

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, 2nd 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, 2nd 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