



STATE OF NEVADA
ADVISORY COUNCIL FOR PROSECUTING ATTORNEYS
100 North Carson Street
Carson City, Nevada 89701

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DRAFT MEETING MINUTES

Organization: Advisory Council for Prosecuting Attorneys
Subcommittee on Conference Programming

Date and Time of Meeting: April 23, 2024 • 9:00 a.m.

Place of Meeting: Virtual Meeting
Link: [Click here to join the meeting](#) (Microsoft Teams)
Meeting ID: 221 099 233 501 **Passcode:** 6ZTWDo
Call in (audio only): 775-321-6111
Conference ID: 723 456 453#

Members Present

Mark Jackson, Douglas County District Attorney
Christopher Hicks, Washoe County District Attorney
Nell Christensen, Clark County Chief Deputy District Attorney

Staff Present

Michael K. Morton, Executive Director

Guests Present

Nick Graham, Washoe County Chief Deputy District Attorney

1. Call to Order and Roll Call.

- *Executive Director Morton called the meeting to order and took roll. All members were present.*

2. Public Comment.

Public comment shall be limited to five (5) minutes per person. Action may not be taken on any matter brought up under this agenda item, until scheduled on the agenda of a future meeting for possible action.

- *Executive Director Morton opened the floor for public comment. None was offered.*

3. **Nominations and election of Chair of the Advisory Council for Prosecuting Attorneys Subcommittee on Conference Programming for a term ending September 30, 2024. (For possible action).**
 - *Mark Jackson nominated Nell Christensen to be Chair of the Subcommittee, on the basis of her expertise in training and programming for the Clark County DA's Office, as well as her work with the rural counties throughout the state. Chris Hicks seconded the motion.*
 - *Nell Christensen inquired about the duties and workload of being Chair of the Subcommittee. Mike Morton provided that as Executive Director to the Advisory Council and as staff to the Subcommittee, he would perform all the logistical work for the meetings, and that the Chair would be responsible for running the meetings.*
 - *Both Mark Jackson and Chris Hicks emphasized that this Subcommittee would be a collaborative process among its three members, other attorneys from prosecuting offices, and Mike Morton, and were quite confident in Nell being Chair.*
 - *When the vote was called on the motion, the motion passed unanimously.*

4. **Nominations and election of Vice Chair of the Advisory Council for Prosecuting Attorneys Subcommittee on Conference Programming for a term ending September 30, 2024. (For possible action).**
 - *At this point, Nell Christensen took over running the meeting as Chair.*
 - *Chris Hicks nominated Mark Jackson to be Vice Chair of the Subcommittee. Nell Christensen seconded the motion.*
 - *Discussion was had on the motion, specifically on the membership of the Subcommittee. Mark Jackson inquired as to who was officially a member of the Subcommittee, based on the Advisory Council's decision to create the Subcommittee. Mike Morton informed the Subcommittee that when the Advisory Council created it at its December 2023 meeting, the Advisory Council chose the three members present today. Mr. Morton also informed the Subcommittee that while there are only three voting members of the Subcommittee, guests were more than welcome to participate in these public meetings to provide insight, expertise, and ideas, but when it came to voting, the Advisory Council picked the three members present.*
 - *Further discussion was had as to whether the membership of the Subcommittee should be expanded, with a future agenda item being placed on an Advisory Council agenda; however, the Subcommittee did not end up making that request.*
 - *When the vote was called on the motion, the motion passed unanimously.*

5. **Review, Discussion, and Possible Approval of Various Continuing Legal Education Programming Proposals for 2024 Prosecutors' Conference. (For possible action)**
 - *Mr. Morton described to the Subcommittee some of the documents that he had provided for the meeting: 1) agendas from other states' prosecutors' conferences; 2) a spreadsheet of recommended speakers from the National Association of*

Prosecutor Coordinators; and 3) a document containing three proposals for continuing legal education (CLE) programming for the 2024 Prosecutors' Conference.

- *The first proposal the committee discussed was a presentation by Anthony Bandiero on 4th Amendment issues. Discussion was had among the members of the Subcommittee regarding Mr. Bandiero's availability, specifically if he was available for more than 1 hour of CLE. Further discussion was had regarding the substance of the presentation; specifically, Mark Jackson was concerned that this proposal may be too basic and low-level for the conference. Nell Christensen provided some background on Mr. Bandiero, stating that he had presented to the Clark County DA's Offices multiple times, is a dynamic speaker and book author, and has been one of her most popular CLE presentations that she has provided to her office.*
- *The Subcommittee decided that it should ask Mr. Bandiero if he could expand his presentation to 1.5 or 2 hours of CLE programming, expand the topic to include recent caselaw, and then the Subcommittee would bring his presentation back up at the next meeting.*
- *Nick Graham also provided his experience with Mr. Bandiero, echoing many of the same sentiments as Nell Christensen.*
- *Mr. Morton moved on to the next CLE proposal, which was an hour of CLE programming – to satisfy the State Bar requirement for a substance abuse/addiction/mental health (AAMH) credit. The proposed presenter was Kim Advent, and the substantive programming would be on compassion fatigue and the fatigue of success. Mr. Morton noted that he was put in touch with Kim Advent through Sparks City Attorney Wes Duncan.*
- *Discussion was had amongst the Subcommittee members, specifically not necessarily being familiar with Ms. Advent and her programming, but noting the importance of this credit, and that Ms. Advent has provided this programming to well-known law firms and legal organizations throughout the state, and that she did present at a prosecutors' conference back in 2018.*
- *Discussion was had regarding costs of speakers generally, and it was noted that Anthony Bandiero would not charge the Advisory Council, and that Ms. Advent provides this training through a nonprofit, and that she would work within the Council's budget to provide this training.*
- *Mr. Morton provided information on the third proposal in the document, which was a presentation scheduled for the 2023 conference by Adia Lancaster and Kim Sokolich, entitled "Combatting Human Trafficking in Nevada." Discussion was had among the Subcommittee members that they all generally agreed to put this proposal on the agenda, subject to the availability of the speakers.*
- *Mark Jackson made a motion to accept all three proposals presented by Mr. Morton, subject to availability of the speakers and figuring out how many hours of CLE each would provide, and funding. Chris Hicks seconded the motion. After the call for the vote, the motion passed unanimously.*

- *Mr. Morton continued with additional proposals not included in the documentation provided before the meeting, including one proposed by AEQuitas, entitled “Reaching a Fair and Just Verdict: Guiding the Jury’s Response to the Evidence,” which specifically would address sexual assault cases. Discussion was had among the Subcommittee members and Mr. Morton regarding the background of this presentation and its proposed speaker (Patricia Powers).*
- *Further discussion was had on the topic of sexual assault and domestic violence; specifically, Mark Jackson stated that programming on domestic violence would reach a broader audience for the conference, as those cases are much more prevalent in each jurisdiction in Nevada. Mark Jackson made a motion to direct Mr. Morton to ask AEQuitas if they had a presentation that was more specific to domestic violence. Chris Hicks seconded the motion. After the call for the vote, the motion passed unanimously.*
- *No further votes were held under this agenda item, but further discussion was had on other CLE programming topics that could be developed for future agendas, including:*
 1. *Traffic safety resource prosecution/DUI trainings (Shannon Bryant)*
 2. *Saliva Testing (Keele Medical)*
 3. *Preservation of the Record for Appeals (Jennifer Noble, Merilee Kate, Alex Chen) (specific discussion on drilling down on specifics because this topic is too broad and unwieldy).*
 4. *Prosecutorial Misconduct (ethics credits)*
 5. *A presentation by the AG’s Domestic Violence Ombudsman.*
 6. *Prison credit system/truth in sentencing (Garrit Pruyt/Heather Proctor)*
 7. *Drug trafficking/DEA issues and priorities (Kevin Adams)*
 8. *Cross-examination strategies.*
 9. *DNA issues.*
- *Further discussion was had regarding the start time for the conference, specifically, if we might be able to start the conference prior to 1:00 p.m. on September 25, in order to accommodate Mr. Bandiero’s travel schedule, and to reformat the conference to have a keynote speaker and/or the presentation of the Raggio Award at the beginning, rather than during a meal, as it has been done in the past. Mr. Morton said he would speak with the Golden Nugget to see if that was possible.*

6. Review, Discussion, and Possible Approval of Various Non-Continuing Legal Education Programming Proposals for 2024 Prosecutors’ Conference. (For possible action)

- *Discussion was had among Subcommittee members regarding securing a keynote speaker and/or a motivational speaker for the conference. Mark Jackson mentioned that the Advisory Council has attempted to get Paul Cassell, a professor at the University of Utah, for the past two years, but he is again*

unavailable this year. Mark Jackson also brought up Anne Marie Schubert, former Sacramento County (CA) District Attorney as a possible keynote speaker, and that he would reach out to her to see if she was willing/available.

- *At this point in the meeting, Chris Hicks gave Nick Graham his vote by proxy, and exited the meeting.*
- *No votes were held under this agenda item.*

7. Discussion of potential dates for futures meetings of the Subcommittee on Conference Programming.

- *Discussion was had regarding scheduling the next meeting of the Subcommittee, and the members agreed on Tuesday, April 23, 2024 at 9:00 a.m. as the time and date of the next Subcommittee meeting.*

8. Subcommittee Member Comments. (For discussion only – action may not be taken on any matter brought up under this agenda item, but matters may be scheduled on future agendas).

- *No discussion was had under this agenda item.*

9. Public Comment.

Public comment shall be limited to five (5) minutes per person. Action may not be taken on any matter brought up under this agenda item, until scheduled on the agenda of a future meeting for possible action.

- *No one was present to offer public comment at this time.*

10. Adjournment.

- *Mark Jackson moved to adjourn the meeting. Nick Graham seconded the motion. After the call for the vote, the meeting was adjourned at 11:00 a.m.*

In accordance with NRS 241.020, this agenda was posted on or before April 18, 2024 online at https://ag.nv.gov/Hot_Topics/Prosecuting_Attorneys_Council/ and <https://notice.nv.gov/> and the following locations:

- Office of the Attorney General, 100 N. Carson Street, Carson City, NV 89701
- Office of the Attorney General, 5420 Kietzke Lane, Suite 202, Reno, NV 89511
- Office of the Attorney General, Grant Sawyer Building, 555 E. Washington Ave., Las Vegas, NV 89101

Meeting materials may be requested from Michael K. Morton, Special Assistant Attorney General, at (775) 687-2110 or mkmorton@ag.nv.gov, or obtained from the Office of the Attorney General at any of the locations listed above.