

## REGISTRATION FORM

Name: \_\_\_\_\_

Firm: \_\_\_\_\_

Address: \_\_\_\_\_

City, State and Zip: \_\_\_\_\_

Email: \_\_\_\_\_

Cost per person: **\$370.00**

Total Enclosed: \_\_\_\_\_

Registration Deadline is September 10, 2010

### Mail Registration form and payment to:

DTCWV  
P.O. Box 527  
Charleston, West Virginia 25322

### Questions?

Call Jeff Van Volkenburg  
at (304) 626-1134 or

Peggy Schultz, Executive Director of DTCWV  
At (304) 344-1611

## Additional Information

### Cost

-The cost of the one day trial academy will be Three Hundred Seventy Dollars (\$370.00) for members of the Defense Trial Counsel and Four Hundred Seventy Dollars for Non-Members. This represents a great deal with the combination of great speakers, practice time for improvement of skills and almost one third of your total CLE credit for the reporting period!

### Location

-The majority of the activities for the day will be held at the offices of Jackson Kelly PLLC in their 16th floor conferences center. The address is 500 Lee Street, Charleston, West Virginia. As the schedule indicates, there will be some activities that will take place at the Robert C. Byrd Federal United States Courthouse in Charleston, 300 Virginia Street East, Charleston, West Virginia 25301. All attendees must bring photographic identification to be permitted to enter the Federal Courthouse!!!

### CLE Credit

-CLE credit has been applied for and this information will be forwarded when final approval has been received.

### Seminar Materials

A packet of mock trial materials will be mailed to attendees in mid-September to allow for advance preparation for the small group practice sessions. All attendees should review the packet and be familiar with the facts prior to class time.

### Hotel

For attendees outside of Charleston, there are two hotels within walking distance of Jackson Kelly's offices. Embassy Suites is directly across the street. The direct dial for the hotel is (304) 347-8700. The Charleston Marriott, is approximately one block away from the office and can be reached by calling (304) 345-6500.

### Our Sponsors



# TRIAL ACADEMY



DEFENSE TRIAL COUNSEL  
of WEST VIRGINIA

Voice of The Civil Defense Bar

OCTOBER 1, 2010

Jackson Kelly Conference Center  
Charleston, West Virginia



**“MAXIMIZING YOUR  
OPPORTUNITY  
AS A SECOND CHAIR”**

This is the second Defense Trial Counsel of West Trial Academy and it is being presented by the DTCWV Young Lawyers Committee. It features outstanding trial attorneys from West Virginia and will be the preeminent CLE event of the year for young trial attorneys. This will be a comprehensive one-day program designed to assist the young attorney in preparing for his or her role as a second chair for trial, as well as preparations for one day assuming the lead at trial.

We will be spending a portion of the day at the Federal District Court with the Honorable Mary Stanley and will be utilizing actual expert witnesses in the “hands-on” portion of the program during the afternoon session. CLE credit will be applied for and that information will be supplied when finalized.

Come join us for what promises to be an outstanding opportunity for young lawyers!!

## **SCHEDULE**

### **7:00 - 8:00 a.m. at Jackson Kelly, PLLC**

Continental Breakfast and Registration  
Welcome and Introductions

### **7:45 - 8:45 a.m.**

#### **The Pre-Trial Hearing**

Mychal Schulz of Dinsmore & Shohl  
Pre-Trial Considerations and Motions in Limine  
What should the “second chair” be thinking of prior to a final pre-trial?

### **8:45 - 9:00 a.m.**

Travel to Robert C. Byrd United States Courthouse from Jackson Kelly

### **9:00 - 10:30 a.m.**

#### **How to Impress and Not Impress Your Most Important Audience**

The Honorable Mary Stanley, Federal Magistrate Judge for the Federal District Court for the Southern District of West Virginia

#### **Mock Argument on a Motion in Limine/Dispositive Motion**

Mychal Schulz and Mario Bordogna engage in a mock argument on a dispositive motion utilizing the visiting Judge to rule on the motion.

### **10:30 - 10:45 a.m.**

Wrap Up/Questions and Overview of Pre-trial considerations and the pre-trial hearing.

### **10:45 - 11:00 a.m.**

Return from Federal Courthouse to Jackson Kelly.

### **11:00 a.m. - 12:00 p.m.**

#### **Voir Dire**

Mark Robinson of Flaherty, Sensabaugh and Bonasso  
Observing Verbal and Non-Verbal Answers  
Role of the Second Chair Attorney During Voir Dire

### **12:00 to 1:00 p.m.**

#### **Lunch**

Monte Williams of Steptoe & Johnson, PLLC  
War stories of the 2nd Chair attorney (approx. 30 min.)

### **1:00 to 2:00 p.m.**

#### **Direct Examination**

Neva Lusk of Spilman Thomas and Battle  
Focus on objections and responding to objections  
Role of 2nd Chair in preserving objections for appeal, Perrine v. E. I. du Pont de Nemours and Co.

### **2:00 to 3:00 p.m.**

#### **Cross Examination**

Tom Hurney of Jackson Kelly  
Focus on objections and responding to objections  
Difference between cross of fact witness/party and expert

### **3:00 to 5:00 p.m.**

Small Group Practice/Break Out Session for Voir Dire and Direct/Cross Examination

Small Group Practice/Break Out Session for Motions in Limine/Motions for Summary Judgment

### **5:00**

Closing Remarks