

RICHARD MCGEE
Nashville, Tennessee

Rich McGee began his career laboring in the vineyard of the Public Defender's Office in Nashville in 1978. After five years he went into private practice where he has been for the last twenty-five plus years. His practice is exclusively criminal defense. During his thirty plus years he has handled over one hundred murder cases including the trial of a number of capital cases.

Like Bill, he is a former president of the Tennessee Association of Criminal Defense Lawyers and has been Chair of the Strike Force for TACDL for a number of years. He was the chairman of the Tennessee Post Conviction Defender Commission for over ten years. The Commission is responsible for overseeing death penalty collateral appeals. He is a "Fellow" with the Nashville Bar Association and was recently awarded the Jack Norman, Sr. Award "for excellence in the Practice of Criminal Law". He is included in Best Lawyers in America and Mid South Supra Lawyers.

He is a Senior faculty at the TACDL Trial College and a frequent presenter throughout the State on various criminal defense issues. Prior to his teaching at the TACDL College he was an instructor at the National Institute for Trial Advocacy for ten years. He is the monthly coordinator for a mentoring program for young lawyers in Nashville along with other members of his firm and wears the hat of mentor with great pride. He is constantly seeking to learn new techniques and pass it along to other attorneys.

LORNA S. MCCLUSKY

EDUCATION

1991 Memphis State University Memphis, TN

B.A. Professional Studies

- Magna Cum Laude
- Faculty Council Award
- Who's Who in American Colleges
- Golden Key National Honor Society

1994 Memphis State University Memphis, TN

Juris Doctorate from Cecil Humphreys School of Law

- Comments Editor, Memphis State Law Review
- Board Member, Memphis State Law Review
- Phi Delta Phi, International Legal Fraternity
- Author, *Hataway v. McKinley*: Moving From Spacial Relationships to Significant Relationships, 23 Mem. St. L. Rev. 1, 257-271.

BAR ADMISSIONS

Tennessee

Tennessee Supreme Court

U.S. District Court, Western, Middle and Eastern Districts of Tennessee

U.S. Court of Appeals, Sixth Circuit

United States Supreme Court

PROFESSIONAL SERVICE

2002-present, Master Instructor, Tennessee Criminal Defense College

2004, Speedy Trial Plan Committee, United States District Court for the Western District of Tennessee

2008-2009, The Committee to Study the Administration of the Death Penalty (representing the Tennessee Bar Association), by Legislative Enactment

2012 – present, Standing Local Rules Committee, United States District Court for the Western District of Tennessee

AWARDS & ACCOLADES

2001 Lionel R. Barrett, Jr. Award for Outstanding Work on the Death Penalty Arena, Tennessee Association of Criminal Defense Lawyers

2004, Bob Ritchie Service Award, Tennessee Association of Criminal Defense Lawyers

Sustained, Fellow, Memphis Bar Foundation

2007-2013, Super Lawyers

2011, Top Fifty Women Mid-South Super Lawyers

2012, Top 100 Trial Lawyers

PROFESSIONAL MEMBERSHIPS

Past President, St. Thomas More Lawyers Guild

Member, Tennessee Bar Association

Member, Tennessee Innocence Project

Past Board of Directors, Tennessee Innocence Project

Member, Tennessee Association of Criminal Defense Lawyers (TACDL)

Past CLE -Chairperson for the Western District, TACDL

Past Board of Directors, TACDL

Past President, TACDL

Member, National Association of Criminal Defense Lawyers (NACDL)

Past Member, Discovery Committee, NACDL

Past Co-Chair, Judicial Committee, NACDL

Past Co-Chair, CLE Committee, NACDL

CLE PRESENTATIONS

2002 – 2013, In Tennessee, Arkansas, Mississippi, Alabama, New York, and Guam

MOST REWARDING MOMENT IN LAW

July 18, 2002, Stay of execution slated for July 26, 2002, in State of Tennessee v. Timothy McKinney. Mr. McKinney was released from prison in 2013.

Biography:

John G. Oliva
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Nashville TN 37208
(615) 254-0202
jgoliva@comcast.net

John G. Oliva is a sole practitioner in Nashville, Tennessee. His legal practice began at the U.T. Legal Clinic in Knoxville, Tennessee in 1983 as an Assistant Staff Attorney as he waited for the bar results. In 1984, John entered the Marine Corps where he served as a Judge Advocate. He experienced courts martial both as a defense counsel and as a trial counsel (prosecutor) sometimes in the same week. John attained the rank of Captain before returning to the civilian world in 1987. Settling in Nashville, he worked as an associate with a well-known Nashville attorney, Lionel R. Barrett, Jr., on a wide range of federal and state criminal cases at the trial, appellate and post conviction stages.

In 1993, John became a Staff Attorney at the Capital Case Resource Center, where his primary duties included coordinating and supporting state capital defense attorneys in trial level cases across Tennessee until Resource Center closed in mid-1995. In doing so, he was a resource counsel for pretrial and trial litigation in state capital cases. He also handled capital state appellate and post conviction cases during that time.

John returned to private practice in 1995, but this time as a sole practitioner. Since then, his practice has involved a mix of state and federal cases, from misdemeanors to capital cases, drug offenses and white-collar crime. Unfailingly, his cases involve some peculiar twist that removes them from the norm. John's office is located in the Historic Germantown section of Nashville in a building shared with a dozen sole practitioners, including Rich McGee and his son, Kevin McGee.

John held a number of offices in the Tennessee Association of Criminal Defense Lawyers, including President, President-elect, Vice President, and Treasurer (twice). He has also been constantly involved in committee work, including, but not limited to, co-chairing the Amicus Committee; co-chairing the CLE Committee, and chairing or co-chairing the Legislative Committee a number of times. He has been the TACDL Long Range Planning Chair for the since 2010. He was TACDL's 2013 recipient of the Robert W. Ritchie Award for service to TACDL and earlier received the 1997 TACDL Death Penalty Award. John is also a long-time member of NACDL.

John is an active CJA Panel attorney, both in the court and behind the scenes. A member of the Panel since 1989, he has been a member of the CJA Panel Selection Committee since 1999 and was a member of the CJA Panel Steering Committee from 2010 – 2012. In 2000, he was chosen as the CJA Panel Attorney of the Year for the Middle District of Tennessee.

John is married to (somewhat conservative, but growing ever more liberal) banker Cindy. They have just celebrated 30 years of marriage. When not working on their 1928 era home, he and his wife enjoy biking, drinking nice wine and travel outside the U.S.

Kevin McGee Bio

Kevin McGee is a criminal defense lawyer in Nashville, Tennessee. After being born and raised in Nashville, Kevin attended college at Xavier University in Cincinnati, Ohio. Kevin's goal throughout college was to practice as a clinical psychologist until he worked for the Metro Nashville Public Defender as a psychology intern in 2001. Throughout that summer, Kevin saw the magnitude of injustice that poor people face in the criminal justice system. That experience prompted a change in career path, and the following year Kevin began law school at Cumberland School of Law in Birmingham, Alabama. Throughout law school, Kevin focused on trial skills and worked as a law clerk for the defense team representing accused abortion clinic bomber and Olympic Park bomber Eric Rudolph.

Kevin graduated law school in 2005 and immediately began working as an Assistant Public Defender at the Metro Nashville Public Defender's Office. After three years as an Assistant Public Defender, Kevin started in private practice, working in the same office as his father, Richard McGee, and fellow presenter, John Oliva. Kevin's wife, Sarah, then decided to attend law school and was accepted to the University of Tennessee College of Law in Knoxville. Kevin moved to Knoxville with his wife and worked for three years with the Knox County Public Defender Community Law Office as an Assistant Public Defender.

In 2011, Kevin and Sarah moved back to Nashville and Kevin resumed his private practice that continues today, specializing in criminal defense at all stages. Kevin's wife, Sarah became the third member of the McGee family to work as an Assistant Public Defender at the Metro Nashville Public Defender's Office. In August of 2012, Sarah temporarily left the Public Defender's Office to move to Washington, D.C. where she is practicing indigent criminal defense and teaching third-year law students as a Prettyman Fellow at Georgetown Law School. Sarah will complete this fellowship in 2014 and plans to return to Nashville as an Assistant Public Defender. In addition to practicing law, Kevin and Sarah live on planes between Nashville and D.C.

Kevin practices in state court across Middle Tennessee as well as federal court in the Middle District of Tennessee. Kevin has tried numerous jury trials, both as first or second chair, in both Knoxville and Nashville, including serving as lead counsel in the recent trial of one of the oldest "cold case" murders in Nashville history. Following the successful appeal and reversal of a twenty-nine year prison sentence in a cocaine conspiracy, Kevin was recently appointed by the Tennessee Supreme Court to handle the appeal of an indigent, pro se defendant. That appeal, which involved a specially-set oral argument before the S.C.A.L.E.S. project, resulted in the Tennessee Supreme Court reversing the conviction. Kevin has attended the Tennessee Criminal Defense College twice, as well as the National Criminal Defense College Cross Examination Training. Kevin has presented at CLE conferences with the Tennessee Association of Criminal Defense Lawyers, the Tennessee Public Defender Conference, and numerous TACDL sponsored Roundtable meetings in both Nashville and Knoxville, Tennessee. After years of practicing the

chapter cross examination method of Pozner and Dodd as well as Terry MacCarthy's "Look Good" cross examination method, Kevin has been studying and practicing the "Dynamic" cross examination method for over a year and has been trained in this method by its creator and author, Jim McComas.