

THE
2024 CONTINUING LEGAL EDUCATION AND TRAINING
PROGRAM

of the

UNITED STATES COURT OF APPEALS
FOR THE ARMED FORCES



May 15-16, 2024

Schedule of Events

2024 CONTINUING LEGAL EDUCATION AND TRAINING PROGRAM
U.S. Court of Appeals for the Armed Forces

Wednesday, May 15, 2024

- 7:30 a.m. *Registration***
- 7:55 a.m. *Welcoming Remarks***
The Honorable Kevin A. Ohlson, Chief Judge, U.S. Court of Appeals for the Armed Forces
- 8:00 a.m. *To Hate and Kill: War Crimes and the Limits of Military Justice in the U.S. Army in the Second World War***
Dr. Benjamin M. Schneider, Assistant Professor, Department of Military History, U.S. Army Command and General Staff College
- 9:00 a.m. *Jurisdiction Options for Adjudicating the Russian Crime of Aggression in Invading Ukraine***
Mr. Robert Monahan, Captain, JAGC, U.S. Navy (Retired); Commissioner to the Honorable Kevin A. Ohlson, U.S. Court of Appeals for the Armed Forces, and Ms. Deborah S. Mayer, Captain, JAGC, U.S. Navy (Retired); Former Prosecutor, Special Prosecutor's Office, Kosovo Specialist Chambers
- 10:00 a.m. *Break***
- 10:10 a.m. *Military Sentencing Under a New Paradigm: Parameter and Criteria Offenses***
Captain Stephen C. Reyes, JAGC, USN, Chief Trial Judge, Navy-Marine Corps Trial Judiciary, and Chair, Sentencing Parameter and Criteria Board
- 11:10 a.m. *Break***
- 11:20 a.m. *DoD Use of CODIS: Overbroad, Misuse, or Necessary Law?***
Lieutenant Colonel Christopher Goewert, U.S. Air Force, and Major Ryan Farrell, Trial Attorney, Federal Defenders of Eastern Washington and Idaho; California Air National Guard
- 12:20 p.m. *Lunch***
- 1:20 p.m. *Normative Words and the Fundamental Limits of Rape Law Reform***
Professor Eric R. Carpenter, Professor of Law, Florida International University
- 2:20 p.m. *Break***
- 2:25 p.m. *Confrontation and Multiple Analysts***
Professor Paul F. Rothstein, Carmack Waterhouse Professor of Law, Georgetown Law, and Adjunct Professor Ronald J. Coleman, Georgetown Law, Visiting Fellow, Information Society Project, Yale Law School

3:25 p.m. *Break*

3:30 p.m. *Corpus Linguistics as an Interpretative Tool*

Professor Jennifer Mascott, Assistant Professor of Law, Antonin Scalia Law School; Co-Executive Director, The C. Boyden Gray Center for the Study of the Administrative State

4:30 p.m. *Adjournment/Evaluations*

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U.S. Court of Appeals for the Armed Forces

Thursday, May 16, 2024

- 8:00 a.m.** ***How the United States Government Handles American Citizens in Combat Zones***
Lieutenant Colonel Caitlin Chiaramonte, United States Army; Academy Professor, United States Military Academy West Point, and Lieutenant Colonel Marc Zelnick, United States Army; Deputy Staff Judge Advocate, 21st Theatre Sustainment Command
- 9:00 a.m.** ***Break***
- 9:10 a.m.** ***The Evolving Legal Landscape of Image-Based Sexual Abuse***
Dr. Mary Ann Franks, Eugene L. and Barbara A. Bernard Professor in Intellectual Property, Technology, and Civil Rights Law at George Washington Law School; President and Legislative and Tech Policy Director of the Cyber Civil Rights Initiative
- 10:10 a.m.** ***Break***
- 10:20 a.m.** ***A New Era of Military Justice***
The Honorable Caroline D. Krass, General Counsel of the Department of Defense
- 11:20 a.m.** ***Veterans and Servicemembers Clinic***
Mr. Tim MacArthur and Ms. Leigh Winstead
- 11:30 a.m.** ***Presentation of Awards for Appellate Advocacy***
The Judge Advocates Association
- 11:40 a.m.** ***Lunch***
- 12:40 p.m.** ***Who Sits in Judgment? Exploring the Race, Ethnicity, and Gender of Military Panels***
Ms. Martha Bashford, Manhattan District Attorney's Office, (Retired); Fellow, American Academy of Forensic Sciences and American College of Trial Lawyers, Dr. William Wells, Department of Criminal Justice and Criminology, Sam Houston State University; Criminologist, Defense Advisory Committee on the Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces, and Kate Tagert, Attorney-advisor, Defense Advisory Committee on the Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces
- 1:40 p.m.** ***Break***
- 1:50 p.m.** ***Ethics of Using Artificial Intelligence in Litigation***
The Honorable Martin Mitchell, Veterans Law Judge, Board of Veterans' Appeals

2:50 p.m. *Break*

3:00 p.m. *Ethics of Gifts to Judges and Financial Disclosures*
The Honorable Martin Mitchell, Veterans Law Judge, Board of Veterans'
Appeals

4:00 p.m. *Adjournment/Evaluations*