

MICPEL

and the Maryland State Bar Association Section of Criminal Law in cooperation with the  
University of Baltimore School of Law and the University of Maryland School of Law present:

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**HANDLING  
DRINKING & DRIVING  
CASES IN  
MARYLAND**

**Wednesday, July 29, 2009**

**9:00 a.m. - 1:15 p.m.**

**Ecker Business Training Center**

**6751 Columbia Gateway Drive**

**Columbia, Maryland**

**4.0 Hours CLE**

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Maryland's Leading Source for Continuing Legal Education

CDs and DVDs are available! See registration panel to pre-order CDs or DVDs of this seminar, or visit [www.micpel.edu](http://www.micpel.edu) for details on all media products

# *What You Will Learn & Why You Should Attend...*

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In this detailed and comprehensive program you will learn how to handle the drinking and driving case, from the initial interview through plea negotiations and trial. Join our expert faculty to learn the steps you and your client need to take to defend your case. Get an update on recent case law and get your questions answered by the experts. If you handle drinking and driving cases or want to, this program is a must.

## *Faculty...*

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### **Patrick E. Maher, Esq.**

Patrick E. Maher is a solo practitioner in Towson, Maryland, who has been practicing criminal defense with a focus on DUI/DWI law for 19 years. Mr. Maher successfully litigated the seminal "second stop" case of Ferris v. State in the Maryland Court of Appeals. He has qualified as an instructor and practitioner in Standardized Field Sobriety Tests (SFST) in accordance with the standards set forth by the International Association of Police Chiefs (IACP) and the National Highway Traffic Safety Administration (NHTSA). Mr. Maher is the only attorney in Maryland who is a factory trained Intox EC/IR breath test instructor, operator, and calibration technician. He is a member of the National College for DUI Defense, the National Association of Criminal Defense Lawyers and the Maryland Criminal Defense Attorneys Association.

### **Andrew D. Alpert, Esq.**

Andrew D. Alpert practices with the law firm of Meng & Alpert, LLC, located in Upper Marlboro, Maryland. He has been successful in defending over 500 Maryland DUI cases. He is a former prosecutor with specific training in motor vehicle manslaughter cases and DUI/DWI. He is a member of the National College for DUI Defense and is a member of the Maryland Criminal Defense Lawyer's Association. He is Chairman of the Legislative Group of the Maryland Criminal Defense Lawyer's Association on Narcotics. His practice is mainly focused in the defense of individuals charged with DUI, DWI, and related situations. He has also been certified in the administration of the Standardized Field Sobriety Tests as set forth by NHTSA.

#### **ACCREDITATION**

**For Live Programs:** MICPEL is an accredited sponsor in Pennsylvania, Delaware, and Virginia. MICPEL courses are also routinely approved for credit in every other MCLE jurisdiction in the United States. If you need credit from other states or organizations, you will be given a certificate of attendance for filing. Certificates of attendance will be issued at the end of the live program.

**For Video Replays:** In order to comply with Pennsylvania State MCLE guidelines, MICPEL can only give CLE credit for those video replays held in the Baltimore or Rockville locations. To ensure proper credit, please attend MICPEL video replays in the Baltimore or Rockville locations. Virginia MCLE guidelines require another attorney must be present to view the video and sign the certificate of attendance. MICPEL cannot guarantee more than one attorney will be present at a replay. Certificates of attendance will be issued at the end of the video replay.

**For Distance Learning:** Please contact MICPEL prior to taking online CLE to verify if your jurisdiction/ state qualifies for CLE credit in this format.

#### **SCHOLARSHIPS & REDUCED FEE REGISTRATIONS**

Scholarships and reduced fee registrations are available for most programs for pro bono volunteers and full-time public interest lawyers are available through the Pro Bono Resource Center (PBRC). Call 410.837.9379 for more details.

#### **NEED SPECIAL ACCOMMODATIONS?**

If you need special accommodations, please contact MICPEL at least five (5) days prior to the start date of the course so we can make appropriate arrangements. Call 410.659.6730 to make these arrangements.

# Agenda...

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**8:30 a.m. – 9:00 a.m.**

**Registration and continental breakfast**

**9:00 a.m. – 9:05 a.m.**

**Welcome and Introductions**

**9:05 a.m. – 9:20 a.m.**

**The Initial Interview**

- ♦ **Attorney Responsibilities:**
  - The Thorough Initial Interview**
- ♦ **Client Responsibilities:**
  - Alcohol Evaluation**
  - Obtain Documents and Records**

**9:20 a.m. – 10:30 a.m.**

**Review and Analysis of the State's evidence**

- ♦ **The Charging Document**
- ♦ **The Police Report**
- ♦ **Pleadings and Discovery**
- ♦ **What to ask for**
- ♦ **How to get it**

**10:30 a.m. - 10:45 a.m.**

**Plea Negotiations and Mitigation -  
Winning the Lost Case**

**10:45 a.m. – 11:00 a.m.**

**Break**

**11:00 a.m. – 1:15 p.m.**

**The DUI Trial**

- ♦ **The stop of the vehicle:**
  - Analysis of the officer's reason to stop the vehicle**
  - How to challenge the stop of the vehicle**
- ♦ **Standardized Field Sobriety Tests (SFST's)**
  - Administration and Scoring of the SFST's**
  - Effective cross examination techniques**
- ♦ **The Breath Test**
  - The Intox EC/IR**
  - How to challenge a breath test result**
- ♦ **Presenting a Defense**
  - Medical Records**
  - Fact Witness**
  - Expert Witness**

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## **REFUND AND CANCELLATION POLICY**

Telephone, fax and e-mail registrations, accompanied by a credit card authorization, and regular mail registrations, accompanied by a check or credit card authorization, will be accepted until 5:00 p.m. two (2) days before all regular full-day and half-day programs. Registrations at the door will be accepted for regular full-day and half-day programs, but please call to verify availability, date, time, and location. MICPEL reserves the right to cancel or reschedule any program and will notify registrants at least 24 hours in advance of such cancellation or rescheduling. Full refunds, less \$20 for administrative expense, will be made for cancellations received by 5:00 p.m. the day before regular full-day and half-day programs. If you register for regular full-day and half-day programs, but do not attend or cancel, you will receive the course materials following the program in full consideration of tuition paid.

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**HANDLING DRINKING & DRIVING CASES IN MARYLAND**  
**WEDNESDAY, JULY 29, 2009 AT THE ECKER BUSINESS TRAINING CENTER, COLUMBIA, MD**

[www.micpel.edu](http://www.micpel.edu)

The Maryland Institute for Continuing  
Professional Education of Lawyers, Inc.  
Maryland Bar Center  
520 West Fayette Street, Suite 300  
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**Handling Drinking and Driving Cases in Maryland**

**Course No. 10-4052**

**Registration Form**

All registrations must be accompanied by payment.  
Registrations will not be confirmed until payment is received.

**Live Program:**

- Wednesday, July 29, 2009  
9:00 a.m. - 1:15p.m. Columbia, MD

**Video Replays: 9:00 a.m. - 1:30 p.m.**

- September 10, 2009 - Baltimore - MICPEL Offices
- September 18, 2009 - Baltimore - MICPEL Offices
- September 25, 2009 - Rockville - Circuit Court Law Library
- October 1, 2009 - Rockville - Circuit Court Law Library

**Fees:**

- |                                   |                                |
|-----------------------------------|--------------------------------|
| MSBA Young Lawyer Section Members | <input type="checkbox"/> \$209 |
| MSBA Criminal Law Section Members | <input type="checkbox"/> \$209 |
| MSBA Members                      | <input type="checkbox"/> \$229 |
| All Others                        | <input type="checkbox"/> \$259 |
| MICPEL Passport Holders           | <input type="checkbox"/> \$0   |
| Video Replay                      | <input type="checkbox"/> \$209 |
| PA MCLE Credit Fee (\$2/hour)     | <input type="checkbox"/> \$8   |
| PA Bar. ID # _____                |                                |

**Too Busy to Attend?**

Materials, CDs and DVDs are available for shipment within  
thirty (30) days after the course date.

- Materials \$80.64\* (Inv. #3225-09)
- CDs and Materials \$154.84\* (Inv. #3226-09)
- DVDs and Materials \$197.24\* (Inv. #3227-09)

\*Price includes tax and shipping

This course will also be available for purchase on-line at [www.micpel.edu](http://www.micpel.edu)  
CALL: (410) 659-6730 or EMAIL: [info@micpel.edu](mailto:info@micpel.edu)

**4 Easy Ways to Register**

1. **FAX** your credit card registration to: (410) 659-0647
2. **Mail** your registration form with check or credit card info to  
520 West Fayette Street, Suite 300, Baltimore, MD 21201
3. **Call in your credit card registration to:** (410) 659-6730
4. **Register at the door.** Please call ahead to confirm date, time,  
location and space availability.

- This is a new address.

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Are you taking this course for credit?  Yes  No

**Payment Method:** \*Credit Card Required for Fax Registration

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Charge to:  Visa  MC  AMEX

CVV #: \_\_\_\_ (VISA & MC last 3 digits on back of card, AMEX 4 digits on card front)

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Please make checks payable to MICPEL.