

# Handling OUI Cases

*See how the evidence is gathered and learn how to try and defend the case!*

Operating under the influence cases have remained high stakes litigation, whether you are the defense counsel or the prosecutor assigned to the case. This year's OUI program begins with the basics, and then delves into the nuances to bring you up to speed on recent developments, including OUI drug cases. The program consists of an overview for both prosecutors and defense attorneys of how to handle an OUI case from start to finish. Panelists address preparation for handling the trial, including discussions about field sobriety tests, discovery issues, drug recognition experts, and breath and blood testing.

Whether you specialize in OUI cases or handle only one or two of these types of cases a year, you don't want to miss the opportunity to hone your skills with the experts. Not only do you get a skills refresher—you come away with practice tips and advice that help you handle your next case with confidence. Bring your questions for the District Court judges to take advantage of this unique opportunity to find out what they are looking for in OUI cases.

Litigation regarding the admissibility of breath test results has continued to evolve over the past year. Attend this program to get ahead of the curve on where OUI litigation is now and where it is headed.

## Agenda

- OUI Drugs
- Client Intake
- Trial Preparation
- Discovery
- Field Sobriety Tests
- Breath Tests
- Blood Tests
- Getting Evidence Admitted or Excluded at Trial
- View from the Bench
- "Ask the Experts" Q&A Session

## Faculty

Brian R. Degan, Esq., *Barnstable District Attorney's Office, Barnstable, Cochair*  
 James M. Milligan, Jr., Esq., *Law Office of James M. Milligan, Jr., Hanover, Cochair*  
 Hon. John M. Julian, *Edgartown District Court, Commonwealth of Massachusetts*  
 Ryan J. Rall, Esq., *Middlesex District Attorney's Office, Woburn*  
 Hon. Edward H. Sharkansky, *Wareham District Court, Commonwealth of Massachusetts*

## Dates & Locations

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

### BOSTON

Thursday, March 16, 2023  
 9:30 am–4:30 pm  
 MCLE Conference Center  
 10 Winter Place, via Winter Street  
 Program Number: 2230160P01

### LIVE WEBCAST

Thursday, March 16, 2023  
 9:30 am–4:30 pm  
 Program Number: 2230160WBC

### REBROADCAST

Friday, March 31, 2023  
 9:30 am–4:30 pm  
 Program Number: 2230160RBC

### REBROADCAST

Monday, April 10, 2023  
 9:30 am–4:30 pm  
 Program Number: 2230160RB1

### ON DEMAND WEBCAST

View after Monday, April 10, 2023  
 Program Number: 2230160WBA

## Tuition *(includes written materials)*

- \$195
- \$175.50 MCLE Sponsor Members
- \$97.50 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 *Trying OUI and Other Motor Vehicle Offenses 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 6 CLE credits



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