

California DUI Lawyers Association San Diego DUI Defense Associates

present

DUI From A to DMV 2010

(Seminar limited to criminal defense attorneys)

Learn DUI/DMV Strategies and Procedures from Winning Attorneys!

Saturday, January 30, 2010

DEL MAR HILTON

8:00 to 8:30	Registration and Complimentary Continental Breakfast	
8:30 to 8:45	Greetings and Introduction	G. Cole Casey
8:45 to 9:30	DMV, Probation and VC23154, License Suspensions	Chad Maddox
9:30 to 10:15	Pretrial and Trial Motions other than breath test and PAS	Michael J. Fremont
10:15 to 10:30	BREAK	
10:30 to 11:30	The Science of Breath Testing	Jan Semenoff
11:30 to 12:00	Partition Ratio for Trial	Darryl W. Genis
12:00 to 1:00	LUNCH	COMPLIMENTARY
1:00 to 1:30	Melendez-Diaz Implications	Bruce Kapsack
1:30 to 2:15	Partition Ratio, Retro Grade Extrapolation and Rising Alcohol Defenses	Bruce Kapsack
2:15 to 2:30	BREAK	
2:30 to 3:00	Effective Limited Time Voir Dire	Donald Bartell
3:30 to 4:15	Cross of Expert on Partition Ratio and Retrograde Extrapolation	Darryl W. Genis
4:15 to 5:00	Cross of Cop	Vincent Tucci

For more information, contact:

G. Cole Casey, Esq. (619) 237-0384 • email: cole@duisandiego.com

Michael J. Fremont, Esq. (760) 635-0640 • email: michael@fremont91@cs.com

- Yes**, reserve my space for DUI from A to DMV on Saturday, January 30, 2010 for \$285. \$260 for CDLA member. Public defenders/lawyer in practice less than 4 years \$225. Registration at door \$315.
- Check enclosed payable to **San Diego DUI Defense Associates.**
- Visa/Mastercard

Return registration form with payment to: **San Diego DUI Defense Associates
2550 5th Avenue Suite 815
San Diego, CA 92103**

NAME _____ DAYTIME PHONE _____

FIRM _____

ADDRESS _____ SUITE _____

CITY/STATE/ZIP _____

VISA/MASTERCARD NO. _____ EXP. DATE _____ AMOUNT _____

SPEAKERS

MICHAEL FREMONT, DUI Specialist, CDLA, has been a criminal defense attorney since 1988. He has tried more than 350 jury cases in the field of DUI, driving on a suspended license and drug offenses. He has a statewide reputation as one of California's best DUI trial lawyers and is a leading authority in these areas of law.

As one of San Diego's most active trial attorneys, Mr. Fremont has accumulated a remarkably successful record of "wins" in the courtroom. Mr. Fremont has lectured extensively on various subjects relating to DUI defense organizing the original DUI from A through DMV seminar in 1997. He has lectured at seminars for the California Attorneys for Criminal Justice, Deuce Defenders, Beverly Hills Bar Association, North County Bar Association, California Western School of Law, Loyola Law School and others on topics ranging from pre-trial and trial motions to cross examination of expert witnesses and presenting scientific evidence at trial. He argued *Garden Grove Police V. Superior Court* (Reinman) before the 4th District Court of Appeals.

JAN SEMENOFF, is the CEO of Industrial Training and Design. He has 18 years of experience as a municipal police officer with assignments in patrol traffic, community services, planning & research and as a Violent Crimes Analyst (VICLAS). Semenoff is a qualified technician on Breathalyzer Models 900/900A, Intoxilyzer Models 5000C, 5000EN, 200, 300, 400, S-D2, and S-D5, capable of assessing the efficacy of breath testing procedures in comparison with standard or recommended practices. He is a CMI-certified Intoxilyzer Breath Alcohol Technician Instructor, has an Advanced Certificate in Police Studies from the Canadian Police College, and is an Emergency Medical Technician.

He has authored two texts on breath alcohol testing and has written articles that have appeared in various publications, including a referenced medical journal. He has testified as an expert witness in Canada and throughout the USA on all aspects of breath alcohol testing. He also testified before the South Carolina Senate Judiciary Sub-Committee on recent changes to their DUI legislation.

DARRYL W. GENIS is a Specialist Member of the California DUI Attorney's Association and a Member of the National College for DUI Defense and California Deuce Defenders as well as a Standardized Field Sobriety Test Instructor (NHTSA/IACP). Mr. Genis is owner and operator of all breath machines used in Santa Barbara and San Luis Obispo and Ventura counties (Draeger 7410, Alco-sensor Mark IV, and Intoxilyzer 5000). He earned his Business and English Degrees from Loyola Marymount University in 1978 and his law degree from Southwestern University of Law (Juris Doctor) in May of 1980. He was admitted to the bar in California in November of 1980, and has been in good standing ever since. Mr. Genis has lectured at CDLA seminars. He wrote the Amicus Brief for McNeil, California Supreme Court decision allowing for Partition Ratio Evidence at trial.

DONALD BARTELL is a partner in the law firm of Bartell & Hensel in Riverside, California. In over twenty years in private practice, he has tried virtually every type of drunk driving case that exists. He is contributing author of *California Drunk Driving Law*. Mr. Bartell is a Phi Beta Kappa graduate of the University of California, Berkeley and a graduate of the University of Notre Dame School of Law. He authored, *Attacking and Defending Drunk Driving Test*. Mr. Bartell is a frequent lecturer at seminars on various aspects of defending DUI cases.

VINCENT JOHN TUCCI, President of CDLA, is a partner in the law firm of Braden & Tucci located in Irvine, California. Mr. Tucci limits his practice to representing citizens accused of DUI. Mr. Tucci is Co-Chair for the DUI Committee and a member of the Board of Governors for the CACJ. Mr. Tucci is a frequent lecturer on California DUI and DMV issues throughout the state and has personally tried over 100 DUI jury trials. He is certified in Standardized Field Sobriety Tests and the Intoximeter Alco-Sensor IV Preliminary Alcohol Screening Device and Datamaster. He has earned two Bachelor's Degrees from the California State University at Fullerton and his Juris Doctorate from Whittier College of Law.

BRUCE KAPSACK author of innovative DUI trial tools has been practicing DUI defense exclusively since 1995. Author of *Innovative DUI Trial Tools*. He is Regent for the National College for DUI Defense and a specialist in The California Deuce Defenders. In the context of field sobriety tests, Mr. Kapsack is a nationally trained instructor, a recognized expert and the only person to obtain the deposition of Dr. Marceline Bums on the topic.

Articles include: *Requirement of Presence for Misdemeanor Arrest*, CPDA Magazine, Fall 2003; *FST's Post Horn*, The Champion, November/December 2002; *Defender Exhibit A: The Intoxilyzer*, DWI Law and Science Journal, July 2001; *Title 17 Lives Again in California*, DWI Law and Science Journal, June 2001; *Tracking Police Officer Stories*, DWI Law and Science Journal, April 2000. Mr. Kapsack has lectured at Oklahoma Criminal Defense Association, NHTSA Student SFST Cert. Class, Instructor CPDA Annual DUI Defense Program, San Francisco Public Defender Seminar, Lorman Educational Seminars, Nevada State Bar Association and NCCDD.

Certifications include: Alco Sensor IV Calibration/Maintenance, Alco-Sensor IV Operator, SFST Instructor, SFST Administrator, DRE, RIPP.

CHAD R. MADDOX, has certifications in NHTSA Trained SFST Practitioner, POST Certified Breath Alcohol Testing Device. Maddox has a 1999 Juris Doctorate at Western State University is a member in the National College for DUI Defense, California DUI Lawyers Association, North OC Bar Association, and American Center for Law and Justice. Published case of *Arias v. Superior Court* (2008) 167 Cal.App.4th Supp.1 and Contributing to *California Drunk Driving Law* at 3:33 and Appendix E at E-2. Awarded the 2008 OC METRO Magazine: Top 5 DUI Attorney in OC. Professional history includes DUI focused practice since February 2000. Successful Motions, Writs and Appeals. DMV writs include out-of-state priors refusals: insufficient admonition, lawful arrest: cut and paste DS367; conclusionary statements in DS367, and in continual denial of good cause when driver's expert unavailable and good cause when driver's attorney unavailable.

MODERATOR

G. COLE CASEY is on the CDLA Board of Directors and a specialist member. He is a Sustaining Member of the National College for DUI defense. He has lectured on various topics at CDLA, CACJ, National College, CPDA seminars. He is also a certified instructor in NHTSA Standardized FST. Mr. Casey is the San Diego trial counsel for the Los Angeles based office of nationally recognized DUI Defense firm of Lawrence Taylor, the Author of *Drunk Driving Defense* and *California Drunk Driving Defense*.

7.0 Hours MCLE Total

California Board of Legal Specialization of the
State Bar of California Criminal Law
(pending)