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Mr. Rehkopf attended Capital University in Columbus, Ohio, graduating in 1972 with a B.A. degree in political science. He then attended Capital University Law School, where he received his Juris Doctorate in January 1975. While in law school, Mr. Rehkopf was the Associate Editor for Research for the Law Review, won the 6th Circuit Moot Court competition and was a member of the National Moot Court team. Upon graduation, he was selected for the Judge Advocate Generals Department and served on active duty with the Air Force from 1976 to 1981. His active duty assignments include Grand Forks AFB, North Dakota (Defense Counsel), Osan Air Base, Korea (Defense Counsel), and Rhein-Main Air Base, Germany.

From 1981-85, Mr. Rehkopf was in private practice in Frankfurt am Main, Germany, where his practice was limited to defending U.S. military personnel before courts-martial and administrative proceedings. From 1985-96, he was a staff attorney in the Violent Felony Offender section of the Monroe County Public Defenders Office in Rochester, New York, an office of over 50 attorneys. His practice concentrated in the areas of complex forensic science and medical issues affecting those accused of serious crimes. He is presently associated with Brenna, Brenna & Boyce, PLLC in Rochester, New York, and concentrates on criminal defense and military law issues. Mr. Rehkopf is a frequent lecturer on the subjects of military justice, criminal law, criminal trial techniques, and professional ethics. He is admitted to practice before the Supreme Court of the United States; the U.S. Court of Appeals for the Armed Forces; and in the State of New York. He has tried over 225 cases to a verdict and argued countless appeals.

Mr. Rehkopf is the Co-Chair of the Military Law Committee of the National Association of Criminal Defense Lawyers [NACDL]; a former Vice-President of the New York State Association of Criminal Defense Lawyers [NYSACDL] and is currently a Director. He was an *amicus curiae* party as one of the "Experts of the Law of War" at the Supreme Court in *Hamdi v. Rumsfeld*, 124 S.Ct. 2633 (2004), while simultaneously representing another *amicus curiae*, People to Enforce the Geneva Conventions, in that case.

### **RECENT PUBLICATIONS and PRESENTATIONS:**

- Article, *Professional Responsibility and the Profession of Arms*, NACDL CLE Presentation (La Jolla, CA, August, 2000).
- Article, *Tactics in The Trenches: Professional Responsibility as a Sword and a Shield*, NYSACDL CLE Presentation (Syracuse Law School, April, 2001).
- Article, *Cross-Examination: Ethos, Ethics and Examples*, NYSACDL CLE Presentation (Buffalo, NY, September 2001).
- Article, *National Security: Issues and Information for the Criminal Defense Lawyer*, NYSACDL CLE (December 2001).
- Monograph, *Military Commissions - History and Constitutionality*, Report to NACDL Executive Committee, (December, 2001).
- Article, *Cops and Chemists: Cross-Examination in a Drug Case*, NYSACDL CLE Presentation (Ithaca, NY, February 9, 2002).
- Paper Presentation, *Is the "War on Terrorism" Killing Our Constitution?* American Academy of Forensic Sciences, Jurisprudence Section (Chicago, IL, February 20, 2003).
- Article, *Military Commissions: A Primer for Defense Counsel*, Federal Public Defender CLE Presentation, "Patriotism in a Time of War: Defending the Bill of Rights and the Individual Accused in Terrorism Cases," (Detroit, MI, May 10, 2003).

- Article, *Confronting Cameras in the Courtroom: Another Challenge for the Defense*. . . Mississippi Public Defenders Association CLE Presentation (Gulfport, MS, May 16, 2003).
- Article, *Cross-Examination: The "Ethics" of Zealous Representation*, NYSACDL CLE Presentation (Ithaca, NY, September 6, 2003); (Syracuse Law School, Syracuse, NY, April 24, 2004) and (Brooklyn, NY, May 14, 2004).
- Lecture, *A Few Good Captives: The Case of Guantanamo Bay*, William Jewitt Tucker Foundation, Social Justice Lecture, Dartmouth College (Hanover, NH, March 4, 2004).
- Article, *United States Military Commissions: Thoughts and Observations from a Criminal Defense Practitioner on the Issues Surrounding Military Commission "Trials" for the Guantanamo Bay Prisoners*, CLE Presentation, Canadian Bar Association, Annual Meeting (Winnipeg, Manitoba, Canada, August 16, 2004).
- Lecture, *Making Moving Motions: Cerebration in an Age of Idiots*, NYSACDL CLE Presentation (Syracuse Law School, April 30, 2005).
- Lecture, *Ethics 101: The Basics of Engagement Letters and Retainer Agreements*, NYSACDL CLE Presentation (Syracuse Law School, November 5, 2005).
- Lecture, *Ethics 101: U.S. v. Parker & The Basics of Engagement Letters and Retainer Agreements*, NYSACDL CLE Presentation (Utica, NY, March 25, 2006).
- Lecture, *Ethics in Ithaca: The Basics of Engagement Letters and Retainer Agreements*, NYSACDL CLE Presentation (Ithaca, NY, September 9, 2006).
- Lecture, *A Study in Ethics: Crime Scenes, Sherlock Holmes and Defense Counsel's Obligations*, NYSACDL CLE Presentation (Syracuse Law School, October 14, 2006).
- Lecture, *Ethical Dilemmas for Judge Advocates: How to Do the Right Thing (Especially at Crime Scenes)*, NACDL CLE Presentation (San Diego, CA, February 22, 2007).
- Lecture, *Back to Basics: Fundamentals of Professional Responsibility*, NYSACDL CLE Presentation (Syracuse Law School, April 28, 2007).
- Lecture, *The New Rules of Professional Conduct*, NYSACDL CLE Presentation (Syracuse Law School, April 25, 2009; Wayne County Courthouse, Lyons, NY, June 5, 2009).
- Lecture, *The Intersection of Military and Civilian Law*, Colorado Criminal Defense Bar (University of Colorado Law School, Boulder, CO, August 14, 2009).

### **AMICUS CURIAE BRIEFS AUTHORED**

- King v. United States*, U.S. Court of Appeals for the Armed Forces (2000), NACDL [national security concerns cannot interfere with access to counsel];
- Gray v. United States*, U.S. Supreme Court (2001), NACDL [military death penalty with less than 12 jurors is unconstitutional];
- Nguyen v. United States*, U.S. Court of Appeals for the Armed Forces (2001) NACDL, [Defense Counsel did not violate conflict of interest statute by being retained to continue defending client after counsel separated from the military];
- Padilla v. Hanft*, 4<sup>th</sup> Circuit (2005), & U.S. Supreme Court (2005) NACDL ["enemy combatant" case];
- Padilla v. Rumsfeld*, U.S.D.C. SDNY (2002), 2<sup>nd</sup> Circuit (2003), U.S. Supreme Court (2004), NACDL and NYSACDL [Alleged "dirty bomber's" right to access to counsel and right to contest military detention via *habeas corpus*]
- Hamdi v. Rumsfeld*, 4<sup>th</sup> Circuit (2002), NACDL [Illegality of military detention of U.S. citizen and right to access to counsel for *habeas corpus*];
- Hamdi v. Rumsfeld*, U.S. Supreme Court (2004), PEGC [violations of the *Geneva Conventions* by American officials may constitute "war crimes."]
- Rasul v. Bush*, D.C. Circuit (2002), NACDL [Right of Guantanamo Bay "detainees" to seek *habeas corpus* relief]
- Al-Marri v. Bush*, U.S.D.C. C.D. IL (2003), NACDL [*Habeas Corpus* on illegality of military detention and access to counsel of alleged "enemy combatant."]
- Hamdan v. Rumsfeld*, D.C. Circuit (2004) & U.S. Supreme Court (2006), NACDL [*Habeas Corpus* on illegality of "military commissions" to try Guantanamo Bay prisoners].

*Zacharias Moussaoui v. United States*, U.S. Supreme Court (2005), NACDL [right of compulsory process in capital prosecution for witnesses confined at Guantanamo Bay, Cuba].  
*People v. Kennedy*, NY Court of Appeals (2006), NYSACDL [Sex Offender Registration Act (SORA) case where underlying conviction was an ambiguous LIO from a general court-martial].  
*Denedo v. United States*, U.S. Court of Appeals for the Armed Forces (2007), NACDL [Extraordinary Writ, collateral consequences of court-martial conviction on immigration status].

## **AWARDS and RECOGNITIONS**

Recipient, 2003, National Association of Criminal Defense Lawyers, *Presidential Commendation*.

Recipient, 2003, New York State Association of Criminal Defense Lawyers, *Special Presidential Commendation for Padilla v. Rumsfeld*.

Recipient, 2004, National Association of Criminal Defense Lawyers, *Presidential Commendation*.

Recipient, 2004, New York State Association of Criminal Defense Lawyers Association, Hon. Thurgood Marshall, *Outstanding Practitioner of the Year, Award*.

Recipient, 2005, New York State Assembly, *Certificate of Recognition for Outstanding Legal Practitioner and Support of Constitutional Rights for All*.

Recipient, 2006, New York State Association of Criminal Defense Lawyers Association, *Presidential Commendation*.

Recipient, 2007, New York State Association of Criminal Defense Lawyers Association, *Presidential Commendation*.

Recipient, 2009, The Daily Record, *Leaders in Law Award*.