



# NATIONAL ASSOCIATION OF WOMEN JUDGES COUNTERBALANCE

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## NAWJ CELEBRATES IAWJ'S 25TH ANNIVERSARY AT ITS 13TH BIENNIAL CONFERENCE, WOMEN JUDGES AND THE RULE OF LAW: ASSESSING THE PAST, ANTICIPATING THE FUTURE

From Thursday, May 26 to Sunday, May 25, 2016, approximately 200 attendees from across the United States, many NAWJ members, joined another 800 judges, attorneys, academics, and other legal experts from 80 countries in Washington, D.C. to convene for the International Association of Women Judges (IAWJ) 13th Biennial Conference. Conference Co-Chairs Honorable Jane Craney (Morgan Superior Court 3, Indiana) and Honorable Carolyn Engel Temin (Court of Common Pleas, 1st Judicial District of Pennsylvania, Retired) had been planning this week for three years, and were overjoyed throughout the week's experiences. While IAWJ was holding its 13th Biennial Conference, NAWJ was celebrating the 25th anniversary of the founding of IAWJ.

### OPENING DAY

After a day of board meetings and delightful evening respite in the beautiful outdoor garden of the host hotel Omni Shoreman, conference attendees started Friday ready to learn from and share with each other. One of the beautiful hallmarks of an IAWJ conference is the majesty of its Opening Ceremony and recognition of all attending nations. IAWJ President **Justice Teresita Leonardo de Castro** (Supreme Court of the Philippines) and **Justice Ruth Bader Ginsburg** (Supreme Court of the United States) remarked on the political and economic shades of our attendees with noting how US problems "pale in comparison to those many of the brave women gathered here encounter." **Judge Vanessa Ruiz**, and IAWJ Executive Director **Lisa Davis** welcomed everyone and charted the course of activities and programs for the next three days.

The audience began to settle in with **Equality's Frontiers** where leading jurists reflected on the role of law and their own work in responding to inequality and in considering the future of mandates for fair and equal treatment. Moderator Judith Resnik (Arthur Liman Professor of Law, Yale Law School) elicited comments from panelists Lady Brenda Hale (Supreme Court of the United Kingdom), Justice Elena I. Highton de Nolasco (Supreme Court of Argentina), Justice Teresita Leonardo de Castro (Supreme Court of the Philippines,) Chief Justice Irene Mambilima (Supreme Court of Zambia,) and Justice Sonia Sotomayor (Supreme Court of the United States).

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## MISSION

NAWJ's mission is to promote the judicial role of protecting the rights of individuals under the rule of law through strong, committed, diverse judicial leadership; fairness and equality in the courts; and equal access to justice.

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## PRESIDENT'S MESSAGE



### Greetings,

It is a pleasure to bring you news and greetings from NAWJ. Last October, I pledged my focus to sustaining the future for women and girls, within the mission of NAWJ. This has been an unprecedented year for NAWJ, and we are certainly squarely on track to fulfill our mission. Following are some highlights:

- NAWJ hosted the 13th International Association of Women Judges (IAWJ) Biennial Conference and celebrated the 25th Anniversary of IAWJ on May 26-29, 2016. The conference theme, "Women Judges and the Rule of Law: Assessing the Past, Anticipating the Future," addressed the critical role judges

play in implementing a strong rule of law for the protection of women and vulnerable populations. Please see full coverage of the Biennial including photographs in this edition of Counterbalance. The success of this unprecedented endeavor is due to the leadership of the planning and advisory committees, our NAWJ staff, together with IAWJ staff, and especially our conference co-chairs who worked for three years on executing a flawless plan, Past President Hon. Carolyn Engel Temin and Hon. Jane Spencer Craney.

- Our Annual Conferences, led by our best and brightest NAWJ judges, continue the work

of NAWJ and bring members together to share our collective wisdom and strength. Please register for the 2016 Annual Conference which will be held in Seattle October 5-9, 2016. The Conference Committee, led by Justice Susan Owens, has completed planning its educational program, which will broaden NAWJ's educational focus in a number of areas. Programs include sexual violence on campuses, challenges of aging and elder law, imposing monetary sanctions on indigent defendants, judicial ethics and human trafficking cases, and sessions on incarcerated voices and community supervision of female offenders. Our 2017 Conference, led by co-chairs Hon. Carol Hunstein and Hon. Sarah Doyle, will be held in Atlanta. Our 2018 Conference, chaired by Hon. Rebeca Martinez, will be held in San Antonio. Next year, we will also celebrate a midyear conference as well as a cruise from Boston to Montreal. Please register and reserve your spot for the cruise because space is limited.



- At the Annual Business Meeting in Seattle, NAWJ will present a resolution, approved by the Resolution Committee and the Executive Committee, which encourages trial judges to take diversity into account when making important and lucrative appointments of lawyers. Following NAWJ's lead, our drafted resolution has been adopted verbatim by The American Association for Justice, The Conference of Chief Justices, the Defense Research Institute, The Association of Defense Trial Advocates, the Federation of Defense Corporate Counsel, and the Hispanic Bar Association. The following organizations will be presenting the NAWJ draft resolution to their membership this summer: The American Association for Justice, the National Bar Association, the American Board of Trial Advocates, and the Conference of Chief Justices. Future leaders of the Judicial Division of the ABA, Hon. Linda Murnane and Hon. Ann Breen-Greco, will be drafting a compatible resolution for presentation to the ABA as well. My intention as President is to deliver all adopted resolutions to chief judges and chief justices nationwide under cover of NAWJ.
- We have created the Sustainability Committee, led by Past President Hon. Amy Nechtem. Judge Nechtem has brought expert opinion on good governance of nonprofit organizations and, with the assistance of her excellent committee, is crafting our plan to even out our funding in future years to ensure that NAWJ will have the structure and support to continue its robust activities and projects.
- On July 22, 2016, NAWJ held its annual meeting with the Congressional Caucus on Women's Issues to discuss sexual assault in the military and on college campuses. Senator Claire McCaskill (MO) and Mr. Robert Taylor, Principal Deputy General Counsel for the Department of Defense, discussed legislation drafted by Senator McCaskill, passed in 2014, which dramatically changed the way in which the military investigates and

adjudicates allegations of sexual assault and harassment. Our panelists also included Laura Dunn, founder of SurvJustice, an organization that provides representation to those proceeding in campus hearings on allegations of sexual assault; Professor of Law Suzanne B. Goldberg, Executive Vice President for University Life at Columbia University, and retired Philadelphia Court of Common Pleas and NAWJ Past President Judge Carolyn Engel Temin, who has presided over hearings on allegations of sexual harassment and assault on college campuses. All panelists recognized the challenges in developing processes among campuses that vary in size, budget and resources. Panelists agreed that evidence-based study should be made of systems in place to determine their efficacy. Our judges may wish to reach out to provide guidance and support to our academic communities on such issues as fact-finding and adjudicatory processes.



- Our Women in Prison Committee (WIP) has made great strides working with the Bureau of Prisons to address the rights and issues affecting the women prisoners formerly held in Danbury, who have been held for years at the Brooklyn Detention Center, a facility with no fresh air or sunlight and limited programming. The WIP Committee has presented a comprehensive report to BOP addressing the many concerns and deficiencies affecting the prisoners. In anticipation of the reopening of the Danbury facility, WIP Committee members will visit the facility and advocate that the women to be incarcerated there receive much needed programming to ensure successful reentry. WIP is also working to address state facilities which deprive inmates of the ability to communicate with family members, programming and facility needs.
- We have launched our new website. This effort has been a years-long project led by Hon. Sheri Roman (NY), Hon. Karen Donohue (WA) and our Resource Board member Cathy Winter of CourtCall. This year, Judge Donohue worked as project manager with Efelle, our vendor, and NAWJ consultants and staff to bring the website to fruition. Our Informed Voters Project also has launched its website which is linked to NAWJ's site, which contains many new resources and materials for judges to educate our voters on a fair and free judiciary.
- Our committees, districts and projects have continued to develop and present programming throughout the country. Our Color of Justice Program continues to be one of our proudest accomplishments, and programs have been presented nationwide. Highlights include a Color of Justice program in Alaska, led by Past President Dana Fabe, where children from remote tribal areas were flown in to participate. One of our re-entry programs, Success Inside and Out, has expanded too, including a recent program held for the first time in Las Colinas, California, and a recent two-day program in Washington State, presented by Vice-President of Districts, Hon. Tamila Ipema, and District Director Marilyn Paja, respectively. NAWJ continues to present exceptional programs and projects, including MentorJet, our bankruptcy program for trial judges, featuring Hon. Sarah Curley's bankruptcy book, our Justice for Immigrants, Human Trafficking, and Judicial Outreach, Administrative, Military and Specialized Courts programs, among others.
- The Informed Voters-Fair Judges Project (IVP) has blossomed over the last year. In the past year, through the leadership of co-chairs, California Supreme Court Chief Justice Tani Cantil-Sakauye and Miami Attorney Linda Leali, the Informed Voters Project has developed invaluable educational materials and resources for public education on maintaining a fair and impartial judiciary. The Informed Voters Project is part of the Judicial Independence Committee which is led by Florida Supreme Court Justice Barbara Pariente and North Carolina Supreme Court Justice Robin Hudson. NAWJ was the proud recipient of the ABA Burnham "Hod" Greeley Award for its projects, with special note to our Informed Voters Project. IVP presented a symposium at the Florida State University to lawyers and students, entitled "Preserving a Fair and Impartial Judiciary." NAWJ members are encouraged to visit the new Informed Voters Project website <https://ivp.nawj.org/> where you can now access the "Presentation Toolkit", a ready-made education package that includes slide presentations, messaging guides, videos and handouts on the judicial system and the importance of protecting the courts from politics and special interests. Additionally, by contacting an Informed Voters Project representative at [info@ivp.nawj.org](mailto:info@ivp.nawj.org) you can now request access to a "Conference in a Box", a turn-key program that helps you organize and present a panel discussion on fair and impartial courts in your own district.



It has been an honor and real pleasure to see NAWJ through the eyes of its president, to get a full view of the myriad programs, initiatives and interests on which our many diverse members work with such zeal and passion. We will continue to thrive in coming years, to liaise with our international sisters, to better our own judicial systems and address the needs of the vulnerable populations we serve so diligently.

Yours sincerely,

Lisa Walsh

## RESOURCE BOARD

The Resource Board of the National Association of Women Judges is committed to supporting NAWJ both financially and programmatically, for the purposes of (a) assuring that NAWJ has sufficient economic and human resources to execute its strategic plan; (b) developing bonds of mutual support and respect between and among Resource Board members and NAWJ members; and (c) promoting the professional advancement and elevating the standing of women from both the bench and bar.

### Chairs:

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## EXECUTIVE DIRECTOR'S MESSAGE



### Greetings,

Hello one and all! I am happy to report that NAWJ has experienced quite an exciting, busy and productive year thus far. One of our jewels, and one of a kind event included a very successful IAWJ Biennial Conference hosted by NAWJ in May. We had over 900 attendees representing 81 countries. The ground swell of interest in this event far exceeded our wildest expectations and we are so delighted that we could host all of the attendees in D.C. with its many significant monuments filled with our country's important history. It was very fitting that IAWJ chose Washington D.C. as the site for its

25th anniversary celebration. After all, it was here, in 1989 that the idea that became IAWJ was born. It is my great pleasure and honor to have served as the NAWJ Executive Director during this significant time to learn from our international attendees and together enjoy the rich experiences that our unique meetings bring to us.

NAWJ's leadership is grateful to the vast number of individuals who were responsible for the success of the Biennial Conference. We are thankful to all those who served as conference chairs under the leadership of the Biennial Conference Co-Chairs and Biennial Advisory Counsel. We are appreciative for all of the hard work of the volunteers and IAWJ and NAWJ staff members who worked tirelessly behind the scenes to ensure the success of this conference.

In June NAWJ hosted its 11th Annual Meeting between the Congressional Caucus for Women's Issues and the National Association of Women Judges. This year's topic included sexual assault in the military and college campuses.

Speakers included Congresswoman Ros-Lehtinen and Senator Claire McCaskill of Missouri. A panel discussion following the speakers included: Laura Dunn, Esq. Founder and Executive Director of SurvJustice, Professor of Law Suzanne B. Goldberg, Executive Vice President for University Life, Columbia University; and NAWJ Judge (Retired) Carolyn Temin, Court of Common Pleas, Philadelphia, P.A. This annual event gives judges and congresswomen a unique opportunity to discuss issues of mutual concern which affect all women and children and to learn from each other.

In July, we were so pleased to have launched our newly updated and improved NAWJ website. We have many individuals to thank who have worked so hard on this 3-year project. With our profound thanks those included are: Judge Karen Donohue; Judge Sheri Roman; CourtCall Director of Corporate Development Cathy Winter; Webmaster Jenn Fedin; Communications Consultant Paola Tejada Lalinde; Law Clerk to Judge Anna Blackburne-Rigsby David Guo; and Efelle Creative, the company selected to develop and design the website and its content management system. Their hard work will allow NAWJ to update and improve the flow of information from NAWJ to members.

Looking ahead, we are anticipating a very successful Faces of Justice, NAWJ's 38th Annual Conference to be held in Seattle October 5th-9th. I hope to see all of you there. In the meantime have a wonderful and safe summer.

Warmly,

Marie Komisar



## NAWJ 38<sup>th</sup> ANNUAL CONFERENCE OCTOBER 5-9, 2016

### CONFERENCE CHAIR

**Justice Susan Owens**, Washington Supreme Court

### CO-CHAIRS

**Justice Mary E. Fairhurst**, • **Chief Justice Barbara Madsen**, • **Justice Sheryl G. McCloud**, •  
**Justice Debra Stephens** (Washington Supreme Court Justices)

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**Ellen Conedera Dial, Esq.**, Perkins Coie LLP • **Nancy Dykes Isserlis, Esq.**

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**Judge Marilyn Paja**, Kitsap County District Court

### VOLUNTEER CHAIR

**Judge Marcine S. Anderson**, King County District Court – West Division

### BUDGET CHAIR

**Judge Laurel H. Siddoway**, Court of Appeals, Division II

### HIGHLIGHTS

Optional Tours • Welcome Reception

Challenges of Aging: Proactive or Reactive Response

Justice for Vets • Ethical Issues for Judges in Dealing with Human Trafficking

Keynote Speaker Stephanie Coontz

Water Knows No Borders • Community Supervision of Female Offenders

Gender and Race in Law and Movies

Breakfast with the Deans of Law Schools in Washington State • Sexual Assault on College Campuses

Labor Trafficking • Access to Justice for LEP and Near, Hard of Hearing • Tribal State Court Consortiums

Keynote Speaker Karen K. Narasaki • Implicit Bias and Cultural Awareness

Reception at the Experience Music Project Museum

Transgender People and the Courts: Ensuring Respect and Fairness • Incarcerated Voices: The IF Project

Gala Banquet and Awards Ceremony

### SPONSORS

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**Silver:** Nintendo • Pacific Law Group Seattle • Schwabe, Williamson & Wyatt • Thomson Reuters

**Bronze:** Alaska Airlines • Keller Rohrback L.L.P. • Kozyak Tropin Throckmorton • Patterson Buchanan Fobes & Leitch • Pacific Northwest Regional Council of Carpenters • Stokes Lawrence **Supporter:** Aoki Law • King County Bar Association • Talmadge/Fitzpatrick/Tribe • Washington State Bar Foundation

### REGISTRATION

**\$525** Member First-Time • **\$595** Members • **\$695** Non-Members • **\$575** Spouse, Children

### ROOM RESERVATIONS

The conference hotel is the **Sheraton Seattle Hotel**, 1400 6<sup>th</sup> Avenue.

Call (888) 627-7057 • NAWJ Rate: \$229/night, plus applicable taxes, single or double occupancy.

Visit <https://www.nawj.org/schedule/events-calendar/nawj-2016-annual-conference/2016-10-05>



## NAWJ CELEBRATES IAWJ'S 25TH ANNIVERSARY AT ITS 13TH BIENNIAL CONFERENCE, WOMEN JUDGES AND THE RULE OF LAW: ASSESSING THE PAST, ANTICIPATING THE FUTURE

Continued from the cover



In **New Developments in International Human Rights and Humanitarian Law**, Kathyne Bomberger, the Director General of The International Commission on Missing Persons, presented the Commission's agenda for addressing issues concerning the world's missing persons. The panelists discussed the rule of law focus of the treaty based Commission.

The surprisingly relevant and topical **Challenges for Women Judges in the Middle East and North Africa Region** drew judges from Egypt, Jordan, Morocco and Tunisia to learn how they are tackling the challenges facing women judges in the MENA region in light of political uprisings and turmoil.

The evening closed with a reception at the National Museum of Women in the Arts.

### SATURDAY

Attorney Irma Ruiz began the day with **Judicial Mindfulness**, an experiential session on scientifically proven, systematic practices to deal with the effects of everyday realities like stress, multi-tasking, fatigue and case overload. Programs that followed included a **Moot Court on Grace Ssali and Daughters v. United Republic of Malaganda**, based on Atala Riffo, a woman judge from Chile who lost custody of her children in the domestic courts of her country because she was living in a same-sex relationship with another woman. NAWJ's own Judge Cindy Lederman played the role of bailiff.

The case presentation was followed by sessions on Restorative Justice, a conversation between former Ambassador-at-Large and for Global Women's Issues **Melanne Verveer and Kim Azzarelli**, Chair, Cornell Law School Avon Center for Women and Justice; and Courts in **Crisis: Maintaining the Rule of Law in Emergency Situations**, moderated by conference co-chair Judge Jane Craney and including speakers Hon. Susan Criss, former NAWJ District Director, and Cathy Winter, Director of Corporate Development at longtime supporter Court Call.

### SUNDAY

After Irma Ruiz gave her Judicial Mindfulness presentation, this time in Spanish, the conference moved on to its Annual Business Meeting where the IAWJ boards, membership and management gathered to do business, discuss the future, and vote on resolutions, including electing DC's own Judge Vanessa Ruiz (District of Columbia Court of Appeals) President Elect.

**Women and Girls in Detention**, the last education session of the conference, featured Piper Kerman, author of *Orange is the New Black*. She was joined by a panel of judges to discuss the problems women and girls face when they are incarcerated, and things being done to ameliorate these conditions. Soon after, IAWJ installed Argentinian Justice Susana Medina de Rizzo (Superior Court of Justice of Entre Rios) as President, and transferred the IAWJ Banner.

By evening, the conference culminated in the Gala Banquet to celebrate the 25th Anniversary of IAWJ. Grace notes to IAWJ Past Presidents were followed by presentation of the IAWJ **Human Rights Award** to the Honorable Patricia M. Wald, and a special presentation of the **Arline Pacht Global Vision Award** by conference co-chair Hon. Carolyn Engel Temin to the IAWJ founder Hon. Arline Pacht. What started out as expediting a resolution passed at the 1988 NAWJ Annual Conference to invite women judges from abroad to help celebrate our 10th Anniversary, remarkably was turned into Arline Pacht organizing the founding of the International Association of Women Judges. Eventually, in 1992, IAWJ held its inaugural conference in conjunction with the 1992 NAWJ Annual Conference in San Diego, CA, *Transcending Borders*. Eighty women from more than thirty-two countries attended IAWJ's first conference, and since then the organization has continued to meet every two years.





## CONTRIBUTIONS

### SILENT AUCTION

Outside of whatever was the current plenary session, no location was more popular than the Congressional Room, scene of **Silent Auction Chair Judge Joy Cossich Lobrano's** (Louisiana Fourth Circuit Court of Appeal) masterful organization and display of conferees' native land specific contributions. The silent auction raised \$13,000, exceeding all expectations and to the best of IAWJ's knowledge, all previous IAWJ silent auctions.

### OUR SPONSORS

The conference could not have taken place without the tremendous contributions of our sponsors. NAWJ thanks the following contributors for their continuing a commitment to our mission. **Platinum:** LexisNexis, The Shearing Family Trust, and United Automobile Insurance Company. **Gold:** Akerman LLP, Beecken Petty O'Keefe, Charles and Regina Cheever, CourtCall, LLC, Ken O'Keefe and Jason Stephens, The New York Community Trust - Robert M. Kaufman Fund, Pfizer, and Thomson Reuters.

**Silver:** Skadden, Arps, Slate, Meagher & Flom LLP. **Bronze:** Arnold & Porter, GEICO Companies, Kirkland & Ellis LLP, Latham Watkins, Orrick, Herrington & Sutcliffe LLP, Steptoe & Johnson, Sullivan & Cromwell, and White & Case.

Support of the **Welcome Reception** was funded by The Clorox Company.

Support of the **Keynote Lunch** was funded by Duane Morris LLP and Walmart.

Thank you to **Supporters** Beveridge & Diamond, Damian & Valori LLP, and Faegre, Baker & Daniels.

Support of **Breakfast** was funded by Barnes & Thornburg, LLP and Chapman and Cutler LLP.

The lovely **conference gifts** were made possible by: CourtCall, Debra Lynch Dubovich, Destination DC, Levy & Dubovich, Macy's, National Council of Juvenile and Family Courts, NAWJ



District 8 (Illinois, Indiana & Kentucky), NAWJ District 14 (California & Nevada), New Day Promotional Products, Pamela Samuels Young, Esq., People's Bank, Reed Smith LLP, Rosier Law Firm, Honorable Diane Kavadias Schneider, and Valerie Wilson Travel, Inc. Agent Jacqueline L. Baker in Atlanta, GA.





## SO YOU WANT TO MOVE TO PARIS...

BY HON. MARY MCGOWAN DAVIS  
SUPREME COURT OF THE STATE OF NEW YORK (RETIRED)



Actually, I'm guilty of a bait and switch. For those of you who hope to learn how a retired Supreme Court Justice from New York City ended up in an apartment with a view of the Eiffel Tower, I confess that the journey from New York to Paris is primarily my husband's story\* and is only tangentially related to my own post-retirement career. Indeed, I have spent significant periods of time since leaving the bench living in Arusha, Ulaanbataar, and Kabul rather than in Paris; thus the many challenges and opportunities of my current focus on international justice will be the dominant theme of these brief reflections, rather than sharing tips on Paris's best bistros.

Instead of recounting war stories from all the far-flung places to which I have traveled in the past decade, let me introduce you to a representative group of extraordinary people I have met along the way:

I'll begin in Afghanistan, where I spent the better part of a year mentoring lawyers at a legal aid office in Kabul established by the International Legal Foundation (ILF). Among my colleagues were Najiba, a former judge and mother of 6; Ruhullah, once a district attorney and now proud President of the Afghan Bar Association; and Mr. Gran, an older, experienced, Shariah-trained lawyer and one of the foremost authorities on Afghan law.

These lawyers labored hard in the trenches to realize the promise of Afghanistan's fragile new Constitution and Criminal Procedure Law. They resisted the daily demand from judges and police officers for under-the-counter payments that would ensure their clients' swift release from prison; they truly believed that the moment was favorable for their country to make the transition to a society governed by modern laws rather than tribal customs; and the year I spent working alongside them was the most personally rewarding of my legal career.

In my pantheon of human rights heroes I also count the brave little girls, one as young as 10 years old, who appeared in front of a gender justice mobile court in Eastern Congo to testify to the crimes committed against them. In a society where the taboos against acknowledging that you are a sur-

vivor of rape and sexual violence are enormous, the fact that young girls are standing up and publicly calling their abusers to account is hugely important – and profoundly moving. The Congolese lawyers and judges at this ABA/ROLI sponsored mobile court routinely braved impassable roads, primitive accommodations, weeks away from their families, and long working hours in order to afford the residents of S. Kivu a forum in which to hold their assailants accountable for abuses that have reportedly made Eastern Congo “the worst place in the world to be a woman or child.” For hours in the broiling sun, throngs of villagers peered at the proceedings inside the hilltop tent, where the diligent and sensitive judges and lawyers tried case after case of alleged rape and sexual assault. As one young woman who testified openly and fearlessly about the violence done to her by a soldier told me later, “Thanks to the mobile court at Kamituga I am beginning to believe that there is justice.”

Then there are the families I met in Gaza – and have spoken with in Israel and Geneva – who recounted for our UN Committee of Independent Experts in 2010 and 2011, and for the UN Independent Commission of Inquiry on the 2014 Gaza Conflict that I chaired last year, the anguish that daily besets their lives in the wake of the region's incessant conflicts. Notwithstanding the tragedies experienced by witnesses and victims on both sides, I was struck by how, despite the killing and hatred, many individuals we encountered expressed empathy and compassion for their counterparts on the other side of the Green Line. One Israeli woman, terrified at the prospect that attackers might emerge from nearby tunnels, “wanted to tell this to the leaderships of both sides. We need to achieve dignity and liberty for the other side as well.” And there was this plea from a Palestinian doctor whose brother was killed before his eyes in a mortar strike:

“We should exist in this world in a spirit of cooperation, of love for life, of brotherhood.”

Finally, I think of the judges in Tunisia with whom I have engaged recently in workshops organized by CEELI and by the International Bar Association (IBA). They are laboring –

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# THE HONORABLE NORMA SHAPIRO

## A JUDICIAL GIANT AMONGST FIRSTS

On July 22, 2016 NAWJ lost one of its most distinguished members and leaders with the passing of the Honorable Norma Levy Shapiro. Judge Shapiro had been an NAWJ member since its early years.

In a formidable field of “founding mothers” Judge Shapiro’s list of firsts stands out. Prior to being appointed to the bench, Judge Shapiro was the first female to attain partnership at her Philadelphia firm Dechert LLP. Prior to Dechert, she had been the first woman ever to clerk for the Pennsylvania Supreme Court. After nomination to the federal bench by President Jimmy Carter in 1978, she became the first woman appointed to the Federal District Court for the Eastern District of Pennsylvania, where she was a jurist of great presence for nearly four decades. Although she took senior status in 1998, she remained active on the bench and in the profession her entire life.



Her list of awards and recognitions includes in 1993 becoming the first recipient of the Philadelphia Bar Association’s Sandra Day O’Connor Award, given annually to a local female lawyer who uses her position and stature in the community to mentor, promote and advance other women lawyers. In 2014, the Philadelphia Bar presented Judge Shapiro with the Justice William J. Brennan Jr. Distinguished Jurist Award “in recognition of her adherence to the highest ideals of judicial service and her significant, positive impact on the quality and administration of justice.”

Fellow judge Cynthia Rufe of the US District Court observes “The word trailblazer cannot be overused when talking about Norma Shapiro. She instituted programs to better the practice, diversity and application of the law. She was a fair, intelligent jurist who impressed both litigants and counsel who appeared before her, appellate courts and colleagues. She worked tirelessly with the American Bar Association and Pennsylvania Bar Association to improve protocols for the practice of law. And she never stopped working, and was always a tremendous mentor to her female colleagues, whom she welcomed with open arms. We will never see the likes of her again.”

Fellow judge Cynthia Rufe of the US District Court observes “The word trailblazer cannot be overused when talking about Norma Shapiro. She instituted programs to better the practice, diversity and application of the law. She was a fair, intelligent jurist who impressed both litigants and counsel who appeared before her, appellate courts and colleagues. She worked tirelessly with the American Bar Association and Pennsylvania Bar Association to improve protocols for the practice of law. And she never stopped working, and was always a tremendous mentor to her female colleagues, whom she welcomed with open arms. We will never see the likes of her again.”

Former NAWJ President Judge Joan Churchill recollects “Norma was a towering figure in NAWJ. Her position as a Federal judge was an important factor that helped NAWJ establish its credibility early on. Her guidance and influence for our work has been enormous. She was an outspoken person, unafraid to speak truth to power. Her devotion to NAWJ was unwavering.”

In 2006, Judge Shapiro received the ABA’s most prestigious John Marshall Award, which recognizes not only those dedicated to the improvement of the administration of justice, but those responsible for extraordinary gain in the areas of Judicial Independence, Justice System Reform, and/or Public Awareness about the Justice System. Other recipients of this notable award include Justices Anthony Kennedy (2002) and Sandra Day O’Connor (2011). Judge Shapiro additionally had influential leadership roles with the ABA including serving as chair of the important ABA Standing Committee on Federal Judicial Improvements.

She also served recently as NAWJ’s ABA delegate.

Judge Shapiro particularly invested substantial thought and energy in helping younger women lawyers and female judges overcome obstacles to their advancement in the profession. Longtime NAWJ member Judge Bev Cutler remembers “Her mentoring style was so natural and sincere you didn’t even realize that mentoring was going on until you saw later on how much your conversation with her had helped you.”



Judge Shapiro was born in Philadelphia PA in 1928. She received her BA from the University of Michigan in 1948, at the young age of 19, and her JD from the University of Pennsylvania in 1951, at the mere age of 22. These accomplishments occurred when neither college nor law school were a standard pursuit for young women.

Judge Shapiro often returned to campus later in life as a sought after lecturer at the University Pennsylvania Law School.

In 1993, she was selected as NAWJ Honoree of the Year Award. She teamed with Judge Carolyn Temin to co-chair two of NAWJ’s annual conferences, in 1983 (‘A Celebration of a Decade of Gender Fairness Studies’) and in 2007 (‘We the People’).



Judge Shapiro will be remembered not only as an outstanding jurist. She will be remembered as a kind, inspiring and supportive mother, as a true partner to her beloved husband Bernie, and as a wise counselor and

friend to all of her NAWJ sisters.

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# What Judges Can Do To Combat Trafficking in Persons (TIP)

**BY JUDGE ANN BREEN-GRECO, VICE CHAIR,  
AMERICAN BAR ASSOCIATION JUDICIAL DIVISION, AND THE LIAISON  
FROM THE NATIONAL ASSOCIATION OF WOMEN JUDGES TO THE ABA COMMISSION  
ON DOMESTIC AND SEXUAL VIOLENCE**

(A presentation for the International Association of Women Judges Regional Meeting for Judges in the Middle East and North Africa (MENA), Washington, D.C. May 31, 2016.)

Special thanks to Laurel Bellows, past President of the American Bar Association (ABA) for establishing the Human Trafficking Task Force and continuing this work through the ABA's Center for Human Rights and the Commission on Domestic and Sexual Violence, and to Judge Lisa Walsh, President of the National Association of Women Judges (NAWJ) for ensuring that the work on human trafficking done by her predecessors has been continued during her year as President. Special thanks also to Vivian Huelgo, Chief Counsel, ABA Commission on Domestic & Sexual Violence; the ABA's Litigation Section's Children's Rights Committee for work on judicial training; and to Judge Elizabeth Lee for her ongoing work as Chair of the Human Trafficking Committee of NAWJ.



Human trafficking is a worldwide crisis—a public health crisis. The best path to combating this crisis is forging alliances across the world with judges, lawyers, doctors and other medical professionals, anti-trafficking activists, law enforcement, NGO's and not for profit organizations to prevail upon governments to address this crisis—for prevention, identification of victims, prosecution of traffickers, and provision of services.

Here in the United States one of our strongest alliances has been the National Association of Women Judges, as part of IAWJ, and the American Bar Association. We have worked together with the legal profession to present informational seminars and training to judges across the country.

The approach to combating human trafficking is multi-pronged—one, working with law enforcement and lawyers who prosecute the cases and lawyers who defend the victims of trafficking, who are often wrongly arrested as prostitutes; ensuring lawyers and law enforcement have the training needed to work with the survivors; and ensuring the prosecutors have the appropriate tools to conduct successful prosecutions and that defense counsel have the tools needed to defend the survivors if they have been wrongly arrested. Human Trafficking should also be included in law school curriculum. Of critical importance is the availability of expert witnesses to testify as to human trafficking. (I discussed with the judges the recent case where a judge in Michigan in an immigration matter was overturned for excluding expert testimony on the victim's PTSD). Two, the expert witnesses

are also of vital importance to the judge in making determinations regarding human trafficking, as is having skilled practitioners who appear in court in these cases. This point also underscores the importance of having specialized human trafficking courts with human trafficking manuals and training for judges. Three, the survivors must have services to which they can be referred by judges—physical and mental evaluations, living accommodations, social services with practitioners trained in this field, and the ability to reconnect with their communities and families and to find meaningful work. Also of importance are the role of the media—how it portrays survivors in reporting on human trafficking cases—and the role of the arts.

Materials provided include (1) the Center for the Human Rights of Children, Loyola University Chicago, IL, “Legal Services Assessment for Trafficked Children (August 2013)” which addresses trafficked children's complex legal needs across various systems and offers an overview of the legal services landscape for trafficked children, including gaps in legal services, as well as opportunities for improving outcomes. (2) ABA Report on the Task Force on Human Trafficking, Center for Human Rights which details the ABA's work in training not only judges but lawyers, law enforcement, medical personnel, and NGO's. ABA Report on the Task Force on Human Trafficking, Center for Human Rights. (3) ABA Litigation Section's Children's Rights Committee - judicial training, including understanding the mindset of victims of human trafficking to assist in identifying such victims, with a trafficking indicator checklist. Victims are traumatized, beaten, often drugged, and have no access to resources. Victims are found at escort services, hotels, private parties, on the street and at truck stops.

Judge Virginia Kendall of the Northern District United States District Court, a well known international expert in human trafficking, states that: “I don't believe most judges have an understanding of the psychology of the victimization. It is a very unique and insidious victimization -- one which uses the weakness and malleability of the victim to the trafficker's advantage. That weakness comes in so many forms: age, immigration status, gender, poverty, lack of education--these are just a few of the conditions that make

▣ Continues on Page 13

## New Judges Corner

### WHY SHOULD I JOIN NAWJ?

By Hon. Orlinda Naranjo

Membership is the heart and soul of every association. How do we effectively recruit new members and ensure that current members continue? According to Associations Now, a 2015 study “Membership Matters: Lessons From Members and Non-Members” found that current members of an association cite the most-valued benefits for joining an association as being: continuing education, the peer-reviewed journals, and publications with the latest techniques and trends in the field. The study also found that nonmembers did not join an association due to the high costs of dues, never being invited to join, and generally being unaware of the associations in their field.

NAWJ offers two conferences annually that provide continuing education with nationally recognized speakers addressing legal and social issues that impact the judiciary internationally and nationally, as well as current legal trends in topics such as Immigration Issues involving Unaccompanied Children, the Changing Face of Families, and Sexual Assault on College Campuses and In the Military. The



speakers often include U.S. Supreme Court Justices, and members are given the opportunity to socialize with them. Very few other organizations can boast of the fact that some of its members are: Justices Sandra Day O'Connor, Ruth Ginsburg, Sonia Sotomayor, and Elena Kagan. What other judge association connects you with judges from all over the country and world and connects you with judges at every level of the judicial system? An added

benefit is that the conferences are held in enticing locations such as San Diego, New Orleans, New York City, Miami, Houston, and in 2016 Seattle.

We need to engage our members in the effort to recruit new members by having them contact new judges and sitting judges in their jurisdictions, encourage them to browse the NAWJ website, invite them to a local NAWJ event such as “Color of Justice”, or Mentor Jet Program, and share NAWJ’s Counterbalance. Inform them why you are a member of NAWJ and its benefits to you. This individual outreach will hopefully create a relationship with NAWJ.

☞ Continued from Page 12

someone vulnerable. So imagine all of the scenarios that can play out in courtrooms across the United States depending on how the trafficker exploits his victims. Add to this panoply of factual scenarios the idiosyncratic psychological control that a trafficker exerts over this vulnerable person and you have just one sense of how different each case can be. That makes training of the judiciary essential. Judges need to learn that there are constants in human trafficking: fraud, force, coercion and control. They need to understand that victims will not act like victims -- they will not follow traditional models of what we want our victims to look like. Instead, they will be fearful, they may lie, they may act in concert with their trafficker, and they may eschew law enforcement. This, however, does not mean they are not victims. Instead, it means they are classic victims of human trafficking who are working to do one thing and one thing only -- survive. Once judges understand this, their rulings on the admissibility of certain types of evidence, their treatment of the victim witness in the courtroom, and their sentences will all be impacted by this understanding.”

In addition to this opening statement, I provided numerous handouts. I told the judges that I believe that in addition to being judges we are also educators, leaders, upholders of the rule of law, and change agents—for policy and legislation. I talked to the judges about the need for specialized courts

with trained judges, prosecutors, defense attorneys, and advocates. I reviewed the sex trafficking indicators (including understanding victims’ mindsets) by Loyola University and the Polaris Project; the link between sex trafficking and domestic violence, intimate-partner relationships, sexual abuse, and prostitutions; the resolution on sex trafficking by the National Council of Juvenile and Family Court Judges; the ABA’s Task Force on Human Trafficking, Center for Human Rights and the ABA’s Commission on Domestic and Sexual Violence online sex trafficking project; and the work of the ABA’s Litigation Section’s Children’s Rights Committee on judicial training.

I also discussed the role of educational seminars for the legal community and the public, which judges can conduct and participate in, as NAWJ and the ABA has done. I told the judges that we can also work to educate the media about the way to report on human trafficking trials, particularly to ensure that the victims are not referred to in derogatory terms. Finally, I told the judges about a playwright in the Chicago-area, Mary Bonnett, who has written three plays on human trafficking to raise awareness and prevention and now plans to present a play to the judges.

The presentation was well received and the judges asked many questions.

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## 11th Annual Meeting between the Congressional Caucus for Women's Issues and the National Association of Women Judges



On Wednesday, June 22nd in the Capitol Visitors Center on Capitol Hill in Washington, D.C. NAWJ held a meeting for the Congressional Caucus for Women's Issues (Congressional Women's Caucus) and NAWJ members to discuss sexual assault in the military and on college campuses.

A busy day in Congress, both Caucus Co-Chairs Representative Doris Matsui and Representative Kristi Noem were unable to attend. In their stead, Florida Congresswoman Ileana Ros-Lehtinen, a friend and representative of NAWJ President Lisa Walsh, delightfully welcomed everyone to Capitol Hill, and in a collaborative tone acknowledged the importance of the representation of women in all institutions of democracy.

After Congresswoman Ros-Lehtinen's remarks, the panel on sexual assault in the military quickly followed. Senator Claire McCaskill of Missouri, a senior member of the Senate Armed Services Committee, as well as a former sex crimes prosecutor, lead debater on major changes to how the U.S. Military investigates and prosecutes rapes and sexual assault, sat next to Robert S. Taylor, Principal Deputy General Counsel in the Department of Defense. NAWJ President Walsh queried Senator McCaskill on recent law's deterrent effect or a remedial effect, and any trends following the legislation's passage to increase or reduce the number of complaints of retaliation. She also inquired in a remaining issue of disagreement in the Senate regarding interrupting the chain of command and independent prosecution. Senator McCaskill still strongly believes in the merit of the legislation's tenets, and relied on her deep, unparalleled knowledge of how the military works. Mr. Taylor was quick to share the military's story of acceptance and implementation of victim's rights, civilian review, service member accountability and due process reforms.

The next panel, Sexual Assault on College Campuses, was composed of Laura Dunn, Esq., Founder and Executive Director of SurvJustice, campus sexual violence survivor; Professor of Law Suzanne B. Goldberg, Executive Vice President for University Life, Columbia University; and NAWJ's Judge (Retired) Carolyn Temin, Court of Common Pleas, Philadelphia, PA.

Everyone acknowledged that society's awareness of sexual assault on campuses is in a different place today than it was five years ago. There was ready agreement on the wide range of resources available to address sexual assault depending on the wealth and size of schools. Columbia University had more resources to tap than a smaller public college might. A suggestion to create models of regional centers for under resourced schools was offered.

Professor Goldberg said we need yet more consciousness raising, more presentations on how to consent and how to say 'no', how to achieve and express consent. Laura Dunn agreed we need more presentations of positive sexuality. Professor Goldberg suggested university communities could benefit from additional funding to understand how we got here – a root study of behavior changes in students that drive nonconsensual relations between students, including the effects of intoxicants and/or mental health.

Next there was an interesting turn of discussion to comparing the procedural aspects of pursuing sexual assault on campuses and in the criminal justice system. Judge Temin remarked that the interests of the school and the interests of the criminal justice system were different. Laura Dunn followed that sexual assault on campus was not a criminal issue, but one of misconduct, and that they required two different systems. Judge Temin continued her critique of college led processes that respond to sexual assault. She shared her experiences of inadequate hearings that presented less opportunity for both the victim and the accused. One example she shared was the lack of a cross examination which could be used to test credibility. Overall, Judge Temin believes the hearing process would be well served with increased professionalization. She suggested judges could take those roles in hearings. Related, she followed with a call for trained investigators, who for example, knew how to document questions asked and the text of the questions answered, in order to provide a record of statements more exacting than an investigator's summary.

All agreed students need more meaningful advice on the process. Professor Goldberg asked our member judges – "What do you want from university administrators with respect to training?"

## DISTRICT NEWS

### DISTRICT ONE (MA,ME,NH,PR,RI)

#### NAWJ Past President Fernande R.V. “Nan” Duffly Retires



On June 14, 2016 the District held a reception to honor Massachusetts Supreme Court Justice Fernande R.V. “Nan” Duffly, and wish her well in retirement. In February, Justice Duffly announced her retirement effective July 12, 2016. She was appointed by Governor

Deval L. Patrick, Justice Duffly was sworn in as an Associate Justice of the Supreme Judicial Court on February 1, 2011. Justice Duffly was NAWJ President for the 2007-2008 year. The 2008 year was one of NAWJ’s most industrious; the organization mounted a popular Midyear Meeting in Boston, and an equally successful regional conference in Chicago. The Reception was held in the John Adams Courthouse in Boston.

### DISTRICT TWO (CT,NY,VT)

#### NEW YORK

#### New York NAWJ Chapter Annual Meeting

On January 29, 2016, the New York NAWJ chapter held its popular annual meeting at the New York Hilton during the New State Bar conference. New York State Bar President David Miranda and President-Elect Claire Gutekunst addressed the group. Judge Kathy King, NAWJ New York Chapter President reported on a productive last year (2015), highlights from which included the production of the play Anne & Emmitt in New York, and the passage of the anti-shackling bill which was supported by the New York Women in Prison Committee.

#### Hon. Darcel Clark, 13th District Attorney for Bronx County

Former New York NAWJ President Hon. Darcel Clark was sworn in as the first female District Attorney in Bronx County and the first African American female District Attorney in the New York State on January 16, 2016.

Hon. Janet DiFiore, who is the second woman to be appointed as Chief Judge, was sworn in on February 8, 2016 as the new Chief Judge of the State of New York. We look forward to working with Judge DiFiore.

New York Women in Prison members Hon. Betty Williams, Hon. Marcy Kahn and Hon. Cheryl Gonzales met with New York Assemblyman Daniel J. O’Donnell, chair of the prison committee on February 26, 2016 to discuss the women who were “temporarily” moved in 2013 from Danbury federal prison in Connecticut to the Metropolitan Detention Center in New York.

#### Parole Workshop for Women

The New York Women in Prison Committee (“NAWJ WIP”) organized a parole workshop for women on March 11, 2016 at the Taconic Correctional Facility for Women. Approximately 100 inmates attended the workshop conducted by volunteer parole attorneys Donna Sullivan and Edward Hammock. The issues addressed were determinate vs. indeterminate sentencing, post-release supervision, work release, pre-sentence reports, and parolees’ attitudes and relationships with parole officers. A question and answer session followed the workshop. Judges Cheryl J. Gonzales and Betty J. Williams attended this workshop.

Family Court Committee Drafts “You Don’t Stop Being a Parent When You Are Incarcerated”  
The Family Court Committee met on March 16, 2016. Family Court Judge Ann E. O’Shea advised committee members Judges Susan S. Danoff, Cheryl J. Gonzales, Emily Olshansky and Betty J. Williams that the final draft of “You Don’t Stop Being a Parent When You Are

## DISTRICT DIRECTORS

District One (MA, ME, RI, NH, PR)  
Hon. MaryLou Muirhead  
Boston Housing Court  
Massachusetts

District Two (NY, CT, VT)  
Hon. Cheryl J. Gonzales  
Civil Court, Housing Part  
New York

District Three (NJ, PA, DE, VI)  
Hon. Barbara A. McDermott  
First Judicial District Court of  
Common Pleas Pennsylvania

District Four (MD, DC, VA)  
Hon. Heidi M. Pasichow  
Superior Court of the District of  
Columbia

District Five (FL, GA, NC, SC)  
Hon. Diana S. Eagon, Retired  
Hennepin County District Court  
Nokomis, Florida

District Six (AL, LA, MS, TN)  
Hon. Bernadette G. D’Souza  
Orleans Civil District Court  
Louisiana

District Seven (MI, OH, WV)  
Hon. Michelle M. Rick  
29th Circuit Court, Michigan

District Eight (IN, IL, KY)  
Hon. Jane Spencer Craney  
Morgan Superior Court 3  
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Missouri

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Hon. Trish Rose  
27th Judicial District, Division 1  
Kansas

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Hon. Rebeca Martinez  
Fourth Court of Appeals, Texas

District Twelve (AZ, CO, NM, UT, WY)  
Hon. Terry Fox  
Colorado Court of Appeals

District Thirteen (WA, OR, AK, HI, ID, MT)  
Hon. Marilyn G. Paja  
Kitsap County District Court  
Washington

District Fourteen (CA, NV)  
Hon. Anita Santos  
Contra Costa County Superior Court  
California

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International Director  
Hon. Lisette Shirdan-Harris  
Philadelphia Court of Common  
Pleas Pennsylvania

ABA Delegate  
Hon. Toni E. Clarke  
Circuit Court for Prince George’s  
County Maryland



## DISTRICT NEWS

Incarcerated” was approved for printing by Family Court Supervising Judge Jeanette Ruiz. The committee is working on getting the pamphlet printed, and when completed, it will be distributed to incarcerated parents statewide and shared with the New York NAWJ WIP members and members of the other Districts.

### NAWJ Joins Bedford Stuyvesant YMCA for Color of Justice



(Seated from left Family Court Judge, Hon. Lillian Wan; Supreme Court Judge, Hon Ruth Shillingford; Supreme Court Judge, Hon. Betty Williams; Housing Court Judge, Hon. Cheryl Gonzales; Criminal Court Judge, Hon. Joanne Quinones; Surrogate, Hon. Margarita Lopez Torres)

NAWJ’s New York Chapter, in conjunction with the Bedford Stuyvesant YMCA (“YMCA”), held its annual “The Color of Justice” program on March 18, 2016 at the Supreme Court Kings County Criminal Term building in Brooklyn. Our sponsors were Lexis-Nexis and the Cochran Firm. The program, which seeks to introduce high school students of color to the legal and judicial systems, began with snacks for the students followed by presentations by various panelists. Judge Ruth Shillingford served as the moderator and welcomed the group of twenty three students, who hailed from various high schools throughout Brooklyn and are members of three YMCA Teen Programs (Bedford Stuyvesant, Dodge, and North Brooklyn). The Honorable Matthew D’Emic, the Administrative Judge for Criminal matters, then welcomed the group before Judge Joanne Quinones led a Mentor Jet session over the next forty five minutes, whereby one or two students were paired with a panelist for one on one questioning by the students, with the rotation of the students every few minutes. In addition to the panelists listed below, the Honorable W. Franc Perry of the Supreme Court Civil Term and Fayola Williams, Esquire, participated in this session



(From left Hon. Ruth Shillingford, event coordinator; Hon. Betty Williams, former District 2 Director; current District 2 Director Hon. Cheryl Gonzales; Hon Joanne Quinones, statewide Color of Justice coordinator.)

**Next, the panel “Law as a Career Preparing the Way”** explored the law school application process, law school and post law school experience, as well as the difference between public and private practice. The panel consisted of Desiree Alexander, a third year law student at Brooklyn Law School; Dorothy Moran, the Associate Director of Admissions at St. Johns University School of Law; Chaka Laguerre, a post graduate student pursuing a Masters in Philosophy at the University of Cambridge in London; the Honorable Susana Rojas,

## NAWJ

### 2017 Annual Conference

October 11-15

Sheraton  
Atlanta Hotel

#### CONFERENCE CHAIRS

Justice Carol W. Hunstein  
Chief Judge Sara L. Doyle

#### EDUCATION

Judge Gail S. Tusan  
Judge Kathlene F. Gosselin  
Judge Brenda S. Weaver

#### FRIENDS

Allegra J. Lawrence, Esq.  
Letitia A. McDonald, Esq.

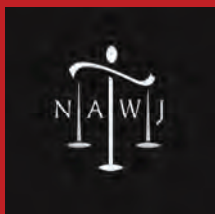
#### RECEPTION

V. Sharon Edenfield, Esq.  
Shiriki Lean Cavitt, Esq.

#### REGISTRATION FEES

\$525 First-Time  
\$595 NAWJ Members  
\$695 NAWJ Guests  
\$695 Non Members

For more information  
contact Marie Komisar  
mkomisar@nawj.org





the Clerk of the Court, Appellate Division, First Department; and Thomas Reid, Esquire, an attorney with Consolidated Edison.

**The final phase of the program, “The Color of Justice Judges Making a Difference”** consisted of two panels. The first panel included the following members: the Honorable Sterling Johnson, Judge, U.S. District Court Eastern District of New York; the Honorable Cheryl J. Gonzales, Supervising Judge, Civil Court of the City of New York, Housing Part, Kings County; the Honorable Wavny Toussaint, Supreme Court Civil Term; the Honorable ShawnDya Simpson, Supreme Court Criminal Term; and the Honorable Jacqueline Williams, Family Court, Juvenile Delinquency matters. They were followed by the final panel comprised of the Honorable Sylvia Hinds Radix, Associate Justice, Appellate Division, Second Department; the Honorable Evelyn LaPorte, Supreme Court, Kings County Criminal Term, Domestic Violence matters; the Honorable Lillian Wan, Family Court, Kings County, Child Protective matters; the Honorable Margarita Lopez Torres, Surrogate Kings County; and the Honorable Alvin Yearwood, Supreme Court - Criminal Term, Anatomy of a criminal case.



(From left Supreme Court Judge, Hon Betty Williams; Supreme Court Judge, Hon. Franc Perry; Supreme Court Judge, Hon. Ruth Shillingford; Housing Court Judge, Hon. Cheryl Gonzales; Administrative Judge, Hon. Matthew D’Emic; Supreme Court Judge, Hon ShawnDya Simpson; Criminal Court, Hon. Joanne Quinones; Surrogate, Hon Margarita Lopez Torres; Supreme Court Judge, Hon Wavny Toussaint.)

The judges were able to provide the students with wide ranging information related to the New York City, New York State and federal court systems. The program ended with dinner, followed by the presentation of certificates and gift bags for the students. The students were encouraged to continue the dialogue with the panelists, including visiting and/or seeking internships with them.

The Brooklyn Color of Justice Program Coordinator, the Honorable Ruth Shillingford, the New York State Color of Justice Program Coordinator, the Honorable Joanne Quinones, the District Director, the Honorable Cheryl J. Gonzales and President, the Honorable Kathy King of the New York NAWJ, wish to thank all those who worked tirelessly to make this program a success, including YMCA

coordinators, Executive Director Dordy Jourdain and Jacynta Garcia; photographer Roderick Randall; Lavinia Cousin; Natasha Daniels and, of course, our student participants, panelists and sponsors.

**Appointments**

Congratulations to the following judges who were appointed to the Appellate Division by New York Governor Andrew Cuomo on February 18, 2016.

In the **Appellate Division 1st Department**: Honorable Ellen Gesmer; Honorable Marcy Kahn; and Honorable Troy Webber

In the **Appellate Division 2nd Department**: Honorable Francesca Connelly and Honorable Valerie Brathwaite Nelson

In the **Appellate Division 3rd Department**: Honorable Sharon Aarons

In the **Appellate Division 4th Department**: Honorable Shirley Troutman

Congratulations to **Justice Sylvia Ash** who was appointed to the New York State Commission on Judicial Conduct.

Congratulations to **Judge Dora Irizarry** who was sworn in as Chief Judge of the Eastern District of New York on April 23, 2016. Judge Irizarry is the first Latino Chief Judge in the Eastern District.

Congratulations to **Honorable Sylvia O. Hinds-Radix** who was presented the Patricia Lynn Outstanding Service Award by the Association of Black Women Attorneys on April 15, 2016.

**Metropolitan Detention Center**

See Women in prison News for details on the recent visit.

**How to Become a Judge**

The New York chapter is planning a joint program with the Women’s Bar Association of New York on how to become a judge. The program is scheduled for later this year in the Albany region on a date to be announced.

**Queens County Judiciary Color of Justice**

Members of The New York Chapter of the National Association of Women

Judges, the Queens County Women’s Bar Association, along with Lexis/Nexis, co-hosted its annual “Color of Justice” program in Queens County Criminal Court on Friday, May 6, 2016. The program, which was moderated by Judge Gia Morris, Queens County Criminal Court, was attended by 49 students from five high schools throughout Queens.

The students began the morning with a mock arraignment led by Judge Althea Drysdale, Queens County Criminal Court. Several students were given the opportunity to step into the roles of prosecutor, defense attorney, and judge, while learning the appropriate arguments to make in a bail application. After the mock arraignment, the students heard from a panel of successful attorneys and a law student, all of whom overcame substantial financial and cultural

obstacles to achieve success in their given fields of law. The attorney panel consisted of Magda Jimenez Train, Director in the Litigation, Investigations and Enforcement division at Barclay's; Sara Musa, a third-year law student at Touro Law School, Ed Woods, Entertainment attorney and Brand consultant; Sade Stephenson, Staff Attorney at the Legal Aid Society and Queens County Assistant District Attorney Margaret Cheu.



For the second panel, the students heard from five female judges sitting in Queens County. The panel was comprised of Judge Karen Gopee, Queens County Criminal Court, Judge Dweynie Paul, Queens County Family Court, Judge Connie Gonzalez, Queens County Family Court, Judge Lydia Lai, Queens County Civil Court, Housing Part, and Justice Bernice Siegal, Queens County Supreme Court, Civil Division. The judges provided their personal journey to becoming a judge, despite many hurdles, and provided the students with insight into their career paths, as well as information regarding the New York Court System.



After the students heard from the two panels, they were served lunch and were broken into small groups to have one on one sessions with the Judges and panelists. At the conclusion of the individual sessions, the students were presented with certificates for their attendance at the program, and gift bags. The program concluded with a court tour by Sgts. Niccole Burrell and Jestina Collins. This enabled students to apply what they had learned throughout the day in an actual courtroom setting. The students were given the opportunity to tour Queens Central Booking, tour the holding cells where inmates are kept prior to arraignments, and observe arraignments.

### Human Trafficking

Since New York State enacted perhaps the nation's strongest anti human trafficking statute in 2007, there have been 425 arrests statewide for sex and labor trafficking. However, all but 80 of those arrests have been in New York City. In the Third Judicial District, which includes the counties of Albany, Columbia, Greene, Rensselaer, Schoharie, Sullivan

and Ulster, there have been only nine arrests. Is the upstate region virtually devoid of the trafficking problem that plagues the rest of the nation, or is the potent and powerful 2007 law under-utilized? This issue was addressed in a program on Human Trafficking scheduled for June 16, 2016 at Albany Law School which is co-sponsored by the New York NAWJ chapter, New York State Bar Association, the Judicial Council and the Capital District Women's Bar among others.

## DISTRICT THREE (PA, DE, NY, VI)

### Members Embark on Humanitarian Mission to South Africa



New Jersey Superior Court Judges, Michelle C. Hollar-Gregory and Siobhan A. Teare, who are members of NAWJ, participated on an educational, cultural and humanitarian mission to South Africa in February 2016 hosted by Global Linkages, founder, Lorna K. Johnson, Esq. (Pictured from left to right are: Justice Cameron, Zondo and Michele C. Hollar-Gregory, JSC.)

Zondo and Michele C. Hollar-Gregory, JSC.)

As a highlight of the experience, Judges Hollar-Gregory and Teare led a legal delegation from New Jersey to meet with two of South Africa's Constitutional Court Justices Edwin Cameron and Raymond Zondo on Monday February 15, 2016 at the Constitutional Court, located in Johannesburg, South Africa. The Justices' gracious commitment to meet with the legal delegation was a clear demonstration of their commitment to sharing the accomplishments of the South African Constitutional Court which is the highest of the court of the country. The transformative work of the Court was accentuated with its location and its judicial integrity. More importantly, the court's transparency is underscored in its deliberate architectural design of open windows facing the wall of the jails where all political prisoners during the apartheid era were held as they awaited trial. This serves as a reminder of where the country was and how it's moving forward.

### Annual Meeting in Hershey

NAWJ held a meeting at the Annual State Conference of Trial Judges Conference in Hershey, Pennsylvania on Wednesday, July 27.

### What Inspires You? Delaware's Fourth Annual Sisters in Success A Reentry Program for Women in Prison

On May 9, 2016, Hon. Jan. R. Jurden, Presiding Judge of the Delaware Superior Court) and the Delaware Chapter of NAWJ, joined with Sisters in Success Program Chair Amy Herb, Delaware Department of Correction's Baylor Women's Correction Institution and the Women in Law Section of the Florida State Bar Association, to present 'What

Inspires You?', a program to encourage women in prison in maintaining sustainable, healthy lives as they near and gain re-entry. Both NAWJ member Judge Jurden, and Amy Herb, along with Baylor Warden Wendy Caple lead off the gathering before the Keynote Address by Second Lady Dr. Jill Biden, and words from Delaware's 16th Poet Laureate.

Workshops included: mental health primers 'Positive Processing from Behind the Walls', 'Where the Mind Goes, the Body Will Follow', 'Coping Strategies and Emotional Balance for Your Mind, Body and Spirit'; creative thinking seminars 'Awaken and Ignite Your Inspirational Thoughts', 'Stimulate and Encourage the Artist Within', and 'What Inspires You?'; yoga session 'Meditate on the Movement of Your Future'; relationship session 'The 3Rs of Relationships: Repair, Rebuild and Retain' amongst a few others.

## DISTRICT FOUR (DC,MD,VA)

### NAWJ Continues Programs at the Thomas J.S. Waxter Children's Center

During the month of March, NAWJ supported and participated in the Thomas J.S. Waxter Children's Center program organized by the WBA PG Chapter. Over the course of three Saturdays, the attorneys and judges gathered with the girls and discussed the Maryland Criminal Justice 101 and overcoming adversity. We concluded the program by playing card games, painting each other's nails, and providing lunch for the girls. NAWJ participants included Judges Dorothy Engel, Cathy Serrette, and Caryn Hines.

### Maryland Chapter Holds 22nd Annual Irma Raker Dinner

On March 16, 2016 Maryland's women legislators, jurist and attorneys joined at the Robert C. Murphy Courts of Appeal Building in Annapolis, MD. Under the leadership of Maryland Chapter's founding chair, Judge Irma Raker and current Chair, Judge Sherrie Krauser, more than 40 women gathered at the Maryland Court of Appeals to honor the newest member of that court, our own Judge Michele D. Hotten. Judges and legislators exchanged information about current legislative proposals and NAWJ activities and welcomed new NAWJ members Judge Kendra Ausby, Judge Dorothy Engel, Judge Jane Cairns Murray, Judge Katina Steuart, Judge Ann Wagner Stewart and Magistrate Lara

Weathersbee. Improving the future prospects of female offenders, both juvenile and adult, remains a top priority for the Maryland Chapter. Through dialogue with the Maryland Women Legislators Caucus, we explore needed legislative change. In partnership with the Maryland Women's Bar Association, Prince George's County Chapter, we dedicated Women's History Month in March to weekend activities for our younger offenders.

### District Members Host Delegation of Women Prosecutors from Panjab

On March 29, 2016 NAWJ District Four Director, District of Columbia Superior Court Judge Heidi M. Pasichow, and Mr. Willie Agosto, Director of the Domestic Violence Unit, hosted a delegation of women prosecutors from Panjab, the

most populous of Pakistan's four provinces. The visitors focused the discussion on how to address the reluctance that many victims of domestic violence have in participating in the court's civil or criminal enforcement process and how to encourage participation through victim and witness protection programs.

### Women Moving Forward – Maryland's Re-Entry Program

On Saturday, April 23, 2016, the Maryland Chapter, partnering with the Maryland Correctional Institute for Women, held its 9th Women Moving Forward Pre-Release Conference for women inmates within nine months of release. The Conference, chaired by Judge Julia Weatherly, helps women prepare for living and working healthy, lawful lives after incarceration with guidance in applying for and obtaining employment.

District members present their very popular re-entry conference Women Moving Forward for women detained at the Jessup at Maryland's Correctional Facility for Women (MCIW). Members and friends graciously donated over \$2,025 in addition to countless volunteer hours to ensure a successful conference. The goal was to provide women nearing release with resources and information to support their successful transition from MCIW. There were experts in financial management, housing, education, drug, alcohol and mental health resources, employment, resume writing, family reunification, anger management, yoga, and a few women who have managed well after MCIW who helped an inmate determine whether one has done all one can to prepare for release.

### International Delegation Visits the District's Problem-Solving Courts

An international delegation from South America, the Caribbean, Canada, Spain and various U.S. territories visited the Superior Court of the District of Columbia problem-solving court's drug intervention program (SCDIP). Since 1993 it has been a model for drug court programs in the United States and globally as well. Observing the program contributed to further understanding alternatives to incarceration for drug-related offenses.

### Virginia Hosts Annual Judges Panel at George Mason University School of Law

On March 24th members of NAWJ and the Virginia Women's Attorney Association participated in the Annual Judges Panel at George Mason University School of Law. NAWJ Past President Judge Joan Churchill, former NAWJ President and retired Immigration Court Judge, Judge Penney Azcarate of the Fairfax Circuit Court, Judge Constance Frogale, former President of the NAWJ Virginia Chapter and Alexandria Juvenile and Domestic Relations Court Judge, Judge Helen Leiner of the Fairfax Juvenile and Domestic Relations Court, and Judge Jennifer Bisk, Judge of the Patent Court participated as panelists. The panel discussion was moderated by Judge Karen Henenberg, retired judge of the Arlington General District Court, and adjunct professor of law at the law school. The event was sponsored by the Women's Law Association of GMUSL. The

panelists discussed the benefits of a judicial career and the different paths to becoming a judge. They also offered advice to law students and attorneys interested in a judicial career and candidly answered questions about the appointment process for state courts in Virginia and for the Immigration and Patent Courts.

**The Circuit Court members of the Virginia Chapter** met during their mandatory judicial conference for breakfast on May 12th in Williamsburg. The District Court members will meet during their mandatory conference for breakfast on September 20 in Norfolk.

### Virginia Officers

Current officers of the Virginia Chapter are: President – Judge Judith Kline, Vice-President – Judge Marilyn Goss, Secretary – Judge Georgia Sutton, Treasurer- Judge Mary Jane Hall. Judge Teena Grodner, a past President of the Virginia Chapter, is retiring after 18 years of service on the Fairfax Juvenile & Domestic Relations District Court. Her colleagues held a retirement celebration on April 15 from 4:30-6:30 pm at the Atrium, Fairfax Courthouse.

## DISTRICT FIVE (FL,GA,NC,SC)

### Strength in Diversity: Faces of Justice in Florida's Courts

On October 2, 2015 at Akerman LLP Miami, the NAWJ joined by the Gwen S. Cherry Black Women Lawyers Association (GSCBWLA), the Florida Association for women Lawyers, the Dade County Bar Association and the Cuban American Bar Association, hosted “Strength in Diversity: Faces of Justice in Florida's Courts” The program featured Judge Tanya Kennedy, NAWJ Treasurer and New York Supreme Court Judge, Judge Marcia Cook, US District Court Judge for the Southern District of Florida and Judge Lisa Walsh, NAWJ President, who were part of a panel moderated by Loreal Arscott, GSCBWLA President and Brendalyn Edwards GSCBWLA President-Elect. They were joined by key members of the community to work on a strategic action plan to increase racial diversity in Miami's circuit court, where no woman of color has been appointed or elected in 24 years. They left with specific tasks to implement, including placing a diversity initiative on the agenda of business and civic organizations, voluntary bar associations publishing a commitment to the diversity principle on their websites, developing better relationships in social organizations such as sororities, fraternities, and churches , and better marketing strategies for candidates to use for success. NAWJ is most grateful to the continued support and generosity of the Akerman firm, especially to NAWJ Resource Board Member Elizabeth Hernandez and to Carol Faber for promoting and supporting this initiative and supporting all the work of NAWJ.

### Informed Voters – Fair Judges

In October Justice Barbara J. Pariente and Annette Boyd Pitts created and produced three new video clips for NAWJ's IVP-Fair Judges Project. Contact NAWJ for information.

### Securing the Future for Women and Girls

On November 6, 2015 NAWJ President, Judge Lisa Walsh, was the keynote speaker at the Palm Beach Florida Association for Women Lawyers in Palm Beach, Florida.

President Walsh also spoke on the topic “Securing the Future for Women and Girls” at the Miami-Dade Florida Association for Miami History Museum in Miami, Florida, on November 1,2015.

### GEORGIA

Professor Rebecca Davis's book “Justice Leah Ward Sears: Seizing Serendipity” will be published by the University of Georgia Press in the spring of 2017. Professor Davis's online Judicial Process course at Georgia Southern University devoted a week to the study of judicial selection featuring NAWJ's Informed Voters-Fair Judges video.

Georgia Supreme Court Justice Carol Hunstein, and Court of Appeals Judge Sara Doyle, are involved in the planning of NAWJ's 2017 Annual Conference in Atlanta.

### NORTH CAROLINA

#### Civil Justice Roundtable

North Carolina Supreme Court Justice Robin Hudson and NAWJ President Lisa Walsh attended the Roundtable, a group of leaders of organizations related to civil justice. For the last two years, NAWJ has been invited to present the IVP program to Roundtable participants. Justice Hudson, co-chair of the Independence of the Judiciary Committee, offered an exacting presentation of the state of merit retention elections nationwide and asked the participating organizations to consider partnering with the IVP to share links to our website, use our materials, or invite members to speak at their conferences.

#### Chief District Court Judge Beth Keever

Beth Keever, Retired Chief District Court judge for the 12th Judicial District (Cumberland County), has been selected to receive the North Carolina Bar Association's Liberty Bell Award for 2016. The award is presented annually by the Young Lawyers Division in conjunction with its Law Day celebration. Presentation of this year's award was made on May 6, at the Capital City Club in Raleigh, at which time the winners of the Law Week student competitions were honored. Judge Keever had been a judge in Fayetteville for thirty years.

#### Justice Robin Hudson Gives Seminar

Most recently Justice Robin Hudson spoke to Lawyers from Attorney Generals offices all over the country about appellate practice. The seminar was sponsored by the National Association of Attorneys General Training Institute in Washington, D.C.

### SOUTH CAROLINA

A judicial symposium on Economics and Law of Public Pension Reform took place in Charleston. It discussed looming financial and structural crisis facing pension systems throughout the country.

**DISTRICT SEVEN (MI,OH,WV)**

**Former District Director Judge Katherine Hansen Retires**



(Mentors for the MentorJet event at the Ann Arbor campus of Thomas M. Cooley School of Law. Judge Katherine Hansen pictured far left.)

Judge Katherine Hansen is retiring. She is the industrious Lifetime Member of Michigan who single-handedly ran away with the MentorJet program. She has presented the program throughout the many law schools in Michigan, gathering thousands of volunteer judges and attorneys to mentor thousands of law students. She has graciously served as District Seven Director multiple times. On April 18, 2016 she sent a letter to the Governor, resigning effective May 9, 2016. Judge Hansen: "It has been my honor and pleasure to serve the People of the City of Detroit, and of the State of Michigan, and to help in ways I saw that I could. All the best to you, as we move to the future." Beginning May 9, she may be found at Iowa Legal Aid, 1111 9th Street, Suite 230, Des Moines, IA 50314, Tel: 515 243 2980, email: khansen@iowalegal.org. Judge Hansen is an NAWJ Lifetime member since 2008.

**MENTORJET ACTIVITIES CONTINUE AT MICHIGAN'S LAW SCHOOL CAMPUSES**



An evening of MentorJet took place at Western Michigan University (WMU), Cooley Law School Grand Rapids campus on March 24, 2016. The event was attended by students, judges, and practitioners.

On June 9, 2016, WMU, Cooley Law School Auburn Hills campus hosted an evening of MentorJet. The law firm of Dickinson Wright compiled a program that included photos and biographies of the mentors in attendance. MentorJet activities have been scheduled at the University of Detroit

Mercy law school campus in September, and at the University of Michigan Law School in October. Future programs will be held in the late fall at Michigan State University and WMU, Cooley Law School in Lansing, and in the winter 2017 at WMU, Cooley Law School in Grand Rapids.



**FACES OF JUSTICE PILOT PROGRAM**

NAWJ Michigan is pleased to announce that on October 25, 2016, it will pilot a Faces of Justice program based on NAWJ's Color of Justice flagship program. The half day event is being planned and sponsored in partnership with Michigan Supreme Court Justice Bridgette McCormack, State Bar of Michigan (SBM) Diversity and Inclusion Advisory Committee, SBM Equal Justice Initiative, and the SBM Law Related Education and Public Outreach Committee. It was the consensus of all stakeholders that the Michigan Color of Justice program be renamed "Faces of Justice" to reflect that the concept of diversity encompasses race, ethnicity, sexual orientation, gender and gender identification, and persons with "disABILITIES." The Faces of Justice Pilot program will include 30 – 60 high school students from the Lansing Public Schools. The program will be held at Michigan's the Hall of Justice in Lansing. Planned activities include MentorJet sessions, a panel discussion, and a tour of the Hall of Justice Learning Center.

**ACCESS TO JUSTICE SCHOLARSHIP**

Plans are underway to award the Access to Justice Scholarship to a student attending a Michigan Law School in the fall 2016. The scholarship will be awarded to a student attending an Ohio Law School in the fall 2017.

**DISTRICT NINE (IA,MO,WI)**

**Iowa's Book Club**

Iowa NAWJ members are celebrating the completion of their first year of a book club for women in prison. Judge Donna L Paulson reports that the bookclub has read 24 books and had wonderful discussions. Many volunteers have commented on the depth and amazing insight displayed by all the participants. The goal is both to share and engender a love of reading in the residents of the correctional facility, and to learn from each other. The motto is "Read. Travel to other worlds and into our own." The volunteer judges and lawyers learn much from the offenders as well, and appreciate hearing the offenders' insights into the themes and characters and how they relate to life.

### ST. LOUIS GIRLS' SUMMIT

On November 20, 2015 the St. Louis Chapter of NAWJ co-sponsored the Girls' Summit at the University of Missouri St. Louis in conjunction with the Sue Shear Institute for Women in Public Life. The day long program for middle school girls featured women judges sharing personal stories of success and acting as resources for the students. Additional speakers included a program director from Girls on the Run, teen advocates from a transitional shelter organization, and several group activities including a program on healthy futures and careers, a yoga session for building healthy minds and healthy bodies, and team building activities.

### WOMEN JUDGES ON THE MOVE IN MISSOURI

Former Eastern District Court of Appeals Judge Patricia Cohen was recently appointed Magistrate for the U.S. District Court for the Eastern District of Missouri. Jefferson County Circuit Judge Lisa Page and St. Louis County Circuit Judge Colleen Dolan were recently appointed by Governor Jay Nixon to join the Eastern District Court of Appeals, increasing the number of women judges serving on the Court to an all-time high of 6 out of 14. Hon. Nancy Watkins was recently appointed to the Circuit Court bench in St. Louis County and Heather Cunningham was appointed as a Family Court Commissioner.

Hon. Susan Block, Retired Circuit Judge, St. Louis County, Missouri, was recently recognized for her service of 6 years on the Missouri Children's Trust Fund board. Judge Block was appointed to this position by Governor Nixon as the lawyer representative to provide guidance to CTF in preventing child abuse and neglect. She continues to serve on the boards of Caring for Kids and HomeWorks!, organizations that seek to meet the urgent needs of children. Block is a principal at the law firm of Paule Camazine & Blumenthal in Clayton, Missouri, where she focuses on all issues concerning children and families.

### WISCONSIN ELECTION RESULTS

Justice Rebecca Bradley recently won the right to retain her seat on the Wisconsin Supreme Court in a highly contested election. Justice Bradley was appointed by Governor Scott Walker in October 2015 to fill the vacancy and successfully ran in the contested election to retain her seat. She previously served as a Judge on the Wisconsin Court of Appeals District I and a Judge on the Milwaukee County Circuit Court.

### WISCONSIN WOMEN JUDGES' NIGHT

Women Judges' Night, held on March 10, 2016, is the Wisconsin Association for Women Lawyers' premiere annual event in its 36th year and recognizes women who serve on the bench. The keynote speaker this year was the Honorable Barbara Crabb, U.S. District Court Judge for the Western District of Wisconsin. Each year, Women Judges' Night features a speaker who shares her unique perspective on the law and how women have changed not only the landscape of the rules and regulations, but the landscape of the practice

in general. They bring with them a history of how their own career has been shaped by being a woman in the legal profession. Women Judges' Night not only celebrates women judges; it is also a forum for encouraging young women to pursue a career in the law and provides four scholarships to current Marquette University and University of Wisconsin law students.

## DISTRICT ELEVEN (AR,OK,TX)

### Outreach

The District planned four Color of Justice programs (Austin, El Paso and Loreto, and we are looking into having one in San Antonio), an Informed Voter-Fair Judges program and a Texas Female Judges' Day recognition presented in April. The Color of Justice program was incorporated into the Law Week program in May (and also in October it will be incorporated into the celebration of Constitution Day.) District Director Martinez will be appointing state chairs in other states in an effort to extend leadership opportunities and find potential district director for the upcoming years

### 2018 Annual Conference

The NAWJ Annual Conference in San Antonio is coming along beautifully. The 2018 Annual conference will be held in San Antonio which will be celebrating its tri-centennial during the year. The Conference Chair is planning a reception in San Antonio for the Friends Committee. Justice Martinez reported that ABOTA (American Board of Trial Advocates) has raised a great deal (\$5,000) to help fund the reception and the money will also be used to hold Color of Justice programs.

A Bar to Bench event will be held this summer in Texas. Various women's bar Associations are co-sponsoring the event. We are recruiting members for the conference and doing marketing for the October, 2018 conference.

**The Texas Judges Annual Conference will be held in September, 2016** The District will use this conference as a big push for membership drive and kick off the 2018. conference.

## DISTRICT THIRTEEN (AK,HI,ID,MT,OR,WA)

### NAWJ Past President Justice Dana Fabe Retires

The Honorable Dana Fabe was the first woman appointed to serve on the Alaska Supreme Court, and the first woman to serve as Chief Justice. She was appointed to the Alaska Supreme Court in 1996 by Governor Tony Knowles. She was president of NAWJ for the 2009-2010 year, and supported the educationally rich annual conference held that year in San Francisco. She has chaired and served on many NAWJ Committees including Judicial Independence and Projects Committee amongst others. NAWJ is honored for having Justice Fabe expand how NAWJ presents Color of Justice programs and how we communicate to the public. She is a Lifetime Member since 1988.



**Northwest Justice Project**

There was a gathering in Seattle in early May. A speaker from the Northwest Justice Project joined the group. The Project is funded by lawyers and the groups does outreach on Domestic Violence, Women in Prison, and Civil Legal Aid issues.

**DISTRICT FOURTEEN (CA,NV)**

**CALIFORNIA**

**Freedom Through Words, a Book Club for Incarcerated Women**

Around the middle of each month at the Las Colinas Women’s Detention Facility in San Diego at least two NAWJ members join with women inmates to discuss a new book. Freedom Through Words has grown extremely popular in Los Colinas as inmates come to appreciate our members’ show of dedication and care for their thoughts and feelings, the life models their presence evokes, and the improvement in self-esteem generated by being seen in expressing their thoughts in an organized way.

**San Diego Hosts the International Women of Courage Awardee, Transgender Rights Advocate Nisha Ayub**



On April 5, 2016 at San Diego Superior Court, NAWJ members Judge Theodore Weathers and NAWJ Vice President of Districts, Judge Tamila E. Ipema met with Nisha Ayub from Malaysia. Nisha Ayub is the leading advocate for transgender

rights in Malaysia. She is the co-founder of two NGOs: the SEED Foundation which provides support to transgender individuals and other marginalized communities, and Justice for Sisters which provides legal aid to transgender individuals and seeks to end persecution of LGBT people. Recently, she spearheaded a campaign to promote positive images of transgender people, and currently runs workshops on sexual orientation and hate crimes for government, corporate, and civil society groups. (Photo: NAWJ members, Judge Theodore Weathers and NAWJ Vice President of Districts Judge Tamila E. Ipema flank Nisha Ayub from Malaysia, center.)



As a transgender Muslim woman living in a Muslim-majority county, Ms. Ayuub has been beaten and imprisoned simply for who she is. At age 21, she was arrested for dressing as a woman and served three months in a men’s prison, where she was sexually abused. Despite continuing threats, Ms. Ayub persevered through infighting for the rights of LGBT individuals throughout her country. Nisha Ayub met with Judge Ted Weathers of San Diego Superior Court, Judge Tamila E. Ipema, DDA Oscar Garcia, Sgt. Dan Meyer (SDPD), Matthews Stephens (Progressive Law Group), Carolina Ramos (TBC- “The Center”), Rachel Cheeseborough (Department of State Liaison accompanying Nisha) Natalie Maroun (SDDC), and Fabienne Perlov (SDDC). The two-hour conversation included the role of law enforcement and the judicial system in protecting and supporting the LGBT population and other minority populations from violence, hate crimes, and other forms of discrimination in historical and contemporary contexts in California.

**Congratulations Judge Elizabeth A. Riggs, First African American Woman Judge in San Diego County**



Lawyers Club of San Diego celebrated International Women of Color Day on March 29, 2016 at Higgs Fletcher & Mack, LLP. March was women’s history month and a time to honor the many contributions that women have made to shape history and society. International Women’s Day marks a time to recognize the struggles, as well as

honor the acts of courage and achievements, made by women of color. This year, Lawyers Club honored Judge Elizabeth A. Riggs (Retired). Judge Riggs served on the bench from 1979-2001. She was the first African American female judge

in San Diego County. Governor Jerry Brown appointed Judge Riggs in 1979 to the El Cajon Municipal Court. During her time at the municipal Court, Judge Riggs opened the first Domestic Violence court in San Diego County. In 1998, she became a Superior Court Judge working both in adult and juvenile courts. In 2001, Judge Riggs retired after 22 years of service. Her many accolades include being inducted as Trailblazer in the San Diego County Women's Hall of Fame and being honored as a Legend of the Bar by the San Diego County Bar Association. Judge Riggs' contributions to the community include Founding the Black Attorneys Association of San Diego and serving as president of the Earl B. Gilliam Bar Association.

### Judge Elizabeth Lee Recognized with the Rose Bird Award



The California Women Lawyers' Association (CWL) honored San Mateo County Superior Court Judge Elizabeth Lee with the Rose Bird Memorial Award on April 8, 2016. CWL commented, "Judge Lee exemplifies the qualities of compassion and courage in a field that is, still, largely dominated by men. She

has worked with purpose to improve the legal process and profession, and has become not only a role model to female attorneys and judges, but also an asset to the community due to her outstanding service." CWL instituted the Rose Bird Memorial Award in 2000 in honor of Chief Justice Rose Elizabeth Bird (1936-1999). The award honors judges for judicial excellence, public service and inspiration to women lawyers. CWL selected NAWJ's very own Judge Lee, a long standing and invaluable NAWJ leader and mentor, taking on the challenge of human trafficking and modern day slavery among her causes. We join with CWL in honor of you and all that you do!

### Honoring Judge Tamila Ipema



On April 16, 2016, the Tom Homann LGBT Law Association honored Judge Tamila E. Ipema with the "Friends of the Community Award." On May 6, 2016, Judge Tamila E. Ipema received the "Outstanding Jurist Award" from San Diego County Bar Association. This award is given to an exemplary jurist who provides outstanding community service above and beyond just service to the legal profession.

### San Francisco Color of Justice Program

Judges Charlene Kiesselbach and Suzanne Bolanos and Sedgewick Law attorney Eliza M. Rodrigues, Associate General Counsel & Ethics Counsel at Sedgwick, held their annual Color of Justice program on April 27, 2016. A wonderful group of judges and attorneys volunteered their time to make this year's program newly relevant and

stimulating for the students. Special thanks to the Queen's Bench Bar Association and the California Women's Lawyers group. Both have been long standing supporters of the program in San Francisco. This program will be presented to third year students at Balboa High School, a public high school in San Francisco. This year, the program has been expanded to also include third and fourth year students from June Jordan High School, also a public high school in San Francisco. Approximately 80 students attended.

### Bar to Bench with the Judicial Appointment Secretary

On May 20, 2016, NAWJ hosted a Bench to Bar at the Phillip Burton Federal Building and Courthouse in San Francisco. Speakers included Josh Groban, CA, Judicial Appointment Secretary under Governor Jerry Brown, along with approximately five additional panelists. NAWJ President-Elect Judge Diana Becton and Judge Anita Santos served on the planning committee and made presentations. Judge Becton volunteered to speak to Marie Komisar and the Resource Board Chairs about this event and send out invitations to the San Francisco Firms to join NAWJ Resource Board.

### District Grants Access to Justice Scholarship

Each year, NAWJ Districts, through its Access to Justice Scholarship Program, provide scholarships to law students who have demonstrated a commitment to diversity and equal opportunity and access in the justice system. District 14 selected Safora Nowrouzi, a third-year law student at California Western School of Law in San Diego. She received her B.A. in English literature from California State University, Northridge. After taking the LSAT, Safora returned to Iran for several months to work on a documentary covering the underground scene of the LGBT community in Iran. She made friends with female soccer players who exposed her to the widespread, yet secret LGBT community in Iran. Her documentary is still in the works because she returned to the U.S. to start law school. In law school, Safora worked with in diversity services, promoting diversity on campus, and held leadership roles in Pride Law and the Middle Eastern Law Students Association.

### NAWJ President-Elect Judge Diana Becton Recognized as Benard S. Jefferson Judge of the Year



On April 30, 2016, the California Association of Black Lawyers selected Contra Costa County Superior Court Judge Diana Becton as their Benard S. Jefferson Judge of the Year for her continuous and long-standing commitment to serving the community. Judge Becton is a native of the bay area, where she has lived,

practiced law, raised her family, and has served as a jurist since her appointment in 1995. Recently, in 2014, she earned her Masters of Theological Studies and is teaching theology in addition to being a jurist. She organized a Know Your Rights symposium and a Clean Slate Day for a local church



where she and fellow volunteers assisted over 800 community members resolve outstanding citations and expunge their criminal records.

**NAWJ Joins in Celebrating Justice Judith McConnell for Civic Education**



Chief Justice Tani Cantil-Sakauye has recognized Administrative Presiding Justice Judith D. McConnell, Court of Appeal, Fourth Appellate District for Exemplary Service and Leadership for her outstanding work in civic learning. The award honors an individual, entity or program deserving of special recognition for outstanding service to the judicial branch. Justice McConnell chairs the Power of Democracy Steering Committee, a non-partisan non-political statewide civic learning initiative consisting of leaders from the judiciary, business, and education. The committee developed a Civic Learning Award program for K-12 schools throughout the state, as well as a blueprint for revitalizing civic education. Civic leaders, judicial officers and business leaders in six counties are partnering with their local school districts to engage students in rigorous and engaging civic learning opportunities. Twenty-eight school districts have passed resolutions endorsing the importance of civic learning.

**San Diego Superior Court Book Drive**



In December 2015 we told you about the book drive conducted by the San Diego Superior Court bench that was coordinated by judicial officers: Terrie Roberts, Tamila Ipema and Pennie McLaughlin, pictured above. We are pleased to update that the La Colinas Women’s Detention Facility library is being filled with the books donated by the bench. Check out their new library! Thank you to the NAWJ coordinators and all that contributed to this wonderful accomplishment!



**NAWJ Welcomes New Member Judge Clare Maier**

We extend our welcome to another awesome judge who has joined NAWJ—Clare Maier, Superior Court Judge, Contra Costa County. Judge Maier is currently assigned to the felony criminal trial department. Judge Maier was appointed in 2007 after serving as a Judge Pro Tempore for six years. As an attorney, she worked at civil firms for a few years before serving as a Deputy Public Defender for eight years,. She is a graduate of U.C.L.A., followed by U.C. Berkeley Law, Boalt Hall. Judge Maier has distinguished herself as a trainer and educator, and was a U.S. trainer for Macedonian Judges , Criminal Procedure Training, U.S. Dept. of State, Bureau of International Narcotics and Law Enforcement Affairs, Office of Criminal Justice and Assistance Partnerships, Macedonia.

She has also served as an Adjunct Professor at Berkeley Law School, and as part of the faculty for New Judges Orientation and Primary Assignment Orientation. She has been an instructor statewide in the areas of domestic violence, collaborative courts, temporary judges’ conduct, and child custody evaluations. Judge Maier has received the following awards: *2015 Rose Bird Memorial Award*; *2014 Women’s section of the Contra Costa County Bar Association Service Award*; *Zero Tolerance Award for Leadership and Service – 2010-2012*.

**San Diego Soars Triumphantly with Color of Justice and Mentor Jet Programs Once Again**



(Crawford High School Students Receiving their NAWJ Certificates of Completion at the end of the program from Hon. Tamila E. Ipema.)



(Photo left: moderator Hon. Randa Trapp; right Color of Justice Panel)

The Honorable Tamila E. Ipema chaired sixth Color of Justice and Mentor Jet Programs in San Diego Superior Court on November 4, 2015. The National Association of Women Judges' Color of Justice Program was presented in collaboration with the San Diego Superior Court, Iranian-American Bar Association and the Pan-Asian Bar Association of San Diego. The participation of more than 45 highly accomplished Judicial Officers and Attorneys as mentors made this program a huge success. The program was held at the Hall of Justice in San Diego.

Honorable Randa Trapp, San Diego County Superior Court Judge, brilliantly moderated a panel discussion "Justice System as a Career: Preparing the Way; Attorneys and Judges Making a Difference. The panel members included Honorable Irma Gonzalez (ret.) of the United States District Court, Ms. Summer Stephan, Chief Deputy District Attorney for San Diego County, Ms. Lizzette Herrera, Asst. Director of Public Service and Diversity at University of San Diego School of Law, and Ms. Safora Nowrouzi, third year law student at California Western School of Law. Ms. Julie Myers, Senior Administrative Analyst for the San Diego Superior Court moderated the Mentor Jet portion of the program.



The feedback from the students, teachers, and mentors was extremely positive. There was an amazing positive energy in the air, and both students and mentors enjoyed the opportunity to get a chance to talk one to one with each other. The students stated that the program inspired them and gave them hope that it is possible for them to also achieve greatness in life if they work hard and not give up.

Many thanks goes to the Color of Justice Program Chair, Hon. Tamila E. Ipema, Ms. Julie Myers, Ms. Amoreena Urbeck, Ms. Deanna Blanchard, Deputy Sheriff Scot Parriott, Justice Corps Students, and everyone else who worked so hard behind the scenes to make this program a great success.

### Mentor Jet Portion of the program



## Save the Date

**SAN ANTONIO 2018**  
**NAWJ 39<sup>th</sup> Annual Conference**  
**October 3-7**  
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Continued from Page 10

in the aftermath of the first revolution of the so-called Arab Spring – to establish a truly independent judiciary, and the female judges among them are particularly concerned to insure that the rights of women be fortified under the new Constitution. Even as the judges struggle to assert their independence, they grapple with the perceived downsides of democracy: The newly energized press that criticizes their work and accuses them, as a body, of corruption; and the feared rule of the street mob, which has recently replaced the rule of the former dictator as a perceived threat to judicial authority.

There are literally countless courageous lawyers and judges with whom I have been privileged to collaborate on efforts to promote the Rule of Law and access to justice in, e.g., Mongolia, Rwanda, Iraq, Egypt, and at the ICTR. Just last month in Senegal, my husband and I beamed with pride as three extraordinary Chadian lawyers, fresh from our confidence-boosting prep sessions, expertly delivered riveting closing arguments on behalf of some 4,000 victims at the trial of Hissan Habre, former dictator of Chad.

You need not be retired to participate in many of these sorts of activities. I have appeared with still-active judges from the US and Europe in one-week judicial “training” sessions organized by, inter alia, the ABA/ROLI, CEELI, OSJI, and the IBA, and traveled to Rwanda, Sarajevo and Tbilisi on short missions representing the IAWJ. For longer assignments offering an unparalleled opportunity for sustained contact with another country’s citizens and culture – such as the months I spent mentoring lawyers in a human rights law office in Mongolia, which led to further visits to spearhead a training program for Mongolian judges and prosecutors on human trafficking – my stays were sponsored by the International Senior Lawyers Project, the Asia Foundation, and the ILF. Then there is the Peace Corps. My husband and I met in the Peace Corps in Senegal in the late 1960’s, and it now has a variety of projects – both domestic and international – geared for older volunteers who may have missed out on the opportunity to serve when they were young.



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The National Association of Women Judges greatly appreciates the generosity of law firms, organizations and individuals whose multi-year sponsorships allows us to expand the reach of our programs.

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Capitol Language Services  
Jeff Capron  
Maria Claudia Caputi  
Emily Chafa  
Patience Chaplin  
Ray Chollet  
Margaret Chutich  
CitiCourt  
Toni Clarke  
Christine Cocasio  
The Cochran Firm  
Becky Cohn  
Heather Collier  
Kimberly Connaughton  
Beverly W. Cutler  
Lisa Dale

## WOMEN IN PRISON NEWS

### BUREAU OF PRISONS POLICY PRIORITIES

For 25 years (since 1991) the Women in Prison Committee has been working to address the conditions of incarcerated women, their reentry, and the lives of the inmates' children in state and federal institutions around the country. Included in this work has been advocating to the Federal Bureau of Prisons in the Department of Justice such improvements as an expansion of the BOP's program for treating pregnant women and MINT, the uniting of mothers and infants, and the opening of a nursery in the Greenville, Illinois facility. The Committee's work has continued in many forms, of note, in participation in the 2015 congressional Charles Colson Task Force on Federal Corrections by providing written testimony (contact NAWJ for a copy.)

### Priorities in Developing Policies for Treating Female Offenders

NAWJ has maintained ongoing communications with key Bureau of Prisons personnel. On December 21, 2015 NAWJ responded in a letter to the Administrator of Female Offender Branch of the Federal Bureau of Prisons, Alix M. McLearn, Ph.D., to questions posed to NAWJ on priorities in developing policies for treating female offenders:

1. What should be the top five priorities of the female offender branch?
2. What does the Bureau do best in regard to female inmates?
3. What area of the Bureau's work with female inmates needs the most improvement?

### NAWJ's responses are below:

#### 1. Priorities of BOP's Female Offender Branch:

##### A. Appropriate placement of women offenders in BOP facilities.

- i. First and foremost, BOP should act quickly to remedy the situation of the many women transferred from the women's prison in Danbury, CT to the Metropolitan Detention Center (MDC) in Brooklyn, NY in December 2013. The situation of these women: confinement in one room in a high rise with no outside recreation, sunlight, or fresh air, is untenable. It is unacceptable that BOP does little to remedy the situation because the women will be transferred back to Danbury on its scheduled reopening in late Fall 2016. The women should not have to spend another twelve months in the MDC. Innovation could devise an improved solution.
- ii. BOP needs to examine its definition of "reasonable proximity" used in housing prisoners as being within 500 miles of a person's anticipated released area, and should not continue building mega institutions in inaccessible locations, e.g., Aliceville, Alabama, and Hazleton, WV. The Bureau needs to maximize opportunities for continuing relationships with children and family members by having non abusive correctional officers, user-friendly visiting areas, generous visiting hours, and transportation to isolated facilities. See, *The Liman Report*, 22, 23 (Fall 2015).

##### B. Administration and Structure within BOP for Women Offenders

BOP should include one or more persons with gender sensitivity expertise at the highest level of its policy making and administrative structures.

##### C. Classification of Women Offenders by BOP

BOP urgently needs to examine its classification system for women. According to its website:

In 1993, the BOP developed and implemented a new designation and classification system for female offenders to take into account the fact that female offenders are less likely to be violent or attempt escape. As a result of this classification system, the missions of several facilities were changed to provide more low and minimum security bed space for female offenders.

[https://www.bop.gov/inmates/custody\\_and\\_care/female\\_offenders.jsp](https://www.bop.gov/inmates/custody_and_care/female_offenders.jsp)

Thirteen years is a long time for criteria to be unexamined. Moreover, we understand that in 2013, BOP lowered the classification of many Danbury women as part of their relocation, which raises the question about their initial classification.

##### D. Assessing Addiction and Trauma Issues in Women Prisoners

The Bureau needs to assess its physical and mental health services to assure that addiction and trauma are being addressed. We are operating on the assumption that in 2015 BOP has in place system-wide anti-shackling directives.

David DeJong  
 Sara Donahue  
 Karen Donohue  
 Dragga, Hannon, Hessler & Wills  
 Thomas Eduard  
 Leanna Einbinder  
 Martha Ertman  
 Joseph Estabrook  
 Etheridge, Quinn, Kemp, et al  
 Stephanie Fink  
 Florida Association for Women  
 Lawyers  
 Emily Folio  
 Jason Forrester  
 Anna Francis  
 Julie Frantz  
 Janet Friedman  
 Rachel Friedman  
 Victoria Gartey  
 Jennifer Goddard  
 Deborah Goldberg  
 Stanley Grabias  
 Donna Graham  
 Paul Hall  
 Meredith Hamsher  
 Keltie Hawkins  
 Kristin Henrikson  
 Mary Henry  
 Cheryl Hepfer  
 Michelle High  
 Joyce Hinrichs  
 Frank Hoppe  
 Heather Hostetter  
 Jay Hostetter  
 Sheila Kadagathur  
 Mary Kahn  
 Kansas Bar Foundation  
 Kanas Womens Attorneys  
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 Patrick Kent  
 Leila Kern  
 Katherine Kileen  
 Coleen Klasmeyer  
 Aparna Kumar  
 Linda Lee  
 Leifer  
 Ivonne Lindley  
 Catherine Long  
 Patricia Lynch  
 Luv U Project  
 Bonnie MacLeod  
 Sharon Bernadette Majors-Lewis  
 Kim Margonis  
 Jessica Markham  
 Maximus Foundation  
 Debora May  
 Rhian McGrath  
 Rachel McGuckian  
 Caroline Mehta  
 Metropolitan Counseling  
 Association  
 Ed Miller  
 Jason Miner  
 William D. Missouri  
 Maria Monroe-Devita  
 David Mouille  
 Greta Muise  
 Brenda P. Murray  
 Denise Myler  
 Orlanda Naranjo  
 Jody Newman  
 Robin Nolan  
 Northern Virginia Women Attorneys  
 Stephanie Owens  
 Katherine O'Rourke

**E. Development of Re-Entry Programming for Incarcerated Women**

- i. In economic times that make it very difficult for felons to find employment, BOP should question whether its policies effectively address the primary concern most women prisoners have - how to survive on release. BOP's insistence that it begins preparing women for re-entry when they enter the system is not supported by women prisoners.
- ii. Each incarcerated woman needs an assessment on what she has to do to prepare for re-entry. There are two parts. One is what the institution offers that can benefit the person during incarceration. This includes education and vocational training services, which would permit being hired to family-sustaining employment, not precluded by a criminal conviction. We are aware that the Bureau faces restrictions in offering in-prison employment opportunities (UNICOR), but we believe that BOP should work publicly to remedy that situation.
- iii. The second part of the assessment should focus on the release by preparation of a release plan that covers available housing, establishing Medicaid eligibility, personal identification documentation, work skills, employment possibilities, location of addiction assistance, and financial literacy. The release plan should identify community organizations that can assist when the woman is first released; each woman should have a designated person who liaisons with BOP and the community that she can contact for assistance when things do not go according to the release plan.

**2. What does the Bureau do Best in Regard to Female Inmates?**

The Bureau appears to operate clean, safe facilities with professionally trained staff. The BOP's leadership has always been willing to discuss how it conducts its operations.

**3. What area of the Bureau's Work with Female Inmates Needs the Most Improvement?**

See #1, Priorities of BOP's Female Offender Branch.

These responses are the work of longtime NAWJ Women in Prison Committee Co-Chairs Judge Brenda Murray and Judge Betty Williams.

**REPORT OF BOP'S METROPOLITAN DETENTION CENTER, BROOKLYN**

*Reported by Judge Robin S. Garson, Judge Cheryl J. Gonzales, Judge Brenda P. Murray, and Judge Betty J. Williams NAWJ, Women in Prison Committee, JUNE 3, 2016*

The federal women's prison at Danbury, Connecticut, closed in December 2013. BOP "temporarily" re-located the Danbury women to the Metropolitan Detention Center (MDC) located in Brooklyn, New York. The MDC consists of two buildings, eight and nine stories high. The women are held in a housing unit on an upper floor. Judge Cheryl J. Gonzales, Chair of the New York Chapter of the NAWJ's WIP, Judge Robin S. Garson, and NAWJ WIP Co-Chairs, Judge Brenda P. Murray and Judge Betty J. Williams, visited MDC on March 20, 2015, and again on June 3, 2016.

We arrived at 3:00 p.m. and departed at 4:45 pm. We spent approximately forty-five minutes with Warden H. Quay, who has held this position since December 2015, and who was formerly the warden at Danbury from 2012 to 2015, numerous MDC staffers, and Alix McLearn, BOP's Administrator, Female Offenders Branch, and Hugh Hurwitz, Deputy Assistant Director, Information, Policy, & Public Affairs. The remainder of the time was spent visiting the women.

Alix McLearn informed us that since our 2015 visit, she and Dr. Michelle Gantt, the MDC's Education Supervisor, formed a Task Force that developed a training film for staff dealing with incarcerated women.

MDC holds 111 women who have been sentenced, and should be housed at Danbury. Twenty-four women are part of the original group transferred from Danbury to MDC, and the others are women who were sentenced after the Danbury closing in December 2013, and who would have been incarcerated at Danbury. There are about 50 additional women in pre-trial status. According to Warden Quay, only three women are more distant from home at MDC than they would be at Danbury. However, one judge was told that women were transferred to MDC from facilities that were closer to home, and one woman represented that as a consequence she had not seen her two children or her 84-year-old mother in a year. Some women questioned whether a transfer back to Danbury will occur because they heard "a head count had to be maintained at MDC." A couple of women questioned why they could not re-locate to Hazleton, WV, which would be closer to home.

MDC appears to have one or more pregnant inmates, but we did not get an exact number.

Arline Pacht  
Marilyn Paja  
Elizabeth Palen  
Joy Pemberton  
Amy Peterson  
Richard Ponzio  
Theresa Poux  
Kim Raspallo  
Deb Reiser  
Chris Roberts  
Margaret Ross  
Angela Row  
Elizabeth Sanborn  
Lenore Schneiderman  
Rebecca Shankman  
Soha Shah  
Avi Sickel  
Stuart Skok  
Amy Strent  
Julianne Sylva  
Melissa Townsend  
Alise Troester  
Claudia Vitale  
Trish Weaver  
Deb Webb  
Jan White  
Meredith Williams  
Frances Wu

## WOMEN IN PRISON NEWS

The facility has a total of 1,800 residents. We were told that some male prisoners have been at MDC for three years because of court appearances, and 300 males are there permanently, similar to trustee status, to service the building. It appeared that those males are allowed to move outside the building.

**Danbury:** BOP stated that Danbury will re-open in October 2016; BOP has not decided whether Danbury will have a Residential Drug Treatment Program (RDTP) a highly recommended program previously offered at Danbury. The Judges expressed concern and dismay: (1) when advised by BOP staff that the RDTP and other programs that were previously offered to the Danbury women may not be available, as well as job opportunities; and (2) BOP staff was unable to confirm whether or not programs would be in place for the reopening in October 2016.

BOP is considering the Judges request for a visit to the Danbury facility.

**Food:** Women complained that food is sometimes spoiled and moldy. In 2015, we were advised that food is delivered cooked, and reheated.

**Information from the women:** The women we talked with were almost universally less hopeful for change about the conditions of confinement at MDC. Unlike 2015, when there seemed to be some energy in the group, the impression was that these women had all but given up hope that things would get better. The lethargy was almost palpable.

Several women emphasized that the fresh air and sunshine they need, are non-existent. One woman said the air was bad and that granules fell from the ceiling so that she is constantly cleaning off her bed which is a top bunk. Several women said the place had been fixed up for our visit to look better than it did regularly. A couple of women said the air conditioning had been off the previous weekend. One woman said a microwave, which they did not have before, was brought to the unit the day before our visit, and the women thought it was done because of our visit.

None of the women expressed any interest or knowledge about the programs that the MDC Brooklyn brochure, "Female Program Overview," said were being offered. Most of the women said they had never heard of them.

The brochure lists seven employment opportunities, yet one woman said she had begged for any type of employment and had received nothing.

**Medical:** Warden Quay admitted medical service is a problem and did not defend it. BOP claims it cannot find physicians willing to work in a New York prison. There are two contract doctors and two doctors on staff for women. Just like last time, the women complained about not being able to see doctors. Specifically, several women complained about the lack of gynecology care, and that after initial provision of health care there was minimal follow-up. In 2015, a gynecologist visited once a week.

**Physical plant:** The physical plant is the same as we viewed in 2015. 161 women are held in two separate large rooms. Each room has rows of bunk beds on one side of the room, toilets and showers on the other side of the room, and fixed tables in the middle. There are no windows so there is no fresh air or sunlight. The women are in the room 24/7, with no opportunity for outside exercise.

There is a separate room available for exercise. It contains a couple of stationary bikes and maybe one other piece of equipment. One outside wall has an open area near the top of the wall that allows light and air to enter. We were told in 2015 that the wall was sealed because men in the adjacent building could see the women. It turns out the wall is not cinder block but metal sheets painted the color of the other walls. We asked why the steel sheets could not be removed to allow the women a view, maybe some sun, and fresh air. The room could be opened at times when the men, presumably using comparable space in the opposite building, were not present. We were told that it would mean the room would not be available to the women all day.

Programs to treat trauma and drugs: The brochure we received lists 12 staff led programs, one of which is a non-residential drug abuse program. There was mention of new programs: psychology, drug abuse, and trauma, but we did not get a lot of specifics about them.

### Summary

We concluded that in March 2015, conditions for women at MDC since December 2013 were unconscionable and they remain so in June 2016. The absence of fresh, clean air, the complete absence of sunlight, and the absence of ANY outdoor time and activities are immediate issues which BOP has failed to address in any meaningful fashion. As noted in our prior report, these conditions violate the ABA Standards on Treatment of Prisoners and the UN Standard Minimum Rules for the Treatment of Prisoners. The few activities arranged for families do not address these major deficiencies. MDC Brooklyn is a temporary detention facility and is an inappropriate facility to house women or any person long term.

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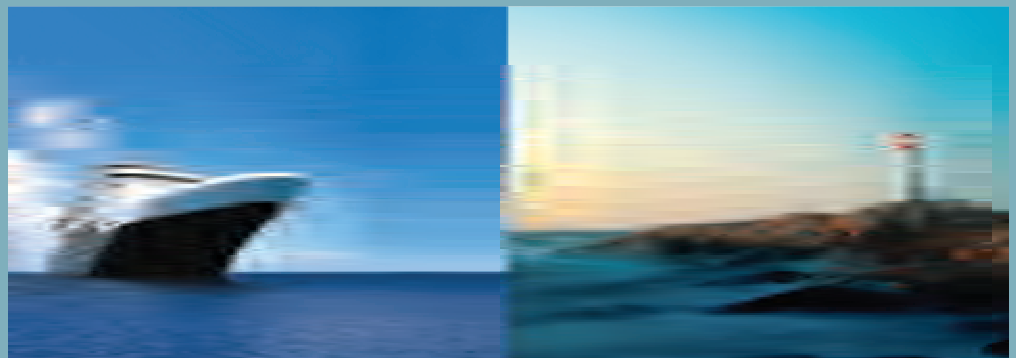
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For more details visit  
<https://www.nawj.org/schedule/events-calendar/new-england-cruise-2017/2017-05-20>





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