

LEADERSHIP CONNECTION

ABA CRIMINAL JUSTICE SECTION

APRIL 22, 2011

BRUCE GREEN, CHAIR

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THE UNIFIED VOICE OF CRIMINAL JUSTICE

AN OVERVIEW OF MIAMI BEACH

JOINT CLE CONFERENCE IN MIAMI BEACH GREAT SUCCESS



Last week, the first **Joint ABA Section of Criminal Justice and Section of Litigation Annual CLE Conference** was held, April 13-15 in Miami Beach, FL. The highly successful event offered the more than 800 conference attendees an array of exceptional highlights. One of the most memorable was the reception honoring long-time ABA CJS member, **Albert Krieger** for his twenty years of exceptional service to the Criminal Justice Section and legal community. Albert served on the **CJS Governing Council** from 1992-2004, and served as Section Chair for the 2002-2003 term. The reception

was standing room only and gave many long-time friends of Albert's an opportunity to salute him for his outstanding years of service. (Pictured above left: CJS Chair Bruce Green presenting Albert Krieger an award for his exceptional service).

The hot topic programs were well-attended and featured speakers included **Mark L. Krotoski**, U.S. Department of Justice, Washington, DC; **T. Markus Funk**, Perkins Coie LLP, Denver, CO; **Justice Carol Hunstein**, Georgia Supreme Court, Atlanta, GA; **Sara Dill**, Law Offices of Sara Elizabeth Dill PA, Miami, FL; and **Ron Goldstock**, Independent Private Sector Inspector General, Larchmont, NY just to name a few. (Pictured far right: Cynthia Orr, Nina Marion, and Nicholas Harbist attending a reception in honor of Albert Krieger).



There were a multitude of CLE program offered including: "Civil or Criminal Prosecution of Economic Espionage and Trade Secret Claims"; "Post-Skilling: the Perils to Industry of Vague Criminal Statutes", "Understanding the Criminal Provisions of the Dodd-Frank Wall Street Reform & Consumer Protection of Investigations; and Criminal Prosecutions & Ponzi Scheme Litigation", and much more. The conference featured several keynote events including a panel debate on "The Moral Dimensions of Prosecuting in a Time of Mass Incarceration

and **Racial Disparities**" held at the University of Miami School of Law; a panel discussion on "Trying Children as Adults: Are We Doing it Right?"; and a Town Hall Meeting on the **State of White Collar Crime**. (Pictured above left: Cynthia Jones, Moderator; Paul Butler; Jose Arrojo, and Wayne McKenzie at the Miami School of Law Panel Discussion).

Ten Criminal Justice Committees convened meetings to discuss upcoming agendas and to celebrate their work progress including:



Academics; Communications, Awards and Membership; Prosecution Function; Juvenile Justice; Legislative and Policy; Racial Ethnic Justice & Diversity; Defense Function; Re-Entry & Collateral Consequences; and Corrections. *(Pictured far right: Matthew Redle and Sidney Butcher chatting in the hotel lobby).*

The **Council** also passed several key resolutions and the Section agreed to co-sponsor two resolutions. The following resolutions and motions were presented before the Council during at the Spring Meeting:

- The **Resolution on Revising Security Classification Instruments and Needs of Female Prisoners** was **approved**. **Brett Dignam, Co-Chair Corrections Committee.**
- The **Resolution on Corrections Accreditation** was **approved**. **Lynn Branham, Co-Chair Corrections Committee.**
- The **Resolution on the Brady Law** was **approved**. **Sandy Weinberg, Co-Executive Director White Collar Crime Division.**
- A **Resolution on the Uniform Access to Therapeutic Courts Regardless of Citizenship** was **tabled**. **Matthew D’Emic, Co-Chair Alternatives to Incarceration and Diversion Committee.**
- A **Resolution on the Federal Sentencing Guidelines and Child Pornography** was **approved**. **James Felman, Co-Chair Sentencing Committee.**
- A **Resolution on the Periodic Review of Continued Law of War Detention Cases** was **approved**. **Stephen Saltzburg and Eugene Fidell, Co-Chairs Military Justice Committee.**
- The **Resolution on the Model Act Governing Representation of Abused Children** was approved to be co-sponsored with the **ABA Litigation Section and Family Law Section**. Co-sponsored by **Franchesca Hamilton-Acker & Catherine Krebs.**
- The **Adam Walsh Act and Immigration Resolution** was discussed and determined it was not ready to be considered for a vote. **Sara Dill, Co-Chair Immigration Committee.**
- A **Motion** was approved to co-sponsor a resolution to establish a special committee on **Disaster Preparedness**. **Stephen Saltzburg, Co-Chair Military Justice Committee and William Shepherd, Co-Executive Director White Collar Crime Division** will co-sponsor the resolution.
- A motion to amend the **By Law Change for 9.4** was **approved**. **Bruce Green, CJS Chair.**
- A motion to amend **By Law Change for 5.3 (6)** was **approved**. **Bruce Green, CJS Chair.**

COMMITTEES AT WORK

On **Wednesday, April 20**, the Committee on the **Project for Policy Implementation at the State Level** held a conference call to discuss the following Agenda items in relation to the May 6 Kick-off Event in Washington, DC: An update on speakers and participants scheduled to attend from state legislatures; and media activities.

Confirmed scheduled Key Presenters include: Kentucky Chief Justice John D. Minton Jr.; Kansas State Representative Pat Colloton; Mark Earley, Former Virginia Attorney General & President and CEO of Prison Ministries; Richard Jerome, Project Manager for the Public Safety Performance Project; Inimai M. Chettiar, Advocacy & Policy Counsel, American Civil Liberties Union; and Marc Levin, Texas Public Policy Foundation. The event is scheduled from 10:00 AM to 3:00 PM and will also feature success stories from states that have implemented cost saving criminal justice policies' sample legislation.

The call was facilitated by **Criminal Justice Section Delegate William Shepherd and CJS Director Jack Hanna** and included several of the 10 Point Persons for each of the target states represented on the project: **Richard Drooyan, Kathleen Jennings, Christopher Koyste, Wilmer Parker, Jorge Luis Montes, Randall Smith, Michael Costello, Nicholas Harbist, Hillel Hoffman, Rich Cassidy, and staff from ABA Media Relations and CJS.**



On **Friday, April 22**, the **White Collar Crime Committee** held a conference call to discuss their agenda and work progress. The call included the following participants: **Nicholas C. Harbist, Brian Hennigan, Gary Lincenberg, Pamela Chepiga, CJS Director Jack Hanna, CJS Staff Attorney Salma Safiedine, and CJS Committee Specialist Regina Ashmon.** **Nicholas C. Harbist, Committee Co-Chair,** facilitated the call.

The **White Collar Crime Committee** is also soliciting ideas for topics, presenters, and panelists for a few upcoming events including: The **White Collar Crime Town Hall Meeting** scheduled for August 5 in Toronto; and the upcoming **Sentencing Seminar and Town Hall** at the Fall Meeting beginning Friday, October 28th. If you have contributions or ideas for these events, please feel free to contact **Pamela Chepiga, Co-Vice-Chair WCC Committee** at Pamela.chepiga@newyork.allenoverly.com, **Gary Lincenberg, Co-Vice-Chair WCC Committee** at gsl@birdmarella.com; or **Salma Safiedine, CJS Staff Attorney** at Salma.Safiedine@americanbar.org.

JOIN US IN NEW ORLEANS NEXT WEEK...

Join the **ABA Racial Justice Improvement Project for a Panel Discussion** on reforms to reduce or eliminate the disparity in the criminal justice system, **FRIDAY, APRIL 29, 2011, 11:00 A.M. TO NOON.**

OMNI ROYAL HOTEL

MAIN LOBBY LEVEL, ESPLANADE ROOM 9

621 SAINT LOUIS STREET

NEW ORLEANS, LA 70130

LOCAL ATTENDEES ARE WELCOMED. NO ADVANCE REGISTRATION REQUIRED

As part of the **National Consortium on Racial and Ethnic Fairness in the Courts Annual Meeting**, this panel will provide a roadmap for other jurisdictions to follow in instituting similar collaborations, and discuss ways to promote the goal of bias-free decision-making in the criminal justice system. Esteem Panelists include: **Jee Park**, New Orleans Racial Justice Improvement Project and Special Litigation Counsel, New Orleans Public Defender, New Orleans, LA; **Norris Henderson**, Executive Director, V.O.T.E., New Orleans, LA; **Cynthia Jones**, Director, Racial Justice Improvement Project and Associate Professor of Law, The American University, Washington College of Law, Washington, DC; and **Jack Hanna**, Grant

Director Racial Justice Improvement Project, American Bar Association Criminal Justice Section Director, Washington, DC. The Program will be moderated by **Salma S. Safiedine**, Assistant Director Racial Justice Improvement Project, American Bar Association Criminal Justice Attorney, Washington, DC. **To learn more about the project visit <http://new.abanet.org/sections/criminaljustice/Pages/racialjustice.aspx>.**

MORE UPCOMING EVENTS

THE 20TH ANNUAL NATIONAL SEMINAR ON THE FEDERAL SENTENCING GUIDELINES MAY 4 - 6, 2011

BUENA VISTA PALACE HOTEL & SPA IN ORLANDO, FL

[HTTPS://RESERVATIONS.IHOTELIER.COM/CRS/G RESERVATION.CFM?GROUPID=521558&HOTELID=6579](https://reservations.ihotelier.com/crs/g_reservation.cfm?groupID=521558&hotelID=6579)

PHONE: (866) 246-6563

GOVERNMENT RATE \$104/NON-GOVERNMENT RATE \$139

CODE: FEDERAL SENTENCING GUIDELINES SEMINAR



This year's conference will cover the latest on sentencing in *Drug offenses, Firearms offenses, Fraud and Theft, Immigration offenses, Healthcare Fraud, Mortgage Fraud, Securities cases, Child Pornography and the Adam Walsh Act, Sentencing Alternatives and Reentry, Federal Sentencing Law including Supreme Court*, and much more. ***Click here for the 2011 Registration Form.***

[THE 21ST ANNUAL NATIONAL INSTITUTE ON HEALTH CARE FRAUD: MAY 11-13, MIAMI BEACH, FL](#)

[SECOND ANNUAL PRESCRIPTION FOR CRIMINAL JUSTICE FORENSICS: JUNE 3, NEW YORK CITY](#)

TECHNOLOGY...

If you have any comments or updates for our **[Criminal Justice Webpage](#)**, please send your feedback to **kyo.suh@americanbar.org**.

Be sure to visit the (CJS) on the web at: **www.abanet.org/crimjust** and become a **CJS FAN** on **[Facebook](#)**, **[Linked-in](#)** and **[Twitter](#)**.

WEEKLY CRIMINAL JUSTICE NEWS ROUND-UP APRIL 22, 2011

CUTTING PRISON COSTS IS A WORTHY CAUSE

THE WASHINGTON POST

APRIL 17, 2011

THE NAACP and Americans for Tax Reform (ATF) agree on very little. But Benjamin Jealous, president of the liberal civil rights group, recently found himself linking arms with ATF's conservative president, Grover Norquist. The cause: prison reform. The two view the subject through different lenses: The NAACP is primarily concerned with social injustices associated with the high rate of incarceration and

the disproportionate impact on minority communities; Mr. Norquist focuses on the mounting costs to taxpayers of operating ineffectual prison systems. But both agree that millions of dollars are wasted each year on flawed policies that may not provide the best or most cost-effective means to protect society. The acknowledgment of the problem by Mr. Norquist and other notable conservatives, including former House speaker Newt Gingrich and David A. Keene of the American Conservative Union, should help propel reforms that have been shunned by lawmakers fearful of being labeled soft on crime. For more on this story visit http://www.washingtonpost.com/opinions/cutting-prison-costs-is-a-worthy-cause/2011/04/13/AF4er6vD_print.html.