



# Handling OWI Cases in Wisconsin

**Program dates start June 17. Register today!**

**8 CLE**

# Handling OWI Cases in Wisconsin

Endorsed by the Young Lawyers Division of the State Bar of Wisconsin

## Buckle up on the basics

From the mechanics of breath and blood alcohol concentration testing to tips on preparing for sentencing, *Handling OWI Cases in Wisconsin* covers the topics you need to be familiar with to properly assist your clients. Experienced Wisconsin OWI practitioners will help you understand trial issues from both defense and prosecutor perspectives, review key Department of Transportation rules, and provide an update on OWI penalties. Whether you're considering adding OWI defense cases to your practice or you're seeking ways to improve your defense strategies, *Handling OWI Cases in Wisconsin* provides information and insight to help you move forward.

## How you'll benefit:

- Run through the essentials of an OWI case from beginning to end
- Understand challenges and issues in traffic stops
- Receive an introduction to blood alcohol and breath testing
- Examine trial issues from both defense and prosecutor perspectives
- Review key Department of Transportation (DOT) rules
- Get more valuable information out of your next DOT administrative review hearing
- Better prepare for pretrial motions and sentencing

## Who should attend:

- Attorneys interested in adding OWI defense to their practice
- Experienced OWI defense attorneys seeking a refresher
- Criminal law practitioners
- Traffic law attorneys

**Register now!**

## Faculty

### Program Chair & Presenter

**Adam M. Welch**

Stroud, Willink & Howard LLC, Madison

### Presenters

**Emily Thompson**

Wisconsin Department of Justice, Madison

**Teuta Jonuzi**

Tracey Wood & Associates, Madison

**Andrew Mishlove**

Mishlove & Stuckert LLC, Glendale

**Adam P. Nero**

Nelson Defense Group LLC, Hudson

**Amanda K. Riek**

State Public Defender's Office, Portage

**Sarah M. Schmeiser**

Stroud, Willink & Howard LLC, Madison

**Lauren Stuckert**

Mishlove & Stuckert LLC, Glendale

**Nils P. Wyosnick**

Wyosnick Legal LLC, Madison

## Dates

### Live Webcast

Thursday, June 17, 2021

### Webcast Replays

Friday, June 25, 2021

Monday, June 28, 2021

Thursday, July 8, 2021

Tuesday, July 13, 2021

Wednesday, July 21, 2021

Thursday, July 29, 2021

Tuesday, August 3, 2021

Friday, August 13, 2021

## Credits

This program has been submitted to the Wisconsin Board of Bar Examiners for up to **8 CLE credits**. It does not qualify for EPR credits.

## Registration

**Online:** [www.wisbar.org/seminars](http://www.wisbar.org/seminars)

**Phone:** (800) 728-7788

**Fax:** (608) 257-5502

**Mail:** State Bar PINNACLE Registrations  
P.O. Box 7158  
Madison, WI 53707-7158

## State Bar CLE/PINNACLE Passbook Registrations

Passbook Certificates must be received by the State Bar at least one business day prior to the event.

## Registration Cancellations

Visit [wisbar.org/cancellation\\_policy](http://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](http://wisbar.org) up to two days prior to and 90 days after your seminar.

# Schedule

**8:00 AM Registration**

**8:30 AM OWI Penalties: How Much Trouble is My Client In?**

- The new presumptive minimum penalties
  - Recent penalty changes
  - Lifetime revocation
- Amanda K. Riek*

**8:45 AM From Traffic Stop to Suppression – Identifying and Challenging the Issues**

- Reasonable suspicion and probable cause
  - Implied consent law and challenges
  - Suppression motions
- Teuta Jonuzi*

**9:25 AM Set up for Success: Getting the Most out of DOT Administrative Review Hearings**

- How to decide what type of administrative review hearing is right for your case and client
  - How to get as much valuable information from the hearing as possible
  - How to deal with the aftermath of an administrative suspension for both CDL and non-CDL holders
- Adam P. Nero*

**10:05 AM Break**

**10:20 AM The Prosecutorial Function**

- Overview of prosecutor's role
  - Prosecutor's discovery obligations
- Emily Thompson*

**11:00 AM Basics of Breath Testing**

- The breath testing process
  - The EC/IR II: Wisconsin's breath test machine
  - The uncertainty of measurement in breath testing
  - Applying the Wisconsin statutes to breath testing
- Lauren Stuckert*

**11:50 AM Lunch Break**

**12:50 PM Blood Alcohol Basics**

- Collecting and handling the blood sample
  - Headspace gas chromatography (the blood testing process)
  - Defenses to the blood testing process
- Andrew Mishlove*

**1:40 PM Counting and Challenging Prior OWI-related Offenses and Nutshell Guidance for Representing Illinois Drivers**

- How to determine what counts as a prior OWI-related offense under Wisconsin law
  - Statutory definitions for in-state and out-of-state prior offenses
  - The basics of a collateral attack
  - The basics of representing Illinois drivers charged with OWI, as well as out-of-state drivers in general
- Nils P. Wyosnick*

**2:45 PM Break**

**3:00 PM Before and After Trial: Investigation and Sentencing**

- Investigating the scene
  - Witnesses
  - Open records
  - Preparing yourself and your client for sentencing
- Adam M. Welch*

**3:50 PM Trial Practice**

*Sarah M. Schmeiser*

**4:40 PM Program Concludes**

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

## About the Build Your Practice Series

The Build Your Practice Series from State Bar of Wisconsin PINNACLE® introduces you to the fundamentals of various practice areas. Gain the tools and information you need to develop a new area of practice and expand your firm's offerings. Build Your Practice Series programs are endorsed by the State Bar's Young Lawyers Division.



*This program is sponsored by:*



**Wisconsin Lawyers Mutual**  
INSURANCE COMPANY



## Book Sale!

### Wisconsin Criminal Defense Manual

**SAVE 20%** on the *Wisconsin Criminal Defense Manual*.\* One of the State Bar's most valued resources, the *Manual* gives you extensive overview of criminal law in Wisconsin. Whether you're negotiating a plea bargain or filing motion before trial, this book will become your go-to for sound practical guidance through the criminal defense process.

Use **discount code CA3191** when you order online or call (800) 728-7788. **Plus, all seminar attendees receive a free two-week trial of the Books UnBound® version.**

**Print Book:** #AK0041; 894+ pp.; 7th edition; 2020-21  
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\*Discount applies to both print and digital Books UnBound editions of this title and cannot be applied to previous purchases. Offer valid as long as CLE credit is available for this program. For Books UnBound users, discount may be applied to purchase of individual Books UnBound title only and may not be used on purchase of full library.



## Other Learning Opportunities

### Sentencing Considerations in Wisconsin 2021

Use storytelling to achieve a more favorable sentence. Implement new approaches and techniques in your defense practice. Review the latest critiques of COMPAS. Learn how to humanize the client in contrast to narratives advanced by the press. Discuss ethical situations unique to criminal defense attorneys. **6 CLE**

**CLE OnDemand Seminar:** CA3126D; **Member:** \$259 | **Nonmember:** \$339

### Wisconsin OWI Laws: Pocket Codebook 2021

This handy guide ensures easy, accurate OWI information is available wherever and whenever you need it. The pocket-sized book contains the statutes and administrative regulations, as well as blood-alcohol charts and penalty charts for OWI and other alcohol-related offenses.

**Print Book:** #AK0431E21; 296+ pp.; 2021; **Member:** \$30 | **Nonmember:** \$40

### Criminal Law Forms Library

This library includes high-quality forms from the *Wisconsin Criminal Defense Manual*, a resource developed by eminent authorities on Wisconsin criminal law. No more paper copies – you'll can find all the criminal law forms and checklists you need online, 24/7.

**Online Subscription:** #FSFB5000; **Members Only:** \$145/year

## Handling OWI Cases in Wisconsin

Priority Code: S 3 9 9 1 B

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**\* Young Lawyers Division Members:** State Bar member attorneys 36 years of age or younger or within five years of admission to the State Bar of Wisconsin. **If you've opted out of YLD, you will not receive this discount.**

**Mail to:** State Bar PINNACLE Registrations  
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