

NATIONAL CONSORTIUM FOR CAPITAL DEFENSE TRAINING^{*}
CAPITAL LITIGATION IMPROVEMENT INITIATIVE

CAPITAL DEFENSE TRAINING

SAMPLE AGENDA

DAY ONE

- 7:30 – 8:30 AM Registration/Check-In
- 8:30 -- 8:45 AM **WELCOME & INTRODUCTORY REMARKS**
- 8:45 – 10:30 AM **EXACTLY HOW DEATH IS DIFFERENT – USING THE ABA GUIDELINES TO MEET THE STANDARD OF CARE IN DEATH PENALTY CASES
and THE TEAM APPROACH TO SOCIAL HISTORY INVESTIGATION**
- 10:30 AM BREAK
- 10:45 AM **BRAINSTORMING AND DEVELOPING YOUR THEORY OF THE CASE**
- 11:45 AM LUNCH – **BRAINSTORMING BRAINSTORM – WHAT WORKS FOR YOU?**
- 1:00 - 3:00 PM SMALL GROUPS
BRAINSTORMING THEMES AND THEORY OF THE CASE
- 3:00 PM BREAK
- 3:15 - 4:15 PM **BUILDING ALLIANCES WITH CLIENTS & EFFECTIVE TEAMWORK**
- 4:15 - 5:15 PM **THE ETHICS OF THINKING ABOUT A PLEA – IT'S NEVER TOO EARLY**
- 5:15 – 7:00 PM SMALL GROUPS
EFFECTIVE TEAMWORK, WORKING WELL WITH CLIENTS & NEGOTIATING PLEAS

DAY TWO

- 8:15 – 8:30 AM Informal Participant Debriefing/Feedback
- 8:30 – 9:45 AM **TRAUMA AND ABUSE ISSUES IN CAPITAL CASES**
- 9:45 AM BREAK
- 10:00 – 11:30 AM **IDENTIFYING SIGNS AND SYMPTOMS OF MENTAL HEALTH PROBLEMS
AND THINKING ABOUT PSYCHOLOGICAL EVALUATIONS IN CAPITAL CASES**
- 11:45 AM LUNCH – **THINKING ABOUT MENTAL HEALTH ISSUES (ROUNDTABLE)**

^{*} This project was supported by Grant No. 2007-CP-BX-K001 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, and the Office for Victims of Crime. Points of view or opinions in this document are those of the author and do not represent the official position or policies of the United State Department of Justice.

1:00 – 2:30PM SMALL GROUPS
BRAINSTORMING MENTAL HEALTH ISSUES IN YOUR CASE

2:30 PM BREAK

2:45 - 4:00 PM **RACE AND CULTURE ON THE TEAM AND IN THE CASE**

4:00 – 6:00 PM SMALL GROUPS
BRAINSTORMING RACE AND CULTURE ISSUES IN YOUR CASE

6:00 PM **MITIGATION SPECIALIST AND INVESTIGATOR STRATEGY SESSION**

DAY THREE

8:15 – 8:30 AM Informal Participant Debriefing/Feedback

8:30 – 9:30 AM **INVESTIGATION ISSUES IN A CAPITAL CASE**

9:30 AM BREAK

9:45 – 10:45 AM **CONSIDERATIONS IN PRESENTING THE PENALTY PHASE CASE & STORYTELLING**

10:45AM - 12:00PM SMALL GROUPS
**WHEN FACT AND MITIGATION INVESTIGATIONS OVERLAP &
INTEGRATING GUILT AND PENALTY PHASE THEMES AND THEORIES**

12:00 PM LUNCH

1:15 - 2:15 PM **PRESERVING ERROR IN CAPITAL CASES**

2:15 - 3:15PM **THE WHYS AND HOWS OF VICTIM WORK**

3:15 PM BREAK

3:30 – 4:30 PM **BRAINSTORMING STRATEGIES FOR GETTING ENOUGH FUNDS & TIME TO DO
WHAT IS NECESSARY -- AND HOW EVERYONE ON THE TEAM MUST BE
INVOLVED**

4:30 – 5:15 PM **PENALTY PHASE CLOSING DEMONSTRATION**

5:15 PM **CLOSING REMARKS**



Capital Litigation

AGENDA

EVENT	MONDAY	ACTIVITY	OTHER INFORMATION
	8:00 a.m.	Registration	<i>A032</i>
	8:30 a.m.	Welcome and Orientation—NDAA	<i>A032</i>
1	9:00 a.m.	Overview and Critical Issues	<i>A032</i>
	10:00 a.m.	Break	<i>NAC Café</i>
2	10:15 a.m.	Charging Decisions	<i>A032</i>
	11:30 a.m.	Lunch	<i>NAC Café</i>
	1:15 p.m.	The Capital Litigation Pilot Training Project	<i>A114</i>
3	1:30 p.m.	Pretrial Practice in Capital Litigation	<i>A032</i>
	3:00 p.m.	Break	<i>NAC Café</i>
4	3:15 p.m.	Discovery: Issues with Brady and Giglio	<i>A032</i>
	4:30 p.m.	Adjourn	
EVENT	TUESDAY	ACTIVITY	OTHER INFORMATION
5	8:30 a.m.	Jury Selection in Capital Cases Greg Davis	<i>A032</i>

EVENT	TUESDAY	ACTIVITY	OTHER INFORMATION
	10:00 a.m.	Break	<i>NAC Café</i>
6	10:15 a.m.	Closing Arguments in Capital Cases	<i>A032</i>
	11:30 a.m.	Lunch	<i>NAC Café</i>
7	1:30 p.m.	Mental Health and Retardation Issues	<i>A032</i>
	3:00 p.m.	Break	<i>NAC Café</i>
8	3:15 p.m.	Issues and Practices in the Penalty Phase	<i>A032</i>
	4:30 p.m.	Adjourn	
EVENT	WEDNESDAY	ACTIVITY	OTHER INFORMATION
9	8:30 a.m.	Protecting the Record	<i>A032</i>
	9:30 a.m.	Break	<i>NAC Café</i>
10	9:40 a.m.	Ethics and Professionalism in Capital Litigation	<i>A032</i>
	10:50 a.m.	End of Course Announcements	