatest asset. Attendees may (no promises!) even hear from Beverly Davidson as a part of the group – as her dedication and contributions to NDIA will be missed.</p>				