

## Nhtsa Sfst Administrative Guide

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Cognitive Neurorehabilitation  
Principles and Techniques of Drug Recognition Expert Training.  
The DRE Instructor Training School Teacher-trainer Manual  
Utah DWI Defense  
Development of a Standardized Field Sobriety Test (SFST) Training Management System  
Drunk Driving Defense

### Government Reports Announcements & Index

The latest edition is packed with essential information including: Eleven new sample motions/petitions with arguments providing you with the most complete collection of DWI motions you are likely to find anywhere. Six common types of prosecutorial misconduct and how to deal with them. Analysis of the U.S. Supreme Court's decision in *Birchfield v. North Dakota* regarding implied consent laws and warrantless breath and blood tests. Two sample cross examinations: a destructive HGN cross examination and a cross-examination challenging blood draw procedures. Filing a writ to challenge a DMV hearing license suspension with a sample writ of mandate and a sample ex parte application for a stay of suspension. Co-Elution—the problem with single column chromatography. Operating the Drager Alcotest 7510®. Should the defense reanalyze the blood sample? Why you should try the case with a co-counsel. NHTSA's 465 page DWI Detection and SFST Training Manual on Digital Access. Eight key insights from the Manual.

### Attacking and Defending Drunk Driving Tests

For even the most seasoned DWI lawyers, defending drunk driving cases has always presented special challenges. Today, mounting a successful drunk driving defense is more difficult than ever. That's why DWI attorneys rely on *Drunk Driving Defense*. Written by Lawrence Taylor and Steven Oberman, *Drunk Driving Defense* is generally considered to be the standard-bearing reference in the field. Clear explanations of key scientific and technological issues for DWI lawyers *Drunk Driving Defense* ensures that you Understand The chemical, biological and technological concepts and issues underlying drunk driving defense and prosecution. Rely on expert DWI lawyers Taylor and Oberman to bring you up to speed in key areas including: The key defects inherent in blood and breath analysis

and testing. The correlation between blood alcohol concentration and actual impairment. The effects of stress and cold weather on alcohol absorption. How fermentation of the blood sample may raise blood alcohol levels. The effect of acetone in breath tests taken by diabetics and dieters. Possible errors in breath analysis due to RFI (radio frequency interference). The effect of trauma from an automobile accident on alcohol elimination Dozens of Practical DWI attorney tools to streamline and simplify drunk driving defense preparation Drunk Driving Defense, Sixth Edition contains dozens of practical tools to streamline and simplify the complex DUI defense process. And now, they are all included on a free bonus DWI Lawyer Resources CD-ROM so you can locate, review, and print them out in a matter of seconds, including: Dozens of quick-reference checklists to help DUI lawyers avoid critical missteps. Sample drunk driving defense motions including those to help DU I lawyers to facilitate discovery, appoint chemical experts, and suppress blood alcohol evidence. More than 150 pages of verbatim direct and DWI attorney cross testimony and statements. Sample arrest reports, instrument instructions and other forms use by police agencies. Comprehensive DWI attorney-client interview questionnaires for DUI lawyers. Detailed operator's manuals For The most current blood alcohol testing equipment: including the Intoxilyzer 8000. Try Drunk Driving Defense Risk-Free for 30 days. Your satisfaction is 100% guaranteed. If for any reason you are not completely satisfied, simply return it to us. FREE SHIPPING! Domestic Ground Shipping is Free when you pay by credit card

## **Beyond the Limits. A Law Enforcement Guide to Speed Enforcement**

AUTHORITATIVE INFORMATION FROM THE SOURCE YOU TRUST The third edition of Karch's Pathology of Drug Abuse continues to provide a comprehensive yet accessible guide to the pathology, toxicology, and pharmacology of commonly abused drugs. As in previous editions, the focus remains on the investigation of drug-related deaths and on practical app

## **Arkansas DWI Defense**

## **Wisconsin OWI Defense**

## **The Standardized Field Sobriety Test Battery**

## **Traffic Safety Materials Catalog**

For even the most seasoned attorney admitted to practice in the State of Utah, defending DUI cases has always presented special challenges. Today mounting a successful defense is more difficult than ever. Now you have the advantage with Utah DUI Defense: The Law and Practice. This text and supplementary DVD contains the most important information to help you attain a successful verdict. Written by Glen Neeley, James Nesci, and Jason Schatz, all board-certified members of the National College for DUI Defense, Utah DUI Defense: The Law and

Practice ensures that you understand the chemical, biological and technological concepts and issues underlying DUI prosecution and defense in the State of Utah. The authors provide the most up-to-date information available on key areas of DUI law in Utah including: DUI Investigations, Driving and Field Sobriety Testing, Drug Recognition, Evaluation and Chemical Testing, Blood Alcohol Calculations, Pre-trial Investigations and Motions, Practice, Plea Offers and Agreements, DWI Trial Procedures, and more. Many practical tools and applications designed to streamline and simplify the complex DUI defense process have been developed along with this book. They are all included on a bonus DVD--so you can locate, review and print them out in a matter of seconds. The companion DVD contains NHTSA studies, articles and visual detection videos, as well as expanded sections on Utah law and procedure. Book Topics Include: \* Types of DUI \* Role of the Motor Vehicle Division \* Pre-trial investigation \* DWI investigations \* Driving behavior \* Field sobriety testing \* Drug recognition \* Chemical testing for alcohol and drugs \* Blood alcohol calculations \* Use of expert witnesses \* Pre-trial motions \* Plea offers \* Revised sentencing charts \* DUI jury trial information \* Client relations \* Ethics and advertising \* Utah Rules of Evidence DVD topics include: \* USDOT "Drugs That Impair Driving" student manual and teacher manual \* USDOT "DWI Detection and Standardized Field Sobriety Testing" student manual and teacher manual \* SFST validation studies \* USDOT "SFST Refresher Training Course" student manual and teacher manual \* MVD court abstracts \* NHTSA "The Detection of DWI Motorcyclists" brochure \* NHTSA "Use of Sobriety Checkpoints for DUI" article \* NHTSA driving and blood alcohol concentration studies \* NHTSA visual detection videos \* And more!

## **Improving Roadway Safety**

### **Texas DWI Manual**

DWI defense is one of the most challenging and technical areas of criminal law. Authors Kimberly Tucker and Deandra Grant and their highly experienced collaborators share with you their most effective strategies. This edition brings you recent developments in Texas DWI law and new material on: Standardized Field Sobriety Tests – Chapter 5 NHTSA Manuals. Every DWI defense lawyer should obtain the 2013, 2015, and 2018 NHTSA Student and Instructor Manuals. Their contents are priceless for trial, particularly for cross-examination of the arresting officer. Chapter 5 has been extensively updated based on material from these manuals. Blood Test Cases – Chapter 7 Enzymatic Testing: New Case Studies with Hearing Transcript to Exclude Test Results. The defendants in these cases were involved in MVAs, one including a fatality. Their blood was drawn at the hospital after the site was cleaned with a swab containing isopropyl alcohol. Learn the strategies and evidence needed to challenge the results. Included is a transcript of a successful hearing to suppress the enzymatic test results. The transcript provides defense and prosecution examinations of the hospital lab tech, the hospital lab director, and the state's DPS analyst. The prosecution's arguments and the defense's winning counter-arguments are also included. Jury Selection – Chapter 7 Team Innocent Voir Dire. Team Innocent is a trial theme that focuses on the presumption of innocence and the State's burden of proof. It equates a jury to a "team" that starts off wearing the Team Innocent jersey. The key concepts that

should be raised during voir dire are presented. Two sample voir dire transcripts illustrate use of the Team Innocent approach. Punishment Strategies – Chapter 10 Jury Punishment: Dallas attorney John Gioffredi once again updates his guidelines for electing to have the jury impose punishment. He explains the significant benefits of this technique in the right cases and how to convince your client to go for it. He covers what you need to accomplish during jury selection, how to deal with testimony from the probation officer, and deciding whether your client should testify. He also updates his client handout explaining the strategy and preparing the client to testify on the impact of his or her DWI arrest.

## **Martindale-Hubbell Buyer's Guide**

The Standardized Field Sobriety Test Battery: A Guidebook of Facts, Opinions and Advice for DWI / DUI Enforcement is a one of a kind book. It was created to bring the hundreds of relevant sources, studies, opinions, and legal rulings into a single publication. The book provides a step by step explanation of the tests development, their application, and the hurdles they face in the modern day legal environment. Tons of technical information is seamlessly combined with personal anecdotes and personal advice from an expert in its application in order to provide better understanding of the multiple facets of such a complex subject. This book is a “MUST HAVE” for every legal library, and is suggested reading for every officer involved with traffic enforcement or accident investigations, as well as, any DWI DUI defense lawyers looking to even the playing field and see what is actually supposed to happen during a drunk driving arrest.

## **Rural Initiatives for Traffic Safety**

For even the most seasoned Arizona attorney, defending DUI cases has always presented special challenges. Today mounting a successful defense is more difficult than ever. Now you have the advantage with Arizona DUI Defense: The Law and Practice, Third Edition. This newly revised and expanded text and DVD contain more information than ever to help you attain a successful verdict. Written by James Nesci, Board Certified by the National College for DUI Defense and Arizona DUI law expert, Arizona DUI Defense: The Law and Practice, Third Edition ensures that you understand the chemical, biological and technological concepts and issues underlying DUI prosecution and defense in the State of Arizona. Mr. Nesci provides the most up-to-date information available on key areas of DUI law in the state of Arizona including: DUI Investigations, Driving and Field Sobriety Testing, Drug Recognition, Evaluation and Chemical Testing, Blood Alcohol Calculations, Pre-trial Investigations and Motions, Practice, Plea Offers and Agreements, DUI Trial Procedures, and more. This third edition is significantly larger than the previous one, and includes over 150 new cases, SB1200 revisions, and revised and expanded sections on DUI checkpoints, black boxes, Canadian immigration, chromatography, DUI sentencing, cross-examination, DRE officers, and more, making this text the most important book to have with you in all phases of a DUI case, from investigation to trial. Many practical tools and applications designed to streamline and simplify the complex DUI defense process have been developed along with this book. They are all included on a bonus DVD--so you can locate, review and print them out in a matter of seconds. The companion DVD for the third edition has been revised and expanded and includes NHTSA studies,

articles and visual detection videos, as well as expanded sections on Arizona law and procedure. Book Topics Include: Types of DUI Role of the Motor Vehicle Division Pre-trial investigation DUI investigations Driving behavior Field sobriety testing Drug Recognition Chemical testing for alcohol and drugs Blood alcohol calculations Use of expert witnesses Pre-trial motions Plea Offers Revised sentencing charts Arizona Rules of Criminal Procedure Sections I-VII DUI jury trial information Client relations Ethics and advertising Arizona Rules of Evidence Notices of proposed rulemaking DVD topics include: USDOT "Drugs That Impair Driving" student manual and teacher manual Color-coded "DUI Mandatory Sentencing Chart" USDOT "DWI Detection and Standardized Field Sobriety Testing" student manual and teacher manual SFST validation studies USDOT "SFST Refresher Training Course" student manual and teacher manual Arizona rules and regulations MVD court abstracts NHTSA "The Detection of DWI Motorcyclists" brochure NHTSA " Use of Sobriety Checkpoints for DUI" article NHTSA driving and blood alcohol concentration studies NHTSA visual detection (videos) And more!

## **Evidence**

## **Oklahoma DUI Defense**

## **Ohio DUI Defense**

## **Michigan DUI Playbook**

For even the most seasoned Texas attorney, defending DWI cases has always presented special challenges. Today mounting a successful defense is more difficult than ever. Now you have the advantage with Texas DWI Defense: The Law and Practice. This text and DVD contain more information than any other source to help you attain a successful verdict. Written by James Nesci, Board Certified by the National College for DUI Defense and Mimi Coffey, a Texas DWI law expert, Texas DWI Defense: The Law and Practice ensures that you understand the chemical, biological and technological concepts and issues underlying DWI prosecution and defense in the State of Texas. The authors provide the most up-to-date information available on key areas of DWI law in the State of Texas including: DWI Investigations, Driving and Field Sobriety Testing, Drug Recognition Evaluation and Chemical Testing, Blood Alcohol Calculations, Pre-Trial Investigations and Motions, Practice, Plea Offers and Agreements, DWI Trial Procedures, and more. Many practical tools and applications designed to streamline and simplify the complex DWI defense process have been developed along with this book. They are all included on a bonus DVD — so you can locate, review and print them out in a matter of seconds. The companion DVD includes NHTSA studies, articles and visual detection videos, as well as expanded sections on Texas law and procedure.

## **Defending Drinking Drivers**

Describes the law as it applies to drunk driving, covering such topics as blood

alcohol concentration levels, the rights of victims, and penalties for those convicted of drunk driving.

## **Drunk Driving Defense, 2001 Cumulative Supplement**

This book will help the private investigator reevaluate business opportunities and identify goals for the future. The world of the private investigator is constantly changing due to the introduction of various legal requirements that have restricted or eliminated some of the methods available for obtaining information such as the various privacy protection acts. Additionally, most private investigators have restricted their business activities to a response mode; that is, conducting inquiries after an incident has occurred. Their preventive skills have been ignored to their financial detriment. As restrictions continue to be placed on private investigative activities, private investigators need to reevaluate personal skills and discover how these may relate to expanding their services. This book provides the necessary information for learning about these new skill areas and provides the necessary strategies for their implementation. Some of the topics cover crime and loss prevention strategies, risk assessment, and prevention strategies. Many other topics are also covered such as that of the expert witness. This is not a difficult status to attain but requires unique skill sets and experience and can be highly lucrative. Crises management is another skill set that is explored here. It not only identifies potential risk areas through risk assessment activities but includes development and implementation of preventive measures and shows how the private investigator can assist in restoring business operations to their normal levels. This book will be of enormous help to private investigators who wish to develop these sophisticated investigative business skills and preventive services in order to meet these challenges for surviving and thriving in this modern age industry.

## **Drunk Driving Law**

With legislative developments, the introduction of blood alcohol-testing techniques, and an increasingly harsh prosecutorial climate, mounting a successful DUI defense in Oklahoma is more difficult than ever. With our brand new Oklahoma DUI Defense: The Law and Practice, though, you are equipped with a powerful weapon. This book ensures that you understand the chemical, biological, and technological concepts and issues underlying DUI prosecution and defense, with Oklahoma-specific advice that you couldn't get from any other book. Many practical tools and applications designed to streamline and simplify the complex DUI defense process are available on a bonus CD-ROM so you can locate, review and print them out in a matter of seconds. Among this bonus material are DRE and NHSTA student and instructor manuals, and numerous validation studies.

## **A MANUAL OF PRIVATE INVESTIGATION TECHNIQUES**

The tool kit will vary among jurisdictions depending on basic legal constraints, community attitudes, road system and traffic characteristics, and resources. The Transportation Research Board (TRB) undertook a study to identify the sources of safety improvements in other countries. Researchers do not have a complete

understanding of the underlying causes of long-term trends in crashes and fatalities. Differences among countries are in part attributable to factors other than government safety policies. To identify keys to success, the TRB study committee examined specific safety programs for which quantitative evaluations are available and relied on the observations of safety professionals with international experience. The committee's conclusions identify differences between U.S. and international practices that can account for some differences in outcomes. The committee recommendations, which are addressed to elected officials and to government safety administrators, identify actions needed in the United States to emulate the successes that other countries have achieved. The recommendations do not comprehensively address all aspects of traffic safety programs but rather address areas of practice that are highlighted by the international comparisons and for which credible evidence of effectiveness is available."--pub. desc.

## **California Drunk Driving Law**

## **Oklahoma DUI Defense**

## **Karch's Pathology of Drug Abuse**

## **Innovative DUI Trial Tools**

For even the most seasoned attorney admitted to practice in the State of Wisconsin, defending OWI cases has always presented special challenges. Today mounting a successful defense is more difficult than ever. Now you have the advantage with Wisconsin OWI Defense: The Law and Practice. This text and supplementary DVD contains the most important information to help you attain a successful verdict. Written by Andrew Mishlove and James Nesci, both members of the National College for DUI Defense, Wisconsin OWI Defense: The Law and Practice ensures that you understand the chemical, biological and technological concepts and issues underlying OWI prosecution and defense in the State of Wisconsin. The authors provide the most up-to-date information available on key areas of OWI law in Wisconsin including: OWI Investigations, Driving and Field Sobriety Testing, Drug Recognition, Evaluation and Chemical Testing, Blood Alcohol Calculations, Pre-trial Investigations and Motions, Practice, Plea Offers and Agreements, OWI Trial Procedures, and more. Many practical tools and applications designed to streamline and simplify the complex OWI defense process have been developed along with this book. They are all included on a bonus DVD--so you can locate, review and print them out in a matter of seconds. The companion DVD contains NHTSA studies, articles and visual detection videos.

## **DWI, DUI and the Law**

As part of my practice, I defend doctors, fellow attorneys, executives, senior military officers, teachers, professional and college athletes, airline pilots, and the good hard working people of Michigan who find themselves charged with a drunk

driving offense. I currently live in Ann Arbor with my wife and my kids, and prior to entering private practice, I was an Assistant District Attorney in New York City, and an Oakland County (Michigan) Prosecutor. As a prosecutor, I successfully prosecuted thousands of high profile felony, misdemeanor and drunk driving cases. During my career as a prosecutor, I never lost a trial, and had a 100 percent conviction rate. This was a major accomplishment as the Brooklyn District Attorney's Office is the busiest in the entire country, and Oakland County has a reputation as having some of the best criminal defense attorneys in the State of Michigan. I was pretty good at prosecuting people, but now I'm on the other side of the table using that experience for your benefit. I'm currently a criminal defense attorney at Kelly & Kelly, P.C., a well established and Better Business Bureaus Accredited law firm that has been fighting for clients for the past twenty-five years. While I'm usually the lead attorney on criminal cases, I use a team approach, which gives the client multiple legal minds working on their case, and helping the client get the absolute best outcome. Since leaving my career as a prosecutor, I've been selected and recognized in 2013, 2014, 2015 & 2016 by Super Lawyers Magazine; the prestigious magazine selects the top 2.5 percent of attorneys in Michigan, and in my opinion is the gold standard for attorney rankings. My selection by Super Lawyers Magazine was featured in Hour Detroit Magazine and the New York Times. My work as a Michigan criminal defense lawyer has also earned me a "Superb" 10.0 Avvo Rating. I'm licensed to practice law in Michigan and New York. I graduated from the University of Michigan Law School, and I'm not at all shy about bragging that I graduated from one of the best law schools in the world. My educational background and my experience as a prosecutor have pushed me to the forefront of criminal defense attorneys in Michigan. I currently serve as the criminal law co-chair for the Washtenaw County Bar Association and I'm a member of the Oakland County Criminal Law Committee.

## **Officer's DUI handbook**

## **Getting to Zero Alcohol-Impaired Driving Fatalities**

## **University of Baltimore law review**

## **Utah DUI Defense**

## **The DWI Trial Notebook**

Presents a general examination of the law as it applies to drunk driving, discussing the elements of the drunk driving offense and the scope of the problem, blood alcohol concentration levels and testing, applicable laws for young drivers, victims' rights, and the penalties for conviction.

## **Judicial Division Record**

## Arizona DUI Defense

With legislative developments, the introduction of blood alcohol-testing techniques, and an increasingly harsh prosecutorial climate, mounting a successful DUI defense in Oklahoma is more difficult than ever. With our brand new Oklahoma DUI Defense: The Law and Practice, though, you are equipped with a powerful weapon. This book ensures that you understand the chemical, biological, and technological concepts and issues underlying DUI prosecution and defense, with Oklahoma-specific advice that you couldn't get from any other book. Authors Bruce Edge and John Hunsucker—in collaboration with James Nesci—provide the most authoritative book on defending DUI cases in Oklahoma. In 2006, Bruce and John were the first and only two Oklahoma DUI lawyers selected as Super Lawyers. Their opinions are sought after by other attorneys throughout the United States regarding DUI defense. Many practical tools and applications designed to streamline and simplify the complex DUI defense process are available on a bonus CD-ROM—so you can locate, review and print them out in a matter of seconds. Among this bonus material are DRE and NHSTA student and instructor manuals, and numerous validation studies. Topics Include: Advertising Client Relations DUI and the Oklahoma Motor Vehicle Division Pre-trial Investigations Pre-trial Motions Practice Plea Offers and Agreements DUI Trial Procedures DUI Investigations, Driving & Field Sobriety Testing Drug Recognition Evaluation Chemical Testing Blood Alcohol Calculations Expert Witnesses Resources Oklahoma Case Law CD-ROM topics include: USDOT “Drugs That Impair Driving” manual “DUI Mandatory Sentencing Chart” USDOT “DWI Detection and Standardized Field Sobriety Testing” manual USDOT “SFST Refresher Training Course” manual Oklahoma rules Jury instructions NHTSA “The Detection of DWI Motorcyclists” brochure NHTSA visual detection (videos)

## West's federal supplement. Second series

For even the most seasoned attorney admitted to practice in the State of Utah, defending DUI cases has always presented special challenges. Today mounting a successful defense is more difficult than ever. Now you have the advantage with Utah DUI Defense: The Law and Practice. This text and supplementary DVD contains the most important information to help you attain a successful verdict. Written by Glen Neeley, James Nesci, and Jason Schatz, all board-certified members of the National College for DUI Defense, Utah DUI Defense: The Law and Practice ensures that you understand the chemical, biological and technological concepts and issues underlying DUI prosecution and defense in the State of Utah. The authors provide the most up-to-date information available on key areas of DUI law in Utah including: DUI Investigations, Driving and Field Sobriety Testing, Drug Recognition, Evaluation and Chemical Testing, Blood Alcohol Calculations, Pre-trial Investigations and Motions, Practice, Plea Offers and Agreements, DWI Trial Procedures, and more. Many practical tools and applications designed to streamline and simplify the complex DUI defense process have been developed along with this book. They are all included on a bonus DVD--so you can locate, review and print them out in a matter of seconds. The companion DVD contains NHTSA studies, articles and visual detection videos, as well as expanded sections on Utah law and procedure. Book Topics Include: \* Types of DUI \* Role of the Motor Vehicle Division \* Pre-trial investigation \* DWI investigations \* Driving behavior \*

Field sobriety testing \* Drug recognition \* Chemical testing for alcohol and drugs \* Blood alcohol calculations \* Use of expert witnesses \* Pre-trial motions \* Plea offers \* Revised sentencing charts \* DUI jury trial information \* Client relations \* Ethics and advertising \* Utah Rules of Evidence

## **Achieving Traffic Safety Goals in the United States**

Now available in paperback, this updated new edition summarizes the latest developments in cognitive neuroscience related to rehabilitation, reviews the principles of successful interventions and synthesizes new findings about the rehabilitation of cognitive changes in a variety of populations. With greatly expanded sections on treatment and the role of imaging, it provides a comprehensive reference for those interested in the science, as well as including the most up-to-date information for the practising clinician. It provides clear and practical guidance on why cognitive rehabilitation may or may not work. How to use imaging methods to evaluate the efficacy of interventions. What personal and external factors impact rehabilitation success. How biological and psychopharmacological changes can be understood and treated. How to treat different disorders of language and memory, and where the field is going in research and clinical application.

## **Texas DWI Defense**

## **West's Hawaii reports**

## **Cognitive Neurorehabilitation**

## **Principles and Techniques of Drug Recognition Expert Training. The DRE Instructor Training School Teacher-trainer Manual**

The 2018 revision of California Drunk Driving Law discusses important developments in California case law and statutes, including the state's new Pre-Trial Diversion Program; attempts to reform the state's cash bail system; the permissibility of pretextual stops; chemical and bodily fluid sample tests in the wake of *Birchfield v. North Dakota* (2016); the use of and reliance on the Internet by experts; the collection and storage of DNA; ignition interlock device (IID) requirements; and mandatory minimum sentences. The authors have also made substantial additions to these sections: CHAPTER 1: DRUNK DRIVING OFFENSES §1:21.6.1(a) "Accomplice" Defense To GBI CHAPTER 2: ADDITIONAL CHARGES §2:84 Evading a Pursuing Peace Officer §2:85 Assaulting, Resisting, Delaying, or Obstruction of Peace Officer in Discharge of Duty CHAPTER 3: ARRAIGNMENT AND PRETRIAL MATTERS §3:22 Failure to Appear, Bail, O.R. and Conditions CHAPTER 7: SEARCH AND SEIZURE §7:20 Detention Issues—Basis to Detain §7:20.2 Prolonged Detention §7:20.4 Pretextual Stops Permissible §7:60 Search Issues §7:61 Request to Search §7:62 Probation and Parole Searches §7:63 Search Incident to Arrest in General §7:66 Chemical Test Sample Without Warrant §7:70 DMV Records Search

§7:71 Cell Phones and Computer Devices §7:72 Inventory Searches §7:73 Warrantless Seizures of Crash Data Recorders §7:74 Mandatory DNA Collection for Felony Arrestees §7:76 Testing of Saliva Left on a PAS Mouthpiece for DNA §7:77 Entry of Dwelling Without a Warrant CHAPTER 10: PUNISHMENT §10:94.5 Hearsay at Probation Violation Hearings (SCRAM & GPS) §10:124 Request For Expungement of DNA Profile From Databank §10:125 Sealing Arrest Record Under the "CARE" Act CHAPTER 11: DMV PROCEEDINGS §11:142.4.11 Refusing a Blood Test After Birchfield CHAPTER 12: CRIMINAL APPEALS AND CIVIL WRITS §12:19.9 Wrongfully Convicted Defendants Entitled To Refund of Fines, Assessments, and Restitution Payments §12:19.10 Sanctions A Possibility For Frivolous Appeals Filed By Private Counsel CHAPTER 14: RESTITUTION §14:34.6 Restitution For Loss of Value v. Costs of Repair AND MORE!

## **Utah DUI Defense**

Alcohol-impaired driving is an important health and social issue as it remains a major risk to Americans' health today, surpassing deaths per year of certain cancers, HIV/AIDS, and drownings, among others, and contributing to long-term disabilities from head and spinal injuries. Progress has been made over the past decades towards reducing these trends, but that progress has been incremental and has stagnated more recently. Getting to Zero Alcohol-Impaired Driving Fatalities examines which interventions (programs, systems, and policies) are most promising to prevent injuries and death from alcohol-impaired driving, the barriers to action and approaches to overcome them, and which interventions need to be changed or adopted. This report makes broad-reaching recommendations that will serve as a blueprint for the nation to accelerate the progress in reducing alcohol-impaired driving fatalities.

## **Development of a Standardized Field Sobriety Test (SFST) Training Management System**

## **Drunk Driving Defense**

CHAPTER 1 PRE-TRIAL DISCOVERY AND MOTION PRACTICE Three new motions to suppress FST evidence: Motion to Suppress FST Evidence - Lack of Relevance, §1:82 Motion to Suppress FST Evidence - Lack of Strict Compliance with NHTSA Standardization, §1:83 Motion to Suppress Refusal of FSTs, §1:84 NEW CHAPTER 2A JURY SELECTION: A STORYTELLER'S APPROACH This method of "collaborative" jury selection offers a way to find the jurors who are on your side and inspire other jurors to move to your side, right from the start. With it, you can get jurors to: Internalize the presumption of innocence. §2A:21 Agree to be unfair and partial. §2A:22 Internalize proof beyond a reasonable doubt. §2A:23 Understand the meaning of beyond a reasonable doubt. §2A:24 Like you and willingly reveal their biases. §2A:25 Understand why the Defendant is not testifying and not hold it against her. §2A:26 Describe good driving so you can later connect their descriptions with your client's driving. §2A:27 Doubt breath/blood testing accuracy. §2A:28 CHAPTER 4 CROSS-EXAMINATION "Baby stepping" a cop into saying your client is sober. Here's an outline with sample questions for tying an officer to the

police report. The goal is to establish right away that if it happened, it's in the report. If it's not in there, it didn't happen. §4:04 A strategy for winning refusal cases without the defendant's testimony. Common wisdom is that when your client refuses to provide a breath sample, the jury needs to hear from him. Instead, try this refusal strategy that has worked so well for the author that he has lost only two refusal trials in 10 years. §4:49 CHAPTER 7 CLOSING ARGUMENTS Seven slides for combining the "baby stepping" portion of the officer's cross examination with burden of proof arguments, §7:114 Eleven slides on burden of proof and reasonable doubt. §7:01 CHAPTER 9 DRIVING UNDER THE INFLUENCE OF DRUGS Marijuana DUIs. Focusing on the pre-arrest investigation portions of a marijuana DUI, the author shows you how to use the NHSTA manuals and the lack of quality studies correlating marijuana consumption with driving impairment to challenge the prosecutor's case. §§9:60-9:64

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