

## **Phillip B. Price, Sr.**

Phil Price has been representing citizens in the legal arena for thirty years. He is the only attorney in North Alabama who is Board Certified as a DUI Specialist. He has represented more people accused of the offense of DUI than any other lawyer in North Alabama. His success rate is astonishing.

He is a Founding Fellow of the National College for DUI Defense (NCDD). He served as Dean of NCDD in 1997-98. He was the third attorney in the United States to become a Fellow the National College for DUI Defense. This organization was formed to enhance the quality of legal representation for individuals accused of DUI. NCDD has held its summer DUI Defense educational forum for attorneys at the Harvard Law School in Cambridge, Massachusetts since 1995. Mr. Price has been an invited lecturer in over 25 states, teaching other lawyers in various aspects of DUI Defense. He also instructs law enforcement officers how to perform better in their jobs in DUI enforcement.

Mr. Price practiced law for many years with the late Macon L. Weaver, former U. S. Attorney for the Northern District of Alabama. Price served as president of the Alabama Criminal Defense Lawyers in 1992-93.

Price has authored and published many articles dealing with all aspects of DUI cases, including the subject of breath tests, field sobriety tests, jury selection, cross-examination and various others. He is well-known for his knowledge dealing with various breath testing instruments, including the Drager Alcotest MK III, Intoxilyzer Model 5000, and Alco Sensor IV. He owns each of these devices. He has taught courses on the operation of evidential breath test devices. In 1994, in a landmark decision, he persuaded the Alabama Supreme Court to throw out the Alabama breath test program. Even the definition of DUI in Alabama comes from a case he handled in the Alabama Supreme Court in 1989.

Phillip B. Price is the only lawyer in Central/North Alabama who is Board Certified as a Legal Specialist in DUI Defense.

In an effort to assist the public in recognizing lawyers who focus their practice on defending those accused of DUI and who have demonstrated their competence to do so, the Board of Regents for the National College for DUI Defense certified its first lawyers in 1999. Phillip Price was certified at that time. In 2003 the American Bar Association recognized DUI Defense Law as a legal specialty area of practice, and the following year the ABA accredited the College to certify lawyers in the DUI Defense Law specialty area. The NCDD is presently the only organization accredited by the ABA in this specialty field.

ABA accreditation is currently recognized in over 20 states

Mr. Price has also handled several appellate court cases of historical significance. The Supreme Court case of *Ex Parte Barry Wayne Buckner*, 549 So.2d 451 (Ala. 1989), redefined the phrase “[driving] under the influence of alcohol” in Alabama. He handled the leading case defining a citizen’s right to an independent blood test, *Lockard v. Town of Killen*, 565 So.2d 679 (Ala. Crim. App. 1990). In 1994, Mr. Price handled the case of *Mayo v. City of Madison*, 652 So.2d 201 (Ala. 1994) where, in a landmark decision of the Alabama Supreme Court, the Alabama breath test program was thrown out. In 2002, he handled the case of *City of Tuscaloosa v. Stalnahes*, wherein the Draeger Breath test device was held to be not admissible in court. He has also handled appellate cases dealing with field sobriety testing, right to trial by jury and other issues.

Mr. Price received Certificates of Recognition for the Highest Standard of Excellence for the National College for DUI Defense, Inc. in 1995, 1996, and 1997. He also received the Continuing Legal Education Award from the Alabama State Bar in 1994 and in 1995.

He has been affiliated with the following organizations in the past few years:

- Dean to the National College for DUI Defense, Inc., 1998
- Regent to the National College for DUI Defense, Inc., 1997-1998
- Faculty member to the Alabama Bar Institute on Continuing Legal Education,  
1995
- President, Alabama Criminal Defense Lawyers Association, 1992-1993
- President’s Club member, National Association of Criminal Defense Lawyers,  
1992

Also, he has attended the following advanced training programs in the past few years:

1. Southern Association of Forensic Sciences Workshop in April, 1997
2. Intoxilyzer 5000 Certification Course in Atlanta, Georgia in April, 1997
3. Intoxilyzer 5000 Certification Course in Atlanta, Georgia in October, 1996

Mr. Price was an invited lecturer at the following professional programs:

<b>Sponsor/Title</b>	<b>Location/Date</b>	<b>Topic</b>
National College for DUI Defense, Inc.	Boston, Massachusetts July 26, 1996	Intoxilyzer 5000 Breath Testing Device,
Cumberland Law	Huntsville, Alabama,	Blood, Breath & Tears:

School	November 1, 1996	The Defense for DUI cases
Oregon Criminal Defense Lawyers Association	Puerto Vallarta, Mexico, November 12, 1996	DUI Defense
Florida Bar Association	Miami, Florida January 24, 1997	Demonstrative Evidence in DUI trials
MSCJ - DUI National Seminar	Las Vegas, Nevada	Defending the Difficult Alcohol-Related Case
American Bar Association & National Association of Criminal Defense Lawyers	Las Vegas, Nevada, February 21, 1997	Breath Testing
Texas Legal Publications & Texas Criminal Defense Lawyers Association	San Antonio, Texas, February 28, 1997	Field Sobriety Tests
Defending DWIs: America's Best Intoxilyzer 5000 Certification Course	San Antonio, Texas, March 1, 1997	Cross Examination of Arresting Officers
Southern Association of Forensic Sciences	Atlanta, Georgia, April 11, 1997	Legal Aspects of the Intoxilyzer 5000
	Huntsville, Alabama, April 16, 1997	Forensic Ethanol Analysis and Interpretation
American Legal Education, Inc.	New Orleans, Louisiana, May 3, 1997	Introduction of Scientific Evidence in Alcohol-related trials
Alabama League of Municipalities	Montgomery, Alabama, May 17, 1997	DUI Update - Defense Perspective
Ohio Association of Criminal Defense Lawyers	Cleveland, Ohio, May 23, 1997	Blood Test Challenges
National Association of Defense Lawyers & ABA Criminal Justice Section	Las Vegas, Nevada, June 13, 1997	Breath Test Lecture & Demonstration
Chemical Tests on Trial	Mesa, Arizona, November 8, 1997	Moderator
Georgia Institute	Atlanta, Georgia,	Demonstrative

of Continuing Legal Education Samford University Cumberland School of Law	December 4, 1997	Evidence in DUI trials
Young Lawyers Association of Huntsville, AL	Birmingham, Alabama, February 20, 1998	Defending the Accused Drunk Driver
Texas Legal Publication & Texas Criminal Defense Lawyers Association	Huntsville, Alabama, March 11, 1998	DUI Law
American Legal Education, Inc.	Fort Worth, Texas, April 17, 1998	Voir Dire and Demo: Cross of the Technical Supervisor
Georgia Institute of Continuing Legal Education	Coconut Grove, Florida, May 2, 1998	How to Conduct Jury Selection to Prepare the Panel for Scientific Evidence Which They Must Consider and Intoxilyzer 5000
University of Missouri-Columbia School of Law	Atlanta, Georgia, May 29, 1998	Deficiencies in Georgia's Breath Testing Program and Scientific and Legal Challenges for 1998
Lone Star Seminars	St. Louis, Missouri, June 12, 1998	Cross-Examination of the Breathalyzer Operator
South Carolina Bar Association	Costa Rica, South America, June 26, 1998	Flaws in the Intoxilyzer 5000
Lone Star Seminars	Columbia, South Carolina, October 2, 1998	Demonstrative Evidence In DUI Cases
National College for DUI Defense, Inc.	South Padre Island, Texas, October 29, 1998	Cross-Examination of the Arresting Officers
Cumberland School of Law	Charleston, South Carolina, December 4, 1998	Breath Testing & Cross Examination
Minnesota Society of Criminal Justice	Birmingham, Alabama, February 5, 1999	Current Trends Affecting DUI Practice
Montana Criminal	Las Vegas, Nevada, February 12, 1999	Jury Selection Process Voir Dire
	Bozman, Montana,	Demonstrative

Defense Lawyers Association	February 18, 1999	Evidence in DUI Cases
Texas Legal Publication and Texas Criminal Defense Lawyers Association	San Antonio, Texas, March 19, 1999	Demonstrative Evidence in DUI Cases
Alabama Judicial College	Birmingham, Alabama, April 30, 1999	DUI Trial from a Defense Attorneys Perspective
American Legal Education, Inc.	Atlanta, Georgia, April 30, 1999	New Development in Roadside Field Sobriety Test Evaluations
University of Missouri - Columbia School of Law	Lake Ozark, Missouri, May 6, 1999	Demonstrative Evidence in a DWI Case: Keeping the Judge and Jury Awake
Huntsville Police Academy	Huntsville, Alabama, 1996, 1997, 1998	Instruction on DUI trials
Lone Star Seminars	Aruba, July 3, 1999	Ten Death Blows to the Intoxilyzer
National Association of Criminal Defense Lawyers	Las Vegas, Nevada October 1, 1999	Reliability/Unreliability of Breath Alcohol Test: A Closer Look through Demonstration
Leadership 2000	Huntsville, Alabama November 3, 1999	Mock Trial
Texas Courtroom Publications: America's Best Second Annual	Austin, Texas 8, 2000	April The Basic DWI Trial with Intoxilyzer
Arkansas DWI/DUI Defense Seminar	Fairfield Bay, Arkansas May 19, 2000	Cross Examination of the Breath Test Expert
Lone Star Seminars	Grand Cayman Island July 3, 2000	DWI Cross of Arresting Officer
Cumberland School of Law	Birmingham, Alabama September 22, 2000	Recent Legislation and Court Decisions Affecting DUI Cases
University of Missouri - Columbia School of Law	Lake Ozark, MO October 6, 2000	DWI Defense - The 12-Step Program
Alabama Criminal	Florence, Alabama	DUI in Alabama

Defense Lawyers December 1, 2000  
Association

The Florida Bar	Miami, Florida January 19, 2001	Toys Are Us: The Effective Use of Demonstrative Aids
Minnesota Society for Criminal Justice	Las Vegas, Nevada February 15-17, 2001	DUI Defense: The 12-Step Program
National College for DUI Defense	Kauai, Hawaii February 18-21, 2001	What Works for the Best of the Best
The Alabama Criminal Defense Lawyers Association	Orange Beach, Alabama June 22 -24, 2001	NHTSA SFST Validation vs. Invalidation
Institute of Continuing Legal Education in Georgia	Atlanta, Georgia August 24, 2001	Handling Driver's License Suspensions Seminar – Keynote Speaker
Minnesota Society for Criminal Justice	Orlando, Florida February 13 - 19, 2002	Getting Tough on DWI: The Defense
University of Alabama School of Law	Birmingham, AL March 21, 2002	DUI Defense in Alabama
Headlines Marketing Corporation	Atlanta, Georgia April 11 – 13, 2002	Mastering Scientific Evidence
University of Missouri School of Law	Columbia, Missouri May 10th and 11th, 2002	Breath Alcohol Testing
Institute of Continuing Legal Education in Georgia	Atlanta, Georgia June 21, 2002	Standardized Field Sobriety Tests; What Are They Anyway?
National College for DUI Defense	Cambridge, Massachusetts July 23, 2002	The Law of DUI Practice- Demonstrative Evidence
Lorman Education Services	Birmingham, Alabama November 21, 2002	Strategies in Handling DWI and DUI
St. Clair County, Alabama, Bar Association	Pell City, Alabama December 12, 2002	2002 Alabama DUI-Related Case Law Update
National College	San Antonio, Texas	DWI Demonstrative

for DUI Defense	January 24, 2003	Evidence
Minnesota Society for Criminal Justice – 18th Annual Seminar	Las Vegas, Nevada February 14, 2003	Breath Test Case & Appeal
Headlines Marketing Corporation	Atlanta, Georgia April 10-12, 2003	Present as an attendee
Massachusetts Continuing Legal Education	Boston, Massachusetts September 26-27, 2003	Alcohol in the Human Body (Draegar)
National Association of Criminal Defense Lawyers	Las Vegas, Nevada October 16-18, 2003	Alcohol in the Human Body (Intoxilyzer)
Mississippi Continuing Legal Education	Jackson, Mississippi October 31, 2003	The Effective Use of Demonstrative Evidence
Alabama Bar Institute for Continuing Legal Education	Birmingham, Alabama November 13, 2003	2003 Alabama Case Law Update and Current Issues
Defense of Drinking Drivers Institute	Atlanta, Georgia December 4-5, 2003	State of the Art Gems for Chemical Testing
The Florida Bar	South Beach, Florida January 16, 2004	Breath Test Cross Examination
Idaho Association of Criminal Defense Lawyers	Sun Valley, Idaho March 5-6, 2004	Breath Alcohol Testing
Oregon Criminal Defense Lawyers Association	Eugene, Oregon March 12-13, 2004	The Basics of Evidential Breath Testing
“Fellowship”	Seattle, Washington May, 2004	Breathtesting
Alabama Criminal Defense Association	Pensacola, Florida June 24, 2004	DUI in Alabama
The Florida Bar	Lake Buena Vista, Florida October 1, 2004	“Blood, Breath & Tears”
National Association of	Las Vegas, Nevada February, 2005	Breathtesting

Criminal Defense Lawyers		
Huntsville Police Academy	Huntsville, Alabama April 29, 2005	"Instruction on DUI trials"
Huntsville Police Academy	Huntsville, Alabama July 20, 2006	"Instruction on DUI trials"
Huntsville Police Academy	Huntsville, Alabama June 28, 2007	"Instruction on DUI trials"
Louisiana		
Association of Criminal Defense Lawyers	Baton Rouge, Louisiana September 13, 2007	"DUI Defense - The 12 Step Program"
Alabama Bar		
Institute for Continuing Legal Education	Tuscaloosa, Alabama October 5, 2007	"Case Law Update 2007"
Alabama Bar		
Institute for Continuing Legal Education	Birmingham, Alabama November 30, 2007	"Case Law Update 2007"
National College for DUI Defense	Waikiki Beach, Hawaii January, 2008	"Virtual Library"

Mr. Price has received the following awards and/or achievements in the past few years:

Continuing Legal Education Award from the Alabama State Bar, 1994.

Continuing Legal Education Award from the Alabama State Bar, 1995.

Certificate of Recognition for the Highest Standard of Excellence for the National College for DUI Defense, Inc., 1995.

Certificate of Recognition for the Highest Standard of Excellence for the National College for DUI Defense, Inc., June 1996.

Certificate of Recognition for the Highest Standard of Excellence for the National College for DUI Defense, Inc., July 1997.

Dean, National College of DUI Defense, Inc., 1998.

Mr. Price has been affiliated with the following organizations in the past few years:

Faculty member to the Alabama Bar Institute on Continuing Legal Education, 1995.

Regent to the National College for DUI Defense, Inc., 1997 - 1998.

Dean to the National College for DUI Defense, Inc., 1998.

President, Alabama Criminal Defense Lawyers Association, 1992-1993.

President's Club member, National Association of Criminal Defense Lawyers, 1992.

### **George D. Flowers**

George D. Flowers was raised in Dothan, Alabama and attended Huntington College where he graduated in 1990 with a major in History. He went on to receive his Juris Doctorate from the Mississippi College School of Law in 1994.

While attending law school, Mr. Flowers interned with the Supreme Court of Mississippi. After graduation, he worked in the Office of the Attorney General, Criminal Appeals Division and then later worked as a law clerk for the Alabama Court of Criminal Appeals. He also worked for the Office of the District Attorney, 19th Judicial Circuit, where he was the DUI prosecutor for the Montgomery County District Attorney's Office. He was the first person to prosecute a case using the Draeger Alcotest MK-III-C (the breath machine used throughout Alabama) and, since focusing his practice on the defense of DUI cases, has successfully challenged this device numerous times.

Mr. Flowers became associated with Price Law Firm, P.C. in August 1999. In the summer of 2005, Mr. Flower's efforts were recognized when he was made a full partner in the firm.

Mr. Flowers is associated with many professional organizations. In 1999, he joined the Alabama Criminal Defense Lawyers Association. In the summer of 2001, he became a board member for the DUI Advocacy Committee of the National Association of Criminal Defense Lawyers. He has attended sessions of the National College for DUI Defense at Harvard University in Cambridge, Massachusetts as well as in Kansas City, Kansas, Tucson, Arizona and New Orleans, Louisiana. From 2002 through the present, Mr. Flowers has held a

variety of positions with the National College for DUI Defense including being elected to the position of Alabama State Delegate. In July of 2006 he was voted by the National College for DUI Defense board of regents as a Sustaining Member and an Archive Committee Member. In 2005, he became the only person in the U.S. who has been made an Honorary Member of the California DUI Lawyers Association.

Mr. Flowers is a regular speaker at seminars on DUI Defense throughout the state of Alabama. He has also been invited to speak at other seminars around the country. He spoke at the Arkansas DUI Defenders Seminar in Clinton, Arkansas in the spring of 2001 and in 2005 at the California DUI Lawyers Association Annual Meeting in Los Angeles as well as at the Mastering Scientific Evidence seminar in Houston, Texas. He has also participated in instruction of trial tactics at several National College for DUI Defense seminars at Cambridge, Massachusetts. Mr. Flowers is certified as an instructor to law enforcement on case preparation and trial techniques and has served as an instructor at several Alabama law enforcement agencies.