



WEBINAR: Fundamentals of Criminal Defense, Week 5

Pretrial Motions: Stuff to Know to Get the Discovery You Need

a. **Date** – Wednesday, March 17, 2021, 3:30-5:00 p.m. EDT

b. Description

Tired of simply begging the federal prosecutor for the discovery and materials you need? This session will explore the advantages to taking a proactive, rather than a passive, approach to using multiple pretrial motions in combination with third party subpoenas to get more of the discovery and evidence you need. Learn from experienced trial lawyers (incorporating the perspective of death penalty post-conviction attorneys) about other avenues, in addition to Rule 16, to obtain materials, insight, and discoverable evidence that might be helpful if considered while mounting a defense to any federal criminal prosecution.

Start time is 3:30 p.m. Eastern Daylight Time (12:30 p.m. PDT).

c. Presenter

Michael Kennedy, Law Offices of Michael Jerome Kennedy, PLLC, Reno and Las Vegas, NV. Mr. Kennedy has worked almost exclusively in federal courts in the west (Nevada, California and Washington state) since 1992 defending individuals accused of a federal crimes (guns, drugs, murders, rape, white collar offenses, RICO, VICAR, artifacts and anthrax to name a few) in some high profile, more low profile and often no profile cases. In March of 2016, he left the Office of the Federal Defender in Nevada and opened his own law practice. Mr. Kennedy teaches trial skills each year at the National Criminal Defense College, the Federal CJA Trial Skills Academy and/or other similar programs. Mr. Kennedy has successfully defended numerous individuals accused by the government of committing crimes. Most recently, on February 24, 2020, following 7 trial months, he obtained an acquittal for Ernesto

Gonzalez on all counts (federal murder counts and a 12 year plus RICO conspiracy charge) arising from the Department of Justice's failed attempt to prove that the Vagos Motorcycle Club is a criminal RICO enterprise engaged in racketeering activity. In 1998, he successfully defended Larry Wayne Harris (identified in an 1997 US. News & World Report article as the "Next Unabomber") in Las Vegas and Columbus, Ohio against domestic anthrax terrorism charges. In 2006, he obtained a complete victory for Sohn Regas in both the federal and state Hells Angels prosecutions in Las Vegas arising from the Harrah's Laughlin casino shootings which left 3 dead. In 2008, he obtained acquittals in Reno in two attempt murder prosecutions, one of which arose from a shoot-out inside his client's (David Lantry) home where two law enforcement officers were shot. In 2014, he obtained an acquittal in a DOJ, Civil Rights Division, double homicide prosecution against an alleged former skinhead leader. And in March of 2016, he and his co-counsel obtained an acquittal in a federal mortgage fraud conspiracy in Las Vegas.

Mr. Kennedy has been selected for inclusion in the Nevada Super Lawyers, and recognized nationally by the National Academy of Criminal Defense Lawyers and the National Trial Lawyers Association, for the practice of criminal defense. He began his career in 1988 as an associate with Holland & Hart in Denver, Colorado after graduating from the University of Minnesota Law School cum laude and is an active member of the Colorado, California and Nevada state bars.

Callie Glanton Steele, Senior Litigator, Office of the Federal Public Defender, Central District of California, Adjunct Law Professor, Loyola Law School

Callie Glanton Steele has devoted her career to the defense of indigent federal criminal clients at the Office of the Federal Public Defender in Los Angeles for the past 28 years. She has been the Senior Litigator from September of 2015 to the present, primarily handling complex cases. Also, she was a Supervising Deputy Federal Public Defender (2002 to September of 2015) and a Deputy Federal Public Defender in the trial unit (1992 to 2002). In 2000 and 2001, she was on a temporary duty assignment in Washington, D.C., where she was Special Counsel to the United States Sentencing Commission (November of 2000 to May of 2001), and a Visiting Defender at Defender Services Division with the

Administrative Office of the U.S. Courts (May to November of 2001), working in the Legal and Policy Division. She graduated from UCLA School of Law in 1991, and served as a judicial extern for the Honorable Terry J. Hatter, Jr., United States District Judge in the fall of 1990.

Ms. Steele represents clients in complex trials and habeas corpus proceedings. She has also written and argued multiple appeals before the Ninth Circuit Court of Appeals. In addition, she teaches Trial Advocacy at Loyola Law School.