

**PROGRAM OF EVENTS**

**PUBLIC DEFENDER SERVICES  
2025 INDIGENT DEFENSE ANNUAL CONFERENCE  
JUNE 4TH - 6TH**



**MORGANTOWN MARRIOTT AT WATERFRONT PLACE**

**2 WATERFRONT PLACE, MORGANTOWN, WV 26501**

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## GENERAL CONFERENCE INFORMATION

### MCLE Credits

The 2025 Public Defender Indigent Defense Annual Conference has been submitted to the MCLE Coordinator of the WV State Bar for CLE certification and has been approved for 12 hours of credit **including** 2 hours in ethics/ law office management. To ensure that you receive your credits, please make sure you sign in at the front table at the beginning of each day.

### Conference materials

All conference materials were provided electronically and are available for you to download from our website at <https://pds.wv.gov>

### Parking

One self parking access will be included in the room rate for all overnight guests only. Day guests must park in the parking garage and will be charged at the prevailing rate of the garage.

### Luncheon

The luncheon is available to everyone. We try to accommodate dietary differences with an array of reasonable options. In working with the hotel, there are limited menu items to choose from, and for that reason, please be aware that we may not be able to meet everyone's needs.

In the event you have an issue with the luncheon selection, please do not bother the hotel staff. The hotel staff cannot make any changes or modifications to what we have contracted with. Please plan accordingly.

### Check-out

Check out time is 12pm. If possible, the hotel suggests that on the day of departure that you check out before noon. Previously, we have provided you the time to check out as a courtesy. This year, we could not fit that time in the schedule. You will need to make your own arrangements to check out of your room on Friday.

### Out of state attorneys seeking MCLE credit from WV

Public Defender Services is a presumptive accredited provider in WV only. To receive credit for a WV CLE, each individual attorney must apply for approval through their perspective state. Please keep your program booklet and itinerary and ask for a "certificate of attendance" from the sign-in table out front before the end of the conference. You will need these documents to get approval. You may also be required to pay a processing fee to the State Bar. If you have any questions, or for specifics on the documents needed to obtain approval, contact your local State Bar in your state.

## 2025 CONFERENCE ITINERARY

### Wednesday, June 4, 2025

2:45 pm - 3:00 pm - Opening remarks

3:00 pm - 3:50 pm - **Spencer McInville & Kevin Witwer:** Digital Evidence in CSAM Cases: Do you really understand the evidence? [1.0 credits]

4:00 pm - 4:50 pm - **Roger Curry:** "Tell-The-Whole-Truth Negotiation and Other (Alleged) Arcane Insights" [1.0 credits]

5:00 pm - 7:00 pm - Chief Public Defender Meeting

### Thursday, June 5, 2024

8:00 am - 9:30 am - Breakfast

9:00 am - 9:50 am - **Matthew Brummond:** Update in the Law [1.0 credit]

10:00 am - 10:50am - **Trevor Friend:** Key Features of Westlaw Precision (Law Office management) [1.0 ethics credit]

11:00 am - 11:50 am - **Youth Defense Task Force - Teresa McCune, Ashley Batten, Mackenzie Munns & Jill Fox:** Crash Course in Representing a Child [1.0 credit]

[LUNCHEON] 12:00 pm - 1:50 pm

- 12:30 pm - 12:50 pm - Awards Ceremony
- 1:00 pm - 1:50 pm - **Speaker - Justice C. Haley Bunn:** A View from the Bench: Civility and the Practice of Law. [1.0 ethics credit]

2:00 pm - 3:50 pm - **Jeremy D. Hustead, M.D.:** The Neurobiology of Addiction: Understanding the Disease & Treatment of Substance Use Disorders [2.0 credits]    *\*10 min break at 2:50*

4:00 pm - 4:50 pm - **Jeff Stewart:** Excessive Use of Force & Juvenile [1.0 credit]

### Friday, June 6, 2024

8:00 am - 9:30 am - BREAKFAST

9:00 am - 9:50 am - **Gary Collias & Olivia Lee:** Preserving Error: Appellate Advocacy Begins with Trial Counsel [1.0 credit]

[BREAKOUT SESSION: 9:00 am - 9:50 am - **Jeff Stewart:** Youth Attorneys/Foster Care] [1.0 credit]

10:00 am - 10:50 am - **Ryan Donovan:** Writing Edits [1.0 credit]

[BREAKOUT SESSION: 10:00 am - 10:50 am - **Jamie Mesar w/ Abuse & Neglect Task Force:** Child Welfare 101] [1.0 credit]

11:00 am - 11:50 am - **Dave Pence:** Last Call!!! Defending DUI cases [1.0 credit]



**SPENCER MCINVILLE**

Spencer McInville is a Technical Lead with Envista Forensics in Morrisville, North Carolina. In this capacity, Spencer provides consulting and analytical services to defense attorneys, prosecutors, and plaintiff attorneys in Digital Forensics. I am a Certified Telecommunications Network Specialist (CTNS) and a Certified Wireless Analyst (CWA). I am also a Cellebrite Certified Operator (CCO) and a Cellebrite Certified Physical Analyst (CCPA). Spencer has extensive training and experience analyzing location data such as call detail records, global positioning data, mobile device forensics, mobile networks, wireless communications, and rendering opinions about these data types. Spencer has qualified and testified as an expert over 50 times in State and Federal Courts in the following states: California, Florida, Illinois, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, North Carolina, New Hampshire, New Jersey, Oklahoma, Pennsylvania, South Carolina, Texas, and Virginia. My expert testimony included historical cell site analysis, global positioning systems, Google location history, and mobile device forensics.



**ROGER D. CURRY, ESQ.**

Roger D. Curry graduated from WVU College of Law in 1978. Since then, he practiced for nearly 40 years in Fairmont, went to Barbour County as a prosecutor, had a brief and restless retirement in California, and came to the Second Circuit PDC as an assistant public defender. He is considered a leading authority on the Third Amendment.



**MATTHEW D. BRUMMOND, ESQ.**

Matthew Brummond is Lead Attorney for Public Defender Services' Appellate Advocacy Division. Matthew graduated from WVU College of Law in 2008, where he had been an active member of Public Interest Advocates.

Since graduating he has specialized in post-conviction work, representing indigent prisoners in habeas corpus proceedings in West Virginia circuit courts, petitions for appeal and extraordinary writs in the Supreme Court of Appeals of West Virginia, and petitions for certiorari to the Supreme Court of the United States.



**TREVOR FRIEND**

Trevor Friend graduated from Marymount University with a master's degree in legal administration and a Paralegal Certificate. Trevor has over two decades of experience working with our federal and state government customers at Thomson Reuters. Trevor is dedicated to educational excellence and assisting state and local government and courts customers to implement Thomson Reuters AI legal technologies that enhance their operations, improve efficiency, and support their critical work in an ever-changing landscape.





**TERESA MCCUNE, ESQ.**

Teresa McCune, 73, attended Marshall University and Antioch School of Law, a law school, which recruited students who wanted to practice public service. She was the Public Defender for the 30<sup>th</sup> Judicial Circuit (Mingo County, Southern West Virginia) for 29 years. Prior to that role, she worked for Appalachian Research and Defense Fund in Logan and Mingo Counties, WV, a Legal Services organization. She has represented people in 40+ homicide cases, as well many other charges, but her passion is for representing children in youth defense cases. As senior defender for the 30<sup>th</sup> Circuit in semi-retirement, she continues to handle youth cases for that office, as well as working with West Virginia Public Defender Services to provide training to youth defenders. She is a member of WV Public Defender Services Youth Defense Task Force. Her love for helping kids extends outside the courtroom, as she is also founder and director of On Track for College, a free program which aids students with college and scholarship applications.

During her career, Teresa has mentored over 40 interns, both undergraduate and law students, from schools as diverse as Harvard, Yale, University of Kentucky, Thomas M. Cooley, Ohio Northern, WVU, Marshall University and Appalachian School of Law. She also has served on several boards, including West Virginia State Bar Board of Directors, West Virginia Bar Foundation, Legal Aid of WV, and West Virginia Women Attorneys. Her charitable work includes serving as Board Chair of Christian Help of Mingo County, an organization at the epicenter of the opioid crisis in Kermit, West Virginia, which provides food and clothing, as well as many other services, to those in need. She is the recipient of multiple awards, among her favorites, Public Defender Services John A. (Jack) Rogers Award for Outstanding Leadership in Public Service, NACDL Champion of Justice, WV Executive Magazine Lawyers and Leaders, and the West Virginia State Bar Mentor of the Year Award. She has also received awards for community service including Williamson Woman's Club Clubwoman of the Year and King Coal Festival Humanitarian Award. Teresa is a mother to one son, Ryan McCune Donovan, also a lawyer, and two grandsons, Lincoln and Nolan Donovan.



**ASHLEY BATTEN, ESQ.**

Ashley M. Batten is an experienced Public Defender with a passion for Youth Defense in the Eastern Panhandle of West Virginia working with over 100 new Youth Defense cases per year since 2016 in both Berkeley and Morgan Counties. Along with her continuous work with kids in the Courtroom, she is also a founding and current member of the WV Public Defender Services' Youth Defense Task Force which addresses the statewide quality of representation of youth in Judicial Proceedings. Through her work with the Task Force she has advocated legislation advancing the rights of children, worked to obtain grants, developed curricula for the training of attorneys who represent children, and delivered CLE Classes on Youth Defense not only throughout the State of West Virginia but also at the National Level.

Chosen as the 2023 West Virginia Young Lawyer of the Year by the WV State Bar Young Lawyer Section for her work in Youth Defense, Ashley has also been voted as one of the Top 40 under 40 in the area of Law in WV, MD, and PA by Verstadig Media; chosen as a 2023 "Finest under 40" Recipient by Shepherd University Alumni Association; and recognized with awards for Excellence in Public Defense in the 23rd Judicial Circuit, and the WV Public Defender Services Statewide Award for Excellence in Criminal Defense Scholarship.

Outside of the Courtroom she is active in her community serving as the President of her Local Bar association since 2023, organizing donation drives for the children in her local Juvenile Detainment facilities, raising funds for charities via her participation in half-marathons, and coordinating with the local bar's charitable foundation to provide gifts for local children in foster care at Christmas.

She graduated from Shepherd University in 2011 and is a 2015 graduate of West Virginia University College of Law, where she worked with the WV Innocence Project.



**JUSTICE C. HALEY BUNN**

Justice C. Haley Bunn was appointed to the Supreme Court on April 6, 2022, by Governor Jim Justice, and took office on April 27, 2022. She was elected on May 14, 2024, to a 12-year term that began January 1, 2025.

She was born and raised in Oceana, Wyoming County. She is a 2007 honors graduate of West Virginia University. She graduated Order of the Coif and Order of Barristers from WVU College of Law in 2010.

She worked in private practice in Charleston from 2010 to 2012 and from 2019 until her appointment to the Supreme Court. She primarily practiced civil defense litigation, representing individuals and companies ranging from family businesses to large corporations.

From 2012 to 2019, she was an Assistant U.S. Attorney for the Southern District of West Virginia in the Criminal Division. Her focus as a prosecutor was on major drug distribution cases. In 2017, the U.S. Department of Justice selected her as one of twelve prosecutors in the country to serve in an Opioid Fraud and Abuse Detection Unit. The OFADU was dedicated to curtailing illegal diversion of prescription opioids and healthcare fraud related to the opioid crisis.

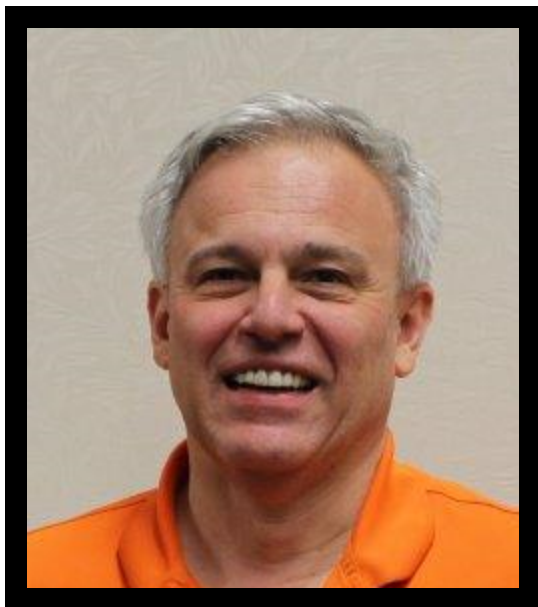
She is a member of the American Bar Association. She served on the board of the Bible Center School in Charleston, and she has volunteered with the Boy Scouts of America's Legal Explorers Program. She and her husband, Joseph Bunn, live in Charleston and have two children.



**DR. JEREMY D. HUSTEAD, M.D.**

Dr. Jeremy D. Hustead, M.D., serves as an Assistant Professor and the Medical Director of the Addiction Intensive Outpatient Program at WVU Medicine's Department of Behavioral Medicine & Psychiatry in Morgantown, West Virginia. Dr. Hustead is triple board certified in General Psychiatry, Addiction Medicine, and Addiction Psychiatry, having treated thousands of patients with psychiatric and substance use disorders in various outpatient, inpatient, and residential settings. Prior to joining the WVU faculty in 2020, he completed 4 years of General Psychiatry training there including serving as their Chief Resident. After residency graduation, he served as the first Addiction Psychiatry Fellow in program and West Virginia state history and is currently involved in training both Addiction Psychiatry and Addiction Medicine fellows at WVU and Marshall University.

Throughout his career, Dr. Hustead has maintained a keen interest in educating various audiences including other physicians, medical students, nurses, advanced practice providers, peer recovery specialists, and those in the criminal justice system. He has given over seventy formal lectures on various topics from medication assisted treatment of opioid use disorder to combating stigma in addiction treatment. He is currently serving as the President of the West Virginia Society of Addiction Medicine (WVSAM), the state chapter for the American Society of Addiction Medicine (ASAM). In the future, he plans to continue to advocate for effective substance use treatment and to help reduce the enormous amount of stigma that follows those with the disease of addiction.



**GARY A. COLLIAS, ESQ.**

Gary Collias holds a J.D. from West Virginia University College of Law and a B.A. in Political Science from Marshall University. Since graduation from law school he has focused on labor law, plaintiff's personal injury law, consumer bankruptcy, and federal and state criminal defense practice.

Gary was awarded the Southern District Criminal Justice Act Panel Attorney of the Year Award in 2016 and notably tried a six week long Federal death penalty case in Charleston in 2007 (U.S. v. Valeri Friend).

He has served as a member of the West Virginia State Election Commission and chaired the commission from 2016 to 2018.

Gary joined Public Defender Services in 2021.



**OLIVIA LEE, ESQ.**

Olivia Lee is a double Mountaineer with a Bachelor of Arts in Political Science and Juris Doctorate with an Area of Emphasis in Public Interest Law. While in law school, Olivia served as the president for the West Virginia Fund in the Law for Public Interest and Board Member of Public Interest Advocates. Olivia's prior experience involves abuse and neglect, family law, and ADA accommodations in mental health facilities and state jails and prisons. Olivia's practice focuses on the representation of indigent prisoners on direct appeal to the West Virginia Supreme Court of Appeals.



**RYAN DONOVAN, ESQ.**

From the trial of a controversial judicial election contest in southern West Virginia to a first-of-its kind class action trial in federal court, Ryan's practice is focused on preparing cases for a jury. When the fight continues, however, he has advocated for clients at the West Virginia Supreme Court and in federal Courts of Appeal. Most recently, he has expanded his practice to helping clients avoid litigation in the first place with battle-tested compliance strategies.

A native of Williamson, West Virginia, Ryan earned a degree in Government from Harvard University and his J.D., Order of the Coif, from the West Virginia University College of Law. Following law school, Ryan served as a law clerk to the Hon. Robert B. King of the U.S. Court of Appeals for the Fourth Circuit, and the Hon. John T. Copenhaver of the U.S. District Court for the Southern District of West Virginia.





**JAMIE MESAR, MSW**

Jamie Mesar is currently the Online Field Coordinator and Clinical Instructor for the MSW Online Program. Jamie received her MSW and BSW from the University of Pittsburgh School of Social Work. Jamie has spent the majority of her Social Work career working in multiple areas of Child Welfare. She has been a Child and Adolescent Forensic Interviewer at a county run Child Advocacy Center, UPMC- Children's Hospital of Pittsburgh Child Advocacy Center and also for the Federal Bureau of Investigation. Jamie was also a Program Manager at UPMC CHP CAC for several years and has experience in management, program development and grant writing. Jamie has also been certified as an Expert Witness in multiple counties and also the federal court system.

Jamie has been involved in the continual education of Social Workers over the past fifteen years. Jamie has been a Field Instructor for Social Work students from multiple Universities (including WVU). Jamie has also been an Instructor at the University of Pittsburgh School of Social Work and Penn West University (formerly known as California University of Pennsylvania) School of Social Work.

Jamie has presented at the National Child Advocacy Symposium and the Pittsburgh Conference on Child Maltreatment.





**DAVID PENCE, ESQ.**

David Pence is a native of South Charleston, West Virginia and a graduate from the West Virginia University College of Law. He has worked at the Zerbe & Pence PLLC since 2005. As a member of the National College of DUI Defense, Mr. Pence frequently attends seminars throughout the country to stay attuned to new tactics to better defend his clients. Over the years, Mr. Pence has successfully challenged traffic stops and various other legal issues in cases he argued before the West Virginia Supreme Court. For more information, please visit [www.zerbepence.com](http://www.zerbepence.com) or email [david@zerbepence.com](mailto:david@zerbepence.com)

**2025 INDIGENT DEFENSE CONFERENCE EVALUATION**

(please complete, fold in half and return to registration table)

1. On a scale of 1 to 10, with 10 being the highest, how would you rate this conference?

1   2   3   4   5   6   7   8   9   10   (circle one)

2. In what ways could the conference be changed to get a higher rating?

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3. What are two or three things you enjoyed most about the conference?

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4. What session(s) were you most interested in attending? Why?

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5. What topics would you enjoy at future presentations?

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6. Do you know of any speakers you would enjoy having in the future?

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7. Is there any other location for the conference that you would recommend?  
YES or NO (circle one). If yes, please tell why and name the location below.

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