



Minnesota State Bar Association
Continuing Legal Education
Your State Bar at Work For You

MASTERS IN TRIAL



A unique opportunity to watch a trial demonstration from opening statements to jury deliberations.

Be “in the courtroom” as some of the leading trial lawyers in Minnesota and the country present a case before a presiding judge and a jury, complete with witnesses, experts, courtroom visuals and actual jury deliberations.

Wednesday, July 11, 2012
Minnesota CLE Conference Center
Seventh Street & Nicollet Mall
Third Floor City Center, Minneapolis

Minnesota CLE is pleased to co-sponsor this unique seminar with the Foundation of the American Board of Trial Advocates.

This is a rare opportunity to observe the styles and techniques of some of Minnesota's – and America's – leading trial lawyers. This trial demonstration is complete with a judge, witnesses, exhibits, a jury – *and you'll watch actual jury deliberations as they happen.*

The skills you will see demonstrated in this personal injury trial are applicable to virtually every other civil case.

Eleven experienced trial lawyers will participate in this damages trial, which explores nuances of traumatic brain injuries received by a young RN in an auto accident. She has brought suit against the drivers of the two cars for \$300,000 in medical expenses and alleging permanent neurological impairment, headaches and personality change. The defense will show that she was able to successfully complete a year-long intensive specialty training post-accident and is functioning at a high level.

This seminar will be valuable to attorneys who are just beginning their litigation practice as well as the experienced attorney who would appreciate observing and learning new ideas and methods.



ABOUT ABOTA

The preservation of the civil jury trial – the embodiment of the concept “Justice by the People” – is the primary purpose of the American Board of Trial Advocates. As faithful stewards of the constitutional right, the more than 6500 members of ABOTA are divided between defense and plaintiff civil trial lawyers. By imposing high membership standard, ABOTA, made up of some of the leading trial lawyers in America, has earned the reputation as the “best of the best.”

Educating attorneys in the art of trial advocacy has been a primary goal of the Foundation of the American Board of Trial Advocates since its inception. This *Masters in Trial* seminar shows how experienced trial lawyers conduct a trial without war stories. ***Don't miss it!***

SCHEDULE

- 8:00 – 8:35 a.m. Registration, check in, continental breakfast
- 8:35 – 8:45 a.m. **Introduction**
- 8:45 – 9:00 a.m. **Overview of Trial**
A review of the fact pattern to be tried today and pertinent issues to be addressed by plaintiff and defense.
– Trial Coordinators William R. Sieben, Peter W. Riley and Gregory M. Weyandt
– Presiding Judge Kathryn D. Messerich
- 9:00 – 9:45 a.m. **Opening Statement**
Plaintiff Kathleen Flynn Peterson
Defense William H. Ginsburg
- 9:45 – 10:30 a.m. **Examination of Plaintiff**
Direct..... James P. Carey
Cross..... Jan M. Gunderson
Re-Direct..... James P. Carey
- 10:30 – 10:45 a.m. Break
- 10:45 – 11:30 a.m. **Examination of Treating Doctor**
Direct..... Stephanie A. Ball
Cross..... James T. Martin
Re-Direct..... Stephanie A. Ball
- 11:30 – 12:00 p.m. **Panel Discussion on Strategy and Technique**
Panel includes morning trial team members
- 12:00 – 1:00 p.m. Lunch (on your own)
- 1:00 – 1:35 p.m. **Examination of Before and After Witness**
Direct..... David W.H. Jorstad
Cross..... Jan M. Gunderson
Re-Direct..... David W.H. Jorstad
- 1:35 – 2:20 p.m. **Examination of Defendant’s Independent Medical Examiner**
Direct..... Rebecca Egge Moos
Cross..... William D. Harper
Re-Direct..... Rebecca Egge Moos
- 2:20 – 2:35 p.m. **Panel Discussion on Strategy and Technique**
While judge gives jury instructions in jury room
- 2:35 – 2:50 p.m. Break
- 2:50 – 3:50 p.m. **Closing Argument**
Defense..... Sally J. Ferguson
Plaintiff..... Richard H. Middleton
- 3:50 – 4:50 p.m. **Jury Deliberation**
Broadcast *live* to the audience
- 4:50 – 5:15 p.m. **Panel Discussion on Strategy and Technique**
Panel includes afternoon trial team members

FACULTY

Trial Coordinators

William R. Sieben

Schwebel Goetz & Sieben PA
Minneapolis

Gregory M. Weyandt — Defense

Briol and Assocs. PLLC
Minneapolis

Peter W. Riley — Plaintiff

Schwebel Goetz & Sieben PA
Minneapolis

Presiding Judge

The Honorable Kathryn D. Messerich

First Judicial District of Minnesota
Hastings

Defense Team

Sally J. Ferguson

Arthur, Chapman, Kettering, Smetak
& Pikala
Minneapolis

William H. Ginsburg

President, The ABOTA Foundation
ADR Services, Inc
Los Angeles, CA

Jan M. Gunderson

Bassford Remele, PA
Minneapolis

James T. Martin

Gislason, Martin & Varpness
Edina

Rebecca Egge Moos

Bassford Remele, PA
Minneapolis

Plaintiff's Team

Stephanie A. Ball

Fryberger, Buchanan, Smith & Frederick, P.A.
Duluth

James P. Carey

Sieben, Grose, Von Holtum & Carey, LTD.
Minneapolis

William D. Harper

Harper & Peterson, P.L.L.C.
Woodbury

David W.H. Jorstad

McCoy, Peterson, & Jorstad, Ltd.
Minneapolis

Richard H. Middleton, Jr.

The Middleton Firm, L.L.C.
Savannah, GA

Kathleen Flynn Peterson

Robins, Kaplan, Miller & Ciresi, LLP
Minneapolis

Comments from Previous Attendees

"Seeing several highly skilled trial lawyers at work and observing the jury deliberation was an excellent learning opportunity."

"Fabulous! Best CLE seminar I've ever been to."

"Interesting to see the styles and techniques of successful trial lawyers."

"Realism! Great to watch "real-life" direct and cross-examination."

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LIVE PRESENTATION

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HOTEL INFORMATION

If you require overnight accommodation, the most convenient hotels to our Conference Center are the Marriott City Center (612-349-4000) and the Radisson Plaza (612-339-3900).

CREDITS

Minnesota CLE is applying to the Minnesota State Board of CLE for **7.0 standard CLE credits** and to the MSBA for **7.0 Civil Trial Specialist credits**. The maximum number of total credits you may claim for this course is **7.0**.

ACCOMMODATION

If you have a disability and need an accommodation in order to attend this seminar, please contact us as soon as possible at 2550 University Avenue West, Suite 160-S, Saint Paul, MN 55114 or call us at 651-227-8266 or 800-759-8840.

CANCELLATION POLICY / NO-SHOW POLICY

Paid registrants who cancel their registration at least 3 business days before the program will receive a full credit on their account; if fewer than 3 business days, a \$25 administrative fee will be deducted.

NEW LAWYER SCHOLARSHIP PROGRAM

In recognition of the challenges facing lawyers entering the profession, Minnesota Continuing Legal Education has established a scholarship program for unemployed and underemployed lawyers admitted less than three years. Those wishing to apply for such assistance should contact Grant at 651-254-2111 or gdavies@minncle.org for details.

QUESTIONS?

Please call Minnesota CLE at **651-227-8266** or **800-759-8840** or visit us on the web at **www.minncle.org**.

PLEASE "✓" APPROPRIATE BOX BELOW:

LIVE – 7/11/12

- \$295 MSBA & ABOTA members
- \$295 paralegal
- \$355 standard rate

NEW LAWYER DISCOUNT!

- I was first admitted to the bar after July 11, 2009, and have deducted \$60 from the registration fee marked above.

I have a MN CLE Season PassSM. Pass # _____

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City/State/Zip _____

Phone _____ Fax _____

Email _____

Attorney License No. (if applicable) _____

Profession, if non-attorney _____

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- Signature _____

TO REGISTER:

MAIL TO: Minnesota CLE
2550 University Ave W. Suite 160-S
St. Paul, MN 55114

FAX TO: Minnesota CLE at 651-227-6262

GO ONLINE: www.minncle.org

OR CALL: Minnesota CLE at 651-227-8266 or 800-759-8840