

EJU Video Sessions-Closed



**VIRTUAL
SEPTEMBER 9 - 10, 2020**

EJU Program Book

Supplemental On Demand Session Recordings

Available 09/10/2020 through 10/19/2020. You must pass the short assessment (60%) to receive credit for the session. **There is a certification included in each assessment for you to confirm hours completed for each video session.** Click the back button on your web browser after clicking any of the Inks below.

The Top Ten Tennessee Litigation Mistakes (1.57 GEN hrs)

Presented by Russell Fowler, Legal Aid of East Tennessee

Description: With the help of retired Tennessee judges and chancellors, the top ten Tennessee litigation mistakes were collected and are explained in a fast-moving countdown format with an entertaining PowerPoint featuring the law and a famous movie monster hosting each mistake presented. The goal is to prevent such mistakes in the future.

Objectives: Prevent "horrible" litigation mistakes, substantive, procedural and ethical, from happening to them and thus became better and more careful lawyers.

- [Link to recording](#)
- [Link to slides](#)
- [Link to assessment questions for CLE credit](#)

- [Link to session survey](#)

Representing Nonprofit Corporations: Why It's Important to Them and to Legal Services Providers (1.57 hr GEN CLE)

Presented by Neil McBride, Rae Anne Smith and Beth Tarter, Legal Aid Society of Middle Tennessee and the Cumberlandands

Description: Nonprofit organizations can be invaluable to our clients and communities. The presenters will discuss the types of groups that are LSC eligible clients, outreach strategies, potential systemic impact of providing assistance to nonprofit organizations, and common legal problems that arise for nonprofit organizations after operation begins. The presenters will also discuss the benefit of a “legal check-up” to help identify and prevent issues for nonprofit organizations.

Objectives: Understand the Legal Services Corporation (LSC) eligibility criteria for group clients; and prepare to advise and assist existing non-profit corporations through the use of “legal check-ups” and discussion.

- [Link to recording](#)
- [Link to slides](#)
- [Link to assessment questions for CLE credit](#)
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Representing Immigrant Clients in an Anti-immigrant Era (1.02 hr GEN CLE)

Presented by Stephanie Henry, Legal Aid Society of Middle Tennessee and the Cumberlandands and Bethany Jackson, Tennessee Justice for Our Neighbors

Description: The current administration has worked to limit immigration through various mechanisms including executive orders, Attorney General opinions, changes to regulations and agency policies, increased scrutiny of applications for relief, and litigation. In this session, we will provide updates and best practices for representing

your clients effectively in this era.

Objectives: Understand the current status of DACA and how to advise young people seeking to apply for the first time; the other major changes to law, regulations and policy that affect clients seeking humanitarian relief; and how COVID-19 has impacted USCIS and Immigration Court operations.

- [Link to recording](#)
- [Link to slides and handouts](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Health & Safety Workplace Issues in the Time of COVID-19 (1.40 hr GEN CLE)

Presented by Bill Bush, Legal Aid Society of Middle Tennessee and the Cumberland and Elizabeth Gedmark, A Better Balance

Description: This session will provide a top-line overview of relevant health and safety legal protections for low-wage workers in the COVID-19 era, including the Families First Coronavirus Response Act, Unemployment Insurance, OSHA, discrimination & accommodation statutes, and others.

Objectives: Identify trends affecting low-wage workers related to health & safety in the time of COVID-19; issue spot legal issues for low-wage workers related to COVID-19; and find available resources to learn more information.

- [Link to recording](#)
- [Link to slides and handouts](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Asset Protection for the Blended Family (0.75 hr GEN CLE)

Presented by Barbara McGinnis, Takacs McGinnis Elder Care Law

Description: How Estate Planning changes for Blended Families from an Elder Law Perspective. Do I have a duty to take care of my spouse if he or she needs skilled nursing care? What about my child's inheritance? Do I need a prenuptial agreement? If so, should it address aging issues? What does that look like?

Objectives: Strategies to protect children of a blended family with regards to inheritance; strategies to proactively plan for paying for care of a spouse; and how prenuptial or postnuptial agreements can play a role in estate planning

- [Link to recording](#)
- [Link to slides](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Getting the Most Out of Your Time on Westlaw (0.78 hr GEN CLE)

Presented by Tony Desmond, Thomson Reuters Westlaw

Description: This session is designed to empower researchers and provide them with the tools necessary to confidently perform basic research tasks on Westlaw.com.

Objectives: This program will cover research fundamentals on Thomson Reuters Westlaw, including how to: search for documents by legal issue, research a case, and check if a case is still good law.

- [Link to recording](#)
- [Link to handouts](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Meet the HELP4TN Bot: Intelligent Automation for Delivering Access to Justice in Tennessee (.95 hr GEN CLE)

presented by Tom Martin, LawDroid, Jay Hicks, Tennessee Bureau of Workers' Compensation, and Kirsten Jacobson, Tennessee Alliance for Legal Services

Description: A human-centered design approach means involving the end user/client in all aspects of project development and constantly seeking feedback to improve a program. The HELP4TN Bot does just that, all while automating divorce forms, making it easier to search for legal help, and more! Attendees will gain an understanding of what the HELP4TN Bot can do and a confidence in referring clients to use the bot.

- [Link to recording](#)
- [Link to slides and handouts](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Review of 2020 Legislative Session (1.12 hr GEN CLE)

Presented by Stewart Clifton, Clifton Government Relations

Description: Hear from TALS' Government Relations Consultant, Stewart Clifton, about what significant changes occurred (or didn't occur) during this year's legislative session that affect legal aid's practice and your clients' lives. Recognizing that there are LSC prohibitions on lobbying by legal aid, Stewart will address the importance of non-partisan relationship building and education about legal aid.

- [Link to recording](#)
- [Link to slides and handouts](#)
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- [Link to session survey](#)

Functional Behavior Assessments and Behavior Intervention Plans for Students: Regulations and Best Practices (1.10 hr GEN CLE)

Presented by Joanna Bivins, Tennessee Department of Education

Description: Functional behavior assessments (FBAs) provide teams with needed information regarding the motivation and intent behind a student's action which is then used to help develop behavior intervention plans. This is relevant for students whose behavior impedes their learning or the learning of others. The session will cover when it is appropriate to complete each, the typical components and steps to complete them, and crisis plan considerations.

Objectives: By the end of this session, participants will be able to identify when a functional behavior assessment and behavior intervention plan are required and/or appropriate.

- [Link to recording](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Defending Nursing Home Evictions or Discharges (.83 hr GEN CLE)

Presented by Chasity Grice, Tennessee Alliance for Legal Services and Peppel, Grice, & Palazzolo, P.C.

Description: This session will explore nursing home discharge issues and strategies used in Memphis.

Objectives: To have an in-depth understanding of how to defend nursing home discharges and transfers.

- [Link to recording](#)
- [Link to slides and handouts](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Best Practices in Coordinated Crises Response (1.07 hr GEN CLE / 1 hr CEU NASW TN Chapter)

Presented by Emily O'Donnell, Emily O'Donnell Law; Benjamin Danford, Legal Aid of East Tennessee; and Alexa LeBoeuf, Chattanooga Neighborhood Enterprise

Description: The recent pandemic has caused a flood of evictions during court closure. Learn how Chattanooga Leaders developed a coordinated eviction crises response with public, private, non-profit, and governmental partners. Includes policy recommendations for system level change to improve justice going forward.

Objectives: Identify common issues in eviction case; build a coordinated crisis response program which engages multiple partners from the public and private sectors.

- [Link to recording](#)
- [Link to assessment questions for CLE or CEU credit](#) Send an email nchavez@tals.org about CEU credit for this session.
- [Link to session survey](#)

9/9 and 9/10 Live Session Recordings

Basic Skills: Effective Presentation and Use of Exhibits at Trial: The Basics (1 CLE GEN)

Presented by Daniel Schaffzin and Brigid Welsh, University of Memphis, Cecil C. Humphreys School of Law and Brittany Williams, Division of Public Works, City of Memphis

Description: Designed for both new and more experienced attorneys, this session will offer instruction on the effective presentation and utilization of exhibits at trial. The presenters will demonstrate how to lay foundations for various types of documentary and tangible evidence, and how to respond to common objections from opposing counsel. A Q&A segment will follow presenter simulations.

- [Link to recording](#)
- [Link to handout](#)
- [Link to assessment questions for CLE credit](#)
- [Link to session survey](#)

Implicit Bias in Special Education (1 CLE DUAL)

Presented by Joe Jarret, University of Tennessee Law School

Description: Relationships in education are crucial. Perhaps particularly in the special education classroom, where students and families can feel particularly vulnerable and misunderstood, it is necessary for teachers and administrators to confront internalized biases that might prevent effective work with students with disabilities. Though it may seem counter-intuitive, bias with regard to abilities is actually quite common in special education. We might feel like some disabilities are somehow better than others. Children on the autistic spectrum, for instance, are often seen as difficult and unpleasant, whereas children with Down Syndrome are seen as sweet and loving. These biases can actually negatively affect all students since they prevent students from being seen as individuals.

Objectives: Become aware of your biases so you can interrupt and overcome them; Realize that bias is a universal human condition that must be recognized and managed, not a personal defect; Overcome ways of thinking and talking about students with disabilities that diminish, underestimate, or even pathologize them

- [Link to recording](#)
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The New Public Charge Rule: What Is It and Why It Matters Even If You Don't Practice Immigration Law (1 CLE GEN)

Presented by Chay Sengkounmany, Legal Aid Society of Middle Tennessee and the Cumberlandands

Description: The new public charge rules went into effect in February 2020. It has wide ranging consequences beyond the confines of immigration law. This session will provide an overview of the new rules and explore the implications that affect immigrants and their families.

Objective: What is a public charge and what is the new rule? Who is affected by the new rules? What the new rule means for those who practice public benefits law?

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Tax Implications in Wake of the Coronavirus (1 CLE GEN)

Presented by Mary Gillum, Legal Aid Society of Middle Tennessee and the Cumberland, Sukita Johnson and Anidra Lomax, Memphis Area Legal Services

Description: Congress passed a series of tax laws in wake of the coronavirus outbreak. Many of these laws have favorable tax benefits for our clients. Simultaneous with these tax benefits, unscrupulous landlords and scammers have found ways to victimize our low income clients. This session will provide a summary of the benefits and issues impacting low income.

Objective: Spot coronavirus related tax issues impacting low income clients, provide counsel and advice on these basic coronavirus related tax issues, obtain strategies for maximizing client tax benefits and learn how to make referrals to Tennessee's Low Income Taxpayer Clinics programs for help with more complex tax cases.

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Paralegal Track (Open to All): Removing Barriers to Legal Representation with Help from Social Workers (1 CLE DUAL)

Presented by Anne Sweeney, Maria Smith, Chloé Sudduth, Legal Aid Society of Cleveland (Ohio)

Description: This session will use hypothetical scenarios based on legal services experience to explore topics related to collaboration by lawyers and social workers. Nuts and bolts related to planning, implementing and managing a social work program will be discussed throughout. The discussion in this session will build on the MIE article: “Expanding Legal Services to Include Social Work” published in the Winter 2018 issue.

Objective: Attendees will be able to identify what role or purpose should social workers play in legal services? What is the best service delivery model to achieve that purpose? How can programs anticipate and address potential ethical dilemmas?

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Basic Skills: Issue-Spotting in Family Law Cases: Practice Pointers and Potential Pitfalls (1 CLE GEN)

Presented by Tara Drewry and Jacob Horn, Memphis Area Legal Services

Description: Sometimes Family Law can get a little messy! In this practical guide we'll give you the tools and guidance you need to spot, untangle, and understand common legal issues in divorce, custody, and protective orders to help get your clients the help they need as quickly as possible.

Objectives: Attendees will be able to spot, untangle, and understand common legal issues in divorce, custody, and protective orders to help get your clients the help they need as quickly as possible.

- [Link to recording](#)
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Ethics and Access via Video Mediation (1 CLE DUAL)

Presented by Sara Figal, Nashville Conflict Resolution Center

Description: NCRC staff demonstrate effective family and civil mediation practices via video conferencing. Together, we will highlight specific technical and ethical issues that must be navigated while assuring that low-income Tennesseans have access to ADR justice. Attendees will leave with Best Practices and Protocols.

Objectives: 1. Identify specific challenges of low-income mediation clients preparing for video mediation. 2. Understand the technical and psychological factors that should shape the workflow

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- [Link to session survey](#)

Clearing Criminal Records, Gaining Employment (1 CLE GEN)

Presented by - Deven Wilson, Legal Aid Society of Middle Tennessee and the Cumberland and Danielle Woods, Memphis Area Legal Services

Description: Many Tennesseans are denied employment or promotional opportunities due criminal records. This session will cover criminal records eligible for expungement and the process for reinstating driver license privileges to enable clients better employment opportunities. Session will also briefly introduce certificates of employability.

Objectives: What offenses qualify for expungement? Additional requirements that must be met to successfully have criminal record expunged. Process for requesting

reinstatement for driver license privileges in Tennessee.

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Basic Skills: Employment Law Issue Spotting 101 (1 CLE GEN)

Presented by Cindy Ettingoff, Memphis Area Legal Services

Description: With the devastating economic impact of Covid-19, now more than ever, a basic understanding of how wage and hour; discrimination (especially age discrimination); accommodation and retaliation claims arise is essential. In this session, participants will learn how to spot these issues and will gain an understanding of the legal protections afforded to workers

Objectives: COVID has created the ideal opportunity for employers to rid themselves of older, disabled, and disfavored employees. The objective of this presentation is to provide attorneys and paralegals with the ability to rapidly analyze a case to determine whether the basic elements of a discrimination claim exists and to then elucidate next steps involved in a more detailed proof analysis.

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Spotting and Addressing Financial Exploitation of Older Adults (1 CLE GEN)

Presented by Sarah Galvan and Kate Lang, Justice in Aging

Description: Elder financial exploitation is the most common form of elder abuse and impacts the financial stability of older adults. While most instances of elder abuse are crimes, many older adults will benefit from person-centered, holistic civil

legal responses. This session will cover civil remedies for protection, redress, and associated legal issues. Presenters will also share strategies for promoting ongoing economic security, including navigating issues with the recent Economic Impact Payments.

Objectives: Identify types of elder financial exploitation; Understand the range of civil legal responses available to help older adults who have experienced abuse; Learn about the steps older adults may take to obtain and protect their economic impact payments.

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Katie Beckett Waiver: How Client Stories and Collaboration Made it Happen (1 CLE DUAL)

Presented by Carol Westlake, Tennessee Disability Coalition and Stewart Clifton, Clifton Government Relations

Description: Learn how a group of determined parents and advocates built a powerful coalition and partnered with the General Assembly to establish access to TennCare for previously ineligible children with disabilities and special health care needs. Grassroots organizing and advocacy resulted in a 24 million dollar state appropriation that will become 72 million dollars to serve children and protect families. Lessons learned can translate to other advocacy efforts.

Objectives: To understand the basic program features of the new Katie Beckett program for children with special health care needs and disabilities; To understand how “Katie Beckett” fits into the Medicaid and Long-term Care landscape; To understand the role of client voices in making significant policy change.

- [Link to recording](#)
- [Link to handout](#)
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- [Link to session survey](#)

Racial Justice - The Path Forward: Tools for Advanced Racial Justice (.55 CLE GEN)

Presented by Beverly Watts, Tennessee Human Rights Commission

Description: This session will explore how we got to this moment in history and will provide practical tools advocates can use in their practice to advance racial justice.

- [Link to Recording](#)
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Last updated on October 20, 2020.

Files

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