



UNITED STATES DISTRICT COURT FOR THE DISTRICT OF IDAHO
 IDAHO STATE JUDICIARY
 UNIVERSITY OF IDAHO COLLEGE OF LAW
 IDAHO ATTORNEYS FOR CIVIC EDUCATION

2024 IDAHO TEACHERS’ INSTITUTE ON LAW-RELATED CIVIC EDUCATION
 June 13-14, 2024

***SAFEGUARDING THE RULE OF LAW
 WITH INDEPENDENT AND IMPARTIAL COURTS***

AGENDA & PROGRAM OUTLINE

A list of questions for the workshops conducted by the master teachers is attached.

Day One – Thursday, June 13, 2024

Idaho Supreme Court, 451 W State St., Lincoln Conference Room (Basement), Boise, Idaho

Time	Topic
7:45 to 8:00 a.m.	Registration Sign-in and administration. Morning beverages provided (breakfast on your own).
8:00 to 8:25 a.m.	Opening Session <ul style="list-style-type: none"> • Welcoming remarks <ul style="list-style-type: none"> ○ On behalf of Idaho’s state judiciary: Hon. G. Richard Bevan, Chief Justice, Idaho Supreme Court ○ On behalf of Idaho’s federal judiciary: Hon. David C. Nye, Chief Judge, U.S. District Court, District of Idaho ○ On behalf of the University of Idaho College of Law: Aviva Abramovsky, Dean ○ On behalf of Attorneys for Civic Education (ACE): Gabriel Arroyo, Co-Chair
8:25 to 8:50 a.m.	Overview of the Institute

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- Venue and program information, professional development/continuing education credit: Katherine (Katie) Ball, Clinical Professor, College of Law
 - Curriculum design, pedagogy, and objectives: Russ Heller, educational services supervisor for K-12 history and social sciences, Boise School District (retired)
 - Introduction of master teachers: Peggy Godby, Mark Boatman, Kyle McMorrow, Colton Orr, and Amy Alfredson
 - Teacher/attendee self-introductions

8:50 to 9:40 a.m.

Topic 1: America’s Enduring Experiment; A Constitutional Republic Anchored by an Independent, Impartial Judiciary

- Distributing Power and Protecting Rights in Our Constitutional Republic
 - Donald Burnett, Professor Emeritus and past Dean, College Law
 - “Vertical” and “horizontal” dispersions of governmental power: preventing tyranny of the few over the many
 - Explicit recognition of rights: preventing tyranny of the many over the few
 - The “rule of law” v. the “law of rulers”
- Judicial independence and impartiality: America’s unique vision
 - “Checks and balances” and the true meaning of “judicial independence”
 - The imperative of judicial “impartiality” – even (and especially) in hyper-partisan times
 - Civil justice: Principled resolution of disputes
 - Criminal justice: A government that obeys the law while enforcing the law

9:40 to 9:55 a.m.

Break

9:55 to 10:50 a.m.

Topic 2: Distinctive Roles of Trial and Appellate Courts

- Hon. Molly J. Huskey, Judge, Idaho Court of Appeals
 - Trial and appellate court approaches to issues of law, fact, and discretion
 - The function of oral argument in appellate justice
 - Roles of the Court of Appeals and Supreme Court in Idaho’s state appellate system
 - Introduction to upcoming oral argument in the Idaho Supreme Court

10:45 to 11:10 a.m.

Break and proceed upstairs to courtroom to attend oral

	argument in person. Argument will begin promptly at 11:10 a.m.
11:10 a.m.	Oral Argument , Idaho Supreme Court <ul style="list-style-type: none"> • Roy v. IDHW, Case No. 50830
12:20 to 1:30 p.m.	Conversation with Supreme Court Justices & Lunch
1:30 to 2:30 p.m.	Workshop Discussion on Topics 1 & 2 <ul style="list-style-type: none"> • <i>Convened and facilitated by master teachers</i>
2:30 to 2:45 p.m.	Break and return to main conference room
2:45 to 3:50 p.m.	Topic 3: How Do Judges Understand, and Strive to Fulfill, Their Duties of Independence and Impartiality? <ul style="list-style-type: none"> • Making and Communicating Judicial Decisions <ul style="list-style-type: none"> ○ Donald Burnett, Professor Emeritus and past Dean, College of Law ○ Hon. Amanda K. Brailsford, District Judge, United States District Court, Idaho ○ Hon. Robyn Brody, Vice-Chief Justice, Idaho Supreme Court ○ Hon. David W. Gratton, Chief Judge, Idaho Court of Appeals
3:50 to 5:00 p.m.	Break & Workshop Discussion on Topic 3 <ul style="list-style-type: none"> • <i>Convened and facilitated by master teachers</i>

**Evening of Day One
June 13, 2024**

**Social Gathering and Reception (5:30 p.m.)
Presentation
(6:45 to 7:45 p.m.)**

University of Idaho College of Law
501 W. Front Street, Room 221, Boise, Idaho

Topic: The Fourteenth Amendment: History and Present-Day Application

Speakers: Benji Cover, Professor, University of Idaho College of Law; Emily MacMaster, MacMaster Law LLP; David Robins, Assistant United States Attorney, District of Idaho

Day Two – Friday, June 14, 2024
James A. McClure Federal Building and United States Courthouse
550 W. Fort Street, 4th Floor, Boise, Idaho

8:00 to 8:45 a.m.	Topic 4: Introduction to Federal Sentencing Guidelines and Sentencing Process <ul style="list-style-type: none">• Bennett Briggs, Career Law Clerk to the Hon. David C. Nye• Nate Hudson, Supervisory U.S. Probation Officer• Amy Tate, Courtroom Deputy to the Hon. Debora K. Grasham• Caitlyn O’Very, U.S. Probation Officer, District of Idaho
8:45 to 9:00 a.m.	Break and proceed to courtroom
9:00 to 10:00 a.m.	Federal Court Sentencing Hearing, Hon. David C. Nye <i>United States v. Tyson Greene Mitchell, 1:23-cr-194-DCN</i>
10:00 to 11:30 a.m.	Topic 5: Juries and Other Issues in Criminal Law <p>10:00 to 10:30 a.m. Cameras in the Courtroom</p> <ul style="list-style-type: none">• Hon. Steven Hippler, Administrative District Judge, Fourth Judicial District Court• Hon. B. Lynn Winmill, Senior District Judge, District of Idaho <p>10:30 to 11:30 a.m. The quest for impartial juries- <i>voir dire</i> exercise</p> <ul style="list-style-type: none">• Hon. B. Lynn Winmill, Senior District Judge, District of Idaho• Nicole Owens, Executive Director, Federal Defenders of Idaho• Darci Crane, Assistant United States Attorney, District of Idaho
11:30 to 11:55 a.m.	Break & Pick up Boxed Lunches
11:55 a.m.	Lunch with Brief Ceremony at 12: 20 p.m. (5 -10 min.) <ul style="list-style-type: none">• <i>Recognizing 2024 District of Idaho High School Civics Contest Winners</i>• United States Magistrate Judge Debora K. Grasham
12:30 to 1:30 p.m.	Workshop Discussion on Topics 4 & 5 <ul style="list-style-type: none">• <i>Convened and facilitated by master teachers</i>
1:30 to 1:45 p.m.	Break

1:45 to 2:30 p.m.	<p>Topic 6: The Media’s Role in Educating the Public About the Work of an Independent, Impartial Judiciary</p> <ul style="list-style-type: none"> • Nate Poppino, Court Communications Manager, Idaho Judicial Branch • Hon. Gregory W. Moeller, Justice, Idaho Supreme Court • Alex Brizee, Criminal Justice Reporter, the Idaho Statesman • Josh Hurwit, United States Attorney, District of Idaho
2:30 to 3:15 p.m.	<p>Topic 7: Judicial Review of Administrative Action</p> <ul style="list-style-type: none"> • Kolby Reddish, Smith + Malek
3:15 to 4:05 p.m.	<p>Workshop Discussion on Topics 6 & 7</p> <ul style="list-style-type: none"> • <i>Convened and facilitated by master teachers</i>
4:05 to 4:45 p.m.	<p>Summing up – Best Practices in Teaching Civic Education with a Focus on the Rule of Law and the Role of an Independent, Impartial Judiciary</p> <ul style="list-style-type: none"> • Master Teachers and Russ Heller <ul style="list-style-type: none"> ○ Panel discussion and interactive engagement between master teachers and teacher-participants
4:45 to 5:00 p.m.	<p>Administration and Adjournment</p> <ul style="list-style-type: none"> • Professor Katie Ball and Russ Heller <ul style="list-style-type: none"> ○ Completing teachers’ evaluations of the Institute ○ Reviewing the process for submission of materials to satisfy the requirements for one credit hour of professional development/continuing education ○ Awarding certificates of participation