

**“UNDERSTANDING FORENSIC
EVIDENCE IN DUI AND
TRAFFIC HOMICIDE CASES”**

— REGISTRATION FORM —

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ALL MATERIALS WILL BE IN CD ROM FORMAT.

Sorry, no refunds after September 7,
but substitutions are welcomed.

Return this form BY MAIL TO:
ACDLA, P.O. Box 1147, Montgomery, AL 36101

BY FAX TO: 1-866-665-7522

REGISTRATION FEES:

\$199 – ACDLA Members by September 7, 2010
\$259 – Non-members and all after September 7, 2010

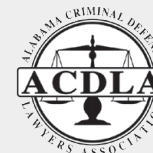
HOTEL ACCOMMODATIONS:

Beau Rivage – Biloxi, MS
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Reservations: 1-888-383-7037
Thursday 10/7 Rate Only - \$119
Hotel Discounts drop 9/16

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*The Alabama Criminal Defense Lawyers
Association presents...*

**“UNDERSTANDING FORENSIC
EVIDENCE IN DUI AND
TRAFFIC HOMICIDE CASES”**

Friday, October 8, 2010

Beau Rivage Hotel, Biloxi, MS

*This course has been approved by the Mandatory Continuing
Legal Education Commission of Alabama and the Mississippi
Commission on CLE for a total of 7.0 hours' credit.*

*This course is also approved by the National College
for DUI Defense as an approved training seminar.*

**Seminar Registration: ACDLA Members - \$199
Non-Members and all after September 7 - \$249**

**For hotel accommodations call:
BEAU RIVAGE RESERVATIONS**

1-888-383-7037

**Ask for Alabama Criminal Defense Lawyers
DUI Seminar Rate**

**Rooms – \$119 / Thursday, Oct. 7 only
Hotel Discounts drop 9/16**



About This Seminar

Attendees will receive a one-day intensive training course in all aspects of forensic analysis of blood, breath and urine samples commonly submitted into evidence during the prosecution of DUI and traffic homicide cases. Attendees will be instructed in the proper techniques of defending a DUI client based on forensic evidence. Special emphasis will be placed on defending the client involved in an auto crash involving death or serious injury.

Topics Include

- Law Office Management for the DUI Lawyer
- Pharmacokinetics of Ethanol
- Breath Testing in Theory and in Reality
- Forensic Testing of Blood and Urine Samples
- Defending the Client Accused of DUI Homicide

About the Faculty

• Vic Carmody, Esq., Jackson, MS

Victor W. Carmody, Jr. is one of the ten founding Regents of the National College for DUI Defense (NCDD). He is board certified in DUI defense and has previously served as Dean of the NCDD. Vic is the author of *Mississippi DUI Law and Practice, 2 Ed*; *Mississippi Criminal Trial Practice Forms, 2 Ed*; and *Understanding DUI Science, 2 Ed*. He has been licensed to practice for over 31 years and has tried thousands of DUI cases in all courts in Mississippi. His topic for this seminar is “**Law Office Management for the DUI Lawyer.**”

• Dr. Wanda Marley, PhD, RN&CRNA, Ft. Collins, CO

Dr. Marley is a physiologist and forensic toxicologist with her own consulting firm for criminal and civil attorneys, the Rocky Mountain Medical Legal Consultation, Inc. Dr. Marley earned her doctor of philosophy degree *summa cum laude* from Colorado State University after seven years of doctoral research and academia in mammalian physiology. She also studied at the Mayo Clinic School of Anesthesia and the University of Kansas, which focused heavily on toxicology and pharmacology. Today she will discuss “**The Pharmacokinetics of Ethanol**” and apply these principles to the *practical issues* that DUI defense attorneys deal with on a daily basis. Specific areas of interest include the effects of trauma, certain drugs, ethanol overshoot, and various medical conditions that may affect a blood or breath alcohol test result. Dr. Marley is an excellent, lively presenter with real-world experience as an emergency room nurse and as a nurse anesthetist.

• Mary McMurray, B.S., Blue Mounds, WI

Ms. McMurray will present “**Breath Testing in Theory and Reality.**” Ms. McMurray is a nationally recognized expert in all breath test instruments and will explain the underlying principles of breath testing; how breath testing developed over the past 50

years since widespread use of the Breathalyzer (1954); common deficiencies in breath testing results; how the 2100:1 ratio was established and may be invalid; common issues in infrared light absorption as a method of testing ethyl alcohol; extrapolation mistakes and errors, and lots of other facts involving breath sample evidence with be included in this presentation. Her presentation will include specific reference to Alabama’s Draeger instruments and Mississippi’s Intoxilyzer 8000 instruments.

• Phil Price, Esq., Huntsville, AL

Phillip B. Price, Sr. has been practicing DUI law for over thirty years. He is a board certified DUI specialist. Mr. Price is a founding fellow of the National College for DUI Defense (NCDD) and was Dean of NCDD in 1997-98. He has been an invited lecturer in over 25 states, lecturing on various aspects of DUI law. Mr. Price is the author of the *Alabama DUI Handbook* (West 2010) and is the author of many articles and publications dealing with DUI law. Mr. Price is well-known for his knowledge of various breath testing instruments and has taught courses on their operation. Mr. Price will present real world examples of DUI trial strategy by discussing a recent DUI double manslaughter case where the jury found the defendant not guilty.

• Justin McShane, Esq., Harrisburg, PA

Justin McShane is a noted Pennsylvania DUI lawyer and the “star” of the NCDD forensic library. A skilled lawyer and resident expert on blood, breath, and urine testing, Mr. McShane has completed the American Chemical Society training held at Axion Laboratory on Gas Chromatography and High Pressure Liquid Chromatography courses as well as the Restek Instrument factory training in chiral compounds and chromatographic columns. Justin’s topic for this seminar is “**Forensic Testing of Blood and Urine Samples.**” Since this seminar is focused on defending DUI fatality and assault cases, one of the key parts of Justin’s presentation will be understanding hospital lab EIA testing and the known deficiencies in that method of testing. In addition, Justin will explain the complete laboratory process from collection to final analytical report of blood and urine samples tested by the gas chromatograph method.

• Tommy Kirk, Esq., Montgomery, AL

Mr. Kirk earned his undergraduate degree at Huntingdon College, his law degree from Jones School of Law, and has been licensed to practice law for over 38 years. He is a founding member of the National College for DUI Defense and served as a member of the Board of Regents from 1997 through 2004. He served as Dean of NCDD (2004 - 2005) and is presently a Fellow of the College. Mr. Kirk is a past President of the Alabama Criminal Defense Lawyers Association and received its Roderick Beddow, Sr. Award in 1988. In 2007, he was an honored recipient of the Erwin-Taylor Award from the NCDD. Mr. Kirk is a highly respected and noted criminal defense lawyer focusing exclusively on DUI, BUI, and alcohol related motor vehicle prosecutions. Mr. Kirk’s presentation will discuss the ethics and practical realities of defending a client accused of “drunken-driving murder.” Mr. Kirk’s topic is “**Defending the Client Accused of DUI Homicide.**”

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October 8, 2010

Beau Rivage Hotel, Biloxi, MS

Sponsored by the
Alabama Criminal Defense Lawyers Association

With CLE approval from the Alabama and Mississippi CLE Commissions for 7.0 CLE Hours and recognized by the National College for DUI Defense as an approved training course.

— Agenda —

8:20 – 8:30 a.m.	Welcome & Introductions ACDLA Staff
8:30 a.m. – 9:45 a.m.	“Law Office Management for the DUI Lawyer” Vic Carmody, Esq., Jackson, MS
9:45 a.m. – 10:00 a.m.	Break
10:00 a.m. – 11:45 a.m.	“Pharmacokinetics of Ethanol” Wanda Marley, Ph.D., R.N./C. R.N. A., Ft. Collins, CO
11:45 a.m. – 1:00 p.m.	Lunch On Your Own
1:00 p.m. – 2:30 p.m.	“Breath Testing in Theory and in Reality” Mary McMurray, B.S., Blue Mounds, WI
2:30 p.m. – 2:45p.m.	Break
2:45 p.m. – 4:30 p.m.	“Forensic Testing of Blood and Urine Samples,” Justin McShane, Esq., Harrisburg, PA
4:30 p.m. – 4:45p.m.	Break
4:45 p.m. – 5:45 p.m.	“Defending the Client Accused of DUI Homicide” Tommy Kirk, Esq., Montgomery, AL and Phil Price, Esq., Huntsville, AL
5:45 p.m. – 6:00 p.m.	Closing Remarks & Evaluations