



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

EVIDENTIARY ISSUES

**November 6, 2020
1:00 p.m. to 2:15 p.m.**

WEBINAR

Program Summary

This course will introduce new prosecutors to the proper techniques for introducing and authenticating various types of evidence at trial. The program will also cover relevant hearsay exceptions, confrontation-clause issues, the differences between intrinsic evidence and “other-crimes” evidence under N.J.R.E. 404(b), the scope of N.J.R.E. 608 and N.J.R.E. 609, commonly-raised objections to the introduction of evidence, and appropriate legal bases for defending against those objections.

Eligibility

This program is mandatory for new assistant prosecutors and Division of Criminal Justice deputies hired after October 2019 who have been selected to attend by each county prosecutor’s office and the Division of Criminal Justice. Other assistant prosecutors and Division of Criminal Justice deputies are welcome to register.

Faculty

Assistant Prosecutor John McNamara, Jr. is a Chief Assistant Prosecutor with the Morris County Prosecutor’s Office. He previously served as the Supervising Assistant Prosecutor of the Professional Standards Unit and as Chief of the Major Crimes Unit as its supervising attorney. Chief Assistant Prosecutor McNamara has prosecuted numerous homicide cases on behalf of the Morris County Prosecutor’s Office, including capital cases before the abolition of the penalty in 2007. He also served as a Special Deputy Attorney General in the contested proceeding before the N.J. Supreme Court-appointed Special Master examining whether New Jersey should modify the admissibility standards for eyewitness identification testimony.

Chief Assistant Prosecutor McNamara initially joined the Morris County Prosecutor’s Office under Prosecutor John B. Dangler. He briefly left the office for private practice before returning. Prior to working for the MCPO, Chief Assistant Prosecutor McNamara was an Assistant District Attorney for New York County under Robert M. Morgenthau, where his assignments included prosecuting homicide cases in the Homicide Bureau.

Chief Assistant Prosecutor McNamara is serving his fourth term as a member of the New Jersey Supreme Court Committee on Model Criminal Jury Charges. He holds a B.A. and M.A. in History from the University of Scranton and a J.D. from the Catholic University of America Columbus School of Law and served as a judicial clerk to the Hon. Donald G. Collester, Jr., J.A.D.

AP Kelly Daniels is an Assistant Prosecutor for the Hunterdon County Prosecutor's Office. She heads the Special Victims and Megan's Law Units, which investigate and prosecute child and adult sexual abuse crimes, child pornography, Megan's Law violations, and crimes against children, the elderly and institutionalized individuals. She and members of her unit work closely with outside agencies in the ongoing investigation into sexual abuse at the Edna Mahan Correctional Facility for Women, which has resulted in the conviction of several corrections officers and civilian employees for official misconduct and other offenses. AP Daniels serves as a Special Deputy Attorney General for the statewide Clergy Abuse Task Force. She has also worked in the Morris County Prosecutor's office, serving in the domestic violence and trial units.

AP Daniels' private sector experience includes criminal defense work at Arseneault and Fassett, LLC, where she handled a variety of cases in the criminal, civil, municipal, chancery and administrative courts, including a four-month jury trial. She was also a federal "CJA" panel attorney pursuant to the Criminal Justice Act. AP Daniels has worked as a solo practitioner, defending white-collar crime cases in the federal district courts in New Jersey. Before attending law school, AP Daniels was a Registered Nurse, working in the medical intensive care unit for her entire nursing career to provide complete care for critically ill patients. AP Daniels holds a J.D. from Rutgers Law School - Newark, and served a clerkship for the Honorable Marilyn C. Clark, P.J. Cr. Div., Passaic County.

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 1.5 hours of Alternative Verifiable Learning Format (AVF) total CLE credit. Of these, 1.5 qualify as hours of credit toward certification in criminal trial law, 1.5 qualify as hours of credit towards newly admitted lawyers' requirements/criminal trial preparation, and 0.0 qualify as hours of credit for ethics/professionalism.

Registration

Those who are eligible to apply should use the Zoom Webinar registration link in the Program Announcement email.

Students must download Zoom before the webinar in order for the AGAI to record polling question responses that are required for attendance verification and CLE credit.

LPS employees can download Zoom by searching for Zoom Meeting Software in the LPS software center and clicking install.

The AGAI will be unable to verify attendance or grant CLE credit to students who have not downloaded Zoom before the webinar.