

NCATL's Criminal Defense Section presents ...

Nuts & Bolts of APPELLATE PROCEDURE

Avoiding Default and Dismissal Under the

NC Rules in Criminal and 7B Appeals

July 7, 2006

Academy Headquarters, Raleigh

3.75 CLE Hours

This seminar is a crash course on avoiding disaster in criminal and Chapter 7B appeals. North Carolina's appellate courts increasingly are identifying violations of the Rules of Appellate Procedure in records and briefs. They are dismissing issues—and even entire appeals—on the basis of these violations. Even when they do not result in outright dismissal, rules violations distract the court from consideration of meritorious issues and weaken the impact of even a great brief. This seminar will show you how to comply with the Appellate Rules without sacrificing persuasiveness. Because even experienced appellate counsel can find themselves, and their clients, in jeopardy due to rules violations, this training benefits both seasoned appellate practitioners and those new to appellate practice.

Seminar Schedule

- 9:00 am **Registration**
- 10:00 am **Welcoming Remarks**
Staples Hughes, Appellate Defender, Durham
- 10:05 am **Assignments of Error**
How to Draft Assignments That Insure Your Issue Is Considered by the Court
Staples Hughes
- 10:35 am **Standards of Review**
Avoiding Controversy Over the Correct Standard
Katherine Jane Allen, Assistant Appellate Defender, Durham
- 11:20 am **Break**
- 11:30 am **The Record on Appeal – Form and Substance**
Making Sure You Put Everything in the Record the Rules Require; Settling the Record; Potential Changes to Rule 11
Staples Hughes
- 12:15 pm **Lunch** (included in registration)
- 1:00 pm **The Brief**
Complying With the Rules While Taking Advantage of the Facts
Barbara Blackman, Assistant Appellate Defender, Durham
- 1:45 pm **Break**
- 1:55 pm **Certiorari**
When You Can, How To Do It, and When You Can't
Ben Dowling-Sendor, Assistant Appellate Defender, Durham

2:25 pm

Questions & Answers Session

Audience participation is strongly encouraged. Here's your opportunity to pose questions to the seminar speakers.

3:00 pm

Adjourn