THE FOURTH AMENDMENT: CURRENT ANALYSIS, VIEWS OF THE FUTURE, AND DIGITAL SEARCHES AND SEIZURES®

Celebrating 10 Years of Symposia
March 9-11, 2011
Oxford, Mississippi

COURSE OVERVIEW

Day one examines current principles, offering an overall structure to approaching the Fourth Amendment. Day two looks to the future: leading scholars offer perspectives on how search and seizure principles will or should develop. Day three examines the present and future of principles regulating the acquisition of digital evidence.

Day #1: March 9

THE STRUCTURE OF THE FOURTH AMENDMENT

7:30-8:00 am Registration

8:00-8:30 Welcome & Introduction
Professor Thomas K. Clancy, Director, National Center for Justice and the Rule of Law
William Brunson, National Judicial College

8:30-9:15 current law: Interests Protected by the Fourth Amendment
Professor Thomas K. Clancy, Director, National Center for Justice and the Rule of Law

9:30-10:20 current law: What is a Seizure?
Honorable Roderick T. Kennedy, New Mexico Court of Appeals

10:30-11:15 current law: What is a Search?
Honorable Roderick T. Kennedy, New Mexico Court of Appeals

11:15-12:00 breakout groups: applicability of the Fourth Amendment

12:00-1:00 lunch

1:00-1:50 current law: Reasonableness Models
Professor Thomas K. Clancy, Director, National Center for Justice and the Rule of Law

2:00-2:50 current law: The Exclusionary Rule
Associate Professor Jack Nowlin, University of Mississippi School of Law
Day #2: March 10, 2011

**THE FUTURE OF FOURTH AMENDMENT ANALYSIS**

10TH ANNUAL FOURTH AMENDMENT SYMPOSIUM

8:00-8:15 Welcome & Introduction
  Dean I. Richard Gershon
  Thomas K. Clancy

8:15-10:00 The Future of Seizure Analysis
  8:15-8:45 Jose Anderson, Professor, University of Baltimore
  9:00-9:30 Ronald Bacigal, Professor, University of Richmond
  9:30-10:00 Richard Myers, Associate Professor, University of North Carolina
  10:00-10:15 Q&A with panel

10:30-11:45 The Future of Search Analysis
  10:30-11:00 Ric Simmons, Associate Professor, Ohio State University
  11:00-11:30 Wesley Oliver, Associate Professor, Widener University
  11:30-11:45 Q&A with panel

Lunch

1:00-2:45 What the Amendment Protects: “Security” in the 21st Century
  1:00-1:30 Morgan Cloud, Professor, Emory University
  1:30-2:00 Jack Nowlin, Associate Professor, University of Mississippi
  2:00-2:15 Q&A with panel

2:30-4:15 The Future of “Reasonableness” Analysis: When Is a Search or Seizure Justified?
  2:30-3:00 Cynthia Lee, Professor, George Washington University
  3:00-3:30 Donald Dripps, Professor, University of San Diego
  3:30-4:00 Tracey Maclin, Professor, Boston University
  4:00–4:15 Q&A with panel
Day #3: March 11

**DIGITAL EVIDENCE SEARCHES AND SEIZURES**

8:00-9:30  **Introduction to Digital Evidence and Forensics; What is Cyber Crime?**  
  *Don Mason, Associate Director, National Center for Justice and the Rule of Law*

9:45-11:00  **Fourth Amendment Applicability: Expectations of Privacy**  
  *Professor Thomas K. Clancy, Director, National Center for Justice and the Rule of Law*

11:15-12:00  **Breakout group**

1:00-2:00  **Fourth Amendment Satisfaction: Two Approaches to Digital Evidence**  
  *Professor Thomas K. Clancy, Director, National Center for Justice and the Rule of Law*

2:15-4:30  **The Future of Digital Evidence Searches and Seizures**

  2:15-2:50  *Susan Brenner, Professor, University of Dayton*
  3:00-3:35  *Paul Ohm, Associate Professor, University of Colorado*
  3:35-4:10  *Patrick Corbett, Professor, Thomas M. Cooley Law School*
  4:10-4:25  **Q&A with panel**

4:25-4:45  **Evaluations, wrap-up, and graduation**