



Annual Constitutional Law Symposium 2019

Program dates start December 12. Register today!

6 CLE

Annual Constitutional Law Symposium 2019

The state of constitutional law

From inspiring a Tony award-winning musical to being cited on a daily basis in the courts of law, the Constitution is deeply ingrained in America's political, social, and cultural fabric. It's hard to believe that the guarantees set forth in the Bill of Rights almost didn't happen.

At the *Annual Constitutional Law Symposium 2019*, you'll review why the framers had to be convinced to include constitution protection for individual liberties more than 200 years ago. Then, you'll discuss how the amendments are being interpreted in 2019 to answer difficult questions, such as:

- How does *Timbs v. Indiana* affect the future of civil asset forfeiture cases?
- What reactive mechanisms are available to public health officials during a contagious disease outbreak?
- How might *Mathena v. Malvo* impact the substantive rights of juvenile prisoners?
- Is the Third Amendment a federalist or an antifederalist right?

Who should attend:

- Individual rights & liberties attorneys
- Criminal lawyers
- Public interest attorneys
- Government lawyers

How you'll benefit:

- Find out what's in store for the law surrounding civil asset forfeitures after *Timbs v. Indiana*
- Explore how *Mathena v. Malvo* may retroactively impact the sentencing of juveniles sentenced to life without parole
- Understand due process limits on governmental measures to address public health emergencies
- Examine the Third's Amendment's modern day applicability
- Review the tumultuous process that led to the ratification of the Constitution

Register now!

Schedule

8:00 AM **Registration**

8:30 AM **The Drafting of the Constitution**

- Collapse of the Articles
- The Constitutional Convention
- Ratification
- The role of the Bill of Rights
- The role of James Madison

Chad Baruch

9:30 AM **The Excessive Fines Clause of the Eighth Amendment and Civil Asset Forfeiture**

- Historical framework for the Clause
- "Fines" defined
- Tests used by various courts: Instrumentality test, proportionality test, excessiveness test, *Bajakajian* factors
- Consideration of the individual's ability to pay
- Application to the states – *Timbs v. Indiana*
Ian A.J. Pitz

10:30 AM **Break**

10:45 AM **Due Process Uncertainty While Confronting a Measles Outbreak**

- Reactive mechanisms available to public health officials
- Constitutional limits on public health officials' authority under the Due Process Clause
- Factors that may be considered by a court applying modern day Due Process analysis to public health measures (e.g. quarantines, vaccinations)
Carrie Norbin Killoran, Robyn S. Shapiro, Christa D. Wittenberg

11:45 AM **Lunch (on your own)**

12:45 PM **Juveniles in the Criminal Justice System**

- Conditions in youth facilities
- Life without parole
- The application of the Eighth Amendment to juveniles
- How might *Mathena v. Malvo* impact the substantive rights of juvenile prisoners?
Asma Imtiazali Kadri, Christopher Keeler

1:45 PM **The Third Amendment: The Runt Piglet of the Bill of Rights**

- A restriction on governmental intrusions upon individuals or ammunition for expansive Executive power in times of conflict?
- Does the Third Amendment have modern applications?
Grant C. Killoran

2:45 PM **Program Concludes**

Following start time, webcast replay schedule will vary slightly from above listed times.

Faculty

Program Chair & Presenter

Grant C. Killoran

O'Neil, Cannon, Hollman, DeJong & Laing, S.C.
Milwaukee

Presenters

Chad Baruch

Johnston Tobey Baruch
Dallas, TX

Asma Imtiazali Kadri

ACLU of Wisconsin Foundation, Inc.
Milwaukee

Christopher Keeler

O'Neil, Cannon, Hollman, DeJong & Laing, S.C.
Milwaukee

Carrie Norbin Killoran

Advocate Aurora Health
Milwaukee

Ian A.J. Pitz

Michael Best
Madison

Robyn S. Shapiro

Health Sciences Law Group LLC
Fox Point

Christa D. Wittenberg

O'Neil, Cannon, Hollman, DeJong & Laing, S.C.
Milwaukee

Dates / Location

Live Pewaukee Seminar

Thursday, December 12, 2019

The Ingleside Hotel

(Formerly Country Springs Hotel)
2810 Golf Road
Pewaukee, WI
(262) 547-0201

Live Webcast

Thursday, December 12, 2019

Webcast Replays

Thursday, December 26, 2019

Monday, December 30, 2019

Saturday, January 4, 2020

Wednesday, January 8, 2020

Thursday, January 16, 2020

Additional webcast replay dates are available for this program. Visit wisbar.org/seminars for more information and to register.

Credits

This program has been submitted to the Wisconsin Board of Bar Examiners for up to **6 CLE credits**. It does not qualify for EPR credits.

Registration

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MAIL: **State Bar PINNACLE Registrations**
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State Bar CLE/PINNACLE Passbook Registrations: Passbook Certificates must be received by the State Bar at least one business day prior to the event. For live seminars, walk-in registrations with Passbook Certificates are welcome.

Registration Cancellations: Please visit wisbar.org/cancellation_policy for information on PINNACLE registration cancellation policies.

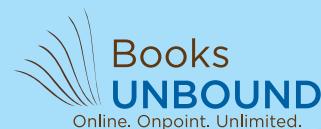
Course materials for those attending the seminar: Course materials are provided in PDF format and are downloadable from *myStateBar* on wisbar.org up to four days prior to and 90 days after your seminar. For live seminar attendees who prefer a printed format, please select the tuition option that includes printed materials for an additional \$20.

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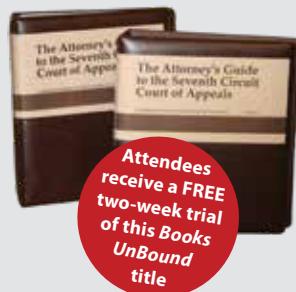
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Additional Learning Opportunities

CLE Seminars

A Section 1983 Overview for General Litigators

Know how to identify whether a case meets the criteria for a Section 1983 lawsuit.

Better understand problems that may arise during litigation. 3 CLE

Live Madison Seminar and Live Webcast: Nov. 19, 2019

Webcast Replays: Dec. 6, 2019 | Dec. 11 2019 | Dec. 19, 2019 | Dec. 27, 2019

Dec. 30, 2019 | Jan. 11, 2020 | Jan. 15, 2020

Books / Books UnBound

Appellate Practice and Procedure in Wisconsin

Appealing a case to the Wisconsin Court of Appeals or the Wisconsin Supreme Court? You need the appellate lawyer's bible – 28 chapters that cover the appellate process from filing to post-decision issues. Offers a circuit court judge's view on how appeals cases are evaluated. (Includes 2018-19 supplement)

Print Book: #AK0023; 702+ pp.; 7th ed. 2017; Member: \$195 | Nonmember: \$245

Books UnBound® Subscription: #AE0023_SUB; Member: \$175 | Nonmember: \$219

Wisconsin Attorney's Desk Reference

Caught in a case involving an unfamiliar practice area? Turn to the Wisconsin Attorney's Desk Reference. This easy-to-use guide covers 11 practice areas and 35 topics grouped by related subject areas. (Updated annually)

Print Book: #AK0003E19; 702+ pp.; 1,212+ pp.; 2019; Member: \$160 | Nonmember: \$200

Books UnBound® Subscription: #AE0023_SUB; Member: \$175 | Nonmember: \$219

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Priority Code: S 3768 B

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Seminar Date/Location:

Live Seminar: Thursday, December 12, 2019 – Pewaukee

Live Webcast: Thursday, December 12, 2019

Webcast Replay: Thursday, December 26, 2019

Webcast Replay: Monday, December 30, 2019

Webcast Replay: Saturday, January 4, 2020

Webcast Replay: Wednesday, January 8, 2020

Webcast Replay: Thursday, January 16, 2020

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