



**LAW & TECHNOLOGY SERIES:
TECHNIQUES IN ELECTRONIC CASE MANAGEMENT WORKSHOP**

**ADMINISTRATIVE OFFICE OF THE U.S. COURTS
DEFENDER SERVICES OFFICE TRAINING DIVISION**

**ATLANTA MARRIOTT BUCKHEAD HOTEL & CONFERENCE CENTER
3405 LENOX ROAD, NE
ATLANTA, GEORGIA
May 17-19, 2018**

DRAFT AGENDA (rev. 5/3/2018)

Thursday, May 17, 2018

7:30 – 8:30 a.m. Registration and Continental Breakfast

8:30 – 8:45 a.m. Welcoming Remarks

Leigh Finlayson, CJA Panel Representative, Law Office of L. Burton Finlayson, Atlanta, GA

Stephanie Kearns, Executive Director, Federal Defender Program, Inc., Atlanta, GA

Juval O. Scott, Attorney Advisor, Training Division, Defender Services Office, Washington, DC

8:45 – 9:45 a.m. Electronic Case Management Strategies for the 21st Century (Plenary)

Sean Broderick, National Litigation Support Administrator, Defender Services Office, Training Division, Oakland, CA

Candis Mitchell, Assistant Federal Public Defender, Office of the Federal Public Defender, San Francisco, CA

With the realities of the digital era upon us, this session will provide an overview of various legal and technological considerations involved with electronic case management. It will address legal and ethical concerns from meet and confers with the government, local discovery rules, cloud computing and national protocols on discovery management/production, to legal tools that can assist you in the digital management of documents, players, and key facts to ensure effective representation of

your client. It will introduce participants to Adobe Acrobat Pro, dtSearch, and CaseMap/TimeMap through demonstrations of key features in each software program, both in the context of a mock case and real-life case scenarios, displaying how these tools may be used to manage a case consistent with the defense theory and professional obligations.

9:45 – 10:00 a.m. Break

10:00 a.m. – noon Computer Software Download and Case Material Preparation and Discussion (Workshop)

Kalei Achiu, National Litigation Support Paralegal, Defender Services Office, Training Division, Oakland, CA

Laura Alvarez, Paralegal/Legal Secretary, Federal Defenders of Eastern Washington, Inc., Spokane, WA

Sean Broderick, National Litigation Support Administrator, Defender Services Office, Training Division, Oakland, CA

Regina Cannon, Supervisory Computer Systems Administrator, Office of the Federal Public Defender, Phoenix, AZ

Francisco Celedonio, Assistant Federal Public Defender, Office of the Federal Public Defender, San Juan, PR

Jose-Miguel “Micky” Colon, Assistant Computer Systems Administrator, Office of the Federal Public Defender, San Juan, PR

Naaman Dunn, Computer Systems Administrator, Office of the Federal Public Defender, Charleston, WV

Chris Dybwad, Chief Deputy Federal Public Defender, Office of the Federal Public Defender, Los Angeles, CA

Leigh Finlayson, CJA Panel Representative, Law Office of L. Burton Finlayson, Atlanta, GA

Jennifer Garcia, Supervisory Assistant Federal Public Defender, Office of the Federal Public Defender, Phoenix, CA

Brooke Gottlieb, Paralegal, Office of the Federal Public Defender, Boston, MA

Shehnoor Grewal, Research & Writing Specialist, Office of the Federal Public Defender, Tallahassee, FL

Tony Hellen, Assistant Computer System Administrator, Office of the Federal Public Defender, Charlotte, NC

Emma Hernandez, Paralegal, Office of the Federal Public Defender, Los Angeles, CA

Gene Jone, Supervisory Computer Systems Administrator, Office of the Federal Public Defender, Denver, CO

Madeline Larsen, Investigator, Office of the Federal Public Defender, Oakland, CA

Joel Legall, *Computer System Administrator, Georgia Federal Defender Program, Inc., Atlanta, GA*

Holly McDavid, *Chief Paralegal, Federal Defenders of the Middle District of Georgia, Macon, GA*

Candis Mitchell, *Assistant Federal Public Defender, Office of the Federal Public Defender, San Francisco, CA*

Alicia Penn, *Assistant Federal Public Defender, Office of the Federal Public Defender, Charleston, SC*

Alexander Ramos, *Assistant Federal Defender, Office of the Federal Public Defender, Salt Lake City, UT*

Alex Roberts, *National Litigation Support Paralegal, Defender Services Office, Training Division, Oakland, CA*

Kelly Scribner, *Assistant National Litigation Support Administrator Defender Services Office, Training Division, Oakland, CA*

Ronald "Ron" Small, *Assistant Federal Public Defender, Office of the Federal Public Defender, Nashville, TN*

Ereka Tosh, *Litigation Paralegal, Office of the Federal Public Defender, St. Louis, MO*

Jesse Wallis, *Chief of Information Technology & Litigation Support, Office of the Federal Public Defender, Los Angeles, CA*

Joseph Wanzala, *Paralegal, Office of the Federal Public Defender, Oakland, CA*

Neil Williams, *Computer System Administrator, Office of the Federal Public Defender, Las Vegas, NV*

Participants will break into their assigned small groups. Faculty will verify that each participant has properly loaded all the software programs and case materials on their computers, and if they have not, assist them in doing so. Attendees will analyze the mock case to determine organizational strategies for factual and legal issues that they will be using throughout the workshop, as well as their own case. Useful shortcuts and new aspects of the Windows Explorer system will be reviewed, and, time permitting, a brief overview of the basic features of Adobe Acrobat Pro will be covered.

12:00 – 1:15 p.m. Lunch - On Your Own

1:15 – 3:15 p.m. Hands-on Management of Electronically Scanned Paper Training with Adobe Acrobat Pro (Workshop)

Adobe Acrobat Pro is an excellent tool for managing electronically scanned paper, a principal form in which discovery is provided in federal criminal cases. In the small groups, participants will use their computers to do hands-on structured exercises using Acrobat Pro. These exercises will teach participants how to use Acrobat Pro to organize and manage discovery and case materials. These exercises will involve converting paper and non-searchable PDF files into searchable PDF files, creating bookmarks and annotations, and understanding how basic objective coding of documents can significantly aid in the identification, retrieval and organization of factual and legal information, while considering the connection between facts and legal issues needed to defend a case effectively. Throughout the session, the legal decision points that need to be addressed in a typical case will be identified and discussed.

3:15 – 3:30 p.m. Break

3:30 – 5:00 p.m. Hands-on Search and Retrieval Training with Adobe Acrobat Pro and dtSearch (Workshop)

In the small groups, participants will take part in structured exercises to search and retrieve relevant case materials using both Adobe Acrobat Pro and dtSearch. Participants will build indices; develop a better understanding of different search forms; understand the legal implications involved with different search types; and contemplate the advantages of using this software when organizing case materials and other work product, such as the creation of legal brief banks. The indices and the subsequent iterative searches help in the identification of discovery relevant to the legal issues in a client's case.

5:00 p.m. Adjourn for the Day

Friday, May 18, 2018

7:30 – 8:30 a.m. Continental Breakfast

8:30 – 9:30 a.m. Digital Devices: Forensic Images, Cell Phones and the Gadgets in Everybody’s Pockets - What To Do (and What Not To Do) When You Get Them as Part of Your Discovery (Plenary)
Chris Dybwad, *First Assistant Federal Public Defender, Office of the Federal Public Defender, Los Angeles, CA*
Madeline Larsen, *Investigator, Office of the Federal Public Defender, Oakland, CA*
Alex Roberts, *National Litigation Support Paralegal, Defender Services Office, Training Division, Oakland, CA*

Many cases now involve forensic images of computers, databases, cell phones and information gathered from all sorts of new devices. Whether receiving a report, an entire forensic image or GPS tracking data, the defense needs to know how to get the relevant data so that it can be used effectively. Attorneys are not expected to be forensic experts, but it is necessary to know when to hire one. Instead of being overwhelmed by these digital devices, this session will assist federal practitioners in understanding what are the issues; know what resources are available and what first steps to take to find a solution. The presenters will explain what a forensically-imaged drive is, what free tools can be used to do preliminary review, and what to consider before opening those documents on a drive. The panelists will present common forensic and cell phone reports, explain how they can be examined and what information to look for (or request). Finally, the panel will identify scenarios where an expert is necessary, when the expense may be avoided, and what specific insight to look for from experts, so that a trial budget, and defense of the case, can be properly prepared.

9:30 – 9:45 a.m. Break

9:45 – 10:45 a.m. Hands-on Search and Retrieval Training with Adobe Acrobat Pro and dtSearch (Workshop) (continued)

10:45 – 11:00 a.m. Break

11:00 a.m. – noon CaseMap/TimeMap Hands-on Training (Workshop)

CaseMap is an excellent database specifically designed for management and analysis of the legal and factual issues in a federal criminal case. In

the small groups, participants will do hands-on, structured exercises using CaseMap/TimeMap. Participants will learn how to create and use a CaseMap database to organize, manage, and connect case facts, legal issues, key players, and documents for use at hearings or at trial. They will learn how to search, filter, and create case summary reports regarding people, documents, and facts. By going through the process of building a CaseMap database, users will be able to more effectively conduct and track their legal analysis and manage their case.

- 12:00 – 1:15 p.m. Lunch - On Your Own**
- 1:15 – 3:15 p.m. CaseMap/TimeMap Hands-on Training (Workshop) (continued)**
- 3:15 – 3:30 p.m. Break**
- 3:30 – 5:00 p.m. CaseMap/TimeMap Hands-on Training (Workshop) (continued)**
- 5:00 p.m. Adjourn for Day**

Saturday, May 19, 2018

7:30 – 8:30 a.m. Continental Breakfast

8:30 – 10:30 a.m. Building Your Case with Acrobat, dtSearch and CaseMap/TimeMap (Workshop)

In their small groups, participants will apply the legal concepts and technological skills they have learned throughout the workshop and build a CaseMap database for the case that they have brought with them.

10:30 – 10:45 a.m. Break

10:45 a.m.– Noon Coping with More Discovery Than You Can Read: Online Document Review Platforms, Cloud-Based Repositories and Strategies for Working the Big Case (Plenary)
Russ Aoki, *Esquire, Aoki Law PLLC, Seattle, WA*

What do you do when you have tens of thousands of emails, text messages and documents to review and not enough time to read them all? You look to workflow processes and tools that large civil firms and federal government agencies like the FBI are now using for big e-discovery cases. This plenary will discuss how to develop a review plan to identify what discovery really must be reviewed; who will do the work; the selection of the right review tools; and how discovery will be shared with other team members. The presenters will give examples of how CJA panel members and federal defender offices just like you have used technology and techniques to cull the data to the documents that mattered most, and how you can implement these tools and techniques in your next big e-discovery case.

This session will discuss how to persuasively tell the client's story at the sentencing hearing. It will examine factors to consider in making decisions about what to present and how to conduct the hearing.

12:00 p.m. Closing Remarks/Adjournment
Juval O. Scott, *Attorney Advisor, Training Division, Defender Services Office, Washington, DC*