

Edward L. Fiandach, J.D.

CURRICULUM VITAE

Fall, 2026

PLACE OF BIRTH:

Rochester, New York

EDUCATION:

1971-1975 B.A. St. John Fisher University

1975-1978 J.D. Union University Albany Law School

PROFESSIONAL EMPLOYMENT:

1979 - 1999 managing partner, **FIANDACH & FIANDACH.**

1999 - Present, sole proprietor, **FIANDACH & FIANDACH.**

2002 - Present, Assistant Adjunct Professor, University of Rochester, Political Science Department.

CAREER HIGHLIGHTS:

2024 - Named "Professor of the Year in Humanities," University of Rochester, 2024.

1979 - Present: Trial Attorney, Fiandach & Fiandach.

1979 - Present: Managing (sole) partner, **FIANDACH & FIANDACH.** Practice devoted solely to Alcohol and Drug Influenced Operating Offenses.

2009 -2026 - Named as one of America's best lawyers.

1998 - 2024 - Guest Lecturer, Monroe County Bar Association

1998 - Present Ranked AV (Preeminent) by Martindale Hubble.

2011 - 2026 - **FIANDACH & FIANDACH** Named as a Tier One Law Firm by US News and World Report.

2011 - Present, Named to America's Super Lawyers

2011 - Named to America's Super Lawyers

2011 - Named to America's Best Lawyers by New York Magazine

2010 - Named to America's Super Lawyers

2010 - Named to America's Best Lawyers by New York Magazine

2009 - Named to America's Best Lawyers by New York Magazine.

2009 - Named to America's Super Lawyers.

2008 - Named to America's Best Lawyers by New York Magazine.

2008 - Named to America's Super Lawyers.

2007 - Named to America's Best Lawyers by New York Magazine.

2007 - Named to America's Super Lawyers.

2006 - Named to DUI Committee of the National Association of Criminal Defense Lawyers.

2005 - 2006 Dean of the National College for DUI Defense

2004 - Present: Sustaining Member, Southern Poverty Law Center.

2000 - Present, Board Certified in DUI Defense by the American Bar Association.

1995 - 2017, Editor, Fiandach's New York DWI *Bulletin*

1989 - Present, lecturer, criminal law, constitutional law and alcohol and drug influenced operating offenses.

Former Revision Author, *Zett's New York Criminal Practice*.

Contributing Author, Lawyers Cooperative Publishing Co.

Contributing Author, Clark, Boardman, Callaghan, Inc.

Contributing Author, West Group, Inc.

Contributing Author, Thomson-Reuters, Inc.

Contributing Author, New York State Bar Association, Criminal Justice Journal.

1995 - 2017, President, MTC Publications, Inc.

Former weekly columnist, *The Rochester Daily Record*.

Contributing Author, *New York State Bar Association Criminal Justice Journal*

Frequent Contributing Author, *The Champion*, The Journal of the National Association of Criminal Defense Lawyers.

Named in Who's Who in America.

Named in Who's Who in American Law.

Named in Who's Who in the Northeast.

Named in Who's Who in the World.

Named in Who's Who in the Business and Finance.

Coordinator, Committee to Elect the Hon. David D. Egan, J.S.C.

PROFESSIONAL ASSOCIATIONS:

2002 - Present, Lifetime member, The Lincoln Forum

1979 - Present, New York State Bar Association

1979 - Present:, Monroe County Bar Association

1986 - 1995 New York State Trial Lawyers Association

1986 -1995 National Institute for Trial Advocacy

1989 -1994 The Crimi Defense League (dissolved)

1989 -1995 New York Lawyers Against the Death Penalty
1990 -1995 Genesee Valley Trial Lawyers Association
1992 - 2015 Greater Rochester Association of Women Attorneys
1989 - Present Founding Member, National College for DUI Defense
2018 - Present Faculty, Steve Epstein DWI Institute

ADMISSIONS and LICENSING:

1988 United States Supreme Court
1981 United States Federal Court for the Western District of New York
1987 United States Court of Appeals for the Second Circuit
1979 State of New York
1967 - 2010, Amateur Radio Operator, N2IPX (formerly WA2EKC)

COMMITTEE AND SECTION AFFILIATIONS:

2006 - Present, Fellow, National College for DUI Defense.
2005 - Dean of the National College for DUI Defense
2004 - Named Assistant Dean of the National College for DUI Defense
2002 - 2019, Member, Membership Committee, National College for DUI Defense
2002 - Present Co-chairman, New York State Bar Association, special DWI CLE Committee
1999 - 2004, Regent, National College for DUI Defense
1979 - Present New York State Bar Association.
1980 - Present Criminal Justice Section, Monroe County Bar Association.
1989 - Monroe County Bar Association Committee on Mandatory Pro Bono Service
1990 -1992 Monroe County Bar Association Judiciary Committee
1990 - Present Monroe County Bar Association Criminal Justice Section
1990 -1991 Monroe County Bar Association Long Range Planning Committee
1990 -1992 Chairperson, Monroe County Bar Association Personal Injury Committee
1991-1992 Monroe County Bar Association Bench/Bar Committee
1992-1993 Board of Governors, Monroe County Bar Association Academy of Law
1992 Monroe County Bar Association, Litigation Needs Committee
1998 - 2007, Member, NCDD Select Committee for Board Certification

OTHER MEMBERSHIPS:

Former member, United States Parachuting Association

Century Member, Boy Scouts of America

National College for DUI Defense (founding member and regent)

Numerous clubs and organizations.

BOARDS SERVICE AND POSITIONS HELD:

1991-1993 Chairperson, Monroe County Bar Association Personal Injury Committee.

1991-1992 Chairperson, Monroe County Bar Association Criminal Justice Section.

1999 - Present Regent/fellow, National College for DUI Defense.

2004-2005 Assistant Dean, National College for DUI Defense.

2005 - 2006 Dean, National College for DUI Defense.

2006 - 2010, Board Member, Rochester Philharmonic Orchestra.

2007- Chairperson, Gershwin Gala, Rochester Philharmonic Orchestra.

2006 - 2008, Co-chairperson, Major Gifts Committee, Rochester Philharmonic Orchestra.

2008 - 2010, Board Member, Rochester City Ballet.

2008 - 2010, Governance Committee, Rochester City Ballet.

2008 - 2010, Chairman, Development Committee, Rochester Philharmonic Orchestra.

PUBLICATIONS

TREATISES (listed chronologically):

Fiandach, Edward L. - *New York Driving While Intoxicated*, 3d edition, (2 volumes)
Thomson-Reuters, Inc, 2017.

Fiandach, Edward L. - *New York Driving While Intoxicated*, 2d edition, (2 volumes) West Group,
1996.

Fiandach, Edward L., *Handling Drunk Driving Cases 2d* (national volume), Clark, Boardman,
Callahan, 1995.

Fiandach, Edward L. - *New York Driving While Intoxicated*, Lawyers Cooperative Publishing Co.,
1992.

Fiandach, Edward L., - *Handling Drunk Driving Cases*, 2d, Clark, Boardman, Callaghan, 1993.

Fiandach, Edward L. *Handling Drunk Driving Cases*, 2025 Edition, (2 vols.) Thomson-Reuters,
2025.

PUBLICATIONS & PAPERS (listed chronologically):

Fiandach, Edward L. - *Fiandach's New York DWI Bulletin*, a bi-weekly summary of DWI issues and cases. Distributed throughout New York State by MTC Publications, Inc; 2000 - 2017.

Fiandach, Edward L. - *New York Driving While Intoxicated*, Lawyers Cooperative Publishing Co., 1992.

Fiandach, Edward L., - *Handling Drunk Driving Cases, 2d*, Thomson-Reuters 1993.

Fiandach, Edward L. - *New York Driving While Intoxicated 2d edition*, Clark, Boardman Callahan, October 1995.

Fiandach, Edward L. - *New York Driving While Intoxicated 3d edition*, Thomson-Reuters, January 10th, 2018.

Fiandach, Edward L. *Handling Drunk Driving Cases, 2025 Edition*, (2 vols.) Thomson-Reuters, 2025.

Fiandach, Edward L. - "The Systems Innovation Controversy" - Matthew-Bender, *Erwin's Defense of Drunk Driving Cases*, Chapter 22, 22.10-22.100.

Fiandach, Edward L., "Update on Motion Practice," paper presented to the Monroe County Bar Association, Criminal Justice Section in conjunction lecture on the same topic to the, December 6, 1989.

Fiandach, Edward L. - "Constitutional Ramifications of Mandatory Pro Bono Legal Service" - Paper presented to the Monroe County Bar Association Select Committee on Mandatory Pro Bono Work, November 1989.

Fiandach, Edward L. - "Implications of the Co-Conspirators Exception to the Hearsay Rule" - Matthew-Bender, *Zett's New York Criminal Practice*, July 1990, Chapter 23-a.

Fiandach, Edward L.- "Update on DWI Motion Practice" - Paper prepared for the Monroe County Bar Association Continuing Legal Education, Criminal Justice Section, October, 1989.

Fiandach, Edward L. - "DWI Update 1990" - Paper presented to the Crimi Defense League, August 14, 1990.

Fiandach, Edward L. - "Death Leaves No Room For Error" - Gannett Rochester Newspapers, Speaking Out, February 13, 1990, in conjunction with the issue of capital punishment in New York.

Fiandach, Edward L. - "Recent Developments in DWI Law" - Paper prepared for the Monroe County Bar Association Continuing Legal Education, Criminal Justice Section, April 2, 1991.

Fiandach, Edward L. - "DWI Suspension Bill Spells Trouble"- Gannett Rochester Newspapers, Speaking Out, May 24, 1991, in conjunction with a proposal to immediately revoke the licenses of those who fail alcohol tests.

Fiandach, Edward L. - "Driving Under the Influence and Compelling Governmental Interests," paper presented at a conference entitled, " - "Compelling Government Interests: The Mystery of Constitutional Analysis," Albany Law School, September 27th, 1991.

Fiandach, Edward L. - "Tougher DWI Laws Won't Work" - Gannett Rochester Newspapers, Speaking Out, March 4, 1992, a statistical analysis of the severity of the problem posed by drinking and driving and reviewing the efficacy of further changes.

Fiandach, Edward L. - "Wachtler's Arrest Raises Questions", Gannett Rochester Newspapers, Speaking Out, November 20, 1992.

Fiandach, Edward L. - "Huntley Trial a Travesty," Gannett Rochester Newspapers, Speaking Out, March 13, 1993.

Fiandach Edward L. - "NY DWI Update" - Paper presented to New York State Magistrates Association, October, 1993.

Fiandach Edward L. - "NY DWI Update" [revised] - Paper presented to Wayne County Magistrates Association, November, 1993.

Fiandach, Edward L. - "Two is Too Much" - Gannett Rochester Newspapers, Reader's Say, December 30, 1993.

Fiandach, Edward L. - "Queen to KB₄" - Paper presented at "Local Criminal Court Practice," New York State Bar Association, 1994.

Fiandach, Edward L. - "Remembering Nixon" - Gannett Rochester Newspapers, Readers Say, April 29, 1994.

Fiandach, Edward L. - "Ampoules, Lot Numbers and Uruburu", Paper appearing in the Public Defense Center Report, vol. VI, no. 7, August, 1991.

Fiandach, Edward L. - "DWI, Update-1992," Paper prepared for the Monroe County Bar Association, Continuing Legal Education, Criminal Justice Section, March 1992.

Fiandach, Edward L. - Over 150 articles on DWI exclusively written for and published by The Rochester Daily Record, July 10, 1991 through February 10, 1994.

Fiandach, Edward L. - "Suspension Pending Prosecution: Selected Problems" article appearing in the Public Defense Center Report, vol. IX, no. 9, November, 1994.

Fiandach, Edward L. - *Pitfall or Pratfall*, DWI Suspension Pending Prosecution, collection of previously published works presented at the New York Association of Criminal Defense Lawyers, "Hot Button Topics."

Fiandach, Edward L., *Extremes Meet, The Art of Cross-examination in a DWI*, Paper presented "Handling the DWI in New York," New York State Bar Association, 1995.

Fiandach, Edward L., *A Procedural Guide to Suspension Pending Prosecution*, article appearing in *The Magistrate*, February, 1995.

Fiandach, Edward L., *New York DWI Update '95*, Paper presented to the Wayne County Bar Association, April 11, 1995.

Fiandach, Edward L., *Pringle v. Wolfe and Sisco v. Harter: Same Law, Different Conclusions*, Article appearing in *The Magistrate*, June 1995.

Fiandach, Edward L. - "Hit the Beach!" - The Art of Pre-Trial Motion Practice. Paper presented to the New York State Bar Association Basic Criminal Skills, November 14 and 16, 1995.

Fiandach, Edward L. - *NY DWI Update, 1995*, paper presented to the New York State Association of Magistrates, October 16, 1995.

Fiandach, Edward L. - *Ground Zero!*, paper presented to the New York State Bar Association seminar on Local Criminal Court Practice.

Fiandach, Edward L. - Court of Appeals Eliminates Use of Appearance Letters. Rochester Daily Record, March, 1996.

Fiandach, Edward L. - *Perry* Legislatively Overruled, Rochester Daily Record.

Fiandach, Edward L. - *Pringle*, Analysis and Comment, Rochester Daily Record, June 1996.

Fiandach, Edward L. - *Pringle*, What Will it Take?, Rochester Daily Record, September 1996.

Fiandach, Edward L. - Just Say No! Zero Tolerance becomes the Law, Rochester Daily Record.

Fiandach Edward L. - *Pringle*, Analysis and Comment, The Magistrate, July, 1996.

Fiandach, Edward L., NY DWI Update, Paper presented to the Monroe County Bar Association, November 15, 1996.

Fiandach, Edward L. - "*Here and There: The Theoretical and Practical aspects of Chemical Testing in a DWI*," presented in conjunction with the New York State Bar Association Seminar, "Handling the DWI in New York," February, 1997.

Fiandach, Edward L. - *Establishing a Test, What Will it Take?*, The Magistrate, March 1997.

Fiandach, Edward L. - *Litigating Alcohol Related Accidents: A Primer*, Automobile Liability Newsletter, Vol. 6, No. 1, Spring 1997.

Fiandach, Edward L. - *Fix Plea Bargaining to Flex DWI Muscle*, Gannett Rochester Newspapers, Speaking Out May 1, 1997.

Fiandach, Edward L. - *The Future of DUI* - Paper presented to the Georgia Institute of Continuing Legal Education, Rochester, Ga., May 30, 1997.

Fiandach, Edward L. - *Breath Tests Can Err So Attorney's Must Not*, Gannett Rochester Newspapers, Speaking Out July 13, 1997.

Fiandach, Edward L. - *Fundamentals of Chemical Testing*, Paper presented to the New York State Association of Criminal Defense Lawyers, November, 1997.

Fiandach, Edward L. - *NY DWI Update 1997*, Paper presented to the Monroe County Bar Association, December 4, 1997

Fiandach, Edward L. - *The Pringle Hearing, What is it and How is it Done?*, Criminal Justice Journal, Vol. 5, No. 2 Winter, 1977.

Fiandach, Edward L. - *Road Rage Law a Mistake*, Gannett Rochester Newspapers, Speaking Out, March, 1998.

Fiandach, Edward L. - *People v. Ingle, What Does It Take?*, New York State Bar Association, Criminal Justice Journal, Vol. 6., No. 1, Spring, 1998.

Fiandach, Edward L. - "New York DWI Update," paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 1998.

Fiandach, Edward L. - *Litigating Alcohol Related Accidents - A Primer*, The Insurance, Compensation, and Liability News Letter, New York State Bar Association, Spring, 1998.

Fiandach, Edward L. - "Bad Practice and Bad Law; DataMaster Admissibility and the New York Experience" paper presented to the National College For DUI Defense, Winter Meeting, Charlotte, North Carolina, November, 1998.

Fiandach, Edward L. - "New York DWI Update," paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 1999.

Fiandach, Edward L. - "Step From the Car - What Does It Take?" New York State Bar Criminal Justice Journal - Vol. 6, No. 2, Winter, 1998

Fiandach, Edward L. - "One on One" Newsletter of the New York State Bar Association - Vol. 20, No. 1, 1999.

Fiandach, Edward L. - "DWI Update 1999," paper presented to the Wayne County Magistrates Association, September 1999.

Fiandach, Edward L. - "Gaining Respect: *Perfecting the Art of the Appeal*," paper presented in conjunction with a seminar of the same title presented by the author to the winter meeting of the National College for DUI Defense, Kansas City Missouri., December, 1999.

Fiandach, Edward L. - "Cross-Examination of the Investigating Officer," paper presented in conjunction with a lecture of the same title for the National College for DUI Defense, presented at Harvard Law School July 22, 1999.

Fiandach, Edward L. - "New York DWI Update," paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 2000.

Fiandach, Edward L. - "The *Supertough Case*," paper presented in conjunction with a lecture of the same title for the National College for DUI Defense, presented at Harvard Law School July 28, 2000.

Fiandach, Edward, L. - "The Great .08 Debate," New York State Bar Association, Criminal Justice Journal, Spring 2001.

Fiandach, Edward L. - "Wake Up and Smell the Kona, The Art Selling Yourself," paper presented in conjunction with a seminar of the same title presented by the author to the National College for DUI Defense, Maui, Hawaii, February 12, 2001.

Fiandach, Edward L. - "New York DWI Update," paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 2001.

Fiandach, Edward L. - ""Making Blood Testing Boil," paper presented in conjunction with a lecture presented by the author in Tambour, Costa Rica, July 4, 2001.

Fiandach, Edward, L. - "The Great .08 Debate," *The Champion*, Spring 2002.

Fiandach, Edward L. - "New York DWI Update," paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 2002.

Fiandach, Edward, L. - "New York DWI Update," presented to Office Of Court Administration, Judicial Training Seminar, Rye New York, July 10 and 17, 2001.

Fiandach, Edward L. Paper on Motion Practice, presented at the New York State Bar Association seminar, "Handling Cases in Local Criminal Court," Fall, 2002.

Fiandach, Edward, L. - "New York DWI Update presented to Office Of Court Administration, Judicial Training Seminar, Summer, 2002.

Fiandach, Edward, L. - "The 12 Commandments of Summation paper presented in conjunction with a lecture of the same title for the National College for DUI Defense, presented by the author at Harvard Law School July 29, 2002.

Fiandach, Edward L. - *.08 and Plea Bargaining*, Gannett Rochester Newspapers, Speaking Out, December, 2002.

Fiandach, Edward L. - "New York DWI Update paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 2003.

Fiandach, Edward L. - "Beating the Box", paper presented in conjunction with a seminar of the same title presented by the author to the Monroe County Bar Association, Spring 2004.

Fiandach, Edward L. - "Chemical Testing Made easy," paper presented in conjunction with the New York State Bar Association "Big Apple" program, May, 2004.

Fiandach, Edward L. - "Rare Ruling Discusses Lifetime Revocation Provision," article discussing lifetime revocation provision of Vehicle and Traffic Law § 1193(2)(c)(3), Rochester Daily Record, June 30, 2004.

Fiandach, Edward L. - "Evidentiary Implications for Testing in Cannabis cases," paper presented at the National College for DUI Defense Summer program at Harvard Law School, 2004.

Fiandach, Edward L. - "What is an SDM?", four part series appearing in the Rochester Daily Record, October 2004.

Fiandach, Edward L. - "Win Then While They're Hot", paper to be presented at the New York State Bar Association series entitled "Local Criminal Court Practice," Fall, 2004.

Fiandach, Edward L. - "Deciphering the Sensory Data Module," Article appearing in the Journal of the National College for DUI Defense, February 9th, 2005.

Fiandach, Edward L. - "Beating the Box - How to Attack Breath Testing at Trial," paper presented in conjunction with a lecture by the same title in Albany New York, March 16, 2005.

Fiandach, Edward L., "Hi-jack - Making the Breath Test Operator Your Own," Paper presented to the National Association of Criminal Defense Lawyers, Las Vegas, NV, September, 2005.

Fiandach, Edward L. - "Miranda Revisted" The Champion (Journal of the National Association of Criminal Defense Lawyers), November, 2005.

Fiandach, Edward L., "Keeping it Simple" Texas Criminal Defense Lawyers Association, Dallas Texas March, 30, 2006.

Fiandach, Edward L. - "A Critical Examination of Breath Testing Assumptions and Techniques," The Champion (Journal of the National Association of Criminal Defense Lawyers), November, 2006.

Fiandach, Edward L. , "The Essential Piece, *Making the Breath Test Operator Testify for YOU*," New York State Bar Association, prepared for "Big Apple VII, DWI on Trial," May 5, 2006.

Fiandach, Edward L., "The In's and Out's of Breath Testing," prepared for "Handling the DWI in New York", New York City, New York State Bar Association, September 7, 2006.

Fiandach, Edward L. , "The In's and Out's of Breath Testing," prepared for "Handling the DWI in New York", Melville Long Island, New York State Bar Association, September 8, 2006.

Fiandach, Edward L. "Lawyers and Race," prepared for "Living in Tocqueville's America," Rochester Institute of Technology, (presented, not published) October 28, 2006.

Fiandach, Edward L. , "The In's and Out's of Breath Testing," prepared for "Handling the DWI in New York", Buffalo New York, New York State Bar Association, November 2, 2006.

Fiandach, Edward L. , "The In's and Out's of Breath Testing," prepared for "Handling the DWI in New York", Albany New York, New York State Bar Association, November 30, 2006.

Fiandach, Edward L. , "The In's and Out's of Breath Testing," prepared for Strategies in Handling the DWI in New York, Syracuse, New York, Lorman Legal Seminars, Wednesday December 6, 2006.

Fiandach, Edward L., "Talkin' the Talk, The Art of Beating a Breath Test", Seattle, WA., December 8, 2006.

Fiandach, Edward L., "Ed's Guide to the DWI Reform Act of 2006," (Published in The New York DWI *Bulletin*), New York State Office of Court Administration, "The DWI Reform Act of 2006," Rochester Institute of Technology, March 31, 2007.

Fiandach, Edward L. "The Think System," prepared for New York State Bar Association, "Big Apple VII, DWI on Trial," May 4, 2007.

Fiandach, Edward L. - "Chemical Testing Made Easy," paper presented in conjunction with the New York State Bar Association "Handling the DWI In New York" program, 2008.

Fiandach, Edward L. - "Is Crossing "the Fogline" a Basis for a Stop?, article appearing in the Journal of the National College for DUI Defense, February 13th, 2009.

Fiandach, Edward L. - "A Critical Examination of Breath Testing Techniques", Paper prepared for The Big Apple, XII, May 2009.

Fiandach, Edward L. - "Pennies From Heaven," Paper prepared for presentation at the National College for DUI Defense, Harvard, July, 2010.

Fiandach, Edward L. - "Depraved Indifference in DWI Homicide Cases," New York State Criminal Justice section Journal, Fall, 2013.

Fiandach, Edward L. - "The Oldest Question," The Rochester Daily Record, August, 2014.

Fiandach, Edward L. - "A Critical Examination of Breath Testing Assumptions and Techniques", Paper prepared for DWI Means Defending With Integrity, program presented in Las Vegas, Nev. October 22, 2015.

Fiandach, Edward L. - ""Probable Cause or Reasonable Suspicion, What is the Standard?," New York State Criminal Justice section Journal, Fall, 2013.

Fiandach, Edward L., "Time and Space, a Commentary on Lincoln's Gettysburg Address. Rochester Daily Record, November, 2013.

Fiandach, Edward L. - *New York Driving While Intoxicated*, 3d edition, (2 volumes) Thomson/Reuters, 2017.

Fiandach, Edward L., "Miranda at Fifty," [2 parts], New York State Criminal Justice Newsletter (Published by the New York State Bar Association), Winter-Spring, 2017.

Fiandach, Edward L. "Breath Test Analysis," paper presented to the Monroe County Public Defender's Office, May 5th, 2018.

Fiandach, Edward L. "Blood Test Analysis," paper presented to the Monroe County Public Defender's Office, May 5th, 2018.

Fiandach, Edward L., "Drug Influenced Operating Offenses," paper presented to the Ontario County Public Defender's Office, June 1st, 2018.

Fiandach, Edward L., "Breath Test Analysis," paper presented at Big Apple XVII, New York City, May 11th, 2018.

Fiandach, Edward L., "Self Driving Cars? You May Want to Give it Some Thought," Rochester Daily Record, April, 2018.

Fiandach, Edward L., "The Psychology of a Summation," paper presented at Harvard law School for the National College for DUI Defense, July 19th, 2018.

Fiandach, Edward L., "Examining the Drug Recognition Examination," Paper presented at the Manitoba (Canada) Defense Conference, December 6th, 2018.

Fiandach, Edward L., "The ultimate Inaccuracy, Breath Testing," Paper presented at the Manitoba (Canada) Defense Conference, December 6th, 2018.

Fiandach, Edward L., "The Psychology of a DUI Summation," *The Champion* (Journal of the National Association of Criminal Defense Lawyers) January - February, 2019.

Fiandach, Edward L., "Examining the Drug Recognition Examination," Paper presented at the New York State Bar Association conference, Big Apple XVIII."

Fiandach, Edward L., "A Critical Examination of Breath Testing Assumptions and Techniques," Paper presented for the New York State bar Association symposium on Impaired Driving Offenses, Fall, 2019.

Fiandach, Edward L., "A Brave New World," Paper presented to the Monroe County Bar Association on the new discovery statute, CPL § 245.00 et. seq., December 13th, 2019.

Fiandach, Edward L., "A Closer Look at Breath Testing in DWI Cases," Rochester Daily Record, November 12th, 2019.

Fiandach, Edward L., "A Brave New World," Paper presented in conjunction with a lecture of the same name on CPL Article 245, December 13th, 2019.

Fiandach, Edward L., "The Second Decade, DWI Update, 2020." Paper presented to the Monroe County Bar Association in conjunction with a lecture by the same title, May 13th, 2020.

Fiandach, Edward L., "New York DWI Update, 2020, Everything Must Change," Paper presented to the New York State Bar Association in conjunction with a lecture by the same title, May 27th, 2020.

Fiandach, Edward L., "Death is Different," presented to The National College for DUI Defense, Winter Session, January 15th, 2021.

Fiandach, Edward L., Death is Different (Revised) presented to The Steve Epstein Institute, Pace University Law School, New York, October 1st, 2021.

Fiandach, Edward L., The SuperTough Case, presented to - Steve Epstein DWI Institute, White Plains New York, October 1st, 2021.

Fiandach, Edward L., "Obergefell, Fundamental Rights and Drugs, *The Champion* (Journal of the National Association of Criminal Defense Lawyers) pending.

Fiandach, Edward L., "Death is Different," presented to The Queens County Legal Aid Society, June 2nd, 2022.

Fiandach, Edward L., "The Art of Cross-Examination," presented to the National College for DUI Defense, Chicago, July 14th, 2022.

Fiandach, Edward L., "A Critical Analysis of Evidentiary DWI Breath Testing," Paper presented at the New York State Bar Association "Big Apple" conference, September 29, 2022

Fiandach, Edward L., "The Constitutional Status of Slavery, - A Lawyers Interpretation," *Albany Law Review*, Vol. 84, No. 1, October 2022.

Fiandach, Edward L., " The Good, the Bad and the Ugly," Dealing with Body Worn Camera Footage, paper presented to the New York State Defenders Association, Public Defense Backup Center, Finger Lakes Community College, Canandaigua, New York, August 18th, 2023.

Fiandach, Edward L., " The Good, the Bad and the Ugly," Dealing with Body Worn Camera Footage, *The Champion*, May, 2024 edition.

Fiandach, Edward L., "The Art of Cross-Examination," paper presented at the New York State Defenders Association 8th Annual DWI Master Class, Finger Lakes Community College, Canandaigua, New York August 2nd, 2024.

Fiandach, Edward L., "A Critical Examination of Breath Testing Assumptions and Techniques," (revised and updated), paper presented at the New York State Bar Association's 'Big Apple - 2024,' in conjunction with a lecture on breath testing.

Fiandach, Edward L., "The Future of American Rights," – a critical examination of rights litigation in conservative times; *NY Criminal Justice Reporter*. Vol. 22, No.3, Fall, 2024.

Fiandach, Edward L., "The Art of Cross-Examination in a DUI," *The Champion*, July, 2025 edition.

Fiandach, Edward L., "Our Failing Constitution," paper presented in conjunction with a lecture entitled "The Future of Our Constitution" to the New York State Bar Association, June 23rd, 2025.

Fiandach, Edward L., "Ten Steps for Success: How to Prepare a DWI for Trial," paper prepared for a lecture by the same name given to the 9th Annual DWI Master Class, Finger Lakes Community College, Canandaigua, New York August 28th, 2026.

Fiandach, Edward L. with Luzzio, Michael, "Breath Sample Acceptance Criteria and Distributional Differences Across 57,211 New York DWI Arrests," a comparison of results obtained from the NPAS DataMaster and the Drager Alcotest 9110 on the same population. Submitted for publication to the *Journal of Forensic Science*.

Fiandach, Edward L., "Ten Steps to Preparing a DUI for Trial," submitted to *The Champion*, anticipated publication date fall, 2026.

LECTURER AND INSTRUCTOR (listed chronologically):

Guest Speaker, Monroe County Magistrates Association, April 10, 1989.

Lecturer, "Update on Motion Practice," Monroe County Bar Association, December 6, 1989.

Instructor, Adult Education, East Irondequoit Central School System.

Speaker, "DWI Update," Monroe County Bar Association, November, 1990.

Volunteer, Guest Lecturer, Personal and Business Law Classes, West Irondequoit Central School System 1983 to present.

Guest Lecturer, Toastmasters, Speechcrafters Chapter, "The Exclusionary Rule, Benchmark of Freedom", March 19, 1991.

Speaker, Monroe County Bar Association, "DWI Update", April 27, 1991.

Guest Speaker, West Irondequoit Central School System Annual Law Day Ceremony, 1991.

Guest Speaker, Monroe County Magistrates Association, July 11, 1991.

Fiandach, Edward L. - "Driving Under the Influence and Compelling Governmental Interests," lecture presented at a conference entitled, "Compelling Government Interests: The Mystery of Constitutional Analysis," Albany Law School, September 27th, 1991.

Panelist and Moderator, Monroe County Bar Association, "An Evidence Update in the State of New York", November 1, 1991.

Panelist and Moderator, Monroe County Bar Association, "Breaking the No-Fault Barrier", November 12, 1991.

Panelist and Moderator, Monroe County Bar Association, "Money Laundering, a Trap for ALL Attorneys", November 18, 1991.

Panelist and speaker, Greater Rochester Association of Women Attorneys, "Lawyers Who Write," March 27, 1991.

Speaker, Monroe County Bar Association, "DWI Update", April 4, 1992.

Speaker, New York State Bar Association, Seminar, "Basic Criminal Practice", October 28, 1992

Guest Speaker, Monroe County Magistrates Association, October 1993.

Lecturer, New York State Magistrates Association, 1992 annual convention.

Lecturer, and local chair, New York State Bar Association, "Handling the DWI in New York," 1993.

Lecturer, New York State Magistrates Association, 1993 annual convention.

Guest speaker, Wayne County Magistrates Association, November, 1993.

Lecturer, New York State Magistrates Association, 1994 annual convention.

"Just Say No!" Lecture presented to Irondequoit High School Personal Law Class, Fall 1994.

Lecturer, Jury Selection, moderator, Vehicular Crimes, seminar presented by the New York Association of Criminal Defense Lawyers, November 9, 1994.

Speaker, "Suspension Pending Prosecution" Monroe County Bar Association, Criminal Justice Section, Fall, 1994.

Speaker, "Suspension Pending Prosecution," Dutchess County Magistrates Association, November 28, 1994.

Speaker, "Hot Button Topics," program presented by the New York Association of Criminal Defense Lawyers, New York University Law School, New York City, January 28, 1995.

Speaker, The Governor's School and Business Alliance Greater Rochester-Finger Lakes Region, Workshop on Law and Criminal Justice, February 13, 1995 - February 17, 1995.

Lecturer, and co-chair, New York State Bar Association, "Handling the DWI in New York," 1995.

Speaker, Monroe County Bar Association Criminal Justice Section, "Constitutional Issues Surrounding Suspension Pending Prosecution," April 4, 1995.

Guest speaker, Wayne County Bar Association, April, 11, 1995.

Speaker, *DWI Suspension and Revocation - Law and Tactics*, Erie County Bar Association Noonday Lecture, April 26, 1995.

Speaker, New York State Association of Criminal Defense Lawyers Seminar, "Pushing the Envelope", Tarrytown, New York, September 9, 1995. Topic: Constitutional ramifications of Vehicle and Traffic Law '1193(2)(e)(7).

Speaker, New York State Association of Criminal Defense Lawyers Seminar, "Pushing the Envelope," Ithaca, New York, September 16, 1995. Topic: Constitutional Ramifications of Vehicle and Traffic Law '1193(2)(e)(7).

Lecturer, New York State Magistrates Association, 1995 annual convention.

Speaker and local chair, New York State Bar Association, "Basic criminal Practice Skills," Rochester, New York, October 17 and 19, 1995.

Testified on behalf of the New York State Association of Defense Lawyers on the Constitutionality of Vehicle and Traffic Law '1193(2)(e)(7).

Panel Member Greater Rochester Cablevision Spring 1996.

Cross-Examination in a DWI, presented to the New York Association of Criminal Defense Lawyers, Syracuse University Law School, April 20, 1996.

"Double Jeopardy and Vehicle and Traffic Law ' 1193(2)(e)(7)", lecture presented to the New York State Association of Criminal Defense Lawyers at Albany Law School March 30, 1996.

Speaker, Revocations and Sanctions, Erie County Bar Association Noon Hour Lecture Series, December 13, 1995.

"Just Say No!" Lecture presented to Irondequoit High School Personal Law Class, Fall 1995.

The Role of the Defense Attorney in Criminal Justice. Presented Irondequoit Citizen's Police Academy, October 21, 1995

Chairperson and Speaker, Local Criminal Court Practice, Seminar presented for the New York State Bar Association, Rochester and Buffalo, Spring 1996.

Understanding *Pringle*, Presented to the Monroe County Magistrates Association, October 10, 1996.

Panel Member, "DWI and the Law", WGRC, Fall, 1996.

The Role of the Defense Attorney in Criminal Justice. Presented Irondequoit Citizen's Police Academy, November 19, 1996

"Just Say No!" Lecture presented to Irondequoit High School Personal Law Class, Fall 1996.

Panelist and Chairperson, *Recent Changes in DWI Laws in New York*, program presented to the Monroe County Bar Association, December, 1997.

Panelist and Chairperson, *Handling the DWI in New York*, Albany, Rochester, NYC, Uniondale, Buffalo, (five lectures).

Instructor, National College for DUI Defense, Cambridge, Massachusetts, July, 1997.

The Silver Nitrate Defense, lecture presented to the Monroe County Bar Association, June 3, 1997.

DWI Update Buffalo, NY. Noonday lecture presented to the Erie County Bar Association, spring 1998.

New York DWI Update, presented to the New York State Association of Magistrates, Buffalo, New York, September 23, 1997.

Fundamentals of Chemical Testing, presented to the New York State Association of Criminal Defense Lawyers, Poughkeepsie, New York, November 29, 1997.

Walkin' the Walk: Cross-Examination of The Arresting Officer, presented to the Kansas Association of Criminal Defense Attorney's at Lawrence, Kansas, November 1997.

New York DWI Update 1997, Presented to the Monroe County Bar Association, December 4, 1997

Review of *Loce v. Time Warner, et. al.* presented to Nixon, Hargrave Devans and Doyle Litigation Group, September 12, 1997.

Revocations and Suspensions, Noonday lecture presented to the Erie County Bar Association, February 14, 1998.

Walkin' the Walk: Cross-Examination of The Arresting Officer in a DWI, lecture presented to the Monroe County Public Defender's Office, March 14, 1998.

Role of the Defense Attorney in Criminal Justice, Presented Irondequoit Citizen's Police Academy, February 19, 1998.

Guest Speaker, Wayne County Magistrates Association, Newark, New York, May 17, 1999.

Speaker, "*Walkin' the Walk: Cross-Examination of The Arresting Officer in a DWI*" New York State Association of Criminal Defense Lawyers, presented at NYU, May 22, 1999.

Coordinator, Moderator and Speaker, "DWI Defense for the New Millennium," June 3 - 5, 1999, Saratoga, New York.

Guest Speaker, Monroe County Court Clerks annual meeting, June 11, 1999.

Guest Speaker, Wayne County Magistrates Association, September 20, 1999.

Guest Speaker, New York State Association of Criminal Defense Lawyers, Poughkeepsie, New York, November 5, 1999.

Guest Lecturer, "Gaining Respect: *Perfecting the Art of the Appeal*," NCDD Winter Meeting, Kansas City Missouri, December 3, 1999.

Guest Lecturer, "Strategies in Handling DWI Cases," Albany New York, March 3, 2000.

Judge, Gabrielli Moot Court Competition, Albany, New York, March 3, 2000.

Lecturer, Monroe County Bar Association, "New York DWI Update," March 15, 2000.

Guest Lecturer, "Strategies in Handling DWI Cases," New York City, June 15, 2000.

Guest Lecturer, NCDD summer session, Cambridge Massachusetts, July 28, 2000.

Guest Speaker, Monroe County Magistrates Association, November 9, 2000.

Guest Lecturer, Florida State Bar Association, January 19, 2001.

Guest Lecturer, NCDD Winter Meeting, Maui, Hawaii, February 12, 2001.

Lecturer, Monroe County Bar Association, "New York DWI Update," Spring, 2002.

Guest Lecturer, "Strategies in Handling DWI Cases in New York," New York City, February 8, 2001.

Guest Lecturer, Monroe County Bar Association, "Recent Developments in DWI and Related Topics for the Year 2001," Rochester, New York, March 21, 2001.

Guest Lecturer, "It's a Small World After All," Buffalo, New York, May 23, 2001.

Guest Lecturer, New York State Bar Association, "DWI on Trial - The Big Apple Seminar," New York, New York, May 25, 2001.

Guest Lecturer, Lone Star Seminars, "Making Blood Testing Boil," Tambor, Costa Rica, July 4, 2001.

Guest Lecturer, New York State Office Of Court Administration, Judicial Training Seminar, New York DWI Update, 2001, Rye New York, July 10 and 17, 2001.

Guest Lecturer, New York State Office Of Court Administration, Judicial Training Seminar, Trial of a DWI Case, Rye New York, July 10 and 17, 2001.

Panel Member, National College for DUI Defense, conducted at Cambridge, Massachusetts, July 2001.

Defense Counsel, Mock Trial presented at the National College for DUI Defense, conducted at Cambridge Massachusetts, July 28, 2001.

Guest, "Andrew S. Fritz Talks Criminal Law", TalkAmerica.Com, September 4, 2001.

Speaker, "Revocations, Suspensions and Persistent Offenders," Erie County Bar Association Noonday Lecture Series, Buffalo, New York, September 21, 2001.

Speaker, introduction to Handling the DWI in New York," Buffalo, New York, October 26, 2001.

Speaker, introduction to Handling the DWI in New York," Melville Long Island, New York, November 8, 2001.

Speaker, introduction to Handling the DWI in New York," New York City, New York, November 9, 2001.

Speaker, introduction to Handling the DWI in New York," Albany, New York, November 27, 2001.

Instructor, New York State Office of Court Administration, Judicial Training Seminar, June 27, 2002.

Instructor, New York State Office of Court Administration, Judicial Training Seminar, July 10, 2002.

Speaker, National College for DUI Defense, "The 12 Commandments of Summation." Presented At Cambridge, Massachusetts July 29, 2002.

Speaker and Co-Chairperson. DWI Noon-day session. Erie County Bar Association, September 4, 2002.

Speaker and Co-Chairperson. DWI Noon-day session. Erie County Bar Association, September 18, 2002.

Speaker, *Handling Cases in Local Criminal Court*, New York State Bar Association, Amherst New York, October 9, 2002.

Featured Speaker, Brighton (NY) Kiwanis Club, October 22, 2002, "Advertising, Underage Drinking and Plea Bargaining".

Speaker, *Handling Cases in Local Criminal Court*, New York State Bar Association, NYC, October 31, 2002.

Speaker, *Handling Cases in Local Criminal Court*, New York State Bar Association, Garden City, New York, November 1, 2002.

Panelist, Forum on Gun Violence, University of Rochester, March 17, 2003.

Lecturer, Irondequoit Citizens Police Academy, April 14, 2003.

Lecturer, Monroe County Bar Association, "New York DWI Update," Spring, 2003.

Guest Speaker, Ontario - Yates County Magistrates Association, May 17, 2003.

Lecturer, "Strategies in Blood Testing," New York State Bar Association - Big Apple Seminar, New York City, June 6, 2003.

Lecturer, Irondequoit Citizens Police Academy, November 4, 2003.

Lecturer, "The DataMaster and Related Topics," New York State Association of Criminal Defense Lawyers, Utica, New York, March 20, 2004. Lecture and demonstration of the NPAS DataMaster.

Lecturer, "Chemical Testing Made Simple," Lorman Legal Seminars, Albany New York, March 26, 2004.

Lecturer, "Beating the Box," Monroe County Bar Association, April 16, 2004. Lecture and demonstration of the NPAS DataMaster.

Lecturer, Monroe County Bar Association (in conjunction with the Ontario County Bar Association) "Critical Issues in DWI," April, 2004.

Lecturer, "Understanding the DataMaster." Lecture and demonstration of the NPAS DataMaster. Thompsons County Bar Association, Ithaca, New York, April, 2004.

Lecturer, "Chemical Testing Made Simple", New York State Bar Association - Big Apple Seminar, New York City, May, 2004.

Lecturer, "Evidentiary Implications for Testing in Cannabis Cases," Lecture given for the National College for DUI Defense at Harvard Law School, July 22, 2004.

Lecturer, Erie County Bar Association Institute of Law, Noonday Session, "Critical Issues in DWI," September 29, 2004.

Lecturer, New York State Association of Criminal Defense Lawyers, "Understanding the DataMaster." Lecture and demonstration of the NPAS DataMaster. Palisades, Rockland County. October 1, 2004.

Lecturer, "Win Them While They're Hot", Handling Cases in Local Criminal Court, New York State Bar Association, Uniondale Long Island, October 4, 2004.

Lecturer, "Win Them While They're Hot", Handling Cases in Local Criminal Court, New York State Bar Association, New York City, October 5, 2004.

Speaker, Irondequoit Citizens Police Academy, "The Theory of the Defense," November 29, 2004.

Lecturer, "Win Them While They're Hot", Handling Cases in Local Criminal Court, New York State Bar Association, Buffalo, New York, December 2, 2004.

Lecturer, "Beating the Box - How to Attack Breath Testing at Trial," Lorman Legal Seminars, Albany, New York, March 15, 2005.

Lecturer, "Mission Impossible - Breath Testing Made Easy", New York State Bar Association - Big Apple Seminar, New York City, May, 2005.

Lecturer, "Mission Impossible - Mastering the Basics," Lecture given for the National College for DUI Defense at Harvard Law School, July, 2005.

Lecturer, "Interstate Licensing Issues," Erie County Bar Association, September 14, 2005.

Lecturer, "Hi-jack - Making the Breath Test Operator Your Own, National Association of Criminal Defense Lawyers, Las Vegas, NV, September, 2005.

Lecturer, "Handling DWI and DUI Cases in NY, Lorman Educational Services, Syracuse, New York, December 2, 2005.

Lecturer, "Beating the Box - Understanding the DataMaster", Cayuga County Bar Association, February 1, 2006.

Lecturer, "Keeping it Simple" Texas Criminal Defense Lawyers Association, Dallas Texas March, 30, 2006.

Lecturer, "The Essential Piece, *Making the Breath Test Operator Testify for YOU*," New York State Bar Association, "Big Apple VII, DWI on Trial," May 5, 2006.

Lecturer, "Handling the DWI in New York", New York City, New York State Bar Association, September 7, 2006.

Lecturer, "Handling the DWI in New York", Melville Long Island, New York State Bar Association, September 8, 2006.

Panelist and Speaker, "Living in Tocqueville's America," Rochester Institute of Technology, October 28, 2006.

Lecturer, Breath Testing Basics, WestGroup, Select Authors Seminars (Given to the Monroe County Bar Association), November 1, 2006.

Lecturer, "Handling the DWI in New York", Buffalo New York, New York State Bar Association, November 2, 2006.

Lecturer, "Handling the DWI in New York", Albany New York, New York State Bar Association, November 30, 2006.

Lecturer, Strategies in Handling the DWI in New York, Syracuse, New York, Lorman Legal Seminars, Wednesday December 6, 2006.

Keynote Speaker, "Talkin' the Talk, The Art of Beating a Breath Test", Seattle, WA., December 8, 2006.

Instructor and Speaker, New York State Office of Court Administration, "The DWI Reform Act of 2006," Rochester Institute of Technology, March 31, 2007.

Keynote Address, National College for DUI Defense," Harvard, MA., July 2, 2006.

Lecturer, "The Think System," New York State Bar Association, "Big Apple VII, DWI on Trial," May 4, 2007.

Guest Speaker, "The DWI Reform Act of 2006 and Chemical Testing Basics, *an Unlikely Pair*", talk given to a combined meeting of the Wayne County and Ontario County Magistrates Association, May 21, 2007.

Speaker, "The Rest of the Story:, *The Use of Metaphors at a Trial*," The National College for DUI Defense, Given at Harvard Law School, July 20, 2007.

Instructor, Office of Court administration, "Taking the Bench", new judge education program, Syracuse, New York, December 1, 2007.

Guest Speaker, NCDD Winter Conference, Honolulu, Hawaii, "How to Knock Down Sand Castles, Foundations of Breath Testing, January 25, 2008.

Instructor, Judicial Training Program, Corning New York, Corning Community College, March 3, 2008.

Panel Member, "Parents Who Host," Irondequoit New York, April 1, 2008.

Lecturer, Big Apple VIII,, "A Case of the M's," New York, New York, May 2nd, 2008.

Instructor, Judicial Training Program, Houghton New York, Corning Community College, May, 7, 2008.

Lecturer, "Betting on Justice VIII, "A Case of the M's," Tunica Mississippi, May 16, 2008.

Lecturer, "Breath Tests Basics," New York State Bar Association, Handling the DWI in New York, Buffalo, New York, October 16, 2008.

Lecturer, "A Case of the M's," Vermont Association of Criminal Defense Lawyers," Rutland, Vermont, October 24, 2008.

Lecturer, "Breath Tests Basics," New York State Bar Association, Handling the DWI in New York, Albany, New York, November 13, 2008.

Lecturer, Big Apple IX,, "Breath Testing Basics," New York, New York, May 8th, 2008.

Lecturer, "You've Got Trouble," National College for DUI Defense," Harvard, MA., July 17th, 2009.

Lecturer, "A Case of the M's," San Antonio Texas, Texas Association of Criminal Defense Lawyers, November 12th 2009.

Lecturer, "You've, Got Trouble," New York State Bar Association, Big Apple, May 4th, 2010.

Lecturer, "Pennies From Heaven," [Cross-examination of a breath testing expert] National College For DUI Defense, Harvard Law School, July, 2010.

Lecturer, "Breath Tests Basics," New York State Bar Association, Handling the DWI in New York, Albany, New York, November 13, 2010.

Lecturer, "Breath Tests Basics," New York State Bar Association, Handling the DWI in New York, Buffalo, New York, November 2010.

Lecturer, "The Bottom Line," [Handling alcohol related fatalities and assaults], Big Apple XI, New York, New York, May 5th, 2011.

Lecturer, Big Apple XI, New York, New York, May, 2012.

Lecturer, Handling the DWI in New York, Albany, , NYC, Buffalo, November 13, 2012.
Lecturer, Big Apple XII, New York, New York, May, 2013.

Lecturer, "Nightmare on Elm Street," Monroe County Bar Association, October, 2013.
Lecturer, Big Apple XIII, New York, New York, May, 2014.

Lecturer, "Aggravated Unlicensed Operation," Handling the DWI in New York, Albany, NYC, Buffalo, November 13, 2014.

Lecturer, "Defending Death – Fatal Accidents, lecture to the National College for DUI Defense, July, 2014.

Lecturer, "Handling a DWI in New York, Monroe County Bar Association, October, 2015.

Lecturer, "Botched Breath Tests," National Association of Criminal Defense Lawyers, Las Vegas Nev., October 22nd, 2015.

Lecturer, Big Apple XIV, New York, New York, May, 2015.

Lecturer, Mastering Scientific Evidence, NCDD, TCDLA, New Orleans Louisiana, topic, "Devil Words" Spring 2016.

Lecturer, Big Apple XV, New York State Bar Association, New York City, topic, "Breath Testing."

Lecturer, Big Apple XVI, New York State Bar Association, New York City, topic, "Ethics in DWI Practice."

Lecturer, New York State Bar Association, "Blood Testing," (4 lectures) Fall, 2017.

Lecturer, New York State Association of Criminal Defense Lawyers, New York City, December 12th, 2017, topic, "Blood Testing."

Lecturer, New York State Bar Association, Big Apple XVII, "Fiandach's Nuggets," New York City, May 11th, 2018.

Lecturer, Monroe County Public Defender's Office, "Breath Test Cross-Examination," May 5th, 2018.

Lecturer, Monroe County Public Defender's Office, "The Art of the Summation," May 5th, 2018.

Lecturer, National College for DUI Defense/Ontario County Public Defender's Office, "Basic Blood Testing in DWAI Drugs Cases." June 1st, 2018.

Lecturer, National College for DUI Defense, "The Psychology of the Summation," Harvard Law School, July 19th, 2018.

Lecturer, Cross-Examination Demonstration, National College for DUI Defense, Harvard Law School, July 20th, 2018.

Lecturer, "Drug Recognition Evaluations," Manitoba (Canada) Defense Conference, December 6th, 2018.

Lecturer, "The Ultimate Inaccuracy, Breath Testing," Manitoba (Canada) Defense Conference, December 6th, 2018.

Lecturer, "Blood is Thicker Than Water, Drug Testing in DWAI Drug Cases," Presented at the New York State Bar Association Criminal Justice Section conference Big Apple XVIII, May 2nd, 2019.

Lecturer, "Challenging the Breath Test – the Low Budget Defense," New York State Bar Association, Melville Long Island, September 24th, 2019.

Lecturer, "Challenging the Breath Test, the Low Budget Defense," New York State Bar Association, State Bar Center, Albany, New York, October 10th, 2019.

Lecturer, "Challenging the Breath Test, the Low Budget Defense," New York State Bar Association, Poughkeepsie, New York, October 16th, 2019.

Lecturer, "Challenging the Breath Test, the Low Budget Defense," New York State Bar Association, Syracuse, New York, October 23rd, 2019.

Lecturer, "A Brave New World," Presentation to the Monroe County Bar Association on the new discovery statute, CPL § 245.00 et. seq., December 13th, 2019.

Lecturer, "The Future of the Constitution," presented to the New York State Bar Association, May 7th, 2020.

Lecturer, "The Second Decade, DWI Update, 2020." Presented (virtual) to the Monroe County Bar Association, May 13th, 2020.

Lecturer, "New York DWI Update, 2020, Everything Must Change," Presented (virtual) to the New York State Bar Association, May 27th, 2020.

Lecturer, "Closing Arguments," presented to the The National College for DUI Defense, NCDD 25th Anniversary Summer Session, "Anatomy of a DUI Trial," July 11th, 2020.

Lecturer, "Death is Different," presented to The National College for DUI Defense, Winter Session, January 15th, 2021.

Lecturer, , "Defending Against the Blood Test," presented to the New York State Bar Association, March 23, 2021.

Lecturer, "Discovery Under CPL § 245," NACDL and NYSBA Master Class, August 27th, 2021.

Lecturer, Death is Different (Revised) presented to Steve Epstein DWI Institute, White Plains, New York, October 1st, 2021.

Lecturer, Death is Different (Revised) presented to Steve Epstein DWI Institute, White Plains, New York, May 2nd, 2022.

Lecturer, "Gas Chromatography and Reverse Extrapolation," Queens County Legal Aid Society, June 2nd, 2022.

Lecturer, Handling the DWI Homicide, presented to Epstein DWI Institute, New York, June 2nd, 2022.

Lecturer, , *Breakaway*, "How to Handle the Unexpected in Cross-Examination," National College for DUI Defense, Chicago, July 15th, 2022.

Lecturer, Drugs and Gas Chromatography, NACDL and NYSBA Master Class, August 19, 2022.

Lecturer, "Challenging Breath Tests without an Expert," New York State Bar Association, "Big Apple XXIX DWI Conference," September 29, 2022.

Lecturer, NCDD's Trial Advocacy Task Force. Rerouting Your Case to a Not Guilty Verdict, "The Good the Bad and the Ugly," Dealing With Body Camera Videos,' June 29th, 2023.

Lecturer, "The Good, the Bad and the Ugly," Dealing with Body Worn Camera Footage, presented at the New York State Defenders Association, Public Defense Backup Center, Finger Lakes Community College, Canandaigua, New York, August 18th, 2023.

Lecturer, "Nuts and Bolts of DWI Practice - 'The 2 AM Phone Call';" Monroe County Bar Association, Young Lawyers Section, March 5th, 2024.

Lecturer, "The Art of Cross-Examination," presented at the New York State Defenders Association 8th Annual DWI Master Class, Finger Lakes Community College, Canandaigua, New York August 2nd, 2024.

Lecturer, "Winning! Cross-examination and Jury Selection," University of the State of New York, Buffalo Law School, September 30th, 2024.

Lecturer, "The Ultimate Inaccuracy, Breath Testing," presented at the New York State Bar Association's Big Apple - 2024, New York City. October 25th, 2024.

Lecturer, "Why We Punish," an examination of the origin and principles behind crime and punishment. Lecture given to the University of Rochester Undergraduate Philosophy Council, November 23rd, 2024.

Lecturer, Gas Chromatography and Reverse Extrapolation, virtual seminar presented to the National College of DUI Defense Alcohol & Drug Testing Devices Force, April 24th, 2025.

Lecturer, "The Future of the Constitution," a lecture to presented to the New York State Bar Association exploring the present failures of the American Constitutional system, June 23, 2025.

Lecturer, It's All One Piece, Integrating Cross-Examination and Summation," Lecture presented to the National College for DUI Defense, Denver Colorado, July 17th, 2025.

Lecturer, "The Good, the Bad and the Ugly," Dealing with Body Worn Camera Footage, presented at the New York State Bar Association Big Apple XXIV, conference, New York City, October 17th, 2025.

Lecturer, "Summations," Lecture given to "The Jury Trial," at the State University of Buffalo, November 3rd, 2025.

Lecturer, "Ten Steps for Success: How to Prepare a DWI for Trial," 9th Annual DWI Master Class, Finger Lakes Community College, Canandaigua, New York August 28th, 2026.

REPORTED DECISIONS (listed chronologically):

People v. Egan 72 AD2d 239, 424 NYS2d 546 (4th Dept. 1980) .
In the Matter of the Application of Frances Day Ungerer v. The Board of Education of the City of Rochester, 86 AD2d 780, 449 NYS2d 939 (4th Dept. 1980) .
Egan v. New York, 451 U.S. 1012 101 S.Ct. 2999, 69 L.Ed.2d 384 (1981)
David v. Prudential Ins. Co. of America 132 AD2d 983, 518 NYS2d 370 (4th Dept. 1984) .
Lyng v. Lyng 112 AD2d 29, 490 NYS2d 940 (4th Dept. 1985) .
Miller v. Anetsberger Bros., Inc. 124 AD2d 1057, 508 N.Y.S.2d 954 (4th Dept. 1986) .
People v. Tambe, 71 NY2d 492, 527 NYS2d 372, 522 NE2d 448 (1988) .
LaRocca v. Ryobi Ltd., 147 AD2d 910, 538 NYS2d 729 (4th Dept. 1989) .
People v. Graham, 159 AD2d 1019, 553 NYS2d 927 (4th Dept. 1990) .
People v. Warren, 156 AD2d 972, 549 NYS2d 263 (4th Dept. 1990) .
Constantine v. One 1980 Datsun, 163 AD2d 866, 559 NYS2d 411 (4th Dept. 1990) .
People v. Nicolo, 166 AD2d 912, 560 NYS2d 572 (4th Dept., 1990).
People v. Uruburu, 169 AD2d 20, 571 NYS2d 965, mot. lv. app. den. 78 N.Y.2d 1082, 583 N.E.2d 958, 577 N.Y.S.2d 246 (Oct. 28, 1991).
Schneider v. Sprague, 179 AD2d 1098, 580 NYS2d 611 (1992, 4th Dept) .
People v. Cushman, 210 AD2d 960, 621 NYS2d 1022 (1994, 4th Dept) .
DeGough v. Diez, 209 AD2d 1060, 619 NYS2d 919 (1994, 4th Dept) .
People v. Johnson, 165 Misc2d 904, 630 NYS2d 647 (1995) .
People v. Johnson, 165 Misc2d 904, 630 NYS2d 647 (1995) .
People v. Huntley, 637 NYS2d 836, 637 N.Y.S.2d 836 (1996, 4th Dept) .
People v. McRobbie & Gannon, 168 Misc2d 151, 636 NYS2d 975 (1995) .
Pringle v. Wolfe, 164 Misc 2d 733. 625 N.Y.S.2d 879 (1995) .

Pringle v. Wolfe, 88 NY2d 426, 668 NE2d 1376, 646 NYS2d 82 (1996)
Pringle v. Wolfe, 519 U.S. 1009, 117 S.Ct. 513, 136 L.Ed.2d 402 (1996)
People v. Jamison, 170 Misc2d 974, 652 NYS2d 495 (1996).
Taradena v. Nationwide Mut. Ins. Co., 239 AD2d 876, 659 NYS2d 646 (4th Dept., 1997) .
People v. Donhauser, 255 AD2d 933, 683 NYS2d 357 (4th Dept., 1998).
Loce v. Time Warner/Newhouse Communications, 191 F.3d 256 (2nd Cir., 1998).
Richard J. Piscioti, Sheriff, v. County of Wayne, 76 F.Supp2d 307 (WDNY 1999).
People v. Culross, 184 Misc.2d 67, 706 N.Y.S.2d 605 (2000).
People v. Kurt DeJac, 187 Misc.2d 287, 721 N.Y.S.2d 492 (2001).
People v. Kinnaman, 298 AD.2d 902, 747 NYS.2d 842 (4th Dept., 2002).
People v. Beckwith, 309 AD2d 1253, 767 NYS2d 713 (4th Dept., 2003) .
Green v. DeMarco, 11 Misc.3d 451 812 N.Y.S.2d 772 (2005).
People v. Pedrick, 32 Misc.3d 703 926 N.Y.S.2d 269 (2011).
People v. Luther, 48 Misc.3d 699 12 N.Y.S.3d 491 (2014) .
People v. Argyris, (Johnson), 24 N.Y.3d 1138, 27 N.E.3d 425, 3 N.Y.S.3d 711 (2014).
People v. Astacio, 56 Misc.3d 171, 50 N.Y.S.3d 241 (2017)
People v. Rufus, 220 A.D.3d 1162, 197 N.Y.S.3d 63 (4th Dept., 2023).
People v. Rufus, 43 N.Y.3d 268, 259 N.E.3d 474 (2024).
People v. Michael Richardson

UNREPORTED DECISIONS OF MERIT:

People v. Urquhart (Rochester City Court [Walz, J.] January 22, 1989).
Egan v. Lord (W.D.N.Y. 1988).
United States v. Pangburn (W.D.N.Y. 1991).

Prepared and filed Amicus Curiae brief on behalf of the New York State Association of Criminal Defense Lawyers in *People v. Cziernak*, (1995, Greene County, Supreme Court).

REPRESENTATIVE CASES:

Houcke v. Byrne, M.D. and Newark Wayne Community Hospital, medical malpractice, structured settlement in excess of \$5,000,000.

Miller v. Anetsberger Bros., Inc., Products liability, injury to finger, \$250, 000 awarded at trial, on appeal established principle that modifying co-employee stands as co-tortfeasor.

People v. Huntley, not guilty of Murder 2nd in DWI related accident. Client alleged to have driven 11 miles in the wrong direction on an interstate highway.

People v. Urqhart, initially established fraud in the manufacture of breath testing ampoules.

People v. Uruburu, proved fraud in manufacturer and certification of DWI Breathalyzer ampoules and eliminated the use of the Breathalyzer 900A in New York.

Pringle v. Wolfe, contested constitutionality of suspension pending prosecution through the United States Supreme Court.

James Evan Alexander vs. General Electric and DeVliege Bullard Inc. Products liability action involving leg injury settled for \$475,000.

Loce et. ano. v. Time Warner Communications, Federal action challenging a 532(b) censorship policy. Invalidated Time Warner imposed suspensionary period.

People v. Argyris (Johnson), 24 N.Y.3d 1138 27 N.E.3d 425. Sustained the use of the *Aguilar/Spinelli* hearsay rule in New York.

People v. Astacio, City Court Judge accused of DWI and multiple violations of her conditional discharge.

PERSONAL DETAILS

HOBBIES:

Traveling with my children, bicycling, working out, reading, skiing, skydiving, sports cars and model trains.

FAVORITE WORKS OF MUSIC:

Pyotr Ilyich Tchaikovsky: Piano Concerto No. 1; Violin Concerto in D minor.

FAVORITE SONG:

"Pennies from Heaven": Brubeck Quartet, Carnegie Hall, February 22, 1963.

FAVORITE WORK OF ART:

Pablo Picasso "Guernica."

FAVORITE LITERARY WORKS:

Ralph Waldo Emerson, "Self Reliance"; Henry Adams, "The Education of Henry Adams."

FAVORITE SPORT:

Hockey.

FAVORITE QUOTATION:

"If you want something done, ask a busy person, for the other kind has no time for it."

– Benjamin Franklin.

FAVORITE "THINGS":

My children, Will and Lily.

