

**THE OFFICES OF THE FEDERAL PUBLIC DEFENDERS  
FOR THE EASTERN AND WESTERN DISTRICTS OF VIRGINIA**

**JOINTLY PRESENT THE ELEVENTH**

***FRANK DUNHAM FEDERAL  
CRIMINAL DEFENSE  
CONFERENCE***

**Thursday, April 19 - Friday, April 20, 2018  
Boar's Head Inn, Charlottesville, Virginia**

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## **PROGRAM SCHEDULE**

Note: All sessions are in the Pavilion I and II;  
Friday lunch will be in the Ballroom.

### **Thursday, April 19**

- 1:30 Program check-in begins
- 2:30 *Welcome and Introduction* Geremy Kamens, FPD ED Va.  
Larry Shelton, FPD WD Va.
- 2:35 *Fourth Circuit Update* Alan DuBois, FPD EDNC  
Patrick Bryant, RWA ED Va.
- 3:35 Break
- 3:50 *Ethics: Substance Abuse & Mental Health* James Leffler, Esq.  
*Issues in the Legal Profession* Louis Allen, FPD MDNC
- 4:50 Adjourn for evening

### **Friday, April 20**

- 7:30 Continental breakfast begins
- 8:00 Program check-in continues
- 8:25 *Welcome and Introduction* Geremy Kamens, FPD ED Va.  
Larry Shelton, FPD WD Va.
- 8:30 *Cell Phone Surveillance: Tactics,  
Litigation, and Next Steps* Nicole Hardin, AFPD MD Fla.
- 9:30 Break

9:45	<i>Computer Forensics in Child Porn Cases</i>	Kevin & Carol Peden, Peden Digital Forensics
10:45	<i>Supreme Court Review and Preview</i>	Paul Rashkind, AFPD SD. Fla.
11:45	<i>Keynote Address</i> (lunch provided)	Prof. Shon Hopwood Georgetown University Law Center
1:15	<i>So You Think You Can Dance: Mastering the Criminal History Rules</i>	Laura Mate, National Sentencing Resource Counsel Project
2:15	Break	
2:30	<i>Using Childhood Trauma as Sentencing Mitigation Evidence</i>	Dr. Hope Hill, Howard Univ. Paul Gill, AFPD EDVa. Jennifer Schweizer, Sentencing Advocate, FPD EDVa.
3:30	<i>Ethics: Game Show Potpourri, Round V</i>	Ken Troccoli, AFPD ED Va. Maria Jacob, AFPD ED Va.
4:30	Complete evaluations and adjourn	

## **FACULTY INFORMATION**

### ***LOUIS C. ALLEN***

Federal Public Defender, Middle District of North Carolina

Education: B.A. 1976, University of North Carolina at Chapel Hill; J.D. 1980, University of North Carolina at Chapel Hill

Professional: Law clerk, Chief United States District Judge Eugene Gordon, Middle District of North Carolina, Greensboro, North Carolina, 1980-82; private practice, Greensboro, North Carolina, 1982- 97; federal public defender, Greensboro, North Carolina, 1997-present

### ***PATRICK L. BRYANT***

Appellate Attorney, Office of the Federal Public Defender, Eastern District of Virginia

Education: B.A. 1998, Duke University; J.D. 2002, Washington and Lee University School of Law

Professional: Staff attorney, U.S. Court of Appeals for the Fourth Circuit, Richmond, Virginia, 2002-04 and 2005-07; law clerk, Hon. Charles R. Wilson, U.S. Court of Appeals for the Eleventh Circuit, Tampa, Florida, 2004-05; appellate attorney, Office of the Federal Public Defender, Alexandria, Virginia, 2007-present

### ***G. ALAN DUBOIS***

Federal Public Defender, Eastern District of North Carolina

Education: B.A. 1984, Duke University; J.D. 1987, University of Virginia School of Law

Professional: Staff attorney, U.S. Court of Appeals for the Fourth Circuit, Richmond, Virginia, 1988-89; assistant federal public defender (senior appellate attorney), Raleigh, North Carolina, 1989-2013; first assistant federal public defender, Raleigh, North Carolina, 2013-17; federal public defender, Raleigh, North Carolina, 2017-present

***NICOLE VALDES HARDIN***

Assistant Federal Public Defender,  
Middle District of Florida

Education: B.A. 1997, University of Florida; J.D. 2005, City University of New York

Professional: Assistant public defender, Fifth Judicial Circuit, Ocala, Florida, 2006-16; assistant federal public defender, Tampa, Florida, 2016-present; co-author/author of three publications attacking the science of cell phone tracking in criminal cases; frequent speaker on tracking and surveillance by law enforcement

***PAUL G. GILL***

Assistant Federal Public Defender, Eastern  
District of Virginia

Education: B.A. 1983, University of Virginia; J.D. 1990, University of Richmond School of Law

Professional: Law clerk, U.S. District Judge James R. Spencer, Richmond, Virginia, 1990-91; associate, McGuire, Woods, Battle & Boothe, L.L.P., Richmond, Virginia, 1991-96; trial attorney, U.S. Department of Justice, Tax Division, Washington, DC, 1996-2000; officer, LeClair Ryan, P.C., Richmond, Virginia, 2000-01; assistant federal public defender, Richmond, Virginia, 2001-present (currently acting office supervisor); adjunct professor (appellate advocacy), University of Richmond School of Law, 2001-present

***HOPE M. HILL***

Professor of Psychology, Howard University

Education: B.S. 1974, Wesleyan University; M.S. 1978, Columbia University Teachers College; Ph.D 1982, Columbia University

Professional Post-doctoral fellowship, child development and social policy, Yale University, 1982-84; adjunct assistant professor, Clinical Psychology Program, Columbia University Teachers College, 1984-87; assistant professor; assistant professor, Department of Psychology, Vassar College, 1986-87; visiting assistant professor, Department of Psychology, Howard University 1987-88;



associate professor, Department of Psychology, Howard University, 1989-present

***MARIA N. JACOB***

Assistant Federal Public Defender, Eastern District of Virginia

Education: B.A. 2008, University of Toledo; J.D. 2011, Georgetown University Law Center

Professional: Deputy public defender, Office of the Public Defender, Clark County, Nevada, 2011-15; reentry policy analyst, Council of State Governments Justice Center, Bethesda, Maryland, Jan.-Sept. 2016; assistant federal public defender, Alexandria, Virginia, September 2016-present

***JAMES E. LEFFLER***

Clinical Director, Lawyers Helping Lawyers, Richmond, Virginia

Education: B.S. 1978, Virginia Commonwealth University; M.S. 1985, Virginia Commonwealth University; Licensed Professional Counselor, State of Virginia, 1990

Professional: Charter Westbrook Hospital, Richmond, Virginia, 1978-88; senior chemical dependency counselor, Saint John's Hospital, Richmond, Virginia, 1988-90; president and program director, New Dimensions Counseling, Richmond, Virginia, 1990-93; assistant professor and coordinator, outpatient substance abuse services, Medical College of Virginia Department of Psychiatry, 1994-97; private practice, Richmond, Virginia, 1997-2004; clinical consultant, Gateway Foundation, 1998-2002; Hanover Community Services Board (worked in conjunction with Juvenile Court System to start modified drug court), Hanover, Virginia, 2003-04; Lawyers Helping Lawyers, Richmond, Virginia, 2004-present

***LAURA E. MATE***

National Sentencing Resource Counsel  
Project

Education: B.A. 1992, Kenyon College; J.D., 1998 University of Michigan

Professional: Associate, Perkins Coie, Seattle, Washington, 1998-2001; assistant federal defender and research & writing specialist, Office of the Federal Public Defender Office, Seattle, Washington, 2001-2010; Sentencing Resource Counsel and Research & Writing Specialist, Federal Defender National Sentencing Resource Counsel Project, 2010-present

***CAROL L. PEDEN***

President, Peden Digital Forensics, Spokane,  
Washington

Education: B.A. 1987, Eastern Washington University

Professional: Trainer, Washington State Employment Security Department, Spokane, Washington, 1989-2002; investigator, Office of Special Investigations, Spokane, Washington, 2002-06; president, Peden Digital Forensics, Spokane, Washington, 2013-present

***KEVIN H. PEDEN***

CEO, Peden Digital Forensics, Spokane,  
Washington

Education: A.A. 2004, Spokane Community College; professional certificate 2005, Oregon State University

Professional: Police officer, Spokane Police Department, Spokane, Washington, 1989-2002; network administrator, Southside Christian Church, Spokane, Washington, 2000-04; director of forensic operations, Global CompuSearch, Spokane, Washington, 2004-13; CEO, Peden Digital Forensics, Spokane, Washington, 2013-present

***PAUL M. RASHKIND***

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Education: B.B.A. 1972, University of Miami; J.D. 1975, University of Miami School of Law

Professional: Assistant state attorney, Miami, Florida, 1975-78; chief assistant state attorney (appeals), Miami, Florida, 1977-78; associate, Sams Gerstein & Ward, 1978-83; partner, Bailey, Gerstein, Rashkind & Dresnick, 1984-92; chief of appeals and supervisory assistant federal public defender, Miami, Florida, 1992-present

***JENNIFER C. SCHWEIZER***

Sentencing Advocate, Office of the Federal Public Defender, Eastern District of Virginia

Education: B.S. 2000, Old Dominion University; M.S.W. 2002, Virginia Commonwealth University; Ph.D. (social work) 2017, Norfolk State University

Professional: Mitigation specialist, Office of the Capital Defender, Southeast Region of Virginia, 2004-15; sentencing advocate, Office of the Federal Public Defender, Richmond, Virginia, 2015-present

***KENNETH P. TROCCOLI***

Assistant Federal Public Defender (Senior Litigator), Eastern District of Virginia

Education: B.A. 1981, Boston College; J.D. 1984, George Washington University Law School; LL.M. 2001, Georgetown University Law Center

Professional: Law clerk, Hon. H. Carl Moultrie, Superior Court of the District of Columbia, Washington, DC, 1984-85; associate, Krooth & Altman, Washington, DC, 1986-88; associate, Arent Fox Kintner Plotkin & Kahn, Washington, DC, 1988-91; associate, Cadwalader Wickersham & Taft, Washington, DC, 1991-92; assistant/senior assistant public defender, Alexandria, Virginia, 1992-99; assistant federal public defender, Alexandria, Virginia, 2002-present; adjunct professor, American University Washington College of Law, 2012-present

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