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*The Advocacy Institute Is Pleased to Announce*

## **PROGRAM ANNOUNCEMENT**

### **2015 CLE FEST**

**December 16, 2015**

**9:00 a.m.-3:30 p.m.**

**NJ Forensic Science & Technology Center**

**1200 Negron Drive**

**Hamilton, New Jersey**

### *Program Summary*

This program is intended to provide attorneys with an excellent opportunity to obtain up to 3.2 Continuing Legal Education substantive credits for attending two presentations. Those interested in attending this program may seek to register **for just one or for two presentations**; the descriptive summaries of which are attached.

### *Who Should Attend?*

This presentation is open to all government attorneys, space allowing.

### *Who Is the Faculty?*

Please see attached.

### *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 up to 3.2 hours of total CLE credit. Of these, 0.00 qualify as hours of credit for ethics/professionalism.

**NY CLE Credit:** up to 3.0 substantive credits (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** up to 2.5 substantive credits (\$1.50 per credit mandatory registration fee required).

## How Do I Register?

### State Employees

Most State employees are able to register for this course by going to <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

### Non-State Employees or State Employees not Connected to the Garden State Network

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: [AdvocacyInstitute@lps.state.nj.us](mailto:AdvocacyInstitute@lps.state.nj.us) for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. Once your portal account is created you are prompted to enter your authorization code. This is Step 1 of the process, which you need only do once.

**If you have already been issued an authorization code in the past you do not need to request another one.** You can log into your account on the Garden State Network at <http://www.state.nj.us> and under the heading NJ L&PS Applications you will see the Attorney General's Advocacy Institute's Registration System. Click on that and log into your account on our system.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

## **COURSE DESCRIPTIONS AND FACULTY INFORMATION**

### **COOPERATING WITNESSES (9:00 a.m.-11:00 a.m.)**

This presentation is intended to highlight the value of cooperating witnesses and to provide guidance in dealing with the various types of cooperating witnesses – i.e. testifying vs. non-testifying witnesses. This presentation will also address how to strategically determine which individuals within a multi-defendant case could be your best cooperator, how to formulate cooperating agreements and conduct proffer sessions and how to determine what the appropriate consideration is in exchange for a witness's cooperation. Finally, this presentation will address motions to disclose the identity of a confidential witness.

**Jill Mayer** is a Supervising Deputy Attorney General and Chief of the Specialized Crimes Bureau with the Division of Criminal Justice. SDAG Mayer is a 1990 graduate of Dickinson College, Carlisle, Pennsylvania, with a B.A. in Political Science and is a 1994 graduate of Widener University School of Law, Delaware Campus. Upon graduating from law school, SDAG Mayer served as a law clerk to the Honorable Albert J. Garofolo, Presiding Judge, Superior Court, Criminal Division in Atlantic County. She was then hired by the Attorney General's Office after serving her clerkship term. SDAG Mayer has been with the Division for 20 years and began her career with DCJ in the Casino Prosecution Bureau. After serving in that unit for five years, she joined the Gangs, Organized Crime and Racketeering Bureau where she spent 13 years prosecuting several large-scale multi-defendant wire/racketeering cases. She also supervised numerous narcotics wiretap investigations involving street gangs. In 2012, SDAG Mayer became Chief of the Specialized Crimes Bureau. As Chief of Specialized Crimes, she oversees several units including the Atlantic City Violent Crimes Task Force, Motor Vehicle Commission and Labor Prosecutions, Interstate Theft, Environmental Crimes, ABC, Bias Crimes and Casino Prosecutions. SDAG Mayer is on the faculty of the Attorney General's Advocacy Institute and has lectured on Cooperating Witnesses and Multi-Defendant Prosecutions. She is also part of the Top Gun faculty and teaches Communication Data Warrants. SDAG Mayer is admitted to the New Jersey and Pennsylvania bars.

**NJ CLE Credit:** This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 2.0 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism and 2.0 qualify as hours of credit towards certification in criminal trial law.

**NY CLE Credit:** 2.0 substantive credits (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** 1.5 substantive credits (\$3.00 mandatory registration fee required).

### **INMATE LITIGATION (11:15 a.m.-12:15 p.m.)**

This presentation will provide an overview of prisoner civil rights litigation, with an emphasis in federal practice. A general overview of section 1983 practice will be supplemented with the nuances and benefits of the PLRA. The particular challenges of handling cases with incarcerated plaintiffs will also be discussed.

**DAG Joseph M. Micheletti** is the Assistant Section Chief of the Corrections Unit, Division of Law. In this capacity he supervises line deputies and directs the defense of civil rights litigations brought against the Department of Corrections and its employees. Prior to becoming Assistant Section Chief of the Corrections Unit, he worked with the Employment Litigation Section of Division of Law wherein he provided representation to state agencies and employees in complex employment litigation matters in state and federal court. He received a B.S. in Management in 1990 from The Pennsylvania State University and a J.D. from Seton Hall University School of Law in 1994. He served as a Barrister with the Mercer County Inn-of-Court from 2005 to 2009 and is currently a faculty member for NAGTRI.

**DAG Dianne Moratti** is the Section Chief of the Corrections and State Police section in the Division of Law. DAG Moratti is a graduate of Rutgers Law School - Camden. Following a federal clerkship with the Hon. Jerome B. Simandle, U.S.D.J., she worked in private practice for several years before joining the Division of Law in the former FedCor section. DAG Moratti was promoted to Section Chief in 1999. She primarily represents the Department of Corrections in federal civil rights lawsuits filed in both federal and state court.

**NJ CLE Credit:** This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 1.2 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism.

**NY CLE Credit:** 1.0 substantive credits (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** 1.0 substantive credits (\$1.50 mandatory registration fee required).

**THE FEDERAL RULES OF CIVIL PROCEDURE 12/1/15 AMENDMENTS:  
WHAT THE CHANGES MEAN TO YOU (OVERVIEW OF COMMONLY  
ENCOUNTERED LOCAL CIVIL RULES OF THE USDC, DNJ)  
1:30 p.m. - 3:30 p.m.**

Effective December 1, 2015, the Federal Rules of Civil Procedure have changed. Find out what differences you can expect in early case practice, judicial management, discovery scope and depth, electronic discovery sanctions, and other litigation-critical areas with the most sweeping modifications in the rules since 2006.

**Paul Blaine** worked as an Assistant United States Attorney for 32 years. He recently retired as the Chief of the Civil Division for the U.S Attorney for the District of New Jersey. Prior to his appointment as Civil Division Chief Mr. Blaine served as Deputy Civil Chief for the New Jersey U.S. Attorney's office for 7 years. Prior to his time in New Jersey he worked for 9 years at the Department of Justice in Washington where his duties included supervising line AUSA's as the Assistant Director of the Frauds Section of the Commercial Litigation Branch of the Civil Division. During his long career as an Assistant United States Attorney Mr. Blaine litigated many different types of civil cases in federal court and represented numerous federal agencies on both the defense and affirmative sides of civil litigation. His notable cases include successful representation of the U.S. Army in military procurement fraud case involving 155 mm shell production. Successful defense at trial of VAMC Lyons' provision of treatment to mental health veteran patients against claims of constitutionally inadequate methods and procedures brought by

the NJ Public Advocate's Office. Also tried to successful conclusion numerous cases alleging unlawful discrimination in federal employment on behalf of every agency present in NJ at one time or another.

**Paul Kaufman** is an Assistant United States Attorney in the Eastern District of Pennsylvania. In that capacity, he litigates cases ranging from minor torts to employment discrimination to multi-million dollar defense contracting and health care fraud. He has served as a Department of Justice instructor in electronic discovery since 2008, and he has taught on subjects including information management, litigation holds, mass data search and retrieval, and attorney ethics both at the National Advocacy Center and throughout the country. Paul is an adjunct member of the faculty at the University of Pennsylvania Law School, Widener University Delaware School of Law, and Temple University Beasley School of Law.

**NJ CLE Credit:** This program had been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 2.0 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism and 2.0 qualify as hours of credit towards certification in civil trial law.

**NY CLE Credit:** 2.0 substantive credits (pursuant to the approved jurisdiction policy).

**PA CLE Credit:** 1.5 substantive credits (\$3.00 mandatory registration fee required).