

Assistant Executive Director Board Report

IPDC Board Retreat, September 10, 2022

I. Training Division

Since the beginning of the year, IPDC has provided 47 live training events, in-person and virtual webinar formats, as compared to 32 last year at this time. A total of 200.3 hours of CLE eligible training have been offered resulting in a total of 9,064.4 CLE hours reported to the Attorney Continuing Education (ACE) Commission, which is an increase from the 7,793 hours reported last year. The table below provides additional information regarding all training provided or planned in 2022.

INDIANA PUBLIC DEFENDER COUNCIL TRAINING EVENTS 2022					
	DATE	EVENT	FORMAT	CL E	No.
1	1/13 A/O/R	Closing Cases TPR/CHINS Outside of the Courtroom: How Mediation Can Benefit a Case	Webinar	1.3	23
2	1/25 A/O/R	CURE: Prison Orientation for Family & Friends	Webinar	1	56
3	2/1 O/A/R	Suppression Session 1: Fundamentals of Suppression	Webinar	1.5	160
4	2/4 A/O/R	TPR/CHINS: Intersection of Domestic Violence & Removal	Webinar	3	80
5	2/8 O/A/R	Suppression Session 2: Traffic Stops	Webinar	1.5	158
6	2/11 A/O/R	Town Hall: Upcoming Legislation	Webinar	1	87
7	2/15 O/A/R	Suppression Session 3: Home Entry, Inventory, Caretaking, and Beyond	Webinar	1.5	145
8	2/22 O/A/R	Suppression Session 4: How to Conduct a Hearing	Webinar	1	162
9	3/1 A/O/R	RWI	Webinar	1.5	24
10	3/8 A/O/R	RWI	Webinar	1.5	1

11	3/9 O/A/R	NLT: Motions practice workshop	Webinar	2.5	44
12	3/11 A/O/R	Tech: Understanding the Best Video Evidence: Lessons from the Rittenhouse Trial	Webinar	1	61
13	3/21-3/25 A/O/R	TPI: Adult and PCR	IGCC	32	24
14	3/28-3/31	NAPD Investigator & Social Worker Conference	IGCC	24	
15	4/13 O/A/R	Forensics: Adult & Adolescent Sexual Assault Exams	Webinar	1	52
16	4/14 A/O/R	TPR/CHINS: Mediation Session	Webinar	1	32
17	4/15 A/O/R	CHINS/TPR Case Law Update	Webinar	1	36
18	4/22 A/O/R	Bond Revocation Hearings	Webinar	1	75
19	4/27 O/A/R	Forensics: Prepubescent Sexual Assault Exams	Webinar	1	33
20	4/28 O/A/R	Evidence Regional: South Bend	Live	3	15
21	5/4 A/O/R	Mother Bias in TPR/CHINS cases	Webinar	3	85
22	5/5 A/O/R	New Handgun Statute	Webinar	.5	95
23	5/6 A/O/R	Town Hall: Preventative Bail	Webinar	3	78
24	5/9-5/12 O/A/R	TPR/CHINS 4-day Workshop	IGCC	28/ 1	40
25	5/9-5/12 A/O/R	JD TPI	Ft. Ben	25/ 1	11
26	5/13 A/O/R	Pozner on Cross	IGCS	6	74
27	5/17 A/O/R	Search & Sandwich	Webinar	1	38

28	5/17 A/O/R	Dismantling Bias in the Criminal Legal System	Webinar	1	68
29	5/18 A/O/R	CHINS/TPR Case Review	Webinar	1	20
30	5/24 A/O/R	Sentencing Advocacy	Webinar	1	55
31	5/31 O/A/R	Juvenile Competency	Webinar	6	89
32	6/3 O/A/R	45 th Annual Update	502 Center	6/1	130
33	6/3 O/A/R	Annual Update	Virtual	6/1	250
34	6/15 A/O/R	Westlaw Training	Webinar	1	47
35	6/17 R	Evidence Regional: Washington County	Live	3	23
36	6/21 R	Search & Sandwich Session 2	Webinar	1	20
37	6/22 O/A/R	Smell of MJ	Webinar	1	110
38	6/24 A/O/R	Westlaw	Webinar	1	26
39	6/29 A/O/R	Westlaw Drafting Assistant	Webinar	1	24
40	6/30 R	Neukam Decision Discussion	Webinar	1	58
41	7/22 O/A/R	ASD Session 1	Webinar	2	70 (2679)
42	8/5 O/A/R	ASD Session 2	Webinar	2	52
43	8/12 A/O	Wellness Training Clark Co	Regional	3	16

44	8/12 O/A	Child Welfare: Substance Use Disorder as a Disability	Webinar	1.5	
45	8/18 A/O	TPR/CHINS: Mediation Session	Webinar	1	
46	8/19 O/A	ASD Session 3	Webinar	2	49
47	8/26 O/A	Appellate	IGCC	6	
	8/31	Caucus training	State House		
	9/9 O/A	ASD Session 4	Webinar	2	
	9/9-9/10	Board Retreat	IPDC Office		
	9/12 O/A	The Benefits of a Multidisciplinary Team in Child Welfare	Web	1	
	9/15	IFW Criminal Justice Presentation	Live	1.7 5	
	9/16 O/A	Child Welfare Regional	Brown Co	6	
	9/23	LWOP Session: Fundamentals & Case Management	Webinar	3	
	10/21 O/A/	Load & Make Ready: Understanding Indiana's Firearms Statutes in the Age of Permitless/Constitutional Carry and Bruen Decision	Live	3	
	10/21	Mental Health Summit			
	10/28	LWOP Session: Theory of the Case, Mitigation, Plea Negotiations	Webinar	3	
	11/3	LSA Presentation	State House		
	11/18	Colorado Method for LWOP, Murder, & Sex Crimes Cases	MCPDA	6	
	12/2	Child Welfare Regional	Vand.		

	12/8	TPR/CHINS: Mediation Session	Webinar		
	12/9	Ethics	Webinar	3	

IPDC CASE REVIEWS 2022

Case reviews continue to be a highly utilized service offered by IPDC staff. Case reviews are managed by Liz Houdek who coordinates with attorneys and review team participants to hold the case review timely and impactfully.

IPDC CASE REVIEWS 2022

	DATE	COUNTY	DEFENDER	ACCUSED	TYPE/OUTCOME	#
1	1/10	Hancock	Wheeler	Did not get name	Suppression	3
2	1/11	Marion	Turner	Reece/Guthery	Petition to transfer	5
3	1/13	Cass	Leeman	McDonald	Sct O/A prep	4
4	1/14	Hamilton	C. Wieneke	Yeary	Prep for COA O/A	6
5	1/20	Scott	Stigdon	Palmer	Dealing causing death/trial prep	5
6	1/21	Greene	Dyer	Mom	CHINS FF case review	3
7	1/27	Warrick	Phillips	PD clients in general	Discussion re: discovery	6
8	2/2	Madison	Podlejski	Nix	Sct O/A prep	3

9	2/9	Henry	Nicholson	Williams	Trial prep	5
10	2/17	Blackford	Kochanek	Sills	Suppression issue	5
11	2/18	Dekalb	Olivera	Jones	Trial prep -SVF	6
12	2/10	Lake	Ortega	Mom/CHINS	CHINS issue child removed	3
13	2/17	Hendricks	White	Mom/CHINS	CHINS issue child removed	4
14	2/21			Citron	Juvi waiver to adult court issue	6
15	2/22	Monroe	Rogers	West	Ind. Sct O/A/ prep, issue, trespass of computer	5
16	2/24	Monroe	Forhman	Mom/Chins	Chins issue children removed	6
17	2/24	Hancock	Teipen		Ethics client representation	4
18	3/1	Marion	Reinhardt	J.D. client	Juv. Suppr. waiver	4
19	3/2	St. Joe	Wolf	Rangel	suppression	5
20	3/3	Daviess	Hedinger	Rivera	Trial prep	6
21	3/3	Decatur	Blackketter	Woodward	COA – O/A prep	5
22	3/4	Allen		Beasley	Post-trial strategy dealing causing death	4
23	3/7	Porter	Hammerle	Johnson	COA – O/A prep	5
24	3/8	Grant	Riley and Oxendine	Kochanek and Lane	Brainstorm suppression for co-defendants	5
25	3/17	Marion	Reid		Immigration	5

26	3/17	Marion	O'Toole	juvi		
27	3/28	Shelby	Blacketter	Woodson	COA-O/A prep	4
28	3/28	Lake	Mulholland	Craft	COA-O/A prep	5
29	3/29	Cass	Leeman	Miller	COA- Sct prep	5
30	4/4	Lake	Mulholland	Craft	COA-O/A prep	5
31	4/12	Marion	Rienhardt	J.D. client: M.R.	Sex offenses	8
32	4/13	Hancock	Jack	Collins	Appeal from sentence modification	4
33	4/20	Dearborn	Cunningham	Minges	Ind. Sct-O/A brainstorm	8
34	4/21	Pulaski	Leeman	Weaver	Reply brief	4
35	4/22	Daviess	Hedinger	Rodreguez-Rivera	Child Molest-motions brainstorm and follow-up	4
36	4/25	Daviess	Hedinger	Rodreguez-Rivera	C/M/ trial prep, opening statement	5

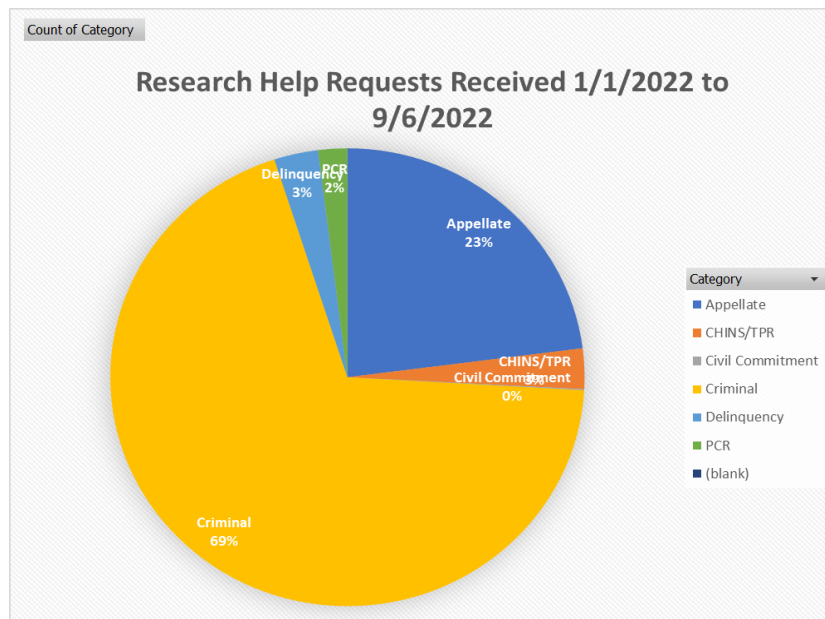
37	4/26	Dearborn	Cunningham	Minges	Ind. Sct. - O/A moot	5
38	4/27	Lake	Woodward	Ptak	COA-O/A prep	5
39	5/10	Shelby	Blacketter	Woodward	Discussion COA decision- advised to file for rehearing	4
40	5/16	Lake	Woodward	Ptak	COA-O/A prep	5
41	5/11		Breitenbach	Dalton and Kenworthy	Trial prep	
42	5/12	Hamilton	Hixson	Snyder	Discussed suppression issues	5
43	5/17	Adams	St. John	Beckleheimer	COA-O/A moot	5
44	5/19	Marion	Howard-Chastain	juvenile	Discussion about interpreting lab report, other issues for client	5
45	5/25	Steuben	Hollabaugh	Garcia	Suppression issue	5
46	6/7	Ripley	Joas	Kedrowitz	Discussion of possible appellate issues, potential for IPDC amicus	4

47	6/9	Wayne	Nyguen	Jacobs	Suppression issue discussion	4
48	6/22	Cass	Leeman	McCoy	Ind.-O/A prep	4
49	6/24	Dearborn	Anderson	Trimble	Trial prep burglary of restaurant at a dock	4
50	6/27	Lawrence	Turner	Trowbridge	Trial prep in C/M case client possible on autism spectrum	4
51	6/28	Monroe	Graham	Baah	Trial prep for domestic battery case	4
52	6/28	Jackson	Carter	Shoultz	PCR prep	3
53	7/13	Hendricks	Mears	juvi	Juvi waiver	45
54	7/13	St. Joe	Brotherson	Lewis	Trial prep animal cruelty	5
55	7/26	Vigo	Dalton	Epple	Trial prep murder	6
56	7/29	Marion	Howard-Chastain	juvi	Discussion w/n to stipulate to drug test result	4
57	7/29	Hendricks	Manning	Means	Discussion rehearing possible Amicus	5

57	8/1	Howard	Doran	Bougher	suppression	5
58	8/1	Hancock	Jack	Collins	Petition for rehearing	3
59	8/9	Madison	Podelski	Davis	Brainstorm for Sct O/A	5
60	8/9	Marion	Schumm	Harris	Brainstorm for Sct O/A	5
61	9/1	Fountain	Powell	Askren	Suppression and trial prep for level 2 dealing	6

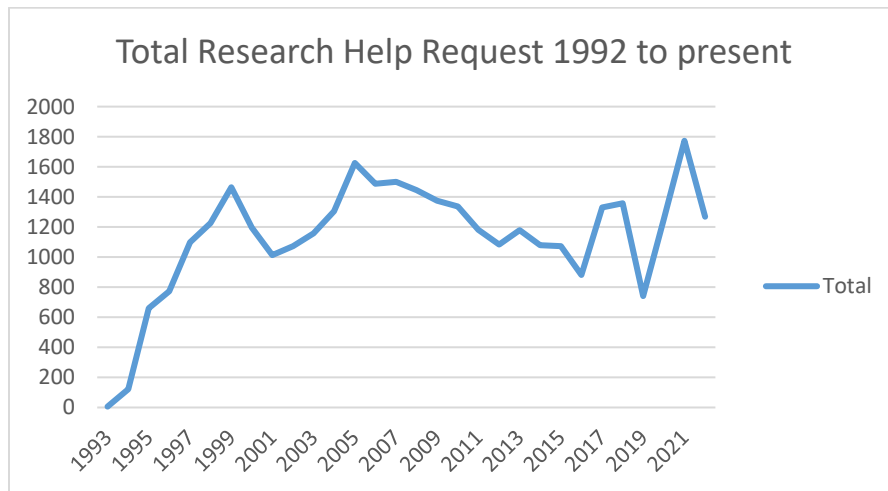
II. Research Requests

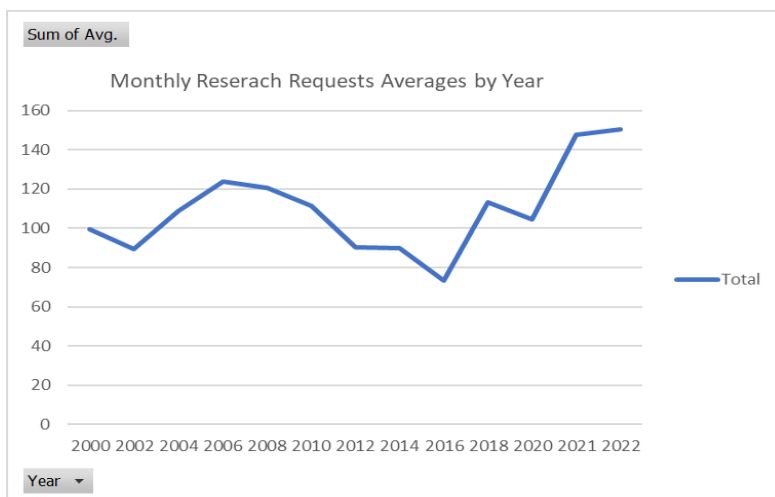
Our research staff continue to see an increased volume of research help requests as compared to the past. Below is a table and graphs of the number of research help requests by topic.



Type	Number of Requests
Appellate	290
CHINS/TPR	36
Civil Commitment	1
Criminal	872
Delinquency	38
PCR	25
Grand Total	1262

In considering whether additional resources will be needed in the future to continue providing research assistance to public defenders at this level sustainably, we have reviewed research help requests longitudinally. The tables and graphs below show the total of research requests since IPDC began tracking this data as well as the average monthly research requests beginning in 2000.





III. IPDC ON-Demand Training

On demand training continues to be a popular service offered by IPDC. The table below shows the number of on-demand videos purchased or subscribed to between 10/2021 and 9/6/2022. 580 attorneys have taken advantage of our demand training site, including 190 subscriptions to training to meet the Public Defender Commission’s training requirements for certain case types. IPDC offers those trainings at no cost. Those courses are highlighted below in yellow.

Row Labels	Nbr of Purchases
2019 Appellate Nuts and Bolts (6 CLE & 1 Ethics hours) (276807)	8
2019 IPDC Forensic Seminar: Eyewitness Identification and Litigation; The Mechanics of False Confessions; & DNA Likelihood Ratios (6 CLE Hours) (252845)	6
2020 IPDC Forensics Seminar (3 CLE Hours) (268247)	4
2021 Appellate Seminar Part I (3 CLE Hours) (278833)	9
2021 Ethics in Action 288481 (3 Ethics Hours)	2
Appellate 2021 Part II (3 CLE Hours) (278834)	6
Appellate Commission Certification (THIS TRAINING IS FOR COMMISSION QUALIFICATIONS ONLY, NO CLE)	50
Blunt Force Trauma: What Every Attorney/Investigator Needs to Know (1.5 CLE Hours)	1
Blunt Force Trauma: What Every Attorney/Investigator Needs to Know (CLE 1.5 Hours) (276068)	10
Challenges to the Improper Use of Identity Deception Charges (1 CLE Hours) (261591)	6
Challenging Geofence Reverse Location Data Post-Carpenter (1 CLE Hour) (277294)	9
Challenging Search Warrants: Protecting Your Client's Rights (1 CLE hour) (261904)	25
Child Abuse Medical Evaluations: Understanding the Significance of Findings (1 CLE hour) (280970)	8

CHINS/TPR Commission Certification (THIS TRAINING IS FOR COMMISSION QUALIFICATIONS ONLY, NO CLE)	49
Defender & Social Worker Team: Partnering for the Best Outcomes (1.5 CLE Hour) (258267)	4
Defender and Social Worker Team: Partnering for the Best Outcomes (1.5 CLE Hours) (258267)	1
Double Jeopardy Double Jeopardy Post-Powell & Wadle (1.5 CLE hours) (273211)	17
EFFECTIVELY MAINTAINING THE CLIENT RELATIONSHIP DURING COVID-19	7
EFFECTS ON THE DISCOVERY PROCESS FOR A CHILD COMPLAINING WITNESS (1 CLE hour) (260779)	8
Evaluating Strangulation from a Medical Perspective (1.5 CLE hour) (273822)	6
Expungement 101 (1 CLE Hour) (280163)	28
HOW TO PREPARE FOR ORAL ARGUMENTS (0.5 CLE Hours) (261001)	9
HOW TO PREPARE FOR ORAL ARGUMENTS (0.5 CLE Hours)	1
Immigration Consequences of Criminal Convictions (1.5 CLE Hours) (273823)	12
Ind. Department of Corrections' Policies and Procedures to Ensure Confidential Communications (1 CLE Hour) (280201)	8
IPDC's New Lawyer Training 2021 (4.5 CLE Hours) (275658)	3
Juvenile Defense Series--2020(COMMISSION QUALIFICATIONS COURSE, NO CLE)	65
Juvenile Defense Webinar Series 2020 (6 CLE Hours) (264530, 264531, 264532, 264533, 264534, 264535)	40
Juvenile Defense Webinar Series 2020 (FOR COMMISSION QUALIFICATIONS ONLY, NO CLE)	35
Litigating Civil Forfeiture-Involved Criminal Cases (1 CLE Hour) (277233)	8
OVWI Part 2 (4 CLE Hours) (264862)	8
OVWI Seminar Part I (4 CLE Hours) (264861)	20
Recovery While Incarcerated (1 CLE Hour) (281860)	20
Search & Seizure Series: Session 1 2022: Fundamentals (297846)	1
Search & Seizure Series: Session 2: Traffic Stops (297847) (1.5 CLE Hours)	2
Specialized Driving Privileges 2020 (3 CLE hours) (275659)	24
SVF: Litigation and Constitutional Challenges (1 hour of CLE) (264081)	15
Tip for Sentencing Advocacy (1 CLE Hours) (282866)	16
TPR/CHINS 2020 CLE (6 CLE hours) (258784)	18
Understanding & Litigating Sex Offender Registry Issues (1 CLE Hour) (263041)	11
Grand Total	580

IV. Publications

The following manuals have been or are scheduled to be updated on the Members' page on Salesforce:

1. Evidence (anticipated 9/22)

2. Trial Manual (3/22)
3. Sentencing (will be complete in 9/22)
4. Search and Seizure (last updated 8/22)
5. DUI (8/22)
6. Self defense guide (12/21)

An addition, we consistently update our motions bank, jury instructions, forensic resource, expert directory.

Westlaw: Westlaw Edge is a popular product. To date, has IPDC sold **452** subscriptions to Westlaw. Our annual fee to Thomson Reuters will for 2022 will be \$117,887.64. Based on a fee of \$360 per year, we can expect a revenue for Westlaw access of **\$44,832.36**. Our current contract with Thompson Reuters (Westlaw) is for 500 subscriptions accounts. By way of comparison, the table below shows the total number of Lexis subscriptions purchased by members since between 2018 and September of 2021.

Year	Number of subscriptions
2018	388
2019	436
2020	382
2021	372

V. Annual Update Training & Fees associated with training

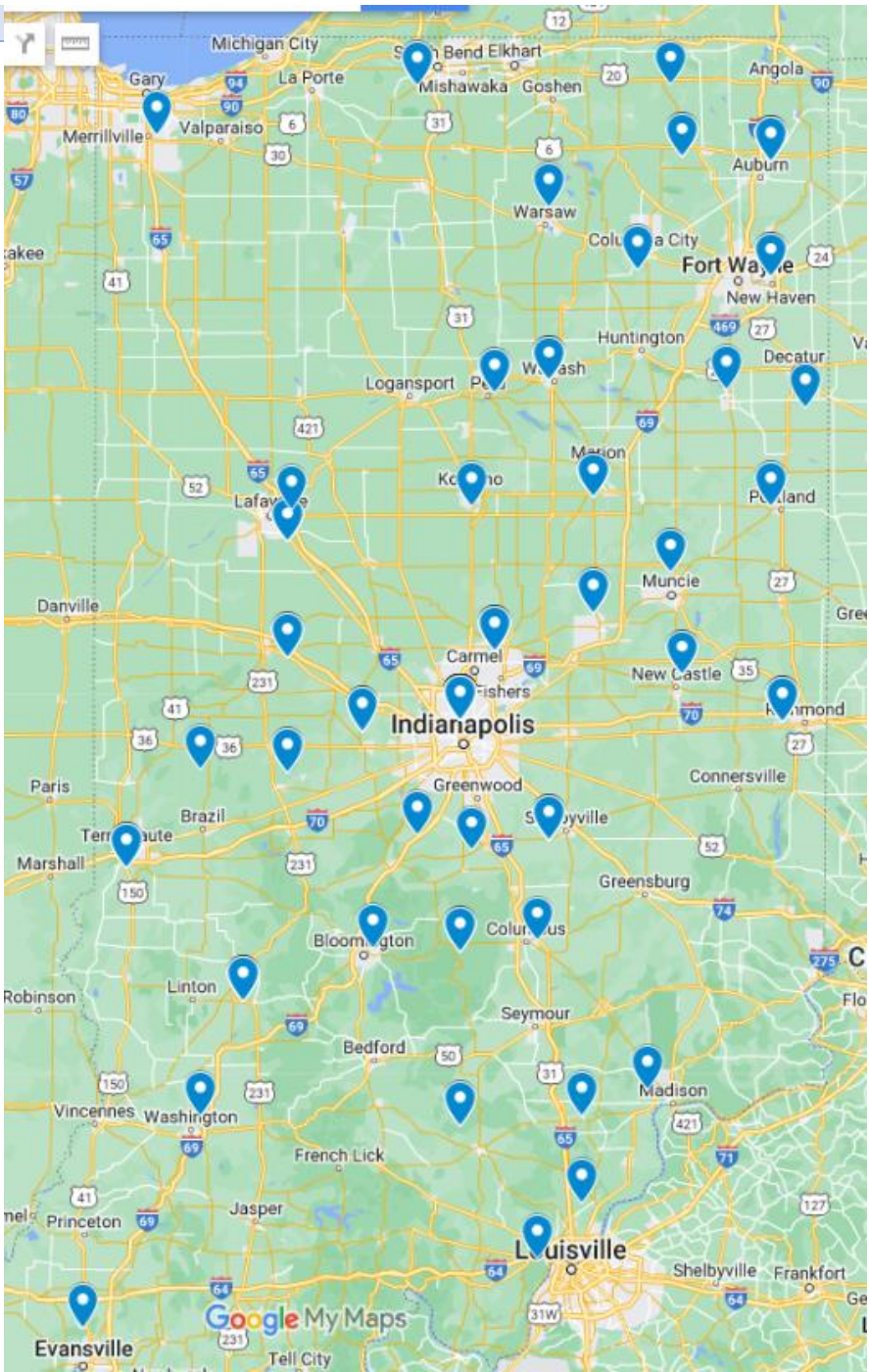
This year's Annual Update Event was held as a hybrid event. 125 attorneys participated in-person while 232 attorneys appeared virtually. Initially, 189 attorneys registered for the in-person option and 277 registered for the virtual option. From the time of registration until the day of the event, there was a 34% drop in the expected in-person attendance and 16% drop in the virtual attendance. Many attorneys contacted the council to move from the in-person to virtual option; however, those requests came in too late to modify the contract with the event vendor in any significant manner.

The Council based its contract with the Event Vendor on the in-person registration numbers. That number influences the size of the room needed, the number of event staff who needed to be present and the amount to food purchased for the event, including coffee and snacks. AV costs were not influenced significantly by the amount of in-person attendance. Below is a map and a table showing the number of attendees (by county) who attended in-person. This information may be useful when considering planning for future Annual Update Events.

Virtual training events have become more common place with professionals and the trend appears to be a preference to receiving training as a hybrid with some participating in-person and others virtually. Anticipating this preference, the Supreme Court recently amended Rules 28 and 29 of the Rules for Admission to the Bar and the Discipline of Attorneys and removed the cap of credits one can earn via interactive distance education.

Below is a table showing the number of attorneys who participated in-person at the Annual Update along with counties their offices are located. Also, see a visual representation of the same information on the map below.

County	#
Adams	1
Allen	3
Bartholomew	1
Brown	3
Clark	1
Davies	1
DeKalb	4
Delaware	2
Floyd	1
Grant	4
Greene	4
Hamilton	5
Hendricks	3
Henry,	3
Howard	1
Jay	2
Jefferson	1
Johnson	1
Kosciusko	1
Lake	1
Lagrange	1
Madison	2
Marion	34
Marion	2
Miami	2
Monroe	1
Montgomery	3
Morgan	1
Noble	3
Parke	1
Putnam	2
Scott	1
Shelby	4
St. Joseph	2
Tippecanoe	5
Vanderburgh	1
Vigo	3
Wabash	5
Washington	2
Wayne	4
Wells	1
Whitley	2



Since offering virtual training, the Council has offered almost all such training at no charge to members. The result is that we often have skewed expectations for attendance as many people enroll but ultimately do not attend, the Annual Update being a good example. With respect to live trainings, the board has established and modified a fee scale several times. The result is that determining a fee based on a members' membership type (i.e. new lawyer, private member, private non-member, PD) is difficult to monitor and impose using our current event registration system. We recommend establishing a flat nominal fee determined by staff that may be modified when needed. There will be times in which we determine that a fee is not needed based on the topic of the training. For example, there may be an important development in caselaw that necessitates a training on the development and strategies to address the development. These trainings would be offered at no costs to members.