

CDLA CENTRAL VALLEY DUI SEMINAR

APRIL 8, 2017

DUID VOIR DIRE & OPENINGS



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# Bio Virginia L. Landry



Virginia Landry is well known in Orange County for effectively representing persons accused of DUI cases relating to alcohol and drugs, as well as the DMV's Administrative Per Se actions for license suspensions. Located in Laguna Hills, California, the firm has successfully represented thousands of DUI clients during her twenty eight years of private practice. Virginia Landry is Board Certified in DUI Defense by the ABA and the National College for DUI Defense, is a Regent, Sustaining Member and Chairperson for the Diversity and Listserv Committees. Virginia serves on the National Association of Criminal Defense Lawyers Association DUI Committee. She currently serves on the Board of Directors for the California DUI Lawyers Association as its Secretary. Virginia Landry is a current member of the Orange County Bar Association, previously serving on the Board of Directors and on two committees. Virginia Landry is qualified as an Instructor for Standardized Field Sobriety Testing, and owns two portable breath testing machines. Speaking engagements include the National College for DUI Defense, Mastering Scientific Evidence, California State Bar Association's annual meeting, the California DUI Lawyers Association, California Attorneys for Criminal Justice, the California Public Defenders Association, the West, Newport Harbor and South Harbor Orange County Bar Associations and the Bridging the Gap program for new attorneys. Ms. Landry has been a guest lecturer at Chapman University of Law, Western State University and Trinity College of Law. Virginia Landry has been featured in the Orange County Register, the OC Bulletin, the Irvine World News and appeared on news channels 4 and 13 and radio talk show "Ridin' Dirty".

# Professional Affiliations

## Virginia L. Landry



National College for DUI Defense

National Association of Criminal Defense Lawyers

California Attorneys for Criminal Justice

California DUI Lawyers Association

California Public Defenders Association

American Bar Association

Orange County Bar Association

Newport Harbor Bar Association

West Orange County Bar Association

South Orange County Bar Association

Northern Arizona University Alumni Association

Western State College of Law Alumni Association

# WHO IS USING DRUGS?

## CLASSIFY THE USERS

- Baby Boomers
- Young Adults
- Addicts
- WHICH DEFENDANT TO YOU HAVE?

# OVERVIEW

- BABY BOOMERS
- “GIVE ME DRUGS” AND GIVE ME BABY BOOMERS

1946 THROUGH 1964 PER US CENSUS BUREAU

1943 THROUGH 1960 PER STRAUSS-HOWE GENERATIONAL THEORY

76 MILLION PEOPLE

# ULTIMATE GOALS

- Have a Great Life
- Spend Our Money
- Take Our Medications
- Will Pay Our Attorney Fees

# OVERVIEW

- YOUNG ADULTS

Take Out of Their Parents Medicine Cabinets

Experimental Use

It's the All About ME Generation

# OVERVIEW

- ADDICTS
  - Get my fix on
  - I've tried to stop



# SO WHAT ABOUT THE DRUGS?

- CLASSIFY THE SOURCE
  - Prescription
  - Someone Else's Prescription
  - Illegal
  - Recreational

# PRESCRIPTION

- When started?
- Why? Condition?
- How long?
- Medication Changes?
- Adverse Reaction?
- Additive with new meds or alcohol?

# SOMEONE ELSE'S PRESCRIPTION

- Ingested Intentionally
- Pulled Wrong Bottle
- Pill Parties
- Unknown

# ILLEGAL

- Methamphetamine
- Heroin
- Designer Drugs

# RECREATIONAL

- Marijuana
- Self-Described Combo Cases

# CLASSIFY THE APPEAL TO TRIER OF FACT

- How do you get the jurors to want to give your guy or gal a break?
  - Jury Nullification
- How do you get the jurors to believe no impairment?
  - With an Expert!

# ANALOGIES

- Tylenol
- Advil
- Motrin
- Ibuprofen
- Aspirin
  
- What else?
- Anyone take more than recommended on the bottle?

GET THEM ENGAGED

# BUT IT AIN'T MY FAULT





# DEALING WITH THE CLIENT

## Really, What Are They Doing?

- The angry client
- The emotional client
- The client with mental health disorder(s)

# HAS THIS HAPPENED AT YOUR OFFICE?



# THE CLIENT

-Aggressive

-Loud/Screamer

-Threatening

-Falling Asleep

# THE EMOTIONAL CLIENT

-“My life is over”

-Emotionally closed/don't listen

- Cryers

# THE CLIENT WITH MENTAL HEALTH DISORDER(S)

- Bipolar disorders

- Paranoid schizophrenia

- Post-traumatic stress disorders

# POURING YOUR HEART OUT



# OPENINGS

- Theme
- Recency and Repetition
- Asking them to take action
- Do What Is Right and Do What Is Fair!

# SOMETIMES STUFF HAPPENS





Special thanks to *Lorena Hughes* for assisting in the preparation of this PPT



THANK YOU!!

# FOR AN ELECTRONIC COPY OF THESE SLIDES

TEXT: Give Me Drugs to: (949) 531-7060

and follow the prompts