



*The Advocacy Institute, in Conjunction with the National Attorneys General
Training and Research Institute, Is Pleased to Announce*

PROGRAM ANNOUNCEMENT

APPELLATE PRACTICE TRAINING

February 1 and 2, 2012

8:30 a.m. to 4:30 p.m. (February 1, 2012)

9:00 a.m. to 12:30 p.m. (February 2, 2012)

**Princeton University, Woodrow Wilson School
Robertson Hall - Dodd's Auditorium (Main Floor)
Corner of Prospect St. and Washington Rd.
Princeton, New Jersey**

Program Summary

This 1.5-day program will provide practical insights on writing effective appellate briefs and making effective oral arguments. The focus of this program is appellate practice before the federal courts of appeals and the New Jersey Supreme Court and Appellate Division. Panels of leading appellate practitioners and appellate judges will discuss the “dos and don'ts” of appellate brief writing and oral argument. The faculty will consist of government appellate advocates, private practitioners with extensive appellate experience, and state and federal judges.

Who Should Attend?

This program is intended for all Department of Law and Public Safety attorneys, regardless of their experience level or area of practice. **You must attend both days.** Because of program limitations, this program is **not** open to other government attorneys.

Who Is the Faculty?

The faculty will consist of experienced government and private sector advocates and state and federal appellate judges.

How Do I Register?

Most State and some county employees will be able to register for this course by going to <http://reg.dcj.lps.state.nj.us/login.aspx?portalid=2> and creating an account. (Your computer must be attached to the government's Garden State Network.). If you are unable to access the above link kindly email the Advocacy Institute at: AdvocacyInstitute@lps.state.nj.us for an authorization code

to allow you access to the registration system through the My New Jersey portal. Once you receive the authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create an account, if you do not already have one. Once you do, you then will be able to register through the portal at <http://www.state.nj.us>.

CLE Credit

NJ CLE Credit: This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 11.0 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: 11.0 substantive credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 9.0 credits (\$13.50 mandatory registration fee required).

Special Notice

As many of you are aware, the Attorney General's Advocacy Institute cannot, pursuant to OMB guidance, as interpreted by this office, provide refreshments at its programs. In this instance, our cosponsor, NAGTRI, is graciously doing so. Because this is a joint venture for educational purposes, Deputy Attorneys General and Assistant Attorneys General attending this program may partake of the refreshments. These refreshments will be in the nature of snacks, **not lunch**, which will be your responsibility. Thank you.

AGENDA (Tentative)

Wednesday, February 1, 2012

- 8:30 a.m. - 8:50 a.m. **Registration**
- 8:50 a.m. - 9:00 a.m. **Welcoming Remarks**
Dan Schweitzer, Supreme Court Counsel, NAAG
- 9:00 a.m. - 12:00 p.m. **Writing the Brief: How to Write a First-Rate Appellate Brief**
Using examples from actual briefs, this renowned legal writing instructor provides effective brief writing techniques
Ross Guberman, Founder and President, *Legal Writing Pro*
- 12:00 p.m. - 1:00 p.m. **Lunch (On Your Own)**
- 1:00 p.m. - 2:45 p.m. **Appellate Strategies: Insights on the Many Strategic Issues Facing an Appellate Advocate Before Putting Pen to Paper**
— *Deciding whether to appeal*
— *Selecting issues to appeal*
— *Prioritizing issues*
— *Alternative grounds for affirmance*
— *Briefing in state high courts vs. federal courts of appeal*
— *and more*
Dan Schweitzer, Supreme Court Counsel, NAAG (Moderator)
Robert Lougy, AAG, Division of Law
Paul Heinzl, DAG, Division of Criminal Justice
Boris Moczula, AAG, Division of Criminal Justice
Melissa Raksa, AAG, Division of Law
- 2:45 p.m. - 3:00 p.m. **Break**
- 3:00 p.m. - 4:30 p.m. **A View from the Bench: Federal and State Appellate Judges on the Do's and Don'ts of Appellate Advocacy**
Judge Joseph A. Greenaway, Jr., U.S. Court of Appeals for the Third Circuit
Chief Justice Deborah T. Poritz, New Jersey Supreme Court (retired)
Judge Edwin H. Stern, New Jersey Superior Court Appellate Division (retired.)

Thursday, February 2, 2012

- 9:00 a.m. - 10:30 a.m. **Anatomy of a Good Oral Argument**
A demonstration — through video clips of actual oral arguments — of what does and does not work.
Chris Ward, Yetter Coleman
Ed Dawson, Yetter Coleman
- 10:30 a.m. - 10:45 a.m. **Break**
- 10:45 a.m. - 12:15 p.m. **Oral Argument Tactics**
A panel of leading appellate advocates provide insights on making a successful oral argument
Michael Williams, DAG, Division of Criminal Justice (Moderator)
Benjamin Clarke, Esq., DeCotiis, Fitzpatrick & Cole
Brian Kleinbord, AAG, Maryland Attorney General's Office
Andrea Silkowitz, AAG, Division of Law
- 12:15 p.m. - 12:30 p.m. **Conference Concluding Remarks**
Brendan Ruane, Director, AGAI