

FACULTY

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COURSE INFORMATION

LIVE IN PERSON

Thursday, March 14, 2024
Minnesota CLE Conference Center
600 Nicollet Mall, Suite 370
Third Floor City Center, Minneapolis

ONLINE REPLAYS

Wednesday, April 3, 2024
Tuesday, April 16, 2024
View online at www.minncle.org
A moderator will be available to
answer questions by email.

CREDITS

Minnesota CLE is applying to the
Minnesota State Board of CLE for
6.0 standard CLE credits.
Minnesota CLE also is applying to
the Minnesota State Bar Association
for **6.0 criminal law specialist**
credits.

SCHOLARSHIPS AVAILABLE

Minnesota CLE maintains a
scholarship program for those with
a financial need. Please contact
Grant at gdavies@minncle.org or
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to obtain an application.

COURSE MATERIALS

In-person attendees will receive
hard copies of any course materials
submitted. All attendees will have
access to all course materials
via their Minnesota CLE website
accounts.

ACCOMMODATION

If you have a disability and need
an accommodation in order
to attend this seminar, please
contact Minnesota CLE as soon
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the seminar will receive a refund
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DATED MATERIAL – PLEASE EXPEDITE!



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DWI ADVANCED ADVOCACY

*Strategies for Addressing
Cannabis and Other
Complex Issues*



Attend in Person
Thursday, March 14, 2024

DWI ADVANCED ADVOCACY

Strategies for Addressing Cannabis and Other Complex Issues

Designed Specifically for DWI Practitioners:

- Minnesota's New Oral Fluid
Roadside Test for Cannabis
- Challenging **Field Sobriety
Tests**
- Handling Serious
**Injury, Death and
Repeat Offenders**
- Persuading
Judges and Juries



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Can't attend in person? View an online replay!
Wednesday, April 3, 2024 or Tuesday, April 16, 2024



MINNESOTA CONTINUING LEGAL EDUCATION
Your Success Is Our Goal

SCHEDULE

8:30 – 9:00 a.m. CHECK-IN & CONTINENTAL BREAKFAST

9:00 – 9:05 a.m. WELCOME & ANNOUNCEMENTS

9:05 – 10:05 a.m.

Prosecuting Cannabis-Impaired Driving Cases – The Oral Fluid Roadside Testing Project and Other Emerging Issues

This session will discuss how law enforcement conducts investigations for cannabis impairment with special emphasis on Minnesota's New Oral Fluid Roadside Testing Project. The session will cover common legal issues in cannabis-impaired cases, how to present and analyze evidence in these cases from the perspective of the prosecution, and current case law.

– *David S. Bernstein*

10:05 – 10:50 a.m.

Defending Cannabis-Impaired Driving Cases – Challenging Impairment, Probable Cause and Why a Cannabis Case Is Different in 2024

Get the defense perspective on the impact of Minnesota's legalization of cannabis, cannabis intoxication and its effect on driving, cannabis detection, constitutional issues and special considerations related to medical use of cannabis.

– *Michael J. Brandt*

10:50 – 11:00 a.m. BREAK

11:00 a.m. – 12:30 p.m.

A Scenario-Based Approach to Conducting and Challenging Standardized Field Sobriety Tests

Learn how to identify common flaws in administration of a SFST, scoring errors, and environmental influences that can invalidate test results. Discover effective strategies for presenting challenges to SFST evidence in court, including how to cite relevant case law and scientific research.

– *David S. Bernstein*
– *Stephen M. Foertsch*
– *Lt. Andrew T. Martinek*

12:30 – 1:15 p.m. LUNCH BREAK (on your own)

1:15 – 2:30 p.m.

Understanding What Persuades Judges and Juries

This session discusses what actually happens in the courtroom during a DWI case and what persuades judges and juries. Learn how juries have reacted to different types of evidence and trial presentations and the impact of emerging technology.

– *Jill A. Brisbois*
– *Joseph D. Van Thomme*

2:30 – 2:45 p.m. BREAK

2:45 – 4:15 p.m.

How to Defend Felony DWI Cases in 2024 – Special Considerations for Serious Injury, Death and Repeat Offenders

This session will discuss the legal nuances of vehicular homicide charges, including potential overlap with civil suits and how it may impact the criminal defense strategy. It will also explore the specific laws and sentencing enhancements applicable to repeat offenders; the admissibility and use of prior DWI convictions in court, including potential challenges and counterarguments; and mitigation strategies you may use for cases involving serious injury, death and repeat offenders.

– *Daniel J. Koewler*

Register today at www.minncle.org

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TUITION:

\$295 MSBA member rate

\$295 paralegal rate

\$345 standard rate

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