

# 8th Annual Appellate Practice Conference 2022

*A matter of behind-the-scenes perspective*

The premier yearly event for appellate practitioners, MCLE's *8th Annual Appellate Practice Conference 2022* features a concentrated focus on the appellate process. This year, the *Conference* provides a variety of perspectives to help attorneys become better appellate litigators. For a fresh perspective, the newest members of the state and federal appellate courts in Massachusetts discuss their backgrounds and how they are settling into their new roles. For a comparative perspective, Justices Kafker, Cypher, and Wendlandt reflect upon their experiences serving on both the Supreme Judicial Court (SJC) and the Massachusetts Appeals Court—as we observe an especially significant milestone in marking the 50th anniversary of the Appeals Court.

For the practitioner's perspective, the current and original State Solicitors provide practical advice on brief writing, reviewing briefs written by others, and preparing for and delivering oral argument, among other topics. For a change in viewpoint, members of the SJC's Standing Committee on the Rules of Appellate Procedure discuss recent rule changes. The *Conference* also features behind-the-scenes insight from the former Chief Staff Counsel to the SJC on the evolution of the SJC's docket and from state and federal appellate court clerks on recent developments in court operations.

This outstanding *Conference* is essential for both new and experienced appellate litigators to strengthen their skills, hear from the judiciary, learn from experts, and network with colleagues. Take advantage of this valuable opportunity to become a more effective appellate lawyer.

## Agenda

- Welcome Remarks from Chief Judge David J. Barron of the U.S. Court of Appeals for the First Circuit
- The Advocate's Perspective: Practical Advice from the Current and First State Solicitors
- Evolving Perspective: Insights on the Supreme Judicial Court Docket from the Former Chief Staff Counsel
- 50 Years of Perspective: Remarks from Appeals Court Chief Justice Mark V. Green on the Court's 50th Anniversary
- Fresh Perspective: Getting to Know the Newest Members of the Appeals Court and First Circuit
- Comparative Perspective: Insights from the Sitting Judges Who Have Served on Both State Appellate Courts
- Change in Perspective: Overview of Recent Appellate Rule Changes
- Inside Perspective: Catching Up with the Clerks

## Faculty

Jessica Early, Esq., *Holland & Knight LLP, Boston*, Cochair

Gabriel Thornton, Esq., *Office of the Attorney General, Government Bureau/Administrative Law Division, Commonwealth of Massachusetts*, Cochair

View the entire *Conference* agenda and faculty roster at [www.mcle.org](http://www.mcle.org).



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## Dates & Locations

Register at [www.mcle.org](http://www.mcle.org)

### BOSTON

Monday, December 12, 2022  
9:30 am–3:30 pm  
MCLE Conference Center,  
10 Winter Place, via Winter Street  
Program Number: 2230075P01

### LIVE WEBCAST

Monday, December 12, 2022  
9:30 am–3:30 pm  
Program Number: 2230075WBC

### REBROADCAST

Tuesday, December 27, 2022  
9:30 am–3:30 pm  
Program Number: 2230075RBC

### REBROADCAST

Wednesday, January 4, 2023  
9:30 am–3:30 pm  
Program Number: 2230075RB1

### ON DEMAND WEBCAST

View after Wednesday, January 4, 2023  
Program Number: 2230075WBA

## Tuition *(includes written materials)*

- \$295
- \$265.50 MCLE Sponsor Members
- \$147.50 New Lawyers admitted to law practice within 5 years, Pending Admittees, Law Students, and Paralegals
- **FREE** for MCLE OnlinePass Subscribers

To apply for a need-based scholarship, email [scholarships@mcle.org](mailto:scholarships@mcle.org).

## Materials

The materials for this program include MCLE's *Appellate Practice in Massachusetts*, which, along with any other materials, can be downloaded via the link emailed to you upon registration.

Also, there is no need to take extensive notes. Two weeks after the live webcast, all registrants receive a link to a verbatim transcript and audio and videorecordings of this program.

## CLE Credits

Earn up to 4.5 CLE credits

## About MCLE

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# Policies and Information

## Register early!

For course agendas, hours, fees, and discounts, please refer to the respective seminar pages. The fee includes program instruction and all electronic written materials unless otherwise noted.

To gain early access to online materials, please register in advance of the program.


Upon registration, MCLE will email a confirmation.

Day-of-the-program registrations are welcome, with the exception of limited enrollment programs, or as otherwise noted.

We accept cash, checks, MasterCard, Visa, American Express, and Discover.

## Need special assistance?

If you are a person with a disability or special needs, please let us know in advance so that we can make your experience as convenient and comfortable as possible. Call Customer Service at 800-966-6253 to make arrangements.

For your convenience, MCLE also offers closed captioning  and verbatim transcripts of all recorded webcast programs, available to you online two weeks after the original program date.

## Mandatory CLE credits

Individual attorneys are responsible for checking with their particular state CLE accreditation authority about whether and how much credit will be granted. Although MCLE does not pursue state-based credit, MCLE programs are regularly approved in many jurisdictions. It is the responsibility of the individual attorney to submit the information and certifications required under the respective state rule to the appropriate authorities in the jurisdictions in which they seek credit.

## Help MCLE grow new educational opportunities, become a Sponsor Member!

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MCLE Sponsorship runs for 12 months beginning September 1.

Depending on the jurisdiction, lawyers can satisfy their mandatory CLE requirements online with MCLE's webcasts, which feature periodic attendance prompts, electronic written materials, and the opportunity to receive a certificate of attendance.

## If your plans change

If you're unable to participate in a program on the date for which you registered, you will receive an email about how to access the program on demand via webcast and/or downloadable mp3 file, including the written materials in electronic form, in full satisfaction of the tuition paid. If you prefer a refund, let us know by the end of the business day prior to the program and we'll refund your tuition after deducting a \$35 processing fee. Note that limited enrollment programs are an exception, cancellation of which require two weeks notice and are subject to a \$75 processing fee.

## New lawyer discounts—always the lowest price

For the first five years of practice, MCLE offers new lawyers a 50% discount on all of its products, including programs, books, mp3 recordings, and the MCLE OnlinePass®. If you were admitted to the bar within the last five years, take advantage of the new lawyer prices listed throughout this catalog.

## Attorney scholarships

No lawyer should be precluded from participating in CLE due to financial barriers. Request a partial tuition scholarship in confidence by emailing [scholarships@mcle.org](mailto:scholarships@mcle.org) at least two weeks in advance of the program.

The fee for firm, corporate law department, or agency membership is calculated based on the number of Massachusetts admittees within the organization. Benefits of membership extend to all lawyers and non-lawyer professionals associated with the organization.

- Solo Practitioners ..... \$95
- Firms by number of Massachusetts attorneys:
  - 2-5 ..... \$ 150     ■ 76-150 .... \$2,500
  - 6-10 ..... 250     ■ 151-250 .... 3,500
  - 11-25 .... 500     ■ 251+ ..... 4,500
  - 26-75 ... 1,000

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- ▶ **CALL IN** your credit card order to (800) 966-6253, Monday – Friday, 8:30 am–5:00 pm
- ▶ **WALK UP** on the day of the program or **DROP IN** to MCLE's bookstore, Monday – Friday, 8:30 am–5:00 pm

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