



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

Appellate Symposium, Part 4 Appellate Hot Topics

**August 20, 2024
2:30 p.m. – 3:20 p.m.**

WEBINAR

***Note: This webinar will be simulcast from a live program.**

Program Summary

This program will cover emerging and significant issues in criminal law, including a review of recent United States Supreme Court opinions and their impact in New Jersey (*Erlinger v. United States*, 602 U.S. ____ (2024) and *United States v. Rahimi*, 602 U.S. ____ (2024)), Second Amendment litigation, and searching cell phones after *State v. Missak*, 476 N.J. Super. 302 (App. Div. 2023). The presenters will also provide a status update on the Alcotest litigation in *State v. Cunningham*, and discuss Attorney General Directive 2024-03, “Investigatory Use of Documentary Records and Physical Blood Samples Maintained by the Newborn Screening Program.”

Eligibility

This program is designed for attorneys in the Division of Criminal Justice and county prosecutors' offices. However, it is open to all deputy and assistant attorneys general in the Department of Law and Public Safety.

Faculty

DAG Jennifer Kmiecik is Chief of the Appellate Bureau in the Division of Criminal Justice. She has briefed and argued 25 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. 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 Kmieciak also 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 Kmieciak 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.

DAG Lila Leonard is a Deputy Chief in the Division of Criminal Justice's Appellate Bureau. She has briefed and argued criminal cases before the Appellate Division and Supreme Court of New Jersey, in addition to litigating cases before the United States District Court. DAG Leonard is also the Division's liaison to the CODIS Unit. In 2019, she received an Attorney General's Award for Excellence in Appeals. DAG Leonard clerked for the Honorable Gwendolyn Blue, J.S.C., in Camden County. She graduated from the University of South Carolina and Rutgers School of Law-Camden, where she was a Managing Notes Editor of the Journal of Law and Public Policy.

DAG Steven Yomtov is a Deputy Chief with the Division of Criminal Justice's Appellate Unit. He litigates appellate matters in both state and federal courts, and routinely appears in the Appellate Division and the New Jersey Supreme Court. He also provides counsel to law enforcement agencies throughout the State and specializes in the area of search and seizure. In 2011, DAG Yomtov was the recipient of the Attorney General's Award for Excellence in Appellate Litigation. He began his legal career as an Assistant District Attorney in the Appeals Bureau of the Bronx District Attorney's Office in New York. He received both his Bachelor's and Master's Degrees in Political Science from Binghamton University and his J.D. from Pace University School of Law. Following graduate school, DAG Yomtov served as a Governor's Fellow at the New Jersey Office of Management and Budget.

AAG Angela Cai is a Deputy State Solicitor General. Before joining the Department of Law & Public Safety, she was an associate at Wilkinson Stekloff LLP in New York and Paul, Weiss, Rifkind, Wharton & Garrison in Washington, D.C. Deputy Solicitor General Cai clerked for Judge Michael Chagares of the U.S. Court of Appeals for the Third Circuit and Judge Katherine B. Forrest of the U.S. District Court for the Southern District of New York. She graduated from Princeton University and Yale Law School.

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 1.0 hours of 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.