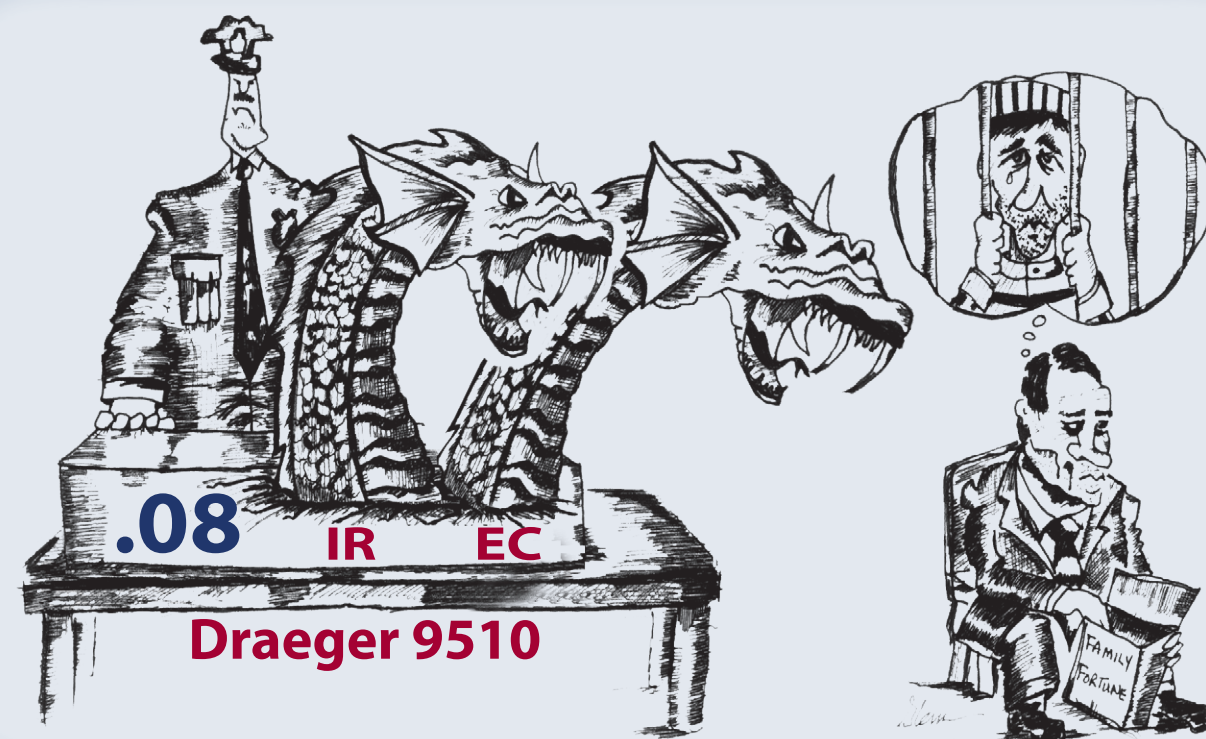


DUI Defense – Slaying the Draeger



DUI Defense – Slaying the Draeger

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December 14, 2018

Online Information and Registration at
www.wfcjseminar.com

PROGRAM

TIME	DESCRIPTION/TOPIC	SPEAKER
7:00 - 8:00	Registration	
8:00 - 8:15	Opening Remarks / Introductions	Jonathan Rands, <i>President</i>
8:15 - 9:15	The Ethics and Psychology of Breaking Bad News	Geoff Burg
9:15 - 10:15	Voir Dire and Inherent Biases	Jeff Robinson
10:15 - 10:30	Break	
10:30 - 11:15	The Draeger in Action	Brandon Villanti
11:15 - 12:00	The Draeger with Experts	Jason Lantz
12:00 - 12:45	Lunch provided	
12:45 - 1:00	Afternoon Announcements and Vendor Presentations	Jonathan Rands
1:00 - 1:45	The Draeger without Defense Experts	Jon Fox / Francisco Duarte
1:45 - 2:15	Working with a Defense Expert in Breath Testing	Joe Anderson
2:15 - 2:45	The Expert and Software (Draeger, Software, Uncertainty)	Sam Felton
2:45 - 3:15	Expert Blood Analysis: "Draw to Data" A Review of Discovery and Determination of its Validity	Suzanne Perry
3:15 - 3:30	Break	
3:30 - 4:00	The Expert and the Lawyer: Engaging or Excruciating? How to Make Experts Interesting	Brit Mercer
4:00 - 5:00	Can I go to Canada with U.S. Convictions? And the Ethics of Advising (.25 Ethics Credit for WA Lawyers)	Marisa Feil



2018 Legislative and Case Law Updates included in the written materials.

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SIGNATURE _____ DATE _____

FACULTY



JONATHAN RANDS, Bellingham, is among the first WA State defense attorneys to handle Draeger cases in DOL and court settings. Prior to its use, Jonathan has been researching and preparing for the Draeger's arrival. He educates himself to the highest level to achieve the best results possible for clients and is NHTSA qualified to administer roadside sobriety tests, and is ARIDE qualified. He is a graduate of AXION Training Institute/ Analytical Laboratories in partnership with the American Chemical Society where he completed 3 separate 40hr hands-on trainings for Headspace Gas Chromatography, Solid Drug Analyses, and DUI-Drugs. Jonathan limits his practice to DUI, serious criminal traffic offenses, and other alcohol related crimes.



JON FOX, has practiced DUI defense for thirty years, has been repeatedly recognized as a "Super Lawyer" by *Washington Law and Politics* magazine, and has been named to *Seattle Magazine's* list of "Seattle's Best Lawyers." Limiting his practice to DUI defense, Jon has served on the faculties of the National College for DUI Defense and dozens of legal education programs around the country. A past chair of the Criminal Law Section, Washington State Bar Association, Jon has been featured in *Washington State Bar News*, *Trial News*, *Defense and Overruled* magazines. He is a founder and has served on the board of the Washington Association of Criminal Defense Lawyers and is the coauthor of *Defending DUIs in Washington*, (Lexis/Nexis Publishers).



JOSEPH ANDERSON, PhD is the owner of Anderson Bioscience, a biotechnology consulting company, and an Affiliate Assistant Professor of Bioengineering at the UW. He attained a PhD in chemical engineering and has published over 40 peerreviewed publications and three book chapters. Over the last 20 years, he has developed devices to treat severe emphysema and to assess fat metabolism through breath acetone measurement. He continues to investigate the exchange of chemicals in the lungs. Joe has evaluated over 600 cases and testified more than 200 times in courts across the U.S. focusing on our new understanding of lung alcohol exchange and biologic factors affecting the measurement of breath alcohol.



JASON LANTZ, a Seattle U. School of Law graduate and a criminal defense attorney with the Law Offices of Geoffrey Burg in Seattle, focuses on defending felony and misdemeanor cases, including DUI. He has been a leader in the defense effort to investigate the Draeger Alcotest 9510 in Snohomish Co. since Feb. 2015, organizing a group of attorneys to engage in an intensive discovery process to better understand and defend against the Draeger Alcotest 9510. The group retained experts including Thomas Workman, a nationally known DUI attorney & software expert; Sam Felton, a local software engineer; and Joseph Anderson, a chemical engineer and pulmonology expert. Jason is regularly asked to speak about the Draeger in CLE programs.



GEOFFREY BURG emphasizes DUI defense in his criminal law practice. Geoff has been defending people accused of DUIs for over 20 years and has been involved with many of the major "DUI motions," including winning a series of motions in 2002 that led to almost every breath test being suppressed in King, Island and Skagit Counties. Geoff has lobbied on behalf of WACDL for people accused of DUI and has written and fought for several bills and amendments that were passed into law that have actually helped people accused of DUI. Geoff has repeatedly been recognized as a "Super Lawyer" by *Washington Law and Politics Magazine* and is a graduate of Gerry Spence's Trial Lawyers College.



BRIT MERCER, Since graduating from the UW School of Law in 2002, Brit has devoted her career to defending individuals accused of crimes and has represented hundreds of people in municipal, district, superior, and federal courts. Brit is Of Counsel to Seattle law firm, Schroeter Goldmark & Bender. Her hard work and integrity have earned her the respect of her peers, adversaries, and clients. She has significant experience defending DUIs, vehicular assault and homicide, serious felony matters, domestic violence, and misdemeanor charges. Brit has presented on all facets of trial practice and ethics at CLEs throughout Washington for the Washington Defender Association, WACDL, Seattle University and the Washington Foundation for Criminal Justice.



FRANCISCO DUARTE, a former Assistant AG & Deputy King Co. Prosecutor, is a director and past chair of Lawyers Helping Hungry Children and served on the BOD of the Seattle Shakespeare Company. A past chair of WSBA Criminal Law Section & Criminal Justice Institute, and WACDL Public Education Ctte., Mr. Duarte has taught trial practice in Botswana, Kenya & Mexico. On the faculty of NITA & the Trial Lawyers College (founded by Gerry Spence), he teaches trial advocacy at UW School of Law, lectures at legal ed. programs and appeared on NW Cable news & radio programs as an analyst. Francisco is dedicated to helping the injured and individuals accused of DUI and other crimes.



SUZANNE PERRY, founder of Salient Analytical Services, is a 35+ year veteran of spectrometry and analytical chemistry technology providing analyses and data to clients in university, medical and corporate scientific labs. She earned BS (Hons) & MS (Hons) degrees using GC/MS in Biochemistry at Rutgers U., and has advanced technical knowledge and experience in GC/GC/MS, LC/MS/MS, HPLC, ELISA- immunoassays and related technologies. She received 2 international patents for her work. A citizen of both the US and Canada, Ms Perry has been providing drug and alcohol analytical reviews and scientific opinions in both countries at the Superior and Supreme Court levels for the defense, civil and on behalf of public defenders since 2014.



MARISSA FEIL, educated at McGill & University of Montreal, holds both a Bachelor & Master's of Law. Marisa is the principal and founder of FWCanada, a Canadian law firm specializing in travel waivers for individuals with previous convictions and has become a respected authority on matters of Canadian immigration. Besides being frequently contacted to offer her expertise in lectures, conferences, and webinars, she has also been asked to be a contributor in various publications, including her own book "Inadmissible to Canada" available on Amazon.



JEFF ROBINSON, Deputy Legal Director and Director of the Trone Center for Justice and Equality, American Civil Liberties Union. Since graduating from Harvard Law School, Jeff has 30 yrs. experience in criminal & racial justice and reform as a state and federal public defender and then at Schroeter, Goldmark & Bender, trying over 200 criminal cases to verdict and more than a dozen civil cases suing corporate and government entities. Jeff was one of the original members of the John Adams Project, working on behalf of one of five men at Guantanamo Bay charged with the 9-11 attacks. Jeff is also a respected teacher of trial advocacy. He has lectured on trial skills all over the U.S. Jeff has also spoken across the country on the role of race in the criminal justice system.



SAM FELTON is a software engineer based in Edmonds with over 35 years of experience in the field. He has worked for many top companies as an employee or contractor designing and testing software including Microsoft, Boeing, and Motorola. Sam wrote or co-wrote standards for Bluetooth technology software design. Sam was hired as an expert in the Snohomish County Draeger litigation where he has spent significant time evaluating the Draeger Alcotest 9510 source code over the past three years. Sam has testified in multiple hearing and trials regarding flaws in the Draeger's software design and is available to consult in DUI cases.



BRANDON VILLANTI Sergeant Villanti has been the program manager for the Washington State Patrol's (WSP) Ignition Interlock Program since Sept. 2015. Prior to his current position he was the program manager for the Breath Test Program and supervised the deployment of a new evidential breath test instrument, the Draeger Alcotest 9510. As a lead Breath Test and DUI instructor for the WSP Academy, he has trained and certified hundreds of WSP troopers with a basic understanding of impaired driving enforcement. Sergeant Villanti previously held certifications as a Drug Recognition Expert, Collision Technical Specialist, and Field Training Officer. He has over 15 years in law enforcement, and has a Bachelor of Arts degree from WSU where he graduated Summa Cum Laude in Social Sciences.