

Evidence from the Judges

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Multnomah County Circuit Court

Correctly understanding and applying the rules of evidence can have a profound effect on the outcome of a case. The effective litigator must know the rules of evidence and how to use them in hearings and trials.

OLI has assembled an outstanding faculty of trial and appellate judges who will not only share their thoughts and insights, but also provide updates on today's most important evidentiary issues.

LIVE PRESENTATION

November 13, 2015

8:30 a.m. – 4:15 p.m.

Ambridge Event Center
1333 NE Martin Luther King Jr. Blvd.
Portland, Oregon 97232

5.5 General or Practical Skills and
1 Ethics MCLE Credits



Program Schedule

8:00 a.m. CHECK-IN AND CONTINENTAL BREAKFAST

8:30–9:30 **Appellate Update**

This presentation will focus on significant recent evidence decisions (both criminal and civil) from the Oregon appellate courts, including hearsay exclusions, prior bad act evidence, scientific evidence, and expert opinion evidence.

– Hon. Jeffrey S. Jones

9:30–10:30 **Evidence in Action**

Trial scenes blending tactics with up-to-date evidence issues.

– Hon. Robert E. Jones

10:30–10:45 NETWORKING BREAK

10:45–11:45 **Using the Evidence Code for Effective Advocacy in Summary Judgment, Trial, and on Appeal**

- Hearsay and authentication issues in a summary judgment record
- Deciding whether you need lay or expert opinions
- When and how to object and make your record for appeal

– Hon. Meagan A. Flynn

– Hon. Darleen Ortega

11:45–1:00 LUNCH (on your own)

1:00–2:00 **Internet-Based Evidence**

- Overview of obstacles to the discovery of social media evidence
- How to authenticate internet-based evidence for admissibility at trial
- Remedies/sanctions for spoliation of internet-based evidence

– Hon. Adrienne C. Nelson

– Hon. Youlee Y. You

2:00–3:00 **Hot Trial Topics: Experts, Electronics, and Exclusions**

- Limiting instructions: When you need them and when you don't
- Admitting 21st century evidence
- Theoretical and practical problems with *Daubert* Hearings

– Hon. Anna J. Brown

– Hon. Karin J. Immergut

– Hon. Michael W. Mosman

3:00–3:15 NETWORKING BREAK

3:15–4:15 **I Just Gave My Client a Piece of Legal Advice, and Now I Think I Need a Lawyer...**

- Attorney client privilege since *Crimson Trace v. DWT*
- When the lawyer is the client
- Managing client conflicts in light of *In re Ellis/Rosenbaum*

– Carol J. Bernick

– Hon. W. Michael Gillette

4:15 p.m. ADJOURN

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Even if you cannot attend, you can still get the program on CDs or DVDs. Use the order form in this brochure to order your set today! OLI Annual Passholders may purchase the products at 50% off the full retail price.

Questions?

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Registration/Order Form

Name	OSB No. or Profession
Firm/Organization	
Street Address	City/State/Zip
Phone	E-mail

TUITION: Registration includes electronic course materials. Printed materials are available for an additional \$15. (A link to a PDF of the materials will be emailed prior to the seminar date.)

EARLY LIVE REGISTRATION (received by November 9, 2015):

- ☐ **\$189** Early registration
- ☐ **\$139** New attorneys (admitted 2013-2015) and legal staff
- ☐ **\$95** Legal aid attorneys
- ☐ **\$15** OLI Passholders (OLI Pass No. _____), law students, and Oregon judges and their lawyer staff
- ☐ **\$15** Attorneys attending with their mentor from an approved Bar Mentor Program (call OLI or go to <http://go.lclark.edu/oli> for details). Mentor's name: _____
- ☐ **\$15** Print materials
- ☐ **\$20** Add to above tuition if registration received after November 9, 2015

WEBCAST REGISTRATION: Can't attend in person? OLI offers a simultaneous live webcast option allowing you to "attend" the program from the convenience of your office. This program will be broadcast LIVE online on Friday, November 13, 2015, starting at **8:30 a.m.** Pacific Time. You may access this event from anywhere with an established internet connection. The webcast will include video and audio of the speakers and seminar handout materials. To register for the live webcast, please visit our website at <http://go.lclark.edu/oli>.

DVDs, CDs, AND COURSE BOOKS:

I am unable to attend. Please send me:

- ☐ **\$209** Audio CDs and print course book
- ☐ **\$309** DVDs and print course book
- ☐ **\$59** Print course book only
- ☐ Deduct 50% from product order if you are an OLI Passholder (OLI Pass No. _____)
- ☐ **\$9.00 Note: Add shipping and handling fee to above product orders.**

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CONFIRMATION: Confirmation will be sent via email.

CANCELLATION POLICY: Tuition minus a \$20 handling charge will be refunded if the cancellation request is *written and received* by Monday, November 9, 2015.

NEED ASSISTANCE: If you are a person with a disability, please let OLI know in time to make any necessary accommodations for you.

TUITION ASSISTANCE: A limited number of scholarships are available based on financial need. Contact OLI.

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