

CURRICULUM VITAE
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BIOGRAPHICAL SKETCH

For 8 years I practiced law in Columbus, Ohio before moving to Somerset, Kentucky, where I practiced for another 15 years. By the time I left Somerset, I limited my practice to criminal defense in the state and federal courts. In 2005, I left that very successful private practice to take a position with the Minnesota Public Defender system and in 2008 left that position to form the consulting company that I now run. Upon moving back to Kentucky in 2008, I've continued to run *Persuasion Consultants* and handle private criminal defense matters. April 1, 2010 will see the opening of the law firm of Stanziano & Catron which will have offices in Somerset and Columbia, Kentucky.

I have a Bachelor of Arts degree (Economics) from the Ohio State University (1979) and a Juris Doctorate from the University of Louisville (1982).

I am a past-president (1998-1999), and a Life Member, of the Kentucky Association of Criminal Defense Lawyers (KACDL), and I continue to serve on the Board of Directors. I am also a member of the National Association of Criminal Defense Lawyers (NACDL). For my contributions to the practice of criminal defense law in Kentucky, I was awarded the *Frank E. Haddad, Jr. Award*, by the KACDL, in 2000. This award is the KACDL's highest honor and I am the organization's youngest recipient of this prestigious award.

I serve as a faculty member at the Kentucky Department of Public Advocacy's *Litigation Persuasion Institute* and the National Defender Association's *Defender Advocacy Institute*. Additionally, I have served on the faculty of several other state public defender trial advocacy institutes over the years (Indiana, West Virginia, Nevada, and Minnesota).

I have been and continue to be trial counsel in a number of “high profile,” as well as death penalty or other homicide, cases throughout Kentucky and various cases of intense local interest in the Lake Cumberland Region of south-central Kentucky..

I am a disciple of Herb Stern's "Trying Cases to Win" trial methodology, a student of the life and career of the great Earl Rogers, and a fan of the greatest criminal law “hacks” in literary history, Perry Mason (whose character was modelled after Rogers) and Horace Rumpole.

UNIVERSITY EDUCATION

1975-1979	The Ohio State University, Columbus, Ohio Degree: Bachelor of Arts in Economics
1979-1982	The University of Louisville, Louisville Kentucky Brandeis School of Law Degree: Juris Doctor

BAR ADMISSIONS

1982	Ohio Bar
1990	Kentucky Bar
1983	United States District Court for the Southern District of Ohio
1984	United States District Court for the Northern District of Ohio
1985	Admitted <i>pro hoc vice</i> in Texas (Fort Worth County) and Maryland (Prince Georges County)
1990	United States District Court for the Eastern District of Kentucky
1990	United States Court of Appeals for the Sixth Circuit
1997	United States District Court for the Western District of Kentucky
1998	Unites States Supreme Court
2003	Admitted <i>pro hoc vice</i> in United States District Court for the Southern District of Florida, Miami
2005	Temporary Admission to the practice of law granted by the Minnesota Board of Bar Examiners. (15-month license to practice public defense law pending approval of my application for permanent admission)

2006

Minnesota Bar

PROFESSIONAL ORGANIZATIONS

Ohio Bar Association--1982 to present

Kentucky Bar Association--1990 to present

National Association of Criminal Defense Lawyers

Kentucky Association of Criminal Defense Lawyers--1992 to present; Life Member; Director, 1996-1999; President, 1998-1999; Board member, *ex officio*, 1999-present; Education Committee: member, 1999-2005, Chair, 2001-2002; Legislative Committee: Member 2005.

Minnesota Association of Criminal Defense Lawyers--2005 to 2008

Kentucky Criminal Justice Council--Member representing KACDL, 1998-1999; Penal Code/Sentencing Committee member, 1998-2000; Alternatives to Incarceration Committee member, 1999-2000.

Kentucky Bar Association--Pro Bono Committee 1994-1995

American Trial Lawyers Association--1983-1995

Kentucky Academy of Trial Attorneys--1993-1995

American College of Barristers--Senior Counsel Member, 2001 to present

AWARDS

Kentucky Association of Criminal Defense Lawyers *Frank E. Haddad, Jr. Award* (For contributions to the practice of criminal law in Kentucky)--2000

Kentucky Association of Criminal Defense Lawyers *Board of Directors Award*: "Kentucky Criminal Defense Lawyer of the Year"--1997

Kentucky Bar Association Legal Education Award--1994-present

Kentucky Bar Association Donated Legal Services Award--1994-present

SEMINARS--presenter or on faculty

- 1993 Kentucky Bar Association
Law Update 1993--presented 8 lectures throughout Kentucky
Search and Seizure Law-new developments
- 1994 National Child Abuse Defense and Resource Center
3rd Annual Conference Cleveland, Ohio
Discovery issues in child sex abuse cases
- 1995 Kentucky Bar Association
Law Update 1995
Evidence Law update
- 1996 Kentucky Association of Criminal Defense Lawyers
10th Annual Seminar & Conference, Covington, Kentucky
Child Sexual Abuse Defense and Taint hearings
- 1996 Kentucky Department of Public Advocacy
24th Annual Conference, Lexington, Kentucky
Child Sex Abuse Defense--issues and advocacy
- 1996 Kentucky Department of Public Advocacy
16th Trial Practice Institute
Faculty member
- 1997 Kentucky Department of Public Advocacy 25th Annual Conference,
Lexington, Kentucky Evidence issues in Child Sex Abuse cases, Taint
hearings, and case analysis
- 1997 National Legal Aid and Defender Association
Defending Sex Cases, Quinnipiac College School of Law
Hamden, Connecticut
Investigation of Sex Cases; Obtaining, Using and Cross-examining Experts;
Treatment Issues
- 1997 Kentucky Department of Public Advocacy
8th Death Penalty Trial Practice Institute
Faculty member
- 1997 Kentucky Association of Criminal Defense Lawyers
11th Annual Seminar & Conference
Direct examination
- 1997 Indiana Public Defender Commission
Trial Skills Institute
Faculty member

- 1997 Kentucky Association of Criminal Defense Lawyers
Annual Seminar, Covington, Kentucky
Opening Statements
- 1997 Indiana Public Defender Commission
Annual Seminar, Indianapolis, Indiana
Child Abuse Issues and Taint Hearings
- 1998 N.A.D.D.I. R_x Fraud and Forgeries Seminar
Eastern Kentucky University, Richmond, Kentucky
Department of Criminal Justice Training
Topic: Defense Issues
- 1998 Kentucky Department of Public Advocacy
26th Annual conference, Lexington, Kentucky
Changes child sexual abuse, laws, competent practice in child sex abuse cases,
direct examination, panel discussion on mental health issues.
- 1998 Kentucky Association of Criminal Defense Lawyers
12th Annual Seminar & Conference
Kentucky's Sex Offender Reporting Law
- 1998 Kentucky Department of Public Advocacy
17th Litigation Persuasion Institute
Faculty member
- 1999 Kentucky Department of Public Advocacy 27th Annual Conference
Louisville, Kentucky
- 1999 Northern Kentucky Bar Association Annual DUI Seminar,
Covington, Kentucky
Strategies in Defending Homicides and Other Felonies
- 1999 Kentucky Department of Public Advocacy
18th Litigation Persuasion Institute
Faculty Member: Presenter on topics of Fundamentals of Defending Child Sex
Abuse Cases and Medical Examinations in Child Sex Abuse Cases
- 1999 Kentucky Association of Criminal Defense Lawyers
13th Annual Seminar & Conference, Louisville, Kentucky
Standing on the Edge of Tomorrow: Preparing for the Next "Hundred Years'
War"
- 2000 Kentucky Association of Criminal Defense Lawyers
Defense Strategies and Ethics for the Year 2000
"Ethics and Your Client After the 2000 Legislative Session."

- 2000 National Legal Aid and Defender Association
Defender Advocacy Institute
Dayton, Ohio
Faculty member
- 2000 Kentucky Department of Public Advocacy 28th Annual Conference
Covington, Kentucky
“Questioning the Child Witness”
- 2000 Northern Kentucky Bar Association Annual DUI Seminar
Covington, Kentucky
“Ethics and the Criminal Law Challenge: Are you Lawyering or Ushering?”
- 2000 El Paso (Tx.) Public Defenders Office
Technical Issues on Sexual Assault and Minimum Standards for Indigent
Defense
El Paso, Texas
“Interviewing Children and Taint Issues”
- 2000 National Child Abuse Defense and Resource Center
Annual Conference
Kansas City, Missouri
“Storytelling”
- 2000 Kentucky Department of Public Advocacy
9th Death Penalty Persuasion Institute
Faculty Member
- 2000 Kentucky Association of Criminal Defense Lawyers
Annual Conference—*Into the Lion’s Den: Saving Daniel by Silencing the
Lion’s Who Would Devour Him*
Covington, Kentucky
“Little Simba Can be a Killer, Too: Instincts and Learned Behavior”
(Cross-examining a child in a child sex abuse case)
- 2000 Kentucky Bar Association
Update 2000
Somerset, Kentucky
“DUI: Recent Legislative Changes and Practical Implications”
- 2001 Leadership Glasgow/Barren County
Law and Justice Day 2001
The Court System: “Kentucky’s DUI Law”
- 2001 National Legal Aid and Defender Association
Defender Advocacy Institute
Dayton, Ohio

- Faculty Member and Lecture/Demonstration on Principles of Cross-Examination
- 2001 Kentucky Department of Public Advocacy
19th Litigation Persuasion Institute
Faculty Member: Presenter on topics of Cross-examination
- 2001 Kentucky Association of Criminal Defense Lawyers
Annual Conference—*Experts: Experience and Expectations*
Louisville, Kentucky
“Using the Criminal Rules and the Evidence Code to Aid in the Presentation of Your Expert Testimony”
- 2002 National Legal Aid and Defender Association
Defender Advocacy Institute
Dayton, Ohio
Faculty Member and Lecture/Demonstration on Principles of Direct-Examination
- 2002 Kentucky Bar Association
Annual Convention—Covington, Kentucky
Member of KACDL Mock Trial Team—Cross examination
- 2002 West Virginia Public Defender’s Office
Litigation Skills Conference/Annual Conference
Canaan Valley Resort, West Virginia
Cross-examination of the Child Witness and Taint Hearings
- 2002 Kentucky Department of Public Advocacy
20th Litigation Persuasion Institute
Faculty Member: Worked in small groups with new(er) attorneys
- 2002 Kentucky Bar Association
New Attorney Training
Somerset, Kentucky
Investigating and Developing Your Case: The Attorney’s Responsibility in Commencing Litigation
- 2003 West Virginia Public Defender’s Conference on
“Issues in Sexual Assault Litigation”
Cross-examination of Children and Taint Hearings
Morgantown, West Virginia
April 11, 2003
- 2003 National Legal Aid and Defender Association
Defender Advocacy Institute

- Dayton, Ohio, June 2003
 Faculty Member and Lecture/Demonstration on Opening Statement
 2004 Las Vegas Public Defender Association
 Trial Advocacy Program
 Faculty Member and Lecture/Demonstration on Principles of Voir Dire
- 2004 National Legal Aid and Defender Association
 Defender Advocacy Institute
 Dayton, Ohio, June 2004
 Faculty Member and Lecture/Demonstration on Direct Examination
- 2004 Kentucky Office of Public Advocacy
 Annual Seminar
 Presentations on Cross-Examination of Child Witnesses and Evidence
- 2004 Kentucky Department of Public Advocacy
 21st Litigation Persuasion Institute
 Faculty Member: Worked in small groups with new attorneys
 and demonstrated Opening Statement Techniques
- 2004 Kentucky Association of Criminal Defense Lawyers
 Annual Conference–Elizabeth, Indiana
 Viability of the Federal Sentencing Guidelines in light of the *Booker* and
Fanfan cases before the US Supreme Court
 November 5, 2004
- 2005 Indiana Public Defender Council
 “*Defending Child Molest Cases: The Pendulum is Swinging*”
 Indianapolis, Indiana February 25, 2005
 Lessons from an Actual Cross Examination of an Alleged Victim
 Panel Discussion on Motion Practice and Strategy
- 2005 Kentucky Office of Public Advocacy
 1st Post-Conviction Litigation Institute
 Small group work and presentation on Cross-Examination
- 2005 National Legal Aid and Defender Association
 Defender Advocacy Institute
 Dayton, Ohio, June 2005
 Faculty Member and Lecture/Demonstration on Opening Statement
- 2005 Minnesota Public Defender Annual Conference
 Cragun’s Resport–September 2005
 Taint Hearings in Child Sex Abuse cases
- 2005 Kentucky Department of Public Advocacy
 22nd Litigation Persuasion Institute

- October 2005
Faculty Member: Worked in small groups with new attorneys
- 2005 Kentucky Association of Criminal Defense Lawyers
Annual Conference–Elizabeth, Indiana
Voir Dire
November 18, 2005
- 2006 National Defender Association
Defender Advocacy Institute
Dayton, Ohio, June 2006
Faculty Member and Lecture/Demonstration on Cross-Examination
- 2006 Minnesota Public Defender
Trial School
St. Thomas Law School
Faculty Member and Lecture/Demonstration on Cross-Examination
- 2007 National Defender Association
Defender Advocacy Institute
Dayton, Ohio, June 2007
Faculty Member and Lecture/Demonstration on Direct Examination
- 2007 Kentucky Department of Public Advocacy
24th Litigation Persuasion Institute
October 2007
Faculty Member: Worked in small groups with attorneys handling sexual offense cases. Lectures on Handling Sex Offenses “101” and Advanced Cross-Examination.
- Also, developed one of the case problems – *Commonwealth vs Donnie Becker Fagan*© – for the Advanced/Sex Offenses track.
- 2007 Kentucky Association of Criminal Defense Lawyers
Annual Conference-Elizabeth, Indiana
November 16, 2007
The Gambler and Other Archetypes: Synchronizing Your Client’s Story to the Universal Stories in Jurors’ Heads.
- 2008 National Defender Association
Defender Advocacy Institute
Dayton, Ohio, June 2008
Faculty Member and Lecture/Demonstration on Storytelling
- 2008 Kentucky Department of Public Advocacy
25th Litigation Persuasion Institute
October 2008

- Faculty Member: Worked in small groups with attorneys handling sexual offense cases.
- 2009 Hamilton County Public Defender
Pre-Trial Investigation Training
Cincinnati, Ohio; March 4-5, 2009
Faculty Member: Worked in small groups and presented on *Forming an Investigation Plan*
- 2009 National Defender Association
Defender Advocacy Institute
Dayton, Ohio, June 2009
Faculty Member: Worked in small groups and presented on *Impeachment*
- 2009 West Virginia Public Defender
1st Trial Advocacy Conference
Charleston, West Virginia
Faculty Member: Worked in small groups and presented on *Cross-Examination and Impeachment*.
- 2010 Jun National Defender Association
Defender Advocacy Institute
Dayton, Ohio, June 2010
Faculty Member: Worked in small groups and presented on *Direct Examination*
- 2010 Jun Kentucky Department of Public Advocacy
Annual Conference
June 17, 2010, Covington, Kentucky
Presentations on *Cross-Examination of Children and Handling CSA cases*
- 2010 Jun West Virginia Public Defender Services
2010 Public Defender Annual Conference
June 18, 2010, Charleston, West Virginia
Presentations on *Handling Hostile Witnesses and Using and Defending Against Other Acts Evidence*

PUBLICATIONS AND PAPERS

- 1994 “*Innovative Discovery vs Assumptions: The dual process of effecting systemic change while building a defense in a child sex abuse case,*”
[Prepared for and presented at National Child Abuse Defense and Resource Center, 3rd Annual Conference Cleveland, Ohio, 1994 (Paper updated in 1997)]

- 1998 *"From Myths to Fact: Discovery as an Agent of Change in Child Sex Abuse Cases,"* National Legal Aid and Defender Association *Indigent Defense*, Vol. 2, No. 1, Jan/Feb 1998, pp. 3-5
- 1998 *"Taint Hearings: Looking for Reliability Amidst Incompetence while Searching for the 'Truth',"* The Advocate, Vol. 20, No. 3, (May 1998)
- 1999 *"Crime Me a River: Strategies for Defending the Inebriated,"*
[Prepared for and presented at North Kentucky Bar Association DUI Seminar, May 14, 1999.]
- 1999 *"An Express Train for Child Sex Abuse Cases: What All Defenders Should Have Read and Know,"* The Advocate, Vol. 21, No. 5, (September, 1999); [Presented at Kentucky Department of Public Advocacy's 18th Litigation Persuasion Institute, October 5, 1999, Faubush, Kentucky.]
- 1999 *"False Positives: Medical Findings Not Pathognomonic for Abuse;"*
[Presented at the Kentucky Department of Public Advocacy's 18th Litigation Persuasion Institute, October 6, 1999, Faubush, Kentucky.]
- 2002 *"Politicizing the Kentucky Rules of Evidence": A Position Paper by the Kentucky Association of Criminal Defense Lawyers, in Opposition to the Kentucky Supreme Court's Proposal to Add Evidence Rules 413, 414 and 415.*
[Presented to the Kentucky Supreme Court on June 12, 2002 at the Annual Meeting of the Kentucky Bar Association.]
- 2004 *Telling your Client's Story in a Persuasive Way through Opening: A Primer*
The Advocate, Vol. 26, No. 4, (July 2004); [First presented at the National Legal Aid and Defender Association Trial Advocacy Program in Dayton, Ohio, June 2004.]
- 2007 *"Building a Better Bombshell: Are You Mixing the Ingredients of Your Story Correctly?"* The Advocate, Vol. 29, No. 4, (September 2007).

NOTABLE APPELLATE DECISIONS:

I was both trial and appellate counsel in several cases that have "made law" in Kentucky.

1. *Anderson v Commonwealth*, Ky., 864 S.W.2d 909 (1993)
2. *Stringer v Commonwealth*, Ky., 956 S.W.2d 883 (1997)
3. *Baker v Commonwealth*, Ky. App. 11 S.W.3d 585 (2000)
4. *Gosser v Commonwealth*, Ky., 31 S.W.3d 897 (2000).

LAW-RELATED COMMUNITY SERVICE

Judge Minnesota State Bar Association
 High School Mock Trial Program
 2007

 Association of Trial Lawyers of America
 Annual Law School Mock Trial Competition
 1984, 1994-1997, 1999

 Kentucky Bar Association/Eastern Kentucky Univ.
 College Mock Trial–Regional Competition
 2008

Author Pulaski News Journal (weekly paper)
 Weekly column entitled *In Defense*
 Various Legal Topics
 1997

Adjunct
Professor Somerset Community College 2000-2004
 Course(s) taught: BE 267 – Business Law