



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Announce

2017 BASIC PROSECUTOR'S COURSE

September 25, 2017 (Part I, Day 2)

9:30 a.m. to 3:10 p.m.

Richard J. Hughes Justice Complex

Fourth Floor Conference Center Room A

25 Market Street

Trenton, New Jersey

PLEASE READ: NOTICE REGARDING COURSE MATERIALS

You will receive the course materials approximately forty-eight (48) hours prior to the date of the course. The materials will be contained in an email attachment.

Program Summary

This four-day seminar series is part of an integrated curriculum designed for new assistant prosecutors and deputy attorneys general, which culminates with an intensive four-day trial advocacy program. Amongst other topics addressed during this session will be: gang issues and prosecutions, juvenile justice issues, appellate practice issues and trial ethics. *Please see the attached schedule for more detail.*

Who Should Attend?

This program is intended for new assistant prosecutors and Division of Criminal Justice deputies, **attendance for which has already been determined by each county prosecutor's office and the Division of Criminal Justice.** Please do not attempt to register for this course if you have not been instructed to do so.

Who Is the Faculty?

Please see the attached schedule.

CLE Credit

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 4.8 hours of total CLE credit. Of these, 1.2 qualify as hours of credit for ethics/professionalism, 3.6 qualify as hours of credit toward certification in criminal trial law and 1.2 qualify as hours of credit towards newly admitted/criminal trial preparation.

NY CLE Credit: 3.0 substantive credits and 1.0 ethics credit (pursuant to the approved jurisdiction policy).

PA CLE Credit: 3.0 substantive credits and 1.0 ethics credit (\$6.00 mandatory 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/lpreg/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/lpreg/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 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.

LIST OF COURSES AND PRESENTERS

MONDAY - SEPTEMBER 25, 2017

GANG ISSUES - (9:30 a.m. to 10:30 a.m.)

This course will introduce participants to the legal, evidentiary, and practical issues involved in the prosecution of street gang members. It will also cover some proven strategies for proactively targeting street gangs for investigation and prosecution.

Andrew B. Johns is Deputy Bureau Chief of the Division of Criminal Justice's Specialized Crimes Bureau. SDAG Johns joined the Division in 2011. His first assignment was to the Gangs & Organized Crimes Bureau, where he prosecuted large scale criminal enterprises. This work included the extensive use electronic surveillance. In 2014, SDAG Johns received the Attorney General's Award for Excellence in Law Enforcement for his work on *Operation Billboard*, a racketeering case with 36 defendants who were members and associates of a Camden based drug distribution enterprise. SDAG Johns was promoted to Deputy Bureau Chief of Specialized Crimes in 2014, where he supervises line DAsG prosecuting diverse cases all over the state. SDAG Johns is also the Division's liaison to the NJ Office of Homeland Security and Preparedness, advising investigators on legal issues and prosecuting cases that arise from that office. SDAG Johns is also a member of the Attorney General's Shooting Response Team. Prior to joining the Division, SDAG Johns was an Assistant Prosecutor with the Cumberland County Prosecutor's Office in Bridgeton, NJ. SDAG Johns received his JD from Rutgers School of Law-Newark and his BA in Political Science from Rutgers College.

BREAK – (10:30 a.m. to 10:45 a.m.)

JUVENILE JUSTICE ISSUES - (10:45 a.m. to 11:45 a.m.)

Subject matter to be presented includes: the history of the Juvenile Justice system in New Jersey, the New Jersey Code of Juvenile Justice, options for dispositions of juvenile offenders, juvenile offenders and the Prevention of Domestic Violence Act. The course will also cover waiver hearings, detention hearings, custodial issues, warrants and sharing of juvenile offender information with schools. Discussion of relevant judicial precedents as well as important statutes will be included.

Eileen M. O'Connor graduated from the evening division of Seton Hall Law School in 1988, while employed as an Agent in the Essex County Prosecutor's Office. After graduating, she clerked for Judge Thomas C. Brown, J.S.C., in the Essex County Criminal Division. Upon completion of the clerkship, she was an associate with the law firm of Lorber, Schneider, Nuzzi, Vichness, and Bilinkas in Fairfield, New Jersey, where she concentrated in federal and State criminal defense and civil litigation. In 2000, she returned to the Essex County Prosecutor's Office, where she has worked in the adult trial court unit, the homicide unit, as a trial court supervisor and as a supervisor of the fatal/ serious crash investigation and arson units. Ms.

O'Connor is currently the Director of the Juvenile Unit of the ECPO.

**LUNCH – (11:45 a.m. to 1:00 p.m.)
(on your own)**

HOW PROSECUTORS PROSECUTE APPEALS – (1:00 p.m. to 2:00 p.m.)

This presentation will cover a range of fundamental topics on the subject of appeals that all prosecuting attorneys should be aware of to insure the best possible result on appeal. Included in the subjects covered are: the decision whether to appeal, documents required to perfect appeals, requests for stays, motions for reconsideration and petitions for certification, jurisdiction, leave to appeal and remands.

Frank J. Ducoat is an Assistant Prosecutor and Director of the Appellate Section of the Essex County Prosecutor's Office. Before that he was a Deputy Attorney General with the Division of Criminal Justice's Appellate Bureau. He has briefed and argued cases at all levels of New Jersey's state and federal courts, including the Supreme Court of New Jersey, the Appellate Division, and the Third Circuit Court of Appeals. He is a member of the Supreme Court's Model Criminal Jury Charge Committee, and routinely lectures on various criminal law topics. Before practicing, Mr. Ducoat was a law clerk to the Honorable Ariel A. Rodriguez, P.J.A.D. He is a graduate of Rutgers Law School (Camden) and William Paterson University.

BREAK – (2:00 p.m. to 2:10 p.m.)

TRIAL ETHICS (2:10 p.m. to 3:10 p.m.)

This presentation will cover the Rules of Professional Conduct pertaining to prosecutors' and defense counsel's trial conduct. The pertinent RPCs and case law will also be discussed.

Anthony Zarrillo is the Coordinator of Skills Programs for the Attorney General's Advocacy Institute. He is responsible for all aspects of AGAI skills courses, including logistics, content, materials, faculty recruitment and training, course presentation and attorney skills development and mentoring. Prior to his current position he was an AAG with the Division of Gaming Enforcement where he served as Chief of Litigation. Before joining the Division of Gaming Enforcement he was the Executive Director of the New Jersey Office of Counter-Terrorism. Prior to Counter-Terrorism, AAG Zarrillo served as Deputy Director of the Division of Criminal Justice in charge of investigations where he oversaw approximately 75 DAsG and 200+ investigators. Prior to returning to the Department of Law and Public Safety in 2000, he ran a law firm in Cherry Hill where he specialized in criminal defense work and tried a number of civil cases. He also served as Deputy Chief of the homicide unit in the Camden County Prosecutors Office where he worked for five years. AAG Zarrillo has tried approximately 200 jury trials in New Jersey and in federal courts in New Jersey, Pennsylvania, New York City and Wilmington,

Delaware. Most of these were criminal cases either as a prosecutor or defense attorney. His trial experience includes trying approximately 20 homicides as a prosecutor and as lead prosecutor in a 57 defendant criminal anti-trust conspiracy trial. He has tried several dozen administrative cases as well. AAG Zarrillo taught Trial Advocacy at Rutgers Camden Law School for ten years. He is also a grader for the New Jersey Bar Exam and has been since 1993. AAG Zarillo serves on the Trial Litigation Skills Faculty of the National Association of Attorneys General Institute (NAGTRI) for whom he teaches litigation skills to government attorneys around the country.