



The Tampa Bay Chapter of the Federal Bar Association,  
The National Association of Criminal Defense Lawyers,

and

The Criminal Justice Section of the  
American Bar Association

*proudly present*

The Twenty-Second Annual National Seminar

on the

# FEDERAL SENTENCING GUIDELINES



May 22 - 24, 2013 • Wednesday - Friday  
Loews Portofino Bay Hotel, Orlando, Florida

# The Twenty-Second Annual National Seminar on the FEDERAL SENTENCING GUIDELINES

Wednesday – Friday  
May 22-24, 2013

Loews Portofino Bay Hotel  
Orlando, FL

**WEDNESDAY  
MAY 22, 2013**

**2:00 - 5:00 p.m.**

**UNITED STATES SENTENCING GUIDELINES BASIC TRAINING – PLENARY SESSION**

- ◆ **Cathy A. Battistelli**  
*Retired Deputy Chief United States Probation Officer  
District of New Hampshire*
- ◆ **L. Russell Burress**  
*Principal Training Advisor  
United States Sentencing Commission  
Washington, DC*
- ◆ **Pamela G. Montgomery, Esq.**  
*Director and Chief Counsel for Training  
Office of Education and Sentencing Practice  
United States Sentencing Commission  
Washington, DC*

# THURSDAY MAY 23, 2013

7:30 - 8:15 a.m.

## CONTINENTAL BREAKFAST & REGISTRATION

(Breakfast sponsored by Miller & Chevalier Chartered – [www.millerchevalier.com](http://www.millerchevalier.com))



8:15 a.m.

## WELCOMING REMARKS

♦ **Mark P. Rankin, Esq.**  
*Shutts & Bowen LLP  
Tampa, FL*

♦ **Steven D. Benjamin, Esq.**  
*NACDL President  
Benjamin & DesPortes, P.C.  
Richmond, VA*

8:30 - 10:00 a.m.

## FEDERAL SENTENCING: VIEW FROM THE BENCH – PLENARY SESSION

- ♦ **Honorable Mark W. Bennett**  
*United States District Judge  
Northern District of Iowa*
- ♦ **Honorable Nancy Gertner**  
*United States District Judge (1994-2011)  
District of Massachusetts  
Professor of Practice, Harvard Law School*
- ♦ **Honorable John Gleeson**  
*United States District Judge  
Eastern District of New York*

Moderator: **James E. Felman, Esq.**  
*Kynes, Markman & Felman  
Tampa, FL*

**THURSDAY (continued)**  
**MAY 23, 2013**

**10:15 - 11:45 a.m.**

**CONCURRENT SESSIONS**

**A. FIREARMS OFFENSES**

- ◆ **Joseph McNally, Esq.**  
*Assistant United States Attorney  
Central District of California*
- ◆ **Tess Lopez**  
*Sentencing Mitigation Specialist  
Fmr. U. S. Probation Officer  
San Francisco, CA*
- ◆ **John Rhodes, Esq.**  
*Assistant Federal Defender  
District of Montana*

Moderator: **Michael Metz, Esq.**  
*Ft. Lauderdale, FL  
San Diego, CA*

**B. FRAUD/THEFT OFFENSES I**

- ◆ **A. Brian Albritton, Esq.**  
*Phelps Dunbar LLP  
Tampa, FL*
- ◆ **Robert S. Griscti, Esq.**  
*The Law Firm of Robert S. Griscti  
Gainesville, FL*
- ◆ **Robert E. O'Neill, Esq.**  
*United States Attorney  
Middle District of Florida*

Moderator: **Roscoe Howard, Esq.**  
*Andrews Kurth, LLP  
Washington, D.C.*

**12:00 - 1:45 p.m.**

**LUNCH ON YOUR OWN**

**1:45 - 3:15 p.m.**

**CONCURRENT SESSIONS**

**A. MITIGATION AT SENTENCING**

- ◆ **Amy Baron-Evans, Esq.**  
*Sentencing Resource Counsel,  
Federal Public and Community  
Defenders  
Boston, MA*
- ◆ **Robin Kaplan, Esq.**  
*Markus & Markus PLLC  
Miami, FL*
- ◆ **Megan Rowland**  
*Investigator/Mitigation Specialist  
Federal Public Defender's Office  
Tampa, FL*

Moderator: **Lisa M. Wayne, Esq.**  
*Law Office of Lisa Wayne  
Denver, CO*

**B. MORTGAGE FRAUD**

- ◆ **Brian Bieber, Esq.**  
*Hirschhorn & Bieber, P.A.  
Miami, FL*
- ◆ **Donna Elm, Esq.**  
*Federal Public Defender  
Middle District of Florida*
- ◆ **Christopher Tuite, Esq.**  
*Assistant United States Attorney  
Middle District of Florida*

Moderator: **Drew Findling, Esq.**  
*The Findling Law Firm  
Atlanta, GA*

**C. IMMIGRATION OFFENSES AND  
CULTURAL ISSUES**

- ◆ **Irish Anderson**  
*U. S. Probation Officer  
United States Probation Office  
Middle District of Florida*
- ◆ **Donald Hansen, Esq.**  
*Assistant United States Attorney  
Middle District of Florida*
- ◆ **Rene L. Valladares**  
*Federal Defender  
District of Nevada*

Moderator: **Fredilyn Sison**  
*Assistant Federal Defender and  
Training Coordinator  
Federal Defenders of WNC  
Asheville, NC*

**THURSDAY (continued)**  
**MAY 23, 2013**

**3:15 - 3:30 p.m.**

**COFFEE BREAK**

(Sponsored by Shutts & Bowen LLP – www.shutts.com)



**3:30 - 5:00 p.m.**

**CONCURRENT SESSIONS**

**A. RELEVANT CONDUCT AND  
CRIMINAL HISTORY**

- ◆ **Jennifer N. Coffin, Esq.**  
*Sentencing Recourse Counsel  
Nashville, TN*
- ◆ **Janet Zuk**  
*Sentencing Guidelines Specialist  
United States Probation Office  
Middle District of Florida*
- ◆ **Michael Maddux, Esq.**  
*Law Offices of Michael Maddux  
Tampa, FL*

Moderator: **Jerry Cox**  
*Jerry J. Cox, PSC  
Mount Vernon, KY*

**5:30 - 7:00 p.m.**

**B. CORPORATE SENTENCING AND PLEA  
NEGOTIATIONS**

- ◆ **Sara Bloom, Esq.**  
*Assistant United States Attorney  
District of Massachusetts*
- ◆ **Brian S. Cromwell, Esq.**  
*Parker Poe Adams & Bernstein, LLP  
Charlotte, NC*
- ◆ **Robert S. Griscti, Esq.**  
*The Law Firm of Robert S. Griscti  
Gainesville, FL*

Moderator: **Professor Ellen S. Podgor**  
*Stetson University College of Law  
Gulfport, FL*

**C. NARCOTICS OFFENSES I**

- ◆ **Honorable Mark W. Bennett**  
*United States District Judge  
Northern District of Iowa*
- ◆ **Shereen Charlick, Esq.**  
*Chief Trial Attorney  
Federal Defenders of San Diego, Inc.*
- ◆ **Matthew Jackson, Esq.**  
*Assistant United States Attorney  
Middle District of Florida*

Moderator: **A.J. Kramer, Esq.**  
*Federal Public Defender  
District of Columbia*

**COCKTAIL RECEPTION**  
(Sponsored by Navigant Consulting, Inc. – www.navigant.com)



**FRIDAY  
MAY 24, 2013**

**7:30 - 8:15 a.m.**

**CONTINENTAL BREAKFAST**

**8:30 - 10:00 a.m.**

**FEDERAL SENTENCING: A YEAR IN REVIEW – PLENARY SESSION**

- ◆ **Honorable Charlene E. Honeywell**  
*United States District Judge  
Middle District of Florida*
- ◆ **Honorable Robert Scola**  
*United States District Judge  
Southern District of Florida*
- ◆ **Honorable Mary S. Scriven**  
*United States District Judge  
Middle District of Florida*

Moderator: **Professor Sonja Starr**  
*University of Michigan School of Law  
Ann Arbor, MI*

**10:15 - 11:45 a.m.**

**CONCURRENT SESSIONS**

**A. BUREAU OF PRISONS ISSUES**

- ◆ **Todd A. Bussert, Esq.**  
*Frost / Bussert LLC  
New Haven, CT*
- ◆ **Terry Collins, Esq.**  
*Senior Counsel  
Bureau of Prisons  
Atlanta, GA*
- ◆ **Robin Kaplan, Esq.**  
*Markus & Markus PLLC  
Miami, FL*
- ◆ **Alicia Vasquez, Esq.**  
*Assistant General Counsel  
Bureau of Prisons  
Grand Prairie, TX*

Moderator: **John L. Badalamenti, Esq.**  
*Assistant Federal Public Defender  
Middle District of Florida*

**B. FRAUD/THEFT OFFENSES II**

- ◆ **Christopher C. Fialko, Esq.**  
*Rudolf Widenhouse & Fialko  
Charlotte, NC*
- ◆ **L.T. Lafferty, Esq.**  
*Fowler White Boggs, P.A.  
Tampa, FL*
- ◆ **Lisa A. Mathewson, Esq.**  
*The Law Offices of  
Lisa A. Mathewson  
Philadelphia, PA*

Moderator: **Ed Suarez, Esq.**  
*Law Offices of Ed Suarez, P.A.  
Tampa, FL*

**C. PLEA BARGAINING**

- ◆ **A.J. Kramer, Esq.**  
*Federal Public Defender  
District of Columbia*
- ◆ **Joe Mancano, Esq.**  
*Pietragallo Gordon Alfano Bosick &  
Raspanti, LLP  
Philadelphia, PA*
- ◆ **Sonja B. Starr**  
*Assistant Professor of Law  
University of Michigan School of Law*

Moderator: **Blair Brown, Esq.**  
*Zuckerman Spaeder LLP  
Washington, D.C.*

**FRIDAY (continued)**  
**MAY 24, 2013**

**12:00 - 1:30 p.m. UPDATE ON FEDERAL SENTENCING LAW: SUPREME COURT, APPELLATE AND LEGISLATION – PLENARY SESSION**  
(Lunch sponsored by Zuckerman Spaeder LLP – [www.zuckerman.com](http://www.zuckerman.com))



- ◆ **Amy Baron-Evans, Esq.**  
*Sentencing Resource Counsel, Federal Public  
and Community Defenders  
Boston, MA*
  - ◆ **Robert Vassar, Esq.**  
*Chief Counsel to the U.S. House Crime  
Subcommittee Minority  
Washington, D.C.*
  - ◆ **Shana-Tara Regon, Esq.**  
*Director, White Collar Crime Policy  
National Association of Criminal Defense Lawyers  
Washington, D.C.*
  - ◆ **Lisa A. Rich, Esq.**  
*Associate Professor  
Texas Wesleyan School of Law  
Former Director, Ofc. of Legislative & Public Affairs  
United States Sentencing Commission*
- Moderator: **Andrew Wise, Esq.**  
*Miller Chevalier Chartered  
Washington, D.C.*

**FRIDAY (continued)**  
**MAY 24, 2013**

**CONCURRENT SESSIONS**

**1:45 - 3:15 p.m.**

**A. CHILD PORN/ADAM WALSH ACT**

- ◆ **Shereen Charlick, Esq.**  
*Chief Trial Attorney  
Federal Defenders of San Diego, Inc.*
- ◆ **Karen Gable, Esq.**  
*Assistant United States Attorney  
Deputy Chief, Criminal Division  
Project Safe Childhood  
Coordinator  
Middle District of Florida*
- ◆ **Lisa M. Wayne, Esq.**  
*Law Office of Lisa Wayne  
Denver, CO*

Moderator: **Mark H. Allenbaugh, Esq.**  
*Law Offices of Mark H.  
Allenbaugh  
Wickliffe, OH*

**B. NARCOTICS OFFENSES II**

- ◆ **Howard Anderson, Esq.**  
*Assistant Federal Public Defender  
Middle District of Florida*
- ◆ **W. Stephen Muldrow, Esq.**  
*Assistant United States Attorney  
Chief, General Crimes  
Middle District of Florida*
- ◆ **Gail Stafford**  
*U.S. Probation Officer  
United States Probation Office  
Middle District of Florida*

Moderator: **P. Matthew Luka, Esq.**  
*Trombley & Hanes  
Tampa, FL*

**C. HEALTH CARE FRAUD**

- ◆ **Meredith Auten, Esq.**  
*Morgan Lewis & Bockius LLP  
Philadelphia, PA*
- ◆ **Ronald Friedman, Esq.**  
*Lane Powell PC  
Seattle, WA*
- ◆ **Saul Helman, M.D.**  
*Managing Director  
Navigant Consulting, Inc.  
Indianapolis, IN*
- ◆ **Benjamin D. Singer, Esq.**  
*Assistant Chief  
U.S. Department of Justice  
Criminal Division, Fraud Section  
Washington, D.C.*

Moderator: **Riley H. Ross III, Esq.**  
*Tucker Law Group, LLC  
Philadelphia, PA*



# REGISTRATION

## TWENTY-SECOND ANNUAL NATIONAL SEMINAR ON THE FEDERAL SENTENCING GUIDELINES

May 22-24, 2013

Loews Portofino Bay Hotel, Orlando, FL

Hotel Reservations: (888) 360-7395

### ONLINE REGISTRATION IS NOW AVAILABLE

You may register online at [www.federalbartampa.org/events/federal-sentencing-guidelines-seminar](http://www.federalbartampa.org/events/federal-sentencing-guidelines-seminar), or complete and mail the registration form below. Online registrations will be subject to the same date restrictions as mail-in registrations. **CREDIT CARD PAYMENTS ARE ACCEPTED WITH ONLINE REGISTRATIONS ONLY.**

Tuition for all GOVERNMENT attendees is **\$349** if postmarked on or before April 6th, 2013; **\$389** if postmarked on April 7th, 2013, or later. Tuition for all NON-GOVERNMENT attendees is **\$449** if postmarked on or before April 6th, 2013; **\$489** if postmarked on April 7th, 2013, or later.

PROBATION OFFICER       FEDERAL DEFENDER       US ATTORNEY       OTHER

I will attend the optional INTRODUCTORY SESSION on May 22, 2013, at no additional charge.

NAME: \_\_\_\_\_ DISTRICT/TITLE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_ E-MAIL: \_\_\_\_\_

PLEASE CHECK HERE IF YOU ARE A MEMBER OF THE NACDL (Members receive a \$50 discount)

If registering by mail, please complete and mail this registration form with your check and/or purchase order to **REGISTER** for the seminar. **CREDIT CARD PAYMENTS ARE NOT ACCEPTED WITH MAIL-IN REGISTRATIONS.** If paying with a purchase order, please fax the purchase order and registration form to: **Tampa Bay Chapter of the Federal Bar Association, c/o Mark Rankin, Shutts & Bowen LLP, 4301 W. Boy Scout Boulevard, Suite 300, Tampa, FL 33607, fax (813) 227-8266.** If paying with check, please mail the registration form and check to: **Tampa Bay Chapter of the Federal Bar Association, c/o Mark Rankin, Shutts & Bowen LLP, 4301 W. Boy Scout Boulevard, Suite 300, Tampa, FL 33607.** Please make checks payable to the TAMPA BAY CHAPTER OF THE FEDERAL BAR ASSOCIATION.

# TWENTY-SECOND ANNUAL NATIONAL FEDERAL SENTENCING GUIDELINES SEMINAR

## SEMINAR CANCELLATION POLICY

In the event you need to cancel your registration, there will be a full refund if a **written request** is received prior to April 9, 2013. There will be a \$100 service charge if the **written request** is received between April 9 - April 30, 2013. **THERE WILL BE NO REFUNDS AFTER April 30, 2013.** Substitutions may be made at any time and must be received in writing. **Please send your written request for cancellation or substitution to Mark Rankin, c/o Shutts & Bowen LLP, 4301 W. Boy Scout Boulevard, Suite 300, Tampa, FL 33607.**

## CLE INFORMATION

Application for pre-approval of CLE credit has been made to all state Bar Associations. Additional information will be made available closer to the date of the seminar.

## TO ORDER COURSE MATERIALS ONLY

\_\_\_\_\_ Check here to order Course Materials **ONLY**. Please complete the form below and mail to the address below with your check or purchase order in the amount of **\$75**.

NAME: \_\_\_\_\_ DISTRICT/TITLE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

PHONE: \_\_\_\_\_

E-MAIL: \_\_\_\_\_

Whether you are registering to attend the seminar or purchasing course materials, please detach and complete the appropriate form. Mail the completed form along with check or purchase order to: **Tampa Bay Chapter of the Federal Bar Association, c/o Mark Rankin, Shutts & Bowen LLP, 4301 W. Boy Scout Boulevard, Suite 300, Tampa, FL 33607**. All registrations and orders for course materials must be accompanied by a check or purchase order. **WE DO NOT ACCEPT CREDIT CARDS**. Please make checks payable to the **TAMPA BAY CHAPTER OF THE FEDERAL BAR ASSOCIATION**. If you require additional information, please contact **Ms. Lori Eller, c/o Shutts & Bowen LLP, 4301 W. Boy Scout Boulevard, Suite 300, Tampa, FL 33607, (813) 227-8119 or by email at [LEller@shutts.com](mailto:LEller@shutts.com)**.