Professional Responsibility CLE – FBA NDOH
Speaking Truth to Power: Examining Professional Responsibility Through the Lens of the Military Legal Advisor
(2.5 Professionalism CLE Credits)
Monday, December 12, 2022

Carl B. Stokes U.S. Court House, 7th Floor Auditorium
801 West Superior Avenue, Cleveland OH

Seminar Overview

This seminar will examine professional responsibility topics using the experiences of senior military legal advisors to highlight various ethical dilemmas they have encountered during their careers, how they were resolved, what they learned, and how the solutions and lessons learned could apply in civilian practice. Our panelists are all retired General Officers and Judge Advocates from the United States Army and United States Marine Corps respectively. The primary professional rules to be covered during this program are:

- Rule 1.13: Organization as a Client
- Rule 1.2: Scope of Representation
- Rule 2.1: Advisor
- Rule 3.3: Candor Toward the Tribunal
- Rule 3.8: Special Responsibilities of a Prosecutor
- Rule 8: Managing the Integrity of the Profession

Seminar Agenda

11:30 Registration

11:55 Welcoming and Introduction of Program (Stephen Newman).

12:00 Overview of the role of the military legal advisor and professional responsibility parallels to civilian practice (James Ewing, Moderator).

12:15 Remarks by LTG (Ret.) Charles N. Pede

12:30 Remarks by BGen. (Ret.) John G. Baker

12:45 Remarks by BGen. (Ret.) Peter B. Collins

1:00 Break

1:10 Panel discussion on professional responsibility obligations of the military legal advisor and parallels to civilian practice moderated by James Ewing.

2:10 Question and answer

2:40 End of Program

LTG (Ret.) Charles N. Pede

Lieutenant General (Retired) Charles N. Pede graduated from the University of Virginia receiving a commission through R.O.T.C. Lieutenant General Pede thereafter attended the University of Virginia Law School. He holds an LLM in Military Law and a Masters Degree in National Security and Strategic Studies. Lieutenant General Pede attended the Judge Advocate Officer Basic and Graduate Courses, the Army Command and General Staff College, and the Industrial College of the Armed Forces. He served as the 40th Judge Advocate General of the Army, the senior uniformed legal position in the Department of the Army. Lieutenant General Pede supervised a worldwide law firm of over ten thousand lawyers, paralegals and support staff. Prior to his duties as the Judge Advocate General he served as the Chief Judge of the Army's Court of Criminal Appeals. Lieutenant General Pede also commanded the Department of Defense's only accredited legal degree granting institution, the Judge Advocate General's School. During his 37 years of service he served as defense attorney, prosecutor, congressional liaison, professor and general counsel to large Army installations and organizations. Lieutenant General Pede overseas deployments included OPERATION PROVIDE COMFORT, Army Forces-Turkey; OPERATION RESTORE HOPE, Mogadishu, Somalia; OPERATION ENDURING FREEDOM, Afghanistan; OPERATION IRAQI FREEDOM, Baghdad, Iraq.

JOHN G. BAKER

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John Baker is the Federal Public Defender for the Western District of North Carolina. John recently retired from the Marine Corps with the rank of brigadier general. During his 32 years with the Marines, John held a variety of leadership and litigation positions and participated in several hundred criminal trials, including capital and non-capital murder. Before becoming an attorney, he was a supply and logistics officer and a company commander.

In his last assignment with the Marines, he served as the Chief Defense Counsel for the Military Commissions Defense Organization where he led a diverse organization of more than 200 civilian and military lawyers and support personnel who represent the detainees charged at Guantanamo Bay. These cases, which include six capital cases involving the 9/11 and USS Cole attacks, are among the largest and most complex criminal cases tried in U.S. history.

John is a Distinguished Fellow for the National Institute of Military Justice, serves as a Board Member for the Center for Ethics and the Rule of Law, and is a faculty member for the National College of Capital Voir Dire.

John is a graduate of the University of Pittsburgh School of Law (J.D), Averett University (M.B.A.), and Union College (B.S). He also holds a Master of Laws from The Judge Advocate General's Legal Center and School, U.S. Army (LLM).

BRIGADIER GENERAL (RET.) PETER B. COLLINS

Brigadier General Collins was born on 23 May 1958 in Cleveland, Ohio. After graduation from University of Mississippi in May 1981, he was commissioned through the PLC program. BGen Collins then enrolled in law school at the University of Memphis, and received a Juris Doctorate degree in May 1984.

BGen Collins reported for training at The Basic School, Quantico, Virginia in April 1985. After graduation in September 1985, he attended the Lawyer's Course at Naval Justice School, Newport, Rhode Island. Upon completion of the Naval Justice School he was ordered to MCB, Camp Lejeune, North Carolina. At Camp Lejeune, BGen Collins served as a defense counsel, legal assistance officer and Special Assistant to the U.S. Attorney. He was promoted to Captain in June 1986.

In December 1988, BGen Collins was transferred to the 4th Marine Division, New Orleans, Louisiana. During this tour he was assigned duties as the Military Justice Officer and Deputy Staff Judge Advocate. In August 1992, BGen Collins was transferred to Tulane University and graduated with a Master of Laws in International Law.

In July 1993, BGen Collins was transferred to 3D Force Service Support Group, Okinawa, Japan, where he served as the Senior Defense Counsel. He was promoted to Major in September 1993. After 10 months in Okinawa, he reported to Headquarters, U.S. Central Command, Tampa, Florida where he served as an Assistant Staff Judge Advocate. While assigned to USCENTCOM he participated in OPERATION VIGILANT WARRIOR as part of the forward headquarters located in Saudi Arabia.

In August 1997, BGen Collins was transferred to U.S. Marine Forces Atlantic, Norfolk, Virginia. There he served as the Deputy Staff Judge Advocate. He was promoted to Lieutenant Colonel August 1998. July 2000, BGen Collins executed orders to Marine Corps Air Station Iwakuni, Japan. From July 2000 to June 2002 he served as the Station Judge Advocate. In June 2002 he was reassigned duties to serve as the Executive Officer, Marine Corps Air Station Iwakuni, Japan.

In June 2003, BGen Collins was ordered to Okinawa, Japan for assignment the Staff Judge Advocate, 1st Marine Aircraft Wing. He was promoted to Colonel on 1 January 2004. He remained with the 1st Marine Aircraft Wing until June 2004 when he was reassigned to the III Marine Expeditionary Force (III MEF), Okinawa, Japan. While assigned as the Staff Judge Advocate, III MEF, he participated in numerous exercises and operations, to include the Operation UNIFIED ASSISTANCE, tsunami relief operations.

June 2006 to June 2008, BGen Collins was assigned duties at Headquarters, U.S. Marine Corps as Deputy Staff Judge Advocate to the Commandant and as the Deputy Director of the Judge Advocate Division. In June 2008, BGen Collins was transferred and assumed duties as the Assistant Judge Advocate General of the Navy (Military Justice), Navy-Marine Corps Appellate Review Activity, Washington Navy Yard. On 1 January 2012, BGen Collins was transferred to the retired list in the grade of brigadier general.

BGen Collins' personal decorations include the Legion of Merit with two gold stars, Defense Meritorious Service Medal, Meritorious Service Medal with one gold star, Joint Commendation Medal, and Navy – Marine Corps Achievement Medal.

June 2012 to February 2020, BGen Collins served as the Executive Vice President and Chief Operations Officer of the Navy-Marine Corps Relief Society.