

# TCDLA Innocence for Lawyers

## CO-Sponsored with Innocence Project of Texas

### Austin, Texas : August 8-9, 2019: CLE 13.0, Ethics .75 DUE BY July 22, 2019

#### Course Directors

Rick Wardroup – Lubbock  
 Philip Wischkaemper – Lubbock  
 Carlos Garcia – Austin

#### Overview

Innocence for a citizen accused may come at a number of intervals in a case. Trial counsel may be able to investigate the facts of the allegation and develop evidence of innocence which, when presented to the prosecutor, justifies a dismissal of the case. Thorough investigation may also result in a “not guilty” verdict at trial when the evidence and the procedures of a trial produce a “not guilty” verdict. Very often, though, it is the prosecution of a Writ of Habeas Corpus which results in a determination that the citizen who was convicted is actually innocent. This seminar will train on the development of an innocence claim at each of the three stages of litigation described. Particular attention will be paid to the type of investigation, the assistance which will be necessary and the process of the prosecution of the claim. This program dovetails nicely with TCDLA’s Forensics program in October, as it is common for the claims which produce relief are those based on science, either new science which provides new insight or old science which has been discredited.

#### Agenda

##### Thursday, August 8, 2019

- 12:00 pm **Registration**
- 12:45 pm **Opening Remarks ~**
- 1:00 pm **Investigating Prosecutorial Misconduct ~**
- 2:15 pm **The Nuts and Bolts of Habeas Practice ~**
- 3:15 pm **Break**
- 3:30 pm **Jailhouse Snitch Testimony ~**
- 4:30 pm **State Efforts to Free the Innocent ~**
- 5:30 pm **Break**
- 5:15 pm **Ineffective Assistance ~**
- 6:00 pm **Break**
- 6:15 pm **Dinner Presentation**
- 7:30 pm **Adjourn**

##### Friday, August 9, 2019

- 7:45 am
- 8:15 am **Opening Remarks ~**
- 9:00 am **Unpacking Probabilistic Genotyping ~**
- 10:00 am **Investigative Bias ~**
- 11:45 am **Break**
- 12:00 pm **Detection And Defense of Deceptive Interrogation ~**
- 1:45 pm **Lunch Presentation – Criminal Justice Reform ~**
- 2:00 pm **Junk Science ~**
- 3:45 pm **Break**
- 4:15 pm **Investigation for and Conduct of 702 Hearing~**
- 5:15 pm **Adjourn**

#### Reserve My Space I Materials

##### Check all that apply: August 8-9, 2019

<input type="checkbox"/>	<b>\$35</b> including \$15 tuition (for all classes, continental breakfast and materials) **plus a \$20 voluntary payment to support TCDLA.
<input type="checkbox"/>	Texas Criminal Defense Lawyer – Who Regularly Represents Indigent Defendants
<input type="checkbox"/>	Texas Judge
<input type="checkbox"/>	Texas Student
<input type="checkbox"/>	Mitigation Specialist
<input type="checkbox"/>	Paralegal
<input type="checkbox"/>	Investigator
<input type="checkbox"/>	Social Worker
<input type="checkbox"/>	Legal Assistant
<input type="checkbox"/>	If you do not wish to make the voluntary payment, please remit only \$15 and mark this box.
<input type="checkbox"/>	<b>I will need a complimentary hotel stay</b> for check-in 8/8 and depart 8/9, Provided by TCDLA. * Limited number, first come first serve.
<input type="checkbox"/>	I do not need hotel stay
<input type="checkbox"/>	I have special needs and have listed them below. <input type="checkbox"/> vegetarian lunch <input type="checkbox"/> other

\*Special needs or financially unable to pay contact TCDLA

#### Meeting/Lodging Location

Limited number of complimentary rooms are available. The lodging will be available at the Wyndham Garden, located at 3401 South IH 35 Austin, TX 78741. Call 512-448-2444 to make a reservation; mention TCDLA to receive group rate of \$109 per night, single or double occupancy. **Hotel cutoff is 7/22/19, or until room block is full, whichever comes first.**

#### Payment (CASH IS NOT ACCEPTED)

##### Registration

\* **Credit Card is required: If you do not cancel your registration and/or hotel 72 hours before your check in date, you will be charged a no-show fee of \$150.00. Please contact hotel directly to cancel your room.**

Card Number: \_\_\_\_\_

Expiration Date: \_\_\_\_\_

Name on Card: \_\_\_\_\_

\* Depending on funds mileage may be reimbursed; information will be available after seminar.

**By using this form to register for a course you affirm that you are a licensed Texas criminal defense attorney who regularly represents indigent defendants. Innocence for Lawyers Seminar is sponsored by CDLP, a project of TCDLA, funded by the Court of Criminal Appeals of Texas**

#### Contact

Name \_\_\_\_\_

Bar Number \_\_\_\_\_

Street Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

E-mail \_\_\_\_\_

Phone \_\_\_\_\_ Cell \_\_\_\_\_

#### Join TCDLA #tcdlastrong #onevoice

- Auto Draft save \$20 Annually \$180
- Renew Membership Annually – opt out of auto draft \$200
- New Member and Second-Year Member \$100

For your convenience, TCDLA uses AUTO-RENEWAL for all membership dues, using your checking account or credit card. You will be automatically enrolled in the auto-renewal program, so you do not have to do anything while continuing to enjoy membership benefits every year! You can always opt out of auto-renewal anytime by simply emailing mrendon@tcdla.com or by checking the opt-out option above.

#### Payment Check Credit Card

Credit Card Number \_\_\_\_\_ Expiration Date \_\_\_\_\_

Signature \_\_\_\_\_

#### General Information

NOTE: Please read before registering: you may not register for this program if you are, or are working for, or are affiliated, clerking or interning with: a full-time law enforcement officer, a full-time or part-time state or federal prosecutor, or if you are a full-time or part-time criminal defense attorney who is currently acting as a prosecutor or special prosecutor in a capital case (unfortunately, no exceptions).

\*Tuition will be used to cover future expenses of TCDLA’s grant programs or to provide for items that the grant cannot sufficiently cover.

\*\*Voluntary contributions go to support the Texas Criminal Defense Lawyers Association (TCDLA), a nonprofit organization and will go directly to TCDLA’s private fund account.

CANCELLATION POLICY: Written notice must be received 5 business days prior to the program (E-mail: mschank@tcdla.com). After this date, no refunds, but the substitution of attendees will be permitted with prior approval. Registrants who paid tuition and are not entitled to a refund can receive the course materials. Note: Tuition waiver recipients must attend the program to receive materials.

Tax Notice: \$36 of your annual dues (\$19 if a student member) is for a one-year subscription to the VOICE for the Defense. Dues to TCDLA are not deductible as a charitable contribution but may be deducted as an ordinary business expense.