

***NEW ORLEANS
JULY 11 - 13, 2018***



***13TH ANNUAL CONFERENCE
NATIONAL ASSOCIATION OF APPELLATE COURT
ATTORNEYS***

In Association with the University of Richmond Law School

TUITION/REGISTRATION FEES

Conference tuition is \$370 for NAACA members and \$595 for non-members. There is a separate fee of \$30 (\$35 for families) for guests attending social events. **Registration deadline is June 28, 2018.** Checks should be made payable to NAACA (Fed. Tax ID No. 42-1676557). **Credit cards are not accepted.**

DISCOUNTS AVAILABLE

Courts located in the 5th Circuit (Alabama, Louisiana, Mississippi & Texas) receive a 10% discount off regular tuition. **If any court sends 5 or more attorneys**, there will be a 20% discount off of tuition.

MEMBERSHIP

To take advantage of the lower tuition rate, you must be a member of NAACA. For membership information and an application, go to: NAACAonline.org

ACCOMMODATIONS

The Conference is being held at the Hotel Monteleone in the French Quarter of New Orleans. The room rate is \$122. Reservations can be made by calling 800-217-2033. Identify yourself as being with NAACA to get the group rate of \$122.

Conference rates extend 1 day before and after the end of conference, based on availability.

Reservations made after June 15, 2018 will be made on rate and space availability only. For more information on the hotel, go to: hotelmonteleone.com.



WHAT TO PACK Dress is casual.

SOCIAL EVENTS

To enhance informal interaction among attendees, two planned social events are being held at this year's conference: one at the hotel and the ever popular T-shirt lottery reception at the historic Napoleon House restaurant.



AIRLINE AND GROUND TRANSPORTATION

New Orleans International Airport is served by all major airlines.

Taxis to the hotel from the airport will cost \$36.

CLE ACCREDITATION

NAACA is requesting MCLE credit approval for 18 hours, which includes 1.5 hours for ethics. Please be aware that each state has its own rules and regulations, including its definition of "CLE;" therefore, some sessions may not receive credit in certain states.



REFUND POLICY

All fees, less a \$50 processing fee, will be refunded for cancellations received before June 28. There will be no refunds for cancellations received after June 28.

QUESTIONS

Contact: Mary Ellen Donaghy

mdonaghy@richmond.edu

Registration Form

Identifying information provided on this form will be distributed only to conference attendees. Please complete all information and mail to NAACA, Law School, University of Richmond, VA 23173, fax to 804/289-8992 or email to mdonaghy@richmond.edu. Checks should be payable to NAACA. Credit cards not accepted.

First Name	MI	Last Name
Title/Position		Court
Mailing Address	City	State Zip
Business Telephone	Email	

I will be requesting CLE Credit from the following state _____ . **Note: if more than one state is requested, there may be a charge.**

Breakout Sessions (Please check the sessions you plan to attend -choose only one per time period)

Wednesday, July 11 (10:45-12:15p)

Digital Behavioral Criminalistics

Does Sports Law Matter?

Wednesday, July 11 (1:45-3:15p)

For 1st Time Attenders: An Intro...

Roundtable: Best Practices

Immigrant Youth

Thursday, July 12 (10:45a-12:15p)

50th Anniversary of the Fair Housing Act

Civil Law vs Common Law

Thursday, July 12 (1:45-3:15p)

Second Look at Prisoner Litigation

Environmental Law

Friday, July 13 (10:45a-12:15p)

Words for Nerds

Conflict between 1st & 14th Amendments

Friday, July 13 (1:45-3:15p)

Rebooting Justice

Judge Wisdom

Registrant Information

Tuition

\$370/members

\$595/nonmembers

Other

Please list any special needs (including dietary) you may have:

Social Events Signup

Wednesday Reception (free)

Thursday T-Shirt Lottery Reception (free)

Friday, Business Lunch (members only-free)

Guest Information

Name of Guest (s) _____

Social Signup: Wednesday Reception (#) _____ & Thursday T-Shirt Lottery Reception (#) _____

(\$30 single guest; \$35 family— cost covers both events)





NAACA
Law School
University of Richmond, VA
23173

We are pleased to invite you to attend the thirteenth annual National Association of Appellate Court Attorneys (NAACA) conference. This three-day seminar, which is co-sponsored by the University of Richmond Law School, provides continuing legal educational and professional growth opportunities for state and federal appellate court attorneys, and offers structured seminar sessions in the areas of substantive law, professional skills development, and individual growth, as well as opportunities for informal exchange and camaraderie. Our program is replete with speakers renowned in their subject areas, and we are offering a wide variety of foundational and innovative topics. Hope to see you in New Orleans!



NOLA



Join us in the most fun and authentic city in America—a magical place with a unique culture and way of life—a place where centuries old architecture is the backdrop for an invigorating culture.

- *Step back in time*
- *Eat your heart out*
- *Choose to cruise the Mississippi*
- *Walk among the dead (cemetaries, that is)*
- *Rouse your spirit & refresh!*

Program Agenda

Tuesday, July 10

4-6p: **Registration**

Wednesday, July 11

8:30-9a **Opening Remarks & Welcome**

9-10:30a **Supreme Court Review – Civil**

Dean Erwin Chemerinsky, UC/Berkeley Law School

Dean Chemerinsky presents his much-anticipated review of civil cases from the Supreme Court's October Term 2017.

10:45a-12:15p **Breakouts**

1. Digital Behavioral Criminalistics: The Art and Science

David Daniels-Watanabe, FBI

This presentation, which one of our members described as “riveting,” explores the use of digital crime scene reconstruction for successful prosecution of criminal offenders. Digital behavioral criminalistics enables the Behavioral Analysis Unit of the FBI to identify/overlay physical and cyber events that provide an overarching picture of the subject's life. With technology evolving as a conduit for human behavior, these methods of understanding offender-exhibited behaviors are a vital and burgeoning component to investigations and applicable to a diverse set of law enforcement and intelligence efforts.

2. Does Sports Law Matter? You Bet.

Prof. Gabe Feldman, Tulane Law School

Sports law is more than simply representing an athlete in contract negotiations. This growing body of law overlaps substantially with many areas familiar to appellate court attorneys, including labor law, antitrust law, torts, civil rights, defamation, and more. Prof. Gabe Feldman, known as the Sports Law Guy, is Director of the Tulane Sports Law Program and Associate Provost for NCAA Compliance at Tulane University, and he is widely quoted as a leader in the field. He will navigate us through the latest headlines and developments and why we should be paying attention.

1:45-3:15p **Breakouts**

1A. For First-Time Attenders: An Introduction to the Variety of Staff Attorney Offices

Jimmy Frazier, USCA/3 & Joy Hannel, MO CA/E

A discussion of the similarities and differences between staff-attorney offices and an introduction to NAACA, specially geared toward first-time attenders.

1B. Roundtable: You do What?! Best Practices Q & A

Mike Schneider, USCA/5 & Melissa Wood, USCA/4

An opportunity to brainstorm with your peers, to get ideas to take back to the office, and to share your own best practices, in an open format led by experienced supervisors.

2. Immigrant Youth

Prof. Laila Hlass, Tulane Law School

A discussion of emerging issues affecting immigrant youth. Topics such as the school to deportation pipeline and special immigrant juvenile status, which involves coordination with state courts, will be covered.

3:30-5p **Threats to Voting Rights**

Prof. Justin Levitt, Loyola/LA Law School

Voting is the cornerstone of democracy, yet the right to vote may be restricted by political threats such as gerrymandering, punitive voter identification requirements voting roll purges, and attempts to disenfranchise certain blocs of voters. We'll take a look at what's happening around the country in advance of the 2018 elections..

5:30-7:30p **Reception**

Thursday, July 12

9-10:30a **Supreme Court Review—Criminal**

Prof. Janet C. Hoeffel, Tulane Law School

Professor Hoeffel reviews the criminal cases from the Supreme Court's October 2017 term.

10:45a-12:15p **Breakouts**

1. 50th Anniversary of the Fair Housing Act

Prof. Stacy Seicshnaydre, Tulane Law

In this session, Professor Seicshnaydre will discuss the enactment of the Fair Housing Act, outline the landmark cases since its passage, and share her thoughts on emerging issues in fair housing law.

2. Civil Law vs. Common Law: How Different Are They?

Prof. Sally Brown Richardson, Tulane Law

Louisiana is special in many ways, not least of which is its continued adherence to the system of civil law. How is this different in practice from the other 49 states? We'll take a look at some areas, such as property and family law, that highlight the differences, and focus on where the two systems might each learn something from the other. And maybe, just maybe, we'll all leave knowing what usufruct means.

1:45-3:15p

Breakouts

1. How Perspective Shapes Narrative: Taking a Second Look at Prisoner Litigation

Mercedes Montagnes, Promise of Justice Initiative

The Promise of Justice Initiative is a nonprofit organization based in New Orleans that advocates for humane, fair, and equal treatment of individuals in the criminal justice system. In this session, Ms. Montagnes will discuss the many ways in which we, as legal professionals, often interpret the actions of individuals involved in the criminal justice system through a lens that prevents us from recognizing systemic problems.

2. Environmental Law: A Threat Assessment

Prof. Ann Carlson, UCLA Law School

There has been a radical restructuring of environmental protection priorities by the federal government in the last year and a half. What are the effects of these changes? What threats do they pose? What opportunities? What are state and local governments doing in response? This session will take a look at where the front lines have been drawn and where the next legal challenges are headed.

3:30-5p A Dialogue About Ethics in 2018

Judge Andre Davis, USCA/4 (ret'd)

Join the discussion about what it means to be an ethical and professional appellate court attorney in 2018. Topics of interest will include the ethical quandaries posed by social media engagement, political activity, and more. Moderated by the Hon. Anthony M. Davis, Baltimore City Solicitor and former senior judge of the U.S. Court of Appeals for the Fourth Circuit, this session provides an interactive opportunity to explore the ethical guidelines—and their permissive and restrictive boundaries—we face as court employees.

5:45-7:45p T shirt Lottery Reception

Friday, July 13

9-10:30a Employment Law Update

Prof. Joel Friedman, Tulane Law School

Employment discrimination law is a relevant area for appellate court attorneys on both the state and federal levels. In particular, recent litigation has explored employment and sexual orientation and whether Title VII encompasses LGBT discrimination claims. Join Prof. Joel Friedman, a nationally known expert in the field, for a discussion on this and other topical developments.

10:45a-12:15p Breakouts

1. Conflict between the First and Fourteenth Amendments

Prof. Tobias Wolff, Univ. of Pennsylvania Law

The tension between the First and Fourteenth Amendments plays a starring role in *Masterpiece Cakeshop*, one of the most anticipated cases from the Supreme Court this term. In this session, Professor Wolff will discuss this tension as it

played out in *Masterpiece Cakeshop* and as it presents in a variety of state initiatives that aim to allow governments and businesses to deny services to same-sex couples and others based on religious objections.

2. Words for Nerds

Linda Wood, Esq., Senior Editor, Merriam-Webster

Those of us who work in appellate courts pay a lot of attention to words. You might even say we obsess over words. We often turn to dictionaries for precise definitions. Here's a fun opportunity to look behind the scenes at how words get defined. Lexicographer (and reformed lawyer) Linda Wood will talk about what goes into a good definition, how language evolves, Why your 6th grade teacher was wrong about spelling and grammar rules, and some of her favorite legal words. And just maybe we'll have a chance to convince her that staff attorneys are not nerds (def: "an unstylish, unattractive, or socially inept person; especially: one slavishly devoted to intellectual or academic pursuits").

12:15-1:30p NAACA Business Lunch and Meeting-Members Only

1:45-3:15p Breakouts

1. Rebooting Justice: More Technology, Fewer Lawyers, and the Future of Law

Prof. Benjamin Barton, Univ. of Tennessee Law

A discussion of Professor Barton's book, *Rebooting Justice*, in which he describes practical ways in which courts and the legal system at large can improve access to justice for indigent and pro se litigants.

2. Judge John Minor Wisdom

Prof. Joel Friedman, Tulane Law School

Judge John Minor Wisdom served on the U.S. Court of Appeals for the Fifth Circuit from 1957 until his death in 1999. Widely regarded as one of the great appellate judges of the last 100 years, Judge Wisdom authored several instrumental decisions during the Civil Rights era addressing desegregation, employment discrimination, and equal protection, as well as virtually every area of law before the federal courts. Known for his prodigious intellect and insightful opinions, Judge Wisdom was awarded the Presidential Medal of Freedom in 1993 and the ABA Medal in 1996. Prof. Joel Friedman, author of "Champion of Civil Rights: Judge John Minor Wisdom," will share his insight and experience in writing his revealing biography about this civil rights hero.

3:30-5p Trump Law: New and Unusual Legal Issues from the Current Presidency

Prof. Marty Lederman, Georgetown Law School

Professor Lederman will discuss the ever-burgeoning field of "Trump Law," including issues concerning emoluments, sanctuary cities, and the President's removal and pardon powers.