



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

How to Prosecute an Appeal

**September 28, 2023
2:30p.m. to 3:30 p.m.**

WEBINAR

Program Summary

This presentation will cover fundamental topics on the subject of appeals that all prosecuting attorneys should be aware of to ensure the best possible result on appeal. The presenters will discuss 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.

Eligibility

This program is mandatory for new assistant prosecutors and Division of Criminal Justice deputies hired after October 2022 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

AAG Carol M. Henderson is Chief of the Appellate Unit of the Division of Criminal Justice. She has briefed and argued over 70 cases before the New Jersey Supreme Court in addition to litigating cases before the Appellate Division, the United States District Court, and the Third Circuit Court of Appeals. AAG Henderson is an instructor for the Attorney General's Advocacy Institute, the NJSBA and ICLE and has published articles on appellate practice, habeas litigation, interlocutory appeals, sentencing, legal writing, and prosecutor ethics and conduct. In 2023, she was the recipient of "Criminal Practitioner of the Year" award from the New Jersey State Bar Association. In 2015, she received the "Professional Lawyer of the Year" award from the Mercer County Bar Association. In 2008, she was the recipient of the New Jersey County Prosecutors' Association award for "Outstanding Advocacy over a Career." AAG Henderson graduated with honors from Ramapo College of New Jersey and received her J.D. from Seton Hall School of Law.

DAG Jennifer Kmiecik is a Deputy Chief in the Division of Criminal Justice's Appellate Bureau. She handles criminal matters before the Law Division, Appellate Division and Supreme Court, as well as federal habeas corpus litigation. In 2016, she filed a United States Supreme Court amicus curiae brief on behalf of New Jersey and 17 other states in *Birchfield v. North Dakota*, a case implicating the constitutionality of DUI implied-consent laws. DAG Kmiecik also regularly teaches courses on criminal law to law enforcement officers and prosecutors. She received an Attorney General's Award for Excellence in Appeals in 2016 and for Trial Assistance in 2012. Prior to joining the Division, DAG Kmiecik clerked in the Appellate Division for the Honorable Victor Ashrafi, J.A.D. She received a B.A., summa cum laude from The College of New Jersey and a J.D., magna cum laude from the Rutgers School of Law-Camden.

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 1.2 hours of Alternative Verifiable Learning Format (AVF) total CLE credit. Of these, 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 who are registered will receive a confirmation email with a link to access the program.

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

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