

# National Association of Police Organizations 2018 LEGAL SEMINAR

Please join the National Association of Police Organizations at our Annual Legal Seminar: The Aftermath of *Janus* and Other Current Issues for Attorneys, November 14 – 16, 2018 at Caesars Palace Hotel & Casino in Las Vegas, Nevada. The perfect seminar for those representing Public Safety Employees and Associations.

**Earn 12.5 Hours of CLE Credits Including 2 Hours of Ethics**

**This year the legal seminar will put the spotlight on key issues including:**

- Recap of the *Janus* Supreme Court Decision
- The Legal Duty of Fair Representation
- Representing Officers in Critical Incidents
- Expert Testimony in Use of Force Cases
- Jury Selection & Social Media

The seminar will also feature a two-hour legal ethics section led by national ethics expert, Professor Larry J. Cohen. In a change from many ethics courses, Professor Cohen will feature real-life ethical scenarios that are encountered by public safety labor attorneys.



Register today to ensure your spot at this informative seminar. Please contact Elizabeth Loranger at 703-549-0775 or [eloranger@napo.org](mailto:eloranger@napo.org) with any questions.

## Registration Form

**Earn 12.5 hours of CLE credits including 2 hours of Ethics!**

### 1. Registrant Information

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Organization: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_

State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Email: \_\_\_\_\_

**2. Attendees...** Please provide names for individuals as they should appear on name badge.

Name: \_\_\_\_\_

Seminar  Roundtable Lunch  CLE Credit (State: \_\_\_\_\_)

Name: \_\_\_\_\_

Seminar  Roundtable Lunch  CLE Credit (State: \_\_\_\_\_)

Name: \_\_\_\_\_

Seminar  Roundtable Lunch  CLE Credit (State: \_\_\_\_\_)

### 3. Registration Fees...

Legal Seminar Fee \$545 \_\_\_\_\_

Roundtable Discussion/Luncheon \$100 \_\_\_\_\_  
\*NAPO Members Only\*

**Total Paid** \$ \_\_\_\_\_

### 4. Payment Information

Check Enclosed \$ \_\_\_\_\_ (payable to PREP)

Charge \$ \_\_\_\_\_  Mastercard  Visa  Amex

Card #: \_\_\_\_\_

Exp. Date: \_\_\_\_\_ CVV#: \_\_\_\_\_

Billing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Name on Card: \_\_\_\_\_

Signature: \_\_\_\_\_



## Seminar Information

The seminar registration fee includes breakfast and lunch each day as well as networking receptions November 14 and 15. Please visit NAPO's website for times and locations of all events. Registered attendees will also receive a notebook with extensive written materials pertaining to each course segment.

Please register by November 2, 2018. On-site registration is available for an additional \$50 per attendee. Only registered individuals may attend the general sessions and social events. Name badges are required for all events.

## Continuing Legal Education

12.5 hours of CLE credits, including 2 hours of ethics, have been approved by the State of Nevada. If you have any questions regarding CLE credits for your state contact Elizabeth Loranger, NAPO's Director of Events, prior to the seminar at (703)549-0775 or email [eloranger@napo.org](mailto:eloranger@napo.org).

## Registration

Send completed registration form and payment to:

### MAIL

NAPO, 317 South Patrick Street,  
Alexandria, Virginia 22314

### FAX/EMAIL

Fax: (703) 684-0515

Email: [eloranger@napo.org](mailto:eloranger@napo.org)

### ONLINE

[napo.org/events/upcoming-events/](http://napo.org/events/upcoming-events/)

## Cancellation/Refund Policy

Cancellation requests received in writing prior to November 2 will be refunded minus a \$50.00 processing fee. No refunds will be given after November 2.

## Airfare

Delta and United Airlines offer special discounts for NAPO attendees.

Delta: [www.delta.com/meeting](http://www.delta.com/meeting)  
Select "Book Your Flight" and enter the NAPO discount code: **NMRU9** in the Meeting Code box. Or call (800) 328-1111 and mention the code.

United: [www.united.com/meeting-travel](http://www.united.com/meeting-travel) and enter NAPO's code, **ZEZK587199** in the Offer Code box. Or call (800) 426-1122 and mention the code.

## Hotel

NAPO has reserved guest rooms at Caesars Palace Hotel for registered seminar attendees. Room rates are \$110 weekday/\$155 weekend. Reservations may be made by calling (866) 227-5944. Advise them you are attending the NAPO Legal Seminar. To avoid a \$15 booking fee, make reservations online. Check the NAPO web site for a direct link.

## NAPO Roundtable Lunch

Be a part of setting the direction for our organization's future. Please join NAPO for the Annual Roundtable Luncheon immediately followed by NAPO's Fall Executive Board Meeting. NAPO members only.

**November 14**

**12:30 – 2:30 p.m.**

**Roundtable Luncheon**

**3:30 p.m. – 5:00 p.m.**

**NAPO Executive Board Meeting**

## Speakers

Kathryn Baillie  
*Attorney at Law*  
*Napier Coury Baillie PC*

Jamie Borden  
*Expert Consultant*  
*Force Science Institute LTD*

David J. Butler  
*Partner*  
*Taft Stettinius & Hollister LLP*

Professor Larry J. Cohen  
*Attorney at Law*  
*Cohen Law Firm*

Ken Crane  
*President*  
*Phoenix Law Enforcement Association*

Amy Davidson  
*Attorney at Law*  
*Sandulli Grace*

Justin Fitzsimmons Esq.  
*Program Manager*  
*Search Group Inc.*

Honorable John M. Gore  
*Acting Assistant Attorney General*  
*Civil Rights Division,*  
*U.S. Department of Justice*

Jeff Gaddy  
*Associate Attorney*  
*Levin Papantonio*

William Johnson  
*Executive Director & General Counsel*  
*National Association of Police Organizations*

Anil S. Karia  
*Attorney at Law*  
*Public Safety Labor Group*

Robert Leonard  
*General Counsel*  
*South Texas - CLEAT*

Matt Puckett  
*Executive Director*  
*Florida PBA*

David Roger  
*General Counsel*  
*Las Vegas Police Protective Association*

Cristian M. Stevens  
*Partner*  
*Armstrong Teasdale LLP*

Stephanie Webster  
*General Counsel*  
*Florida PBA*

Stephen A. Yokich  
*Partner*  
*Dowd, Bloch, Bennett, Cervone,*  
*Auerbach & Yokich*

# NAPO'S 2018 LEGAL SEMINAR

**Wednesday, November 14, 2018**

4:00 p.m. – 7:00 p.m.  
**Registration & Welcome Reception**

**Thursday, November 15, 2018**

9:00 a.m. – 9:15 a.m.  
**Opening Remarks**  
*Mick McHale, President*  
*National Association of Police Organizations*

9:15 a.m. – 10:00 a.m.  
**Recap of JANUS Decision**

*Stephen A. Yokich, Partner*  
*Dowd, Bloch, Bennett, Cervone, Auerbach & Yokich*  
Mr. Yokich will present a recap of the landmark Supreme Court case. Mr. Yokich was one of the attorneys that worked on the case in the Supreme Court. He will discuss the briefs, arguments and final opinions.

10:00 a.m. - 12:00 p.m.  
**Dealing with the Aftermath of the JANUS Case**

*Amy Davidson, Attorney at Law, Sandulli Grace*  
*Ken Crane, President, PLEA*  
*Anil S. Karia, Attorney at Law, Public Safety Labor Group*  
Practical considerations for associations' legal counsel utilizing the lawful refusal to provide benefits to non-members as a means to recruit and maintain membership, and legal and ethical boundaries in public sector labor law.

1:15 p.m. – 2:00 p.m.  
**The Duty of Fair Representation**

*Kathryn Baillie, Attorney at Law, Napier Coury Baillie PC*  
*Robert Leonard, General Counsel - South Texas - CLEAT*  
*Matt Puckett, Executive Director, Florida PBA*  
*Stephanie Webster, General Counsel, Florida PBA*  
Following the Janus Decision, state and local associations and unions will need to review and consider legislative & legal modifications to the existing Legal Duty of Fair Representation.

2:00 p.m. – 2:45 p.m.  
**Federal Update**

*Honorable John M. Gore, Acting Assistant Attorney General*  
*Civil Rights Division, U.S. Department of Justice*  
Mr. Gore will review the changes in DOJ Civil Rights Division policies under the Trump Administration. Specifically, changes in how consent decrees are evaluated and handled and how complaints/allegations against state and local LEOs are processed and reviewed.

3:00 p.m. – 4:30 p.m.  
**Representing Officers in Critical Incidents**

*David Roger, General Counsel*  
*Las Vegas Police Protective Association*  
Mr. Roger, former elected DA for Clark County, NV, will review the tactics for representing officers at crime scenes and give practical considerations when deciding whether to give a statement to investigators in use of force cases. Mr. Roger will also discuss the pros and cons of parallel investigations on the internal and criminal tracts. Strategy and tactical considerations in utilizing use of force experts will also be reviewed.

4:30 p.m. – 5:30 p.m.  
**Expert Testimony in Use of Force Cases**

*Jamie Borden, Expert Consultant, Force Science Institute LTD*  
Credible and persuasive expert evidence can be key to helping Grand Jurors and other fact-finders evaluate competing claims of justification or excess. Attendees will learn to evaluate the need for expert testimony, discuss how to find and choose an expert, utilizing their expertise in building one's case, and the tactical, ethical and strategic implications in presenting expert testimony as part of the inquiry into an officer's use of force.

**Friday, November 16, 2018**

9:00 a.m. – 9:15 a.m.  
**Opening Remarks**

*William Johnson, Executive Director & General Counsel*  
*National Association of Police Organizations*

9:15 a.m. – 10:45 a.m.  
**Protecting yourself in a Tech World:  
Digital Officer Safety & Ethical Concerns**

*Justin Fitzsimmons Esq., Program Manager, Search Group Inc.*  
Participants will learn how they leave traces of themselves when visiting websites, what information can be traced, and how to ensure that they are not compromising their safety or their investigations by broadcasting this information. Attendees will see examples pulled from various media sites that could cause ethical issues and highlight common pitfalls of social media use by professionals. Privacy issues are also addressed.

11:00 a.m. – 11:30 a.m.  
**Jury Selection & Social Media**

*Justin Fitzsimmons Esq., Program Manager, Search Group Inc.*  
Social media provides a new source of insight and background when searching for and collecting information about potential jurors. This wealth of information can be used effectively to augment traditional interviews and questioning of potential jurors and serve to develop reasons and strategies to strike potential jurors or rehabilitate those we want to keep. This segment will include practical and legal considerations on developing an intelligible and accurate picture of potential jurors' viewpoints and biases; selection and effective communication of reasons to strike "for cause"; and ethical considerations to keep in mind when surveying the social posts of others.

11:30 a.m. – 12:30 p.m.  
**Lessons Learned from Ferguson  
& Other High-Profile Investigations**

*Cristian M. Stevens, Partner, Armstrong Teasdale LLP*  
Mr. Stevens will discuss the fact-finding mission that was the 2014 investigation in Ferguson, Missouri, including the forensic evidence and witness testimony that ultimately brought the investigation to a definitive conclusion. Hear insight from Mr. Stevens' experiences in recent corporate investigations he has conducted in private practice. In addition, methods to ensure the integrity of a high-profile investigation and proactively manage media relations in the current environment will be discussed.

1:45 p.m. – 2:45 p.m.  
**Opioid Multi District Litigation**

*David J. Butler, Partner, Taft Stettinius & Hollister LLP*  
*Jeff Gaddy, Associate Attorney, Levin Papantonio*  
Mr. Butler and Mr. Gaddy will discuss pending multi-district litigation in which governmental & public entities seek to recover costs from drug manufacturers and distributors associated with responding to the opioid epidemic.

3:00 p.m. – 5:00 p.m.  
**Ethical Issues Facing Public Safety Union  
& Association Attorneys**

*Larry J. Cohen, Attorney at Law, Cohen Law Firm*  
Featuring well know legal ethics expert and instructor Larry Cohen, Adjunct Professor of Law with the Sandra Day O'Connor School of Law at Arizona State University. The session will feature real-life ethical scenarios encountered by public safety labor attorneys.