



**Nebraska County Attorneys Association Fall Conference**

**October 9-11, 2019**

**Embassy Suites Omaha-La Vista Hotel & Conference Center, 12520 Westport Parkway, La Vista, NE 68128**

**Meeting Location: Windsor I-III – Unless otherwise noted.**

**Wifi: NSBA2019**

**Password: 1234**

**NECAA | NE MCLE: #183012 (15.5 Hours –Including 2.5 CAC)**

**NSBA | NE MCLE: # 178809 (4.5 Ethics | Professional Development Hours)**

**IOWA MCLE: #33178**

**Wednesday, October 9 MCLE Hours: 8.25 (Including 2.5 Hrs CAC)**

**7:50 – 8:00 AM**

**Welcome | Introductions | Announcements** – James D. Smith, President, Nebraska County Attorneys Association, *Solicitor General Attorney for the Nebraska Attorney General’s Office*

**8:00 – 12:00 PM**

**Break 10:00 – 10:15 AM**

**Trial Advocacy (3.75)**

**Douglas County Attorney’s Office**

Voir Dire Selection: Molly Keane | Tressa Alioth

SANE Direct: Molly Keane | Beth Beninato

Forensic Interview Direct: Molly Keane

Ballistic Direct: Nissa Jones | Tressa Alioth

**12:00 – 1:00 PM Lunch On Your Own**

**12:00 – 1:00 PM NECAA Legislative Review | Location: Windsor IV**

**1:00 – 3:00 PM**

**Investigations and Prosecutions Using Social Media Applications (2.0)**

This presentation will focus on strategies and best practices in using social media applications to investigate and prosecute crimes of domestic violence and sexual assault.

**Presenters:** Wade Wilson, Task Force Investigator, Grand Island Police Department, Homeland Security and George C. Welch, Assistant Attorney General, Nebraska Attorney General’s Office

**3:00 – 5:30 PM**

**Working Effectively with Multidisciplinary Teams (2.5 CAC)**

Presenter is a former prosecutor that will provide thorough and effective advanced training for County Attorneys collaborating and working with their MDT members.

**Presenter:** Michael Valentine, Senior Attorney for APA's Child Abuse Prosecution Project  
Sponsored by Nebraska Alliance of Child Advocacy Centers

**Thursday, October 10 NECAA: 3.25 + NSBA: 4.50 ETHICS = MCLE Hours 7.75**

**7:55 – 8:00 AM**

**Welcome | Introductions | Announcements** – James D. Smith, President, Nebraska County Attorneys Association, *Solicitor General Attorney for the Nebraska Attorney General's Office*

**8:00 – 10:00 AM**

**Substance Use Disorders in the Juvenile Justice System: An Overview for Prosecutors (2.0)**

By understanding the importance of prevention, early intervention and recovery support, we can have a positive effect on both public safety and the lives of those involved in the justice system.

**Presenter:** Susan Broderick, J.D. Founder and CEO, Building Bridges to Recovery  
Supported by subgrant no.18-JJ-0001 awarded by the Nebraska Crime Commission and points of views or opinions are those of the author and do not necessarily represent the official position of the Commission or the Department of Justice.

**10:00 AM – 12:00 PM**

**NLAP Ethics Program: Stress Management for Lawyers (2.0 NSBA Ethics) Location: Windsor V**

This program will provide participants with the opportunity to be proactive about their mental health and stress management. Participants will learn about effective stress management tools that can be incorporated into their everyday lives. The program will examine how lawyers can improve their skills in the areas of distress tolerance (stress management), interpersonal relationships, mindfulness, and emotion regulation.

**Presenters:** Chris Aupperle, Nebraska Lawyers Assistance Program, *Director*; Ryan Evans, licensed independent mental health practitioner, and a licensed drug and alcohol counselor.  
**Sponsored by the Nebraska State Bar Association.**

**12:00 – 1:00 PM Lunch On Your Own**

**1:00 – 1:30 PM NECAA Membership Meeting**

**1:30 – 2:00 PM**

**DUI Court: What to Expect (.50)**

**Presenter:** Pat Condon, Lancaster County Attorney

**2:00 – 2:45 PM**

**Legislation Update – (.75)**

Meet members of the NECAA lobbying team [Zulkoski Weber](#). Discussion and review of proposals for the second session of the 106<sup>th</sup> Legislative Session affecting County Attorneys and issues of interest.

**Legislative Co-Chairs:** Lynelle Homolka, Merrick County Attorney; Bruce Prenda, Chief Deputy Lancaster County Attorney; Jeffrey Lux, Deputy Douglas County Attorney  
Katie Zulkoski, NECAA Lobbyist, [Zulkoski Weber](#)

**3:00 – 5:30 pm**

**General Session: The Defamation Experience (2.5 NSBA Ethics) Location: Windsor V**  
**Sponsored by Mercer | Nebraska State Bar Association**

*Todd Logan, Playright, Producer, Kimm Beavers, Managing Producer*  
*Six actors and a facilitator*

When race, class, religion, and gender collide, especially in the legal profession, a conversation begins. The Defamation Experience is a diversity program which begins with a riveting courtroom drama that explores the highly charged issues of race, class, religion, gender, and the law with a twist: the audience is the jury. Combined with audience deliberation and a facilitated discussion, The Defamation Experience is a unique opportunity for lawyers to engage in civil discourse about the most pressing social issues that impact our legal system today.

**The Play:** Defamation is a courtroom drama. The premise is a civil suit: Ms. Wade, an African-American business owner, is suing Mr. Golden, a Jewish real estate developer, for defamation. What follows is a 75-minute trial that “holds our prejudices and assumptions under a powerful lens, and does not let go except by way of an unsettling self-examination.”

**The Deliberation:** After the most dramatic testimony, the judge tells the audience it is going to be the jury. A first poll is taken. The choices are for the plaintiff, the defendant, or undecided. The tally is announced. Then for 15 minutes, the judge leads the deliberation. Jurors stand to explain and advocate their reasons for their vote. When consensus of views has been heard, the judge polls the audience again with only the option to vote for either the plaintiff or the defendant, and the final vote decides the outcome of the trial.

**The Post Show Discussion:** Immediately following the trial, a seasoned facilitator steps forward and facilitates a post-show discussion. The purpose is not to re-litigate the case but to offer an opportunity for a safe, open, honest, and meaningful conversation about race, class, religion, gender, and the law.

**Friday, October 11 MCLE Hours: 4.0**

**7:55 AM Welcome | Introductions | Announcements** – James D. Smith, President, Nebraska County Attorneys Association, *Solicitor General Attorney for the Nebraska Attorney General's Office*

**8:00 – 10:00 AM**

**Intro to Probabilistic Genotyping & Likelihood Ratios Using SRTmix (2.0)**

Learn about the latest technology used in your DNA case. The NSP Crime Lab has implemented a soft-ware program called STRmix. This new software changes the way we interpret DNA mixtures, apply statistics, and report the results. You will want to understand STRmix and Likelihood Ratios before heading in to the court room.

**Presenter:** Jason L. Linder, MFS, F-ABC, Forensic Lab Manager, DNA Technical Leader | Crime Laboratory Division, Nebraska State Patrol

**10:00 – 10:30 AM**

**Data-Driven Responses to Prescription Drug Abuse: An Overview of Opioid and Other Drug Use in Nebraska (.5)**

This presentation will cover drug overdose health burden in Nebraska, as well as current and future programs being coordinated at the state level to respond to drug/substance use and abuse. Particular attention will be paid to the Comprehensive Opioid Abuse Program (COAP), an overdose surveillance program housed in the Department of Health and Human Services' (DHHS) Division of Public Health and made possible by a grant from the Department of Justice Bureau of Justice Affairs. Within COAP, county attorneys play a role by participating in the Post-Mortem Toxicology Testing Program, a DHHS-level initiative to cover toxicology testing fees for drug-suspected deaths of any sort at no cost to the county.

**Presenter:** Jonathan Figliomeni | DHHS Program Coordinator, PUBLIC HEALTH, Nebraska Department of Health and Human Services

**10:30 – 11:00 AM**

**Nebraska Supreme Court Update (.5)**

Supreme Court updates regarding e-filing, record sealing and important juvenile court information.

**Presenters:** Jeanne Brandner Deputy Probation Administrator; Nebraska Supreme Court; Sherri Dennis, Business Analyst Supervisor, Nebraska Supreme Court

**11:00 AM – 12:00 PM**

**ERO 101 (1.0)**

Overview of ICE's immigration law enforcement functions. ICE-ERO's mission is to identify, arrest, and remove aliens who present a danger to national security or are a risk to public safety, as well as those who enter the United States illegally or otherwise undermine the integrity of our immigration laws and our border control efforts.

***Presenters:*** Keone Feliciano, Deportation Officer U.S. Immigration & Customs Enforcement;  
Tony Gayden, Deportation Officer, U.S. Immigration & Customs Enforcement

**12:00 PM Adjourn – James Smith**