

NYSACDL

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NEW YORK STATE ASSOCIATION OF CRIMINAL DEFENSE LAWYERS

PRESENTS

***WAYNE COUNTY DWI UPDATE 2010 – EFFECTIVE REPRESENTATION AND
SUCCESSFUL DEFENSES***

FEATURING

4 CLE CREDIT HOURS OF SKILLS

FRIDAY JUNE 11, 2010

WAYNE COUNTY COURTHOUSE

26 COURT STREET LYONS, NEW YORK

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NEW YORK STATE ASSOCIATION OF CRIMINAL DEFENSE LAWYERS

Presents

DWI UPDATE – EFFECTIVE REPRESENTATION AND SUCCESSFUL DEFENSES

FRIDAY, JUNE 11, 2010

9:00 – 1:00

WAYNE COUNTY COURTHOUSE

26 COURT STREET LYONS, NEW YORK

PROGRAM AGENDA

AGENDA

8:30 -9:00 a.m. REGISTRATION

9:00 - 9:50 Successful Defenses and Recent Legislation, Glenn Edward Murray, Esq.

10:00 - 10:50 *Ingle/Rose* Stop Issues, Michael Mohun, Esq.

10:50 -11:10 BREAK

11:10 -12:00 *Crawford/Melendez-Diaz* Issues in DWI Cases, Donald Rehkopf, Jr., Esq.

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DUI Offenses, Licenses, Suspensions and Revocations

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Leander's Law Memo Nassau County District Attorney

Murray's WNY DWI Newsletter September 3, 2009

Murray's WNY DWI Newsletter September 9, 2009

Murray's WNY DWI Newsletter October 7, 2009

Murray's WNY DWI Newsletter November 17, 2009

Murray's WNY DWI Newsletter December 25, 2009

Murray's WNY DWI Newsletter February 7, 2010

Ingle/Rose Stop Issues Presented by Michael Mohun, Esq.

Vehicle Stop Issues: Probable Cause to Believe the Driver has Committed A Traffic Violation

Crawford/Melendez-Diaz Issues in DWI Cases Presented by Donald Rehkopf, Jr., Esq.

The "New" ABC's: A Defense Primer on Alcohol, Breath and Confrontation After Melendez-Diaz

Challenging a Blood Test in DWI Cases Presented by Eric Sills, Esq

FACULTY

MICHAEL MOHUN, ESQ., is a sole practitioner whose practice is limited to criminal defense and representation of judges before the Commission on Judicial Conduct. For eight years, he served as Bennington Town Justice. Mr. Mohun was appointed to serve the towns of Perry and Warsaw as acting Justice. He instructs Town and Village Justices through the Office of Court Administration's continuing legal education program. Currently, he is the Chairman of the Eighth Judicial District Attorney Grievance Committee. He serves on the Executive Committee of the Criminal Law Section and on the Special Committee for Judicial Discipline of the New York State Bar Association. Mr. Mohun is a Director of NYSACDL.

GLENN EDWARD MURRAY, Esq. is a former JAG attorney in the 82d Airborne Division; for over 25 years a criminal defense attorney in Buffalo, New York; from 1993-1994, an Adjunct Professor of American Constitutional Law at Canisius College, Buffalo, N.Y. (Evening Division); from 1992 to 2002, he served as Village Prosecutor - Village of Williamsville, NY. In addition to authoring 3 books and publishing numerous articles on criminal law, Mr. Murray publishes Murray's WNYDWI Newsletter. A frequent lecturer on DWI and criminal law for various bar associations and the Office of Court Administration, he is a member of the National College for DUI Defense, and is a Director of the New York State Association of Criminal Defense Lawyers and a member of its CLE Committee.

DONALD G. REHKOPF, JR., Esq. is associated with Brenna, Brenna & Boyce, PLLC in Rochester, NY where he concentrates on criminal defense and military law. From 1981-85, Mr. Rehkopf was in private practice in Frankfurt am Main, Germany, where his practice was limited to defending U.S. military personnel before courts-martial and administrative proceedings. From 1985-96, he was a staff attorney in the Violent Felony Offender section of the Monroe County Public Defenders Office in Rochester concentrating in complex forensic science and medical issues affecting those accused of serious crimes. Mr. Rehkopf is a frequent lecturer on military justice, criminal law, criminal trial techniques, and professional ethics. He is admitted to practice before the U.S. Supreme Court, the U.S. Court of Appeals for the Armed Forces, and in New York State. He has tried over 225 cases to a verdict and argued countless appeals. He is Co-Chair of the Military Law Committee of the NACDL and a former Vice-President and current Director of NYSACDL. He was an amicus curiae party as one of the "Experts of the Law of War" at the Supreme Court in *Hamdi v. Rumsfeld*, 124 S.Ct. 2633 (2004), while simultaneously representing another amicus curiae, People to Enforce the Geneva Conventions, in that case.

ERIC SILLS, Esq. Eric H. Sills is a criminal defense attorney in Albany, New York, whose practice focuses on DWI defense. He is a partner in the law firm of Gerstenzang, O'Hern, Hickey, Sills & Gerstenzang and, together with Peter Gerstenzang, is the co-author of the book *Handling the DWI Case in New York*. Eric is one of only three lawyers in New York State who have been Board Certified as specialists in DUI Defense Law by the National College for DUI Defense (NCDD). The NCDD is the only organization accredited by the American Bar Association to certify attorneys as specialists in DUI law.** He is also a member of the National Association of Criminal Defense Lawyers DUI Committee, and is a member of the Committee on Character and Fitness for the Third Judicial District. Mr. Sills is a 1992 graduate of Boston College Law School, where he served as a Production Editor on the Boston College Environmental Affairs Law Review.

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