

The 2021 Criminal Justice Institute Faculty

Excellence and Experience for Every Session

Featured Speakers

Chief Justice Lorie Skjerven Gildea

Chief Justice Gildea has served as the Chief Justice of the Minnesota Supreme Court since 2010. Prior to that she served as an associate justice from 2006 to 2010 and as a district judge in the Fourth Judicial District from 2005 to 2006. Before being appointed to the bench, Chief Justice Gildea was a prosecutor in the Hennepin County Attorney's Office, Associate General Counsel at the University of Minnesota and in private litigation practice at Arent Fox in Washington, D.C.

Representative Jamie A. Becker-Finn (42B, DFL)

Representative Jamie Becker-Finn is an Assistant Hennepin County Attorney, where she has primarily worked on domestic violence cases. She was first elected in 2016 and is the Chair of the Judiciary Finance and Civil Law Committee. Rep. Becker-Finn is a founding member of the People of Color & Indigenous Caucus in the Minnesota Legislature and has served on the House Public Safety Committee.

Minnesota Attorney General Keith M. Ellison

Attorney General Keith Ellison represented Minnesota's 5th Congressional District in the U.S. House of Representatives from 2007 to 2019. Before being elected to Congress, Attorney General Ellison served four years in the Minnesota House of Representatives. Prior to entering elective office, he spent 16 years as an attorney specializing in civil-rights and defense law, including five years as executive director of the Legal Rights Center. Attorney General Ellison received his law degree from the University of Minnesota Law School.

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This "Watch Again" feature is reserved for attendees only. Credit is not available for re-watching sessions. Any viewing of sessions outside the listed Institute dates and times is not eligible for credit; it is for educational purposes only. Credit is available only for viewing the original presentation August 25 & 26, 2021.

CREDITS

Minnesota CLE is applying to the Minnesota State Board of CLE for a total of **12.25 CLE credits**, including **1.0 ethics credit each for sessions 202 & 703**, and **1.0 elimination of bias credit for session 502**.

Application is also being made to the Minnesota Peace Officer Standards and Training Board for POST credits, and the Minnesota State Bar Association for criminal law specialist credits.

INSTITUTE MATERIALS

Registration for this course includes online access to the entire course manual.

CANCELLATION POLICY / NO-SHOW POLICY

Paid registrants who cancel before the seminar will receive a full credit on their account, or refund upon request. Paid registrants who do not cancel and are unable to attend will retain access to the seminar written materials and PowerPoint presentations through their website account. Passholders may purchase the materials at 50% of the full retail price.

QUESTIONS?

Call Minnesota CLE at **651-227-8266** or **800-759-8840**. Or visit us online at www.minncle.org.

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The 56th Annual Criminal Justice Institute

Wednesday & Thursday, August 25 & 26, 2021

Attend Online – No In-Person Attendance

ONLINE INSTITUTE – AUGUST 25 & 26, 2021

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You can purchase the 2021 Criminal Justice Institute manual in hardcopy for \$95 (plus tax and handling) by calling Minnesota CLE at 800-759-8840 or 651-227-8266. The electronic version is available online for \$95 (plus tax) and may be purchased at www.minncle.org after September 7.



Minnesota Continuing Legal Education
Your Success Is Our Goal

AUGUST 25 & 26, 2021
LIVE ONLINE ONLY

In-Person Passholders – You may use your Pass to register for the live online Institute at no charge.

The 56th Annual

Criminal Justice Institute

FEATURING:



Chief Justice Lorie S. Gildea

Emerging from Crisis: The Post-Pandemic Future of Minnesota Courts



Attorney General Keith M. Ellison

The Attorney General's Criminal Justice Update



Representative Jamie A. Becker-Finn

2021 Legislative Update

3 Tracks – Updates, Trial Practice, and Popular Interest

PLUS – 1 Year "Watch Again" Access for All Sessions

CRITICAL UPDATES • FRESH INSIGHTS • DIVERSE PERSPECTIVES

Moving Beyond COVID-19

New Procedures, New Expectations

9 Essential Updates

New Cases, Legislation and Rules

Transforming Criminal Justice

Conviction Review, Restorative Justice

Confronting Inequity

Bail Reform, Pardons, Immigration

Minnesota’s leading criminal law conference delivers again in 2021 – timely and practical updates and expert insights to elevate your advocacy skills and expand access to justice.

A Special Thank You to Our Esteemed Faculty

The presenters appearing in this program donated their time, effort and expertise for the benefit of the criminal justice system and the advancement of the legal profession. We thank them for their dedication and generosity.

A Big Thank You to Our Sponsor



And the MSBA Criminal Law Section, Minnesota County Attorney’s Association, the Office of the Minnesota Public Defender, The Bureau of Criminal Apprehension, the Office of Continuing Legal Education for State Court Personnel, the Office of the Attorney General, and the Minnesota Association of Criminal Defense Lawyers.

All Attendees Will Receive:

- the 2021 Minnesota Criminal Code Book
- the ability to watch all Institute sessions for one year (not for CLE credit)
- electronic access to materials and PowerPoint slides during and up to one year after the Institute

DAY 1 – AUGUST 25

8:20 – 8:50 a.m. JOIN ONLINE

8:50 – 9:00 a.m. WELCOME & ANNOUNCEMENTS

MORNING PLENARY

9:00 – 9:45 a.m. **Emerging from Crisis: The Post-Pandemic Future of Minnesota Courts**
– Chief Justice Lorie S. Gildea

9:45 – 9:50 a.m. BREAK

9:50 – 10:35 a.m. **2021 Legislative Update**
– Rep. Jamie A. Becker-Finn

10:35 – 10:45 a.m. BREAK

10:45 – 11:30 a.m. **Minnesota Attorney General’s Update**
– Minnesota Attorney General Keith M. Ellison

11:30 a.m. – 12:05 p.m. LUNCH BREAK

Game Changers
People and ideas that are transforming our understanding of justice and changing the way we advocate.

Enjoy an enlightening conversation with **Game Changer Emily Hunt Turner** as she discusses **Legal Revolution**, a new collaborative legal initiative.

AFTERNOON PLENARY

12:05 – 1:05 p.m. **Top Minnesota Criminal Decisions**
– Benjamin J. Butler
– Jean E. Burdorf

1:05 – 1:15 p.m. BREAK

1:15 – 2:15 p.m. **2021 U.S. Supreme Court Review**
– Professor Colette Routel

2:15 – 2:30 p.m. BREAK

	2:30 – 3:30 p.m. BREAKOUT A	3:45 – 4:45 p.m. BREAKOUT B
2021 UPDATES	101 2021 DWI Update: Retroactivity and More – Jeffrey S. Sheridan	201 Search and Seizure Update – Abigail H. Rankin
TRIAL PRACTICE	102 Animal Cruelty Law in Minnesota – Reese Frederickson Ann Olson Judge Gordon W. Shumaker Marianne Settano Shumaker	202 Ethics – Safekeeping Property, Funds, and Files 1.0 ethics credit applied for – Susan M. Humiston
POPULAR INTEREST	103 Re-imaging Justice, Safety and Access – An Open Forum – Attorney General Keith M. Ellison Rep. Athena Hollins Rep. Cedrick R. Frazier	203 Cellphones are the New DNA – The Emerging Role of Mobile Device Forensics in Wrongful Conviction Exonerations – John J. Carney
	3:30 – 3:45 p.m. BREAK	

DAY 2 – AUGUST 26

8:30 – 9:00 a.m. JOIN ONLINE

9:00 – 10:00 a.m. **Court Operations Across the State – What to Expect and What Judges Expect from You**
– Chief Judge Leonardo Castro
Chief Judge Michael J. Cuzzo
Judge Michelle Winkis Lawson
Assistant Chief Judge Kerry W. Meyer

10:00 – 10:15 a.m. BREAK

10:15 – 11:15 a.m. BREAKOUT C

10:15 – 11:15 a.m. **Sentencing Update – Changes Coming in 2021**
– Nathaniel J. Reitz

10:15 – 11:15 a.m. **How to Do Omnibus Hearings and Pre-Trial Motions in 2021**
– Paul C. Engh

10:15 – 11:15 a.m. **Confronting Inequities in Pre-Trial Detention and the Cash Bail System – What is the Solution or Alternative?**
– John J. Choi
Elizer Darris
Prof. Joshua Page

11:15 a.m. – 12:00 p.m. LUNCH BREAK

1:00 – 1:15 p.m. BREAK

Game Changers
People and ideas that are transforming our understanding of justice and changing the way we advocate.

Enjoy an engaging conversation with **Game Changer Jazz A. Hampton** as he discusses **TurnSignl**, an app for on-demand live legal service during police-citizen encounters.

	10:15 – 11:15 a.m. BREAKOUT C	12:00 – 1:00 p.m. BREAKOUT D	1:15 – 2:15 p.m. BREAKOUT E	2:30 – 3:30 p.m. BREAKOUT F	3:45 – 4:45 p.m. BREAKOUT G
2021 UPDATES	301 Sentencing Update – Changes Coming in 2021 – Nathaniel J. Reitz	401 Police Reform Update – Implementing the New Use of Force Statute – Superintendent Andrew W. Evans Chief Jeff Potts Justin Terrell Frederick K. Bruno, moderator	501 Gun Law Update – Restoration Rights – Steven K. Budke	601 Prosecutors Update – Investigating, Prosecuting and Resolving Cases in 2021 – Hao Q. Nguyen Kacy L. Wothe Kevin O’Laughlin, moderator	701 Mental Health Update – Civil Commitment and Competency to Stand Trial – Ellen A.C. LaVigne
TRIAL PRACTICE	302 How to Do Omnibus Hearings and Pre-Trial Motions in 2021 – Paul C. Engh	402 Getting an Expungement, Pardon, Conviction Review or Clemency – Kelly J. Keegan Karmen M. McQuitty Nilushi S. Ranaweera Prof. JaneAnne Murray	502 Towards Proportionality and Equity: Considering Immigration Issues and Collateral Consequences 1.0 elimination of bias credits applied for – Maria Miller Jorge Saavedra F.	602 Using Restorative Justice to Resolve Your Case – Willow J.N. Anderson Jack G. Rice dr. raj	702 Constitutional Arguments Before, During and After Trial – Caitlinrose H. Fisher Mary F. Moriarty Andrew H. Mohring
POPULAR INTEREST	303 Confronting Inequities in Pre-Trial Detention and the Cash Bail System – What is the Solution or Alternative? – John J. Choi Elizer Darris Prof. Joshua Page	403 Half of a Dirty Dozen Rape Shield Law and Nuances – Christina M. Zauhar Interstate Compact Issues – Michael J. Brandt Title IX/ Misconduct Investigations – Sean R. Somermeyer Repeat Sex Offenders – Sentencing and PSI Issues – Angella M. Erickson Gun Law and Domestic Violence – Kelly J. Keegan The Boston Massacre Trial and John Adams – Marsh J. Halberg, moderator	503 Jury Trials, Public Access and Technology – How Covid and Chauvin Re-set Expectations – Kassius O. Benson	603 Video Without Testimony – Does It Violate Hearsay and the Right to Confront Witnesses? – Hannah L. Martin Joseph P. Tamburino	703 Constant Crisis – Understanding How Stress and Trauma Affect Ethical Behavior 1.0 ethics credit applied for – Joan M. Bibelhausen Robert M. Schuneman
	3:30 – 3:45 p.m. BREAK				

11:15 a.m. – 12:00 p.m. LUNCH BREAK

1:00 – 1:15 p.m. BREAK

2:15 – 2:30 p.m. BREAK

3:30 – 3:45 p.m. BREAK