

# Reporter/Moderator/Justices/Judges/Court Staff

## Michigan Appellate Bench Bar Conference

*Shaping the Law: Tools of Advocacy and Decision Making*

**April 20-22, 2016**

The Inn at St. John's

**Wednesday, April 20, 2016**

5:30-7:00 p.m.      **Registration**  
**Grand Reception - Wisdom - Lower Level**

**Thursday, April 21, 2016**

7:30 a.m.            **Registration - Garden Gallery Lobby - First Floor**

7:30-8:30 a.m.      **Continental Breakfast - Garden Gallery - First Floor**

8:30-8:45 a.m.      **Welcome**

8:45-10:30 a.m.    **Plenary - Shaping the Law: Tools of Advocacy and Decision Making**  
*Grande Ballroom - First Floor*

**Panel:** Michigan Court of Appeals, Chief Judge Michael Talbot, Hon. Jane Beckering, Hon. Mark Boonstra, Hon. Michael Kelly, Hon. Amy Ronayne Krause, Hon. Patrick Meter, Hon. Michael Riordan, Hon. David Sawyer, Hon. Cynthia Stephens, Hon. Kurtis Wilder, Hon. Douglas Shapiro, Hon. William Saad, Hon. Peter O'Connell, Hon. Colleen O'Brien, Hon. Elizabeth Gleicher, Hon. Jane Markey, Hon. Michael Gadola and Hon. Christopher Murray

**Moderator:** Megan Cavanagh, Garan Lucow Miller, PC

**Reporter:** Bienenstock Nationwide Court Reporting & Video

10:30-10:45 a.m.    **Refreshment Break - Garden Gallery - First Floor**

10:45-12:00 p.m.   **Shaping the Law Break out Sessions**

**Break Out 1** Kimberlee Hillock, Moderator – Nathan Scherbarth, Reporter  
COA Judges: Hon. Jane Beckering and Hon. Michael Riordan  
*Executive Board Room - First Floor*

**Break Out 2** Sue Zitterman, Moderator – Anne Argiroff, Reporter  
COA Judges: Hon. Mark Boonstra and Hon. Amy Ronayne Krause  
*Nazareth - First Floor*

**Break Out 3** Christina Ginter, Moderator – Dan Saylor, Reporter  
COA Judges: Hon. Michael Gadola and Hon. David Sawyer  
*Ruth - 2nd Floor*

**Break Out 4** Joanne Geha Swanson, Moderator – Phil DeRosier, Reporter  
COA Judges: Hon. Elizabeth Gleicher and Hon. Kurtis Wilder  
*Sarah - 2nd Floor*

**Break Out 5** Nancy Vayda Dembinski, Moderator – Julie McCann O’Connor, Reporter  
COA Judges: Hon. Michael Kelly and Hon. Henry Saad  
*Esther - 2nd Floor*

**Break Out 6** Barbara Goldman, Moderator – Larry Saylor, Reporter  
COA Judges: Chief Judge Michael Talbot and Hon. Jane Markey  
*Kings II - Lower Level*

**Break Out 7** Ann Sherman, Moderator – Liisa Speaker, Reporter  
COA Judges: Hon. Patrick Meter and Hon. Cynthia Stephens  
*Judith - 2nd Floor*

**Break Out 8** Beth Wittman, Moderator – Sarah Nadeau, Reporter  
Justice and COA Judge : Chief Justice Robert Young, Jr. and Hon. Christopher Murray  
*Samuels - Lower Level*

**Break Out 9** Jacquelyn Klima, Moderator – Stephanie Douglas, Reporter  
COA Judges: Hon. Colleen O’Brien and Hon. Douglas Shapiro  
*Kings I - Lower Level*

**Break Out 10** Hilary Ballentine, Moderator – Caryn Ford, Reporter  
Justice and COA Judge: Justice Brian Zahar and Hon. Peter O’Connell  
*Wisdom - Lower Level*

12:05-2:00 p.m.

**DeWitt C. Holbrook Memorial Fund Luncheon - Grande Ballroom - First Floor**

General William Suter

**Moderators:** Mary Massaron, Plunkett Cooney and John Bursch, Warner Norcross & Judd, LLP

2:15-3:30 p.m.

**Plenary – A Day in the Life of the Clerk’s Office - Grande Ballroom - First Floor**

**Panel:** Larry Royster, Chief of Staff/Clerk of Court, Michigan Supreme Court,  
Inger Meyer, Deputy Clerk, Michigan Supreme Court,  
Jerome Zimmer, Chief Clerk, Michigan Court of Appeals,  
Gary Chambon, Michigan Court of Appeals,  
Angela DiSessa, District Clerk, Michigan Court of Appeals

**Moderator:** Sandra Mengel

**Reporter:** Bienenstock Nationwide Court Reporting & Video

3:30-3:45 p.m.

**Refreshment Break**

3:45-4:45 p.m.

**Law Practice Breakout Sessions**

**Criminal**

**Unlocking Lockridge: The Key to Fact-Finding at Sentencing**  
*Nazareth - First Floor*

**Judges:** Hon. Michael Gadola, Hon. Michael Riordan, Hon. Cynthia Stephens, Hon. Colleen O’Brien and Hon. Henry Saad

**Moderator:** Brett DeGroff, State Appellate Defender Office, & Tim Baughman, Wayne County Prosecutor's Office

**Reporter:** Linus Banghart-Linn, Assistant Attorney General, Attorney General

**Court Staff:** Mark Stoddard, District Commissioner, Grand Rapids Office

### **Criminal**

#### **Mitigation and Litigation in Juvenile Lifer Resentencing Hearings**

*Executive Board Room - First Floor*

**Judge:** Hon. Jane Beckering

**Moderator:** Eric Restuccia, Deputy Solicitor General, Attorney General, Jessica Zimbelman, State Appellate Defender Office, & Jason Williams, Wayne County Prosecutor's Office

**Reporter:** Marilena David-Martin, State Appellate Defender Office

**Court Staff:** Mary Ann Mercieca, Senior Research Attorney, Detroit Office

### **Criminal**

#### **The Challenge of Ineffective Assistance of Counsel Claims on Appeal**

*Sarah - 2nd Floor*

**Judge:** Hon. Douglas Shapiro

**Moderator:** Robyn Frankel, Defense Attorney, Anica Letica, Attorney General's Office & William Vaillencourt, Prosecuting Attorney, Livingston County Prosecutor's Office

**Reporter:** Chris Allen, Attorney General's Office

**Court Staff:** Patricia Murray, Research Supervisor, Grand Rapids Office and Erin Birkam, Senior Research Attorney, Detroit Office

### **Criminal**

#### **The Importance of Staying in Motion: Effective Motion Practice in the Court of Appeals**

*Ruth - 2nd Floor*

**Judges:** Hon. Amy Ronayne Krause & Hon. Kurtis Wilder

**Moderators:** Stuart Friedman, Defense Attorney, & James Benison, Kent County Prosecutor's Office

**Reporter:** Marla McCowan, Michigan Indigent Defense Commission

**Court Staff:** Gary Chambon, Michigan Court of Appeals and Julie Isola Ruecke, Research Director

### **Civil**

#### **Technology and Appellate Advocacy**

*Judith - 2nd Floor*

**Judge:** Hon. Elizabeth Gleicher

**COA Staff:** Denise Devine, Michigan Court of Appeals and Kimberly S. Hauser, District Clerk, Michigan Court of Appeals

**Moderator:** Barbara Goldman, Barbara H. Goldman, PLLC

**Reporter:** Scott Bassett, Michigan Family Law Appeals

## Civil

### **Civil Appeals: The Basics and Beyond**

*Samuels - Lower Level*

**Judges:** Hon. Christopher M. Murray & Hon. Patrick Meter

**Court Staff:** Matthew C. Dawson, Michigan Court of Appeals, Michelle Harrison, Senior Research Attorney, Detroit Office & Clare Cylkowski, Michigan Court of Appeals

**Moderator:** Julie McCann O'Connor, O'Connor DeGrazia Tamm & O'Connor, PC

**Reporter:** Elizabeth Sokol, Law Offices of Elizabeth L. Sokol, PLLC

## Civil

### **Interlocutory and Emergency Appeals**

*Kings II - Lower Level*

**Justice:** Justice Brian Zahra

**Judge:** Hon. Jane Markey

**COA Commissioner** Neal Villhauer, District Commissioner, Troy Office and Jack Walrad, District Commissioner, Troy Office

**Supreme Court Commissioner:** Daniel Brubaker, Chief Commissioner

**Moderator:** Larry Saylor, Miller Canfield Paddock & Stone, PLC

**Reporter:** Phillip DeRosier, Dickinson Wright, PLLC

## Civil

### **Writing to Win – From Basics to Brilliance**

*Esther - 2nd Floor*

**Justice:** Chief Justice Robert Young

**Judges:** Hon. Mark Boonstra & Hon. Michael Kelly

**Supreme Court Commissioner:** Shari Oberg, Deputy Chief Commissioner

**COA:** J. Michael Thomas, Senior Research Attorney, Detroit Office and Julie Van Groningen, Senior Research Attorney, Detroit Office

**Moderator:** James Rose, Jaffe Raitt Heuer & Weiss, PC

**Reporter:** Mark Magyar, Dykema Gossett, PLLC

## Family

### **Domestic Relations Appeals: The Domestic Relations track will focus on recurring jurisdictional issues.**

*Kings I - Lower Level*

**Judges:** Hon. David Sawyer and Chief Judge Michael Talbot

**Jurisdictional Clerk:** John P. Lowe, District Clerk

**Moderators:** Anne Argiroff, Anne Argiroff PLC, and Liisa Speaker, Speaker Law Firm PLLC

**Reporter:** Rebecca Shiemke. Michigan Poverty Law Program

## Child Welfare

**Child welfare appeals 101: The Procedure.**

*Wisdom - Lower Level*

**Judge:** Hon. Peter O'Connell

**COA Clerk:** Jerome Zimmer, Jr. Chief Clerk

**Supreme Court Clerk:** Inger Meyer, Deputy Clerk

**Moderator:** John Ceci, John Ceci, PLLC

**Reporter:** Rita White, Law Office of Rita O. White

4:50–5:45 p.m.

**Plenary – The Commissioner's Office: Behind the Scenes**

*Grande Ballroom - First Floor*

**Panel:** Daniel Brubaker, Michigan Supreme Court,

Shari Oberg, Michigan Supreme Court,

Neal Villhauer, Michigan Court of Appeals,

Mark Stoddard, Michigan Court of Appeals and

Jack Walrad, Michigan Court of Appeals

**Moderator:** Julie Isola Ruecke, Research Director, Michigan Court of Appeals

**Reporter:** Bienenstock Nationwide Court Reporting & Video

6:00 p.m.

**Reception and Dinner - Atruim - Lower Level**

**Friday, April 22, 2016**

7:30 a.m.

**Registration**

*Garden Gallery Lobby – First Floor*

8:00-8:30 a.m.

**Continental Breakfast**

*Garden Gallery/Lobby – First Floor*

9:15-10:15 a.m.

**Plenary - Tech 2016: Gadgets, Widgets and Apps for Appellate Practice**

*Grande Ballroom – First Floor*

**Panel:** Scott Bassett, Michigan Family Law Appeals Attorney and

Stuart Friedman, Attorney at Law

**Court Staff:** Julie Isola Ruecke, Michigan Court of Appeals and Patricia Murray,  
Research Supervisor, Grand Rapids Office

**Moderator:** Barbara Goldman, Barbara H. Goldman, PLLC

**Reporter:** Bienenstock Nationwide Court Reporting & Video

10:15-10:30 a.m.

**Refreshment Break - Garden Gallery - First Floor, Executive Boardroom Lobby – First Floor, Nazareth Balcony-Lower Level, 2<sup>nd</sup> Floor Lobby**

10:30-11:30 a.m.

**Law Practice Breakout Sessions**

**Criminal**

**Unlocking Lockridge: The Key to Fact-Finding at Sentencing**

*Nazareth - First Floor*

**Judges:** Hon. Jane Beckering, Hon. Michael Kelly and Hon. Patrick Meter  
**Moderators:** Brett DeGroff, State Appellate Defender Office, and Timothy Baughman, Wayne County Prosecutor's Office  
**Reporter:** Linus Banghart-Linn, Attorney General Office

### **Criminal**

#### **Mitigation and Litigation in Juvenile Lifer Resentencing Hearings** *Executive Board Room - First Floor*

**Judge:** Hon. David Sawyer  
**Moderator:** Eric Restuccia, Deputy Solicitor General, Attorney General, Jessica Zimbelman, State Appellate Defender Office, & Jason Williams, Wayne County Prosecutor's Office  
**Reporter:** Marilena David-Martin, State Appellate Defender Office  
**Court Staff:** Mark Stoddard, District Commissioner, Troy Office

### **Criminal**

#### **The Challenge of Ineffective Assistance of Counsel Claims on Appeal** *Sarah - 2nd Floor*

**Judge:** Hon. Peter O'Connell  
**Moderator:** Robyn Frankel, Defense Attorney, Anica Letica, Attorney General's Office & William Vaillencourt, Livingston County Prosecutor's Office  
**Reporter:** Chris Allen, Michigan Attorney General Office  
**Court Staff:** J. Michael Thomas, Senior Research Attorney, Detroit Office

### **Criminal**

#### **The Importance of Staying in Motion: Effective Motion Practice in the Court of Appeals** *Ruth - 2nd Floor*

**Judge:** Chief Judge Michael Talbot  
**Moderator:** Stuart Friedman, Defense Attorney, & James Benison, Kent County Prosecutor's Office  
**Reporter:** Bradley Hall, Michigan Appellate Assigned Counsel System  
**Court Staff:** Gary Chambon, Jr., Michigan Court of Appeals, Neal Villhauer, District Commissioner, Lansing Office and Nicole Reichel, District Commissioner, Troy Office

### **Civil**

#### **Writing to Win – From Basics to Brilliance** *Esther - 2nd Floor*

**Justice:** Justice Brian Zahra  
**Judge:** Hon. Elizabeth Gleicher  
**Court Staff:** Mary Ann Mercieca, Senior Research Attorney and Erin Birkam, Senior Research Attorney  
**Moderator:** Brian Shannon, Jaffe Raitt Heuer & Weiss, PC

**Reporter:** Stephanie Douglas, Bush Seyferth & Paige, PLLC

**Civil**

**Civil Appeals: The Basics and Beyond**

*Samuels - Lower Level*

**Judges:** Hon. Jane Markey & Hon. Colleen O'Brien

**Court Staff:** Dawn Lemon, District Commissioner, Detroit Office and JoAnn Lank, District Commissioner, Detroit Office

**Moderator:** Kimberlee Hillock, Willingham & Cote`, PC

**Reporter:** Paul Hudson, Miller Canfield Paddock & Stone, PLC

**Civil**

**Effective Oral Advocacy: From Preparation to Presentation**

*Kings II-Lower Level*

**Justice:** Chief Justice Robert Young

**Judge:** Hon. Mark Boonstra

**Moderator:** Beth Wittman, The Kitch Firm

**Reporter:** C. Thomas Ludden, Lipson Neilson Cole Seitzer & Garin, PC

**Civil**

**What You Can Do To Make Your Michigan Supreme Court Application More Appealing.**

*Judith - 2nd Floor*

**Justice:** Justice Stephen Markman

**Judge:** Hon. Cynthia Stephens

**Court Staff:** Daniel Brubaker, Chief Commissioner, Michigan Supreme Court

**Moderator:** Joanne Geha Swanson, Kerr Russell & Weber, PLC

**Reporter:** Jacquelyn Klima, Kerr Russell & Weber, PLC

**Family**

**Domestic Relations Appeals: The Domestic Relations track will focus on recurring jurisdictional issues.**

*Kings I - Lower Level*

**Judge:** Hon. Michael Riordan

**Court Staff:** Clare M. Cylkowski, Assistant Clerk, Detroit Office and Julie Isola Ruecke, Research Director

**Moderators:** Scott Bassett, Michigan Family Law Appeals Attorney and Judith Curtis, Family Law and Appellate Practice Attorney

**Reporter:** Rebecca Shiemke, Michigan Poverty Law Program

**Child Welfare**

**Child welfare appeals 101: The Substance**

*Wisdom - Lower Level*

**Judge:** Hon. Amy Ronayne Krause

**Moderator:** Liisa Speaker, Speaker Law Firm, PLLC

**Case law update:** Vivek Sankaran, Clinical Professor of Law, University of Michigan Law School

**Reporter:** Rita White, Law Office of Rita O. White

**Court Staff:** Douglas Messing, Assistant Research Director and Patricia Murray, Research Supervisor, Grand Rapids Office

11:30-11:45 a.m.     **Refreshment Break** - *Garden Gallery - First Floor, Executive Boardroom Lobby – First Floor, Nazareth Balcony-Lower Level, 2<sup>nd</sup> Floor Lobby*

11:45-12:45 p.m.   **Dewitt C. Holbrook Memorial Fund Luncheon** - *Grande Ballroom - First Floor*

**Moderator:** Mary Massaron, Plunkett Cooney

12:45-1:45 p.m.   **Plenary: The Michigan Supreme Court’s take on Judging and Advocacy**  
*Grande Ballroom - First Floor*

**Justices:** Chief Justice Robert Young, Jr., Justice Joan Larsen, Justice Stephen Markman, Justice Bridget McCormack, Justice David Viviano, and Justice Brian Zahra

**Moderator:** Mary Massaron, Plunkett Cooney

**Reporter:** Bienenstock Nationwide Court Reporting & Video

updated: 4-4-16 vls