

DANIEL D. JEWELL

The Dan Jewell Trial Institute is funded through a generous gift from the late Dan Jewell, a respected attorney and trial lawyer from Norfolk. Dan joined the Navy in 1942 and took part in the Invasion of Normandy on D-Day. Upon returning from his Navy service, Dan graduated with his J.D. from the University of Nebraska in 1949.

Dan was a member of the International Society of Barristers and a Fellow of the American College of Trial Lawyers. Dan served on the Nebraska State Bar Foundation Board for over 20 years.

Dan was an avid outdoorsman and adventurer who loved to share his passion with his friends and family. He was never afraid to express his opinion, accompanied by his quick wit and unique sense of humor. Dan left a lasting impression on all who knew him.

The Nebraska State Bar Foundation recognizes this generosity. Dan was a fierce advocate in the Nebraska Courtrooms and was committed to the profession and the advancement of the trial craft.



NEBRASKA STATE BAR FOUNDATION



Dan Jewell Trial Institute



The Bar Foundation is excited to be offering the seventh Dan Jewell Trial Institute at the Scott Conference Center in Omaha. There continues to be a need for trial attorneys to advance justice in these times and the future. Participants will be challenged to prepare for and try a jury case through all phases from jury selection to summation. This is an exceptional experience for the attorneys selected to participate in the 2023 Institute.

AUGUST 7-8, 2023 SCOTT CONFERENCE CENTER OMAHA

Tuition: \$250

CLE Credit: 10.5 hours, approved by the Nebraska Supreme Court MCLE Commission.

Application:

Please scan the QR code for the application.

Applications due by May 31st, 2023.

A total of 12 applicants will be accepted.



Materials: Course materials will be sent electronically on June 26, 2023, and are to be read in advance of the Institute. Each attorney participant is required to bring a laptop and the course materials to the Institute.

Questions: Contact Doris Huffman at 402-475-1042 or email danjewelltrialinstitute@nebarfnd.org.



MARK D. FITZGERALD, NORFOLK

Chair, Dan Jewell Education Committee

Mark Fitzgerald is a partner at Fitzgerald, Vetter, Temple, Bartell & Henderson in Norfolk where he has extensive regional trial experience in state and federal courts in insurance defense, automobile, personal injury and estate litigation. He received his law degree from the University of South Dakota in 1984. After completing a Federal Court Clerkship, Mr. Fitzgerald started private practice in Norfolk working for Dan Jewell. Mr. Fitzgerald is a member of the Nebraska Association of Trial Attorneys and a Bar Foundation Fellow. He served on the Nebraska Bar Commission, including chair, and the Nebraska Supreme Court Ethics Advisory Committee.

The Dan Jewell Trial Institute is designed to help less experienced Nebraska lawyers enhance their legal skills necessary to try a lawsuit. Attorney participants have an opportunity to:

- **Examine and impanel a six-person jury**
- **Deliver opening statements**
- **Call, examine and cross examine witnesses**
- **Produce deposition evidence**
- **Offer exhibits**
- **Review instructions and argue the case**

Issues presented in the selected case, which involves a contested will, are (1) whether the decedent has testamentary capacity, and (2) whether the will offered was procured by undue influence. A Nebraska judge will preside over the trial.

Each attorney participant is assigned a mentor who will critique the participant's performance. Each trial will have two attorney participants representing the proponent and two attorney participants representing the opponent of the will, in this case.

DAN JEWELL EDUCATION COMMITTEE

Chair Mark D. Fitzgerald, Norfolk

Planning Vice Chair Patricia J. Bramhall, Papillion

Vice Chair Dennis W. Collins, Norfolk

Stephen M. Bruckner, Omaha

Stephen S. Gealy, Lincoln

Charles F. Gotch, Omaha

Kile W. Johnson, Lincoln

Thomas M. Locher, Omaha

Melanie J. Whittamore-Mantzios, Lincoln

Robert D. Mullin, Jr., Omaha

Hon. Stephanie F. Stacy, Lincoln

DAN JEWELL TRIAL INSTITUTE JUDGES



HON. JEFFREY J. FUNKE,
NEBRASKA CITY

Hon. Jeffrey J. Funke is a Justice on the Nebraska Supreme Court. Appointed in 2016, his administrative duties include serving as the Supreme Court liaison for Probation Services, Problem Solving Courts, Bar Admissions and Bar Examination. From 2007-2016, he served as a trial court judge for the Second Judicial District. Judge Funke was on the County Court from 2007-2013, and from 2013-2016, he served on the District Court. Before his appointment to the bench, he was in private practice and served as county attorney and deputy public defender in Otoe County. Judge Funke graduated with honors from the University of Nebraska College of Law in 1994. He serves as Vice-Chair of the Bar Foundation's Bench Media Committee. Judge Funk is a Bar Foundation Lifetime Fellow.



HON. JOHN M. GERRARD,
LINCOLN

Senior Judge John M. Gerrard, United States District Court for the District of Nebraska, received his law degree in 1981 from Pacific McGeorge School of Law in Sacramento, California. He then returned to Norfolk where he was in a law practice that focused on both civil and criminal litigation. He is an elected member of the American Board of Trial Advocates, and he was board certified as a civil trial specialist by the National Board of Trial Advocacy. From 1995 to 2012, Judge Gerrard served as a member of the Nebraska Supreme Court where he authored numerous opinions. He served as the Chief Judge for the District of Nebraska Federal Court from 2018 to 2021. Judge Gerrard is a Bar Foundation Lifetime Fellow.



HON. ANDREA D. MILLER,
GERING

Hon. Andrea D. Miller is a District Court Judge for the 12th Judicial District. She received her law degree from the University of Nebraska College of Law in 2006. Prior to her appointment to the bench, she worked at the law firm of Simmons Olsen. Judge Miller is a member of the Scotts Bluff County Bar Association, NSBA and the District Judges Association. She serves in the House of Delegates and is co-chair of the Consortium of Tribal, State and Federal Courts. Judge Miller is a Past Chair of the Nebraska Commission on Indian Affairs and was a Bar Foundation Standing Bear Scholarship recipient. She received the 2011 Monument Business and Professional Women Young Careerist. Judge Miller is a Bar Foundation Fellow.

PROGRAM

DAY 1

8 a.m. Welcome; Trial
8:30 a.m. Voir Dire; Jury Selection
10:15 a.m. Recess (15 min.)
10:30 a.m. Opening Statements
Noon – 1 p.m. Lunch
1:15 p.m. Trial
2:45 p.m. Recess (15 min.)
3-5 p.m. Trial

DAY 2

8:30 a.m. Trial and Arguments
10:15 a.m. Recess (15 min.)
10:30 a.m. Arguments and Critiques
Noon Recognition Luncheon
1 p.m. Adjourn

DAN JEWELL TRIAL INSTITUTE MENTORS



STEPHEN S. GEALY, LINCOLN

Stephen S. Gealy is of counsel with Baylor Evnen LLP. He is a defense lawyer and mediator whose trial experience has ranged from soft tissue injury and minor property damage claims to catastrophic injury and wrongful death suits, many of which have involved the commercial transportation industry. He received his J.D. from the

University of Nebraska College of Law in 1982. Mr. Gealy is a Fellow of the American College of Trial Lawyers, an Emeritus Fellow of the International Society of Barristers, a member of the American Board of Trial Advocates and a diplomate member of the National Academy of Distinguished Neutrals. Mr. Gealy was an Adjunct Professor at the NU College of Law for 25 years.



TANYA J. HANSEN, GRAND ISLAND

Tanya J. Hansen is a Partner at Smith, Johnson, Allen, Connick, & Hansen in Grand Island where she concentrates her work on Insurance Defense and Employment Law. She received her law degree from the University of Iowa in 2005. Ms. Hansen is a member of the Hall County Bar Association, NATA,

the Nebraska Defense Counsel Association and the ABA. She served as President for the NDCA, Chair of the Nebraska State Bar Commission, and served on the Federal Practice and Procedure Committee. Ms. Hansen received the Young Professional of the Year award from the Grand Island Chamber of Commerce and the Young Woman of Achievement from the Grand Island YWCA.



KILE W. JOHNSON, LINCOLN

Kile W. Johnson is the senior partner at Johnson Flodman Guenzel & Widger. He received his law degree in 1969 from the University of Nebraska College of Law and has been extensively involved in the practice of claims and litigation for over 40 years. Mr. Johnson is a Fellow in the American College of Trial Lawyers. He has tried over 200 cases, including over 100 jury trials in the state

and federal courts in Nebraska and has handled appeals before the Nebraska Supreme Court and the Eighth Circuit Court of Appeals. Mr. Johnson taught Trial Advocacy at the NU College of Law for many years.



CLARENCE E. MOCK, III, OAKLAND

Clarence E. Mock is a 1977 graduate of the University of Nebraska College of Law and is the former Burt County Attorney. He has served as past President of both the Nebraska Criminal Defense Attorneys Association and NATA. In 2003, he was

inducted into the American College of Trial Lawyers. In recognition of his work as a criminal defense attorney, Mr. Mock was awarded the Don Fiedler Award. Mr. Mock is founder and President of Johnson & Mock, which has offices located in Oakland and Omaha.



SHAYLA M. REED, OMAHA

Shayla M. Reed founded Reed Law Offices, and her practice focuses exclusively on nursing home neglect and abuse cases. She received her J.D. from the University of Nebraska College of Law in 1999. Ms. Reed serves as Co-Chair of the American Association for Justice (AAJ) National College of Advocacy Board of Trustees and has taught trial advocacy skills at many CLE programs including AAJ's Ultimate Trial Advocacy

Course: The Art of Persuasion held at Harvard Law School. She is the immediate past Chair of the American Association for Justice Nursing Home Litigation Group. Ms. Reed is a graduate of the Gerry Spence Trial Lawyers College. Ms. Reed is a member of the NATA, AAJ, and is a Bar Foundation Lifetime Fellow.



MANDY L. STRIGENZ, PAPILLION

Mandy L. Strigenz is the owner of Nebraska Justice Law Firm in Papillion. She received her law degree from Creighton University School of Law in 1993. Ms. Strigenz is a member of the Sarpy County Bar Association, NATA, ABA, and the American Association for Justice. She was

the Past President of NATA and is a frequent guest speaker at seminars that relate to the practice of law in Nebraska. Ms. Strigenz currently serves on the Nebraska Supreme Court's Judicial nominating Committee. She served as a Mock Trial coach for Platteview High School's Judge Lyle Strom High School Mock Trial Program and frequently volunteers to assist with the trial team at Creighton University School of Law.

NEBRASKA STATE BAR FOUNDATION

P.O. Box 95103
Lincoln, NE 68509-5103



**AUGUST 7
AND 8, 2023**

**Scott
Conference
Center
Omaha**

"A good trial lawyer learns how to try a case by doing it and learning from those who have done it. The Dan Jewell Trial Institute gives young attorneys a chance to put on a case, but what I most appreciated was the advice given by the mentor attorneys. The guidance of the experienced mentor attorneys at the Trial Institute gives you a chance to hear the unwritten tips and war stories from some of Nebraska's best."

— *Jared Krejci*

Smith, Johnson, Baack,
Placzek, Allen, Connick &
Hansen, Grand Island

"The Dan Jewell Trial Institute provided a great venue for experienced attorneys and seasoned judges to teach me many things I'll keep as arrows in my quiver for years to come."

— *Danny C. Leavitt*

Terrence J. Salerno &
Associates, Omaha

"The Dan Jewell Trial Institute gives young lawyers the opportunity to fully prepare and try a case, an invaluable experience in learning and honing trial practice skills. The Bar Foundation did a great job organizing the event. The judges and mentors offered many lessons from their extensive trial-practice experience, which I expect to use for the rest of my career. It was a fun and enjoyable two days."

— *Amy M. Locher*

Locher Pavelka Dostal Braddy & Hammes,
Omaha

"The Dan Jewell Trial Institute is the best opportunity available for young Nebraska attorneys to practice and develop jury trial skills. Honestly, it's not for everyone."

— *Jonathan D. Urbom*

Dowding, Dowding,
Dowding & Urbom, Lincoln

"I have no doubt that I will benefit from my experience at the Dan Jewell Trial Institute for my entire career. The detailed instruction and feedback from two eminent trial attorneys—plus a federal court judge—absolutely transformed my trial practice. I highly recommend this Institute."

— *Cameron E. Guenzel*

Johnson Flodman Guenzel & Widger, Lincoln