

# 9th Annual Appellate Practice Conference 2023

*What's new? AI, state constitutional claims, judges, rule changes, and more!*

The premier yearly event for appellate practitioners, MCLE's *9th Annual Appellate Practice Conference 2023*, features a full-day, concentrated focus on the appellate process covering many of the exciting changes happening in appellate practice, including new judges, the use of artificial intelligence in briefing, the ever-increasing importance of state constitutional claims, and more!

Hear from the newest appellate judges in Massachusetts about their backgrounds and advice for practitioners appearing before them. And hear from state and federal appellate court clerks about recent developments in each court's procedures and some of their practical tips for litigants.

Justices Kafker and Neyman, along with First Assistant Attorney General Patrick Moore, provide practical advice on the importance of including state constitutional arguments, where available, in briefs. Advocates and judges discuss emerging artificial intelligence tools, like ChatGPT, and the potential benefits and perils of using them for brief writing.

And to help practitioners stay up to date on the state and federal appellate rules, members of the SJC's Standing Committee on the Rules of Appellate Procedure discuss recent rule changes.

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

## Agenda

- What's New at the First Circuit: Remarks from Chief Judge David J. Barron
- Who's New on the Bench: Getting to Know the Newest Massachusetts Appellate Judges
- What's New in the Clerks' Offices: Updates from the State and Federal Appellate Court Clerks
- What's New at the Appeals Court: Remarks from Chief Justice Mark Green
- New Appellate Rule Changes and What May Be on the Horizon
- Using ChatGPT and Other New AI Tools in Appellate Practice: Risks, Rewards, and Potential Regulation
- The Increasing Importance of State Constitutional Law in Appellate Practice

## Faculty

Jessica Early, Esq., *Holland & Knight LLP, Boston*, Cochair; Gabriel Thornton, Esq., *Office of the Attorney General, Criminal Bureau/Appeals Division, Boston*, Cochair; Hon. David J. Barron, *Chief Judge, U.S. Court of Appeals for the First Circuit, Boston*; Hon. Mark V. Green, *Chief Justice, Appeals Court, Commonwealth of Massachusetts*; Hon. Julie Rikelman, *U.S. Court of Appeals for the First Circuit, Boston*; Hon. Scott L. Kafker, *Associate Justice, Supreme Judicial Court, Commonwealth of Massachusetts*; Hon. Dalila Argaez Wendlandt, *Associate Justice, Supreme Judicial Court, Commonwealth of Massachusetts*; Hon. Gabrielle R. Wolohojian, *Associate Justice, Appeals Court, Commonwealth of Massachusetts*; Hon. Eric Neyman, *Associate Justice, Appeals Court, Commonwealth of Massachusetts*; Hon. Christopher P. Hodgins, *Associate Justice, Appeals Court, Commonwealth of Massachusetts*; Hon. Paul Hart Smyth, *Associate Justice, Appeals Court, Commonwealth of Massachusetts*; Anastasia A. Dubrovsky, Esq., *Chief Deputy Clerk, U.S. Court of Appeals for the First Circuit, Boston*; Francis V. Kenneally, Esq., *Clerk for the Commonwealth, Supreme Judicial Court, Commonwealth of Massachusetts*; Maura S. Doyle, Esq., *Clerk, Supreme Judicial Court, Commonwealth of Massachusetts*; Joseph F. Stanton, Esq., *Clerk, Appeals Court, Commonwealth of Massachusetts*; M. Patrick Moore, Jr., Esq., *First Assistant Attorney General, Attorney General's Office, Commonwealth of Massachusetts*; Prof. Dyane O'Leary, Esq., *Suffolk University Law School, Boston*; Payal Salsburg, Esq., *Laredo & Smith LLP, Boston*; Jacob W. Schneider, Esq., *Holland & Knight LLP, Boston*; Nicholas D. Stellakis, Esq., *Hunton Andrews Kurth LLP, Boston*

## Dates & Locations

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

### BOSTON

Tuesday, October 31, 2023  
9:30 am–3:30 pm  
MCLE Conference Center  
10 Winter Place, via Winter Street  
Program # 2240102P01

### LIVE WEBCAST

Tuesday, October 31, 2023  
9:30 am–3:30 pm  
Program # 2240102WBC

### REBROADCAST

Wednesday, November 15, 2023  
9:30 am–3:30 pm  
Program # 2240102RB1

### REBROADCAST

Thursday, November 27, 2023  
9:30 am–3:30 pm  
Program # 2240102RB2

### ON DEMAND WEBCAST

View after Thursday, November 27, 2023  
Program #: 2240102WBA

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## 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).

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## Materials

*Appellate Practice in Massachusetts* ebook, plus speaker materials

- E-materials link emailed upon registration
  - Complimentary print book for in-person registrants
  - Transcript & videorecording emailed 2 weeks post-program
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## CLE Credits

Earn up to 4 CLE credits