



**Washington State Minority and Justice Commission  
(WSMJC)**

**Friday, June 30, 2017**

**8:45 am – 1 pm**

**AOC SeaTac Office**

**18000 International Blvd., Suite 1106, SeaTac, WA**

**Teleconference: 1-877-820-7831**

**Passcode: 358515#**



**MEETING NOTES**

**Commission Members Present**

Justice Charles Johnson, Co-Chair

Justice Mary Yu, Co-Chair

Justice Debra Stephens

Judge Veronica Alicea-Galvan

Judge Lisa Atkinson

Mr. Jeffrey A. Beaver

Ms. Ann Benson

Prof. Robert Boruchowitz

Ms. Lisa Castilleja

Mr. Steve Clem

Judge Linda Coburn

Mr. Mike Diaz

Judge Lisa Dickinson

Judge Theresa Doyle

Professor Jason Gillmer

Judge Bonnie Glenn

Mr. Abdullahi Jama

Ms. Kitara Johnson

Judge Linda Lee

Judge LeRoy McCullough

Ms. Kim Morrison

Ms. Rosalba Pitkin

Ms. Jasmin Samy

Judge Lori K. Smith

Judge Kimberly Walden

Judge Helen Whitener

Judge Dennis Yule

**AOC Staff Present**

Ms. Carolyn Cole

Ms. Cynthia Delostrinos

Ms. Nichole Kloepfer

Ms. Intisar Surur

**Guests**

Mariah Lee

Jaime Hawk

**Student Liaisons Present**

**CALL TO ORDER**

The meeting was called to order at 8:55 a.m.

The meeting minutes from the April 7, 2017 meeting were approved as presented.

## CO-CHAIRS REPORT

### Symposium Debrief

On May 24, 2017, approximately 130 justice system partners attended the Commission's annual symposium held at the Temple of Justice. Dozens more watched via TVW webcast. This year's symposium included a keynote presentation by Professor Nina Chernoff (CUNY School of Law) on why jury pools have failed to reflect the racial and ethnic makeup of their communities, why a representative jury is critical to justice, and nationwide efforts to increase jury diversity and their effectiveness. Judge Steve Rosen (King County Superior Court), Dr. Matthew Hickman (Seattle University), and Dr. Peter Collins presented the preliminary results of the Commission's statewide Jury Demographic Survey. Chris Gaddis, Pierce County Superior Court Administrator, also shared the results of a juror summons study. The program concluded with an account of the challenges that a juror of color experienced to participation and a call to action delivered by Angeline Thomas, Esq., Executive Director of Washington Appleseed.

#### Discussion:

- TVW viewing was seamless
- The topic was timely, speakers were knowledgeable and persuasive, and the individual juror who provided her testimonial was courageous.
- Justice Yu announced that she will be helping make a presentation to the Pierce County Superior Court to participate in a pilot program to raise juror pay to \$100 per day. A non-profit has raised the funds to provide juror pay to jurors who say they can't participate for economic reasons. Pierce County Superior Court would be in complete control of how the pilot program is run. Marketing and publicity about the pay increase would also be done. Judge Yule noted that this would be helpful because the pilot in Franklin County failed because the pay increase was not publicized enough.
- Justice Stephens stated that she would hate to see juror have to fill out an IFP to qualify for the funds.
- Judge Whitener was concerned that we could lose sight of jury diversification by focusing entirely on economic hardships.
- Judge Dickinson suggested that the pilot program be opt-out instead of opt-in because some cultures do not encourage asking for money, even if there is economic hardship.
- Abdullahi Jama asked if the funds would be used to reach out to immigrants. There is a state requirement that jurors speak and understand English.
  - Judge Galvan explained that the issue comes up frequently. Immigrant jurors' fear is that they will not understand the terminology. She tries to assure jurors that even native English speakers may not understand the terms, but the court will assist them. English as a second language should not automatically preclude participation.
  - Jasmin Samy shared that there are many individuals in the Muslim community who do not have a language barrier or economic hardship, but they do not want to serve because the responsibilities are not communicated clearly and they are overwhelmed.
- Rosalba Pitkin also shared that college students are fearful because they believe they won't understand the legal terminology.
- Annie Benson encouraged the group to work on reframing jury duty as a positive opportunity to participate collectively.
- Steve Clem would like to see a focus on the summons process. Justice Yu said the group will look at source lists because they are out of date.

- Diana Bob noted that special attention needs to be placed on the perception amongst Native Americans living on reservations that they will never receive jury summons because they live on reservations.

#### **Next steps:**

- Symposium planning group will take a look at the WA Appleseed recommendations to see if they can be implemented. Others are welcome to join. Let Carolyn know if you would like to join the Jury Diversity Committee.
- Annie Benson will post the symposium recording on the Washington Defender Association website and advertise that it is approved for CLEs. Steve Clem will send to prosecutors.
- Kim Morrison asked that the committee include clerk representation because they are required to implement some of the recommendations at the court level. She will reach out to Barb Christensen, President of the Clerks Association, to ask for representatives to serve on the committee.
- The committee should also include court administrators, community representation, and legislators. Suggested legislators: Jamie Pedersen, Rebecca Saldaña, and Laurie Jinks.
- Create a page for juror resources, including:
  - <https://www.youtube.com/watch?v=0X3dyEY7rnQ> (English)
  - [https://www.youtube.com/watch?v=6Z7TUQ\\_URtc](https://www.youtube.com/watch?v=6Z7TUQ_URtc) (Spanish)
  - Legal vocabulary glossary
  - Juror handbooks and guides  
<http://www.courts.wa.gov/newsinfo/content/pdf/juryGuideBrochure.pdf>
  - <https://www.courts.wa.gov/newsinfo/index.cfm?fa=newsinfo.displayContent&theFile=content/ResourcesPubsReports>
  - Interpreter Commission resources:  
[http://www.courts.wa.gov/programs\\_orgs/pos\\_interpret/index.cfm?fa=pos\\_interpret.display&fileName=resourcesForInterpreters](http://www.courts.wa.gov/programs_orgs/pos_interpret/index.cfm?fa=pos_interpret.display&fileName=resourcesForInterpreters)

## **STAFF REPORT**

### **Updated Juvenile Defense Guidelines Discussion**

The WSBA Council on Public Defense (CPD) made updates to the guidelines based on feedback it received. The Juvenile Justice Committee met to discuss and provided feedback about the language. However, there were not enough committee members present on the call to give any recommendations as a committee. Professor Bob Boruchowitz asked if the Commission could determine whether it supports Guiding Principles 11 and 12. These are the main areas without unanimity and the most appropriate area for the Commission to voice its support because of its mission statement.

#### **Discussion:**

- Judge Galvan concerned that the guidelines would be hard to police or enforce, especially because everyone has different definitions of what is “disparate” and different levels of understanding systemic problems.
- Judge Lee also concerned that some language says “includes” and some says “requires.” It is not clear whether this means there are different levels of responsibilities.
- Mike Diaz was concerned that requiring a defender in every case to look at systemic problems may shift their energy away from representing their client. Guidelines may take away some discretion to choose the right case to make the right points about systemic problems.
- Professor Boruchowitz and Annie Benson explained that the guidelines are important to help defenders provide an argument for more resources from county commissioners. The

guidelines are also not determinative for assessing ineffective assistance of counsel. They are an effort to shift the culture of defenders to understand that they can't be complicit in systemic problems. Defenders can do this through litigation, but they can also do this by meeting with correction officers, writing a letter, connecting their client with other services, etc. There was similar resistance in the immigration context. It took 12 years to shift the culture, and in 5-6 years, the attorneys were taking on the issue as their own.

- Kitara Johnson encouraged CPD to include language about mental health and public health disparities. Some juveniles are being penalized because they don't have a formal diagnosis of a mental health condition or they are high-functioning, but still lack the capacity to understand what they are doing because of mental illness. It's important that we do not just look at disparities in the criminal justice system. **She will get proposed language to Prof. Boruchowitz regarding public health disparities.**
  - Prof. Boruchowitz pointed out that the guidelines encourage communication to obtain information about the mental health status of their client, their families, etc.
- Judge Doyle supports the guidelines. She believes they are aspirational and not requirements. Judge Coburn pointed out that the paragraphs following Principles 11 and 12 clarify the language.
- Steve Clem warned that guidelines sometimes have a way of becoming standards enforced by the courts. It would not be a stretch to see courts requiring affirmative legal action under Guiding Principles 11 and 12. He also noted that representation in state institutions may be hard because of travel, especially for defenders in small counties.
- Judge McCullough supports the guidelines as written. The Commission's support should not be watered down so much that it is ineffective.

**Vote:** Justice Yu motioned to draft a limited letter of support to be presented at CPD's next meeting on July 21, 2017. The letter would communicate that the Commission supports the principle that defenders raise questions of institutional issues. The Commission will not give any recommendations about specific language in the guidelines.

Unanimous vote in favor.

### **Follow-up from April 7 meeting**

#### India Association of Western Washington request for funding

Funding requested for Mobile Hate Crime Info Workshops: \$3000

- Lisa Castilleja reported that UW Law School has submitted a grant application to help fund these workshops. Will find out in August if they received the grant.

Funding requested for Legal Clinics Open for All Communities: \$2000

**Vote:** Judge Dickinson motioned to provide no funding to the legal clinics, but Diana Bob would take the lead to connect IAWW with the Minority Bar Associations to see how they could be looked to for support/staffing as they already have these clinics. Unanimous vote to approve.

Justice Yu motioned to endorse the Hate Crime Info Workshops, but provide no funding. Commission could be listed as a "supporter," not a "co-sponsor." Commission will help publicize and encourage members to attend. Jasmin Samy will volunteer on the behalf of the Commission to serve as a speaker on a panel. All voted in favor, except Jeffrey Beaver who opposed.

Carolyn will communicate the decision with Lalita Uppala at IAWW.

#### Co-sponsorship Criteria

Staff developed the documents because the Commission receives many co-sponsorship requests, but we want to make sure that the Commission is contributing its resources to projects that align with its mission. The form will be made available on the website.

The Commission has limited funding and cannot be seen as a funding source. Unfortunately, we are not able to fund many great projects that support our mission. However, the Commission can provide other types of support like publicity and speakers. The Commission can also help connect organizations with other funding sources.

#### **Recommendations:**

- Provide requesters with a model budget that would give the Commission more discretion about what line items they can fund. Budget should also include a line item for in-kind donations.
- After discussing the IAWW's funding requests, the Commission determined that it would like to have two tracks for requests: co-sponsorship requests and supporter requests. The Commission is a "co-sponsor" when we provide funding and help plan the event. The Commission is a "supporter" if it does not provide funding and/or did not help to plan the event, but provides other support like publicity and guest speakers. Carolyn will modify the form to reflect the changes.

#### Immigration bench guide updates

Annie Benson and her team have worked hard to make the updates and drafts of the chapters are ready for review. Judge Galvan, Judge Ketu Shah, Judge Smith, and Judge Marilyn Paja have volunteered to serve as editors. Annie would like to have judges outside of the Puget Sound area, prosecutors, and impacted communities help review to ensure that the bench guide is as neutral as possible.

#### **National Consortium on Racial and Ethnic Fairness in the Courts Conference**

Judge Galvan and Carolyn attended the conference in St. Louis. This year's theme: Gateway to Justice: Out of the Fire and Into the Future. Judge Galvan shared that it was a valuable experience. She had a visceral realization of the straight line that runs through *Dred Scott*, to *Plessy v. Ferguson*, to the stratification we see in Ferguson, Missouri, today. The educational experience was superb. Two speakers that we should consider inviting to present at future conferences: John A. Powell (Professor of Law at UC Berkeley) and Seth Stoughton (Assistant Professor University of South Carolina School of Law). Professor Powell lectured on structural racism and Professor Stoughton lectured on the science of perception in the age of body cameras. Judge Galvan also recommended screening the movie "Tribal Justice." Cynthia shared that the Commission is screening the movie at the Tribal State Consortium meeting at Fall Conference. Judge Galvan also reported that Washington State is regarded as forward-thinking on the issue of racial bias in the courts and the Consortium recognized Justice Charles Z. Smith's contributions. She hopes that we continue to participate in the conference.

Full program: <http://www.national-consortium.org/~media/Microsites/Files/National%20Consortium/Conferences/2017-consortiumbookweb.ashx>

Judge Galvan was able to connect with Judge Adrienne Nelson, the second African American female judge appointed in the state of Oregon, to help plan this year's Judges of Color Reception at Fall Conference. Judge Nelson is interested in cross-border educational opportunities and would like to attend Fall Conference. Carolyn will check with Judith Anderson to see if this would be possible.

**Tribal State Consortium – July 21, 9 am – 4 pm, Colville Tribal Government Center**

This year, our regional meeting will be held at the Colville Tribal Government Center. It will be the first time the Consortium will meet in the Eastern region. The theme of the meeting is “The Value of Tribal State Court Consortiums.”

Keynote speaker: BJ Jones is the Director of the Tribal Judicial institute at the University of North Dakota School of Law where he also teaches Indian law and social justice issues as an Adjunct Professor. He has been a Tribal Judge for over 25 years now serving as the Chief Judge for Sisseton-Wahpeton in South Dakota and Prairie Island in Minnesota. He also serves as an Associate Judge for Standing Rock, Oglala Sioux Supreme Court, White Earth, and as a pro tem Judge for numerous other Tribes in Minnesota, Montana, and the Dakotas. He serves as a member of both the North Dakota Tribal-State Court forum and the Minnesota Committee on Tribal and State Courts and was the Co-Chair of the South Dakota Committee on ICWA compliance. He was a legal services attorney on the Rosebud and Standing Rock reservations for eleven years prior to assuming the bench. He is a 1984 graduate of the University of Virginia School of Law.

### **Institutional Challenge Grant**

The 3-5 year grant for \$650,000 or more is intended to create sustainable research-practice partnerships that can reduce inequality in youth outcomes.

<http://wtgrantfoundation.org/library/uploads/2017/03/2017-Institutional-Challenge-Grant-Application-Guide.pdf>

WSCCR and partners at UW and WSU have formed a justice research and advancement center. One major focus of the center will be juvenile justice-improving systems to improve outcomes and to advance equal justice. On behalf of the center, Dr. Carl McCurley and Dr. Sarah Walker met with Justice Yu and staff because they would like MJC to be the public agency partner for the grant application. **Application deadline: September 12, 2017. The Commission will bring juvenile justice system partners together to develop the application.**

### **Pre-trial Justice Task Force Launch**

The Pre-trial Justice Task Force launched on June 22, 2017, to outline plans for examining policies and practices regarding pretrial detention of persons charged with crimes in Washington. The Pretrial Reform Task Force will work for approximately 18 months gathering data to formulate recommendations for expanding pretrial release. The task force will be organized into 3 subcommittees that will look at pretrial services best practices, risk assessments, and data collection. **Email Intisar Surur, SCJA Senior Court Program Analyst, at [Intisar.surur@courts.wa.gov](mailto:Intisar.surur@courts.wa.gov) if you would like to be added to email list or participate as a task force member.**

Press Release: <http://www.courts.wa.gov/newsinfo/?fa=newsinfo.pressdetail&newsid=12727>

Photos: <https://www.flickr.com/photos/wacourts/sets/72157683350260680>

### **LFO Consortium**

Cynthia reported that we are now 7 months into the grant and we are on track with our timeline. The third Consortium meeting will be held on July 17, 10 am – 1 pm, at the AOC SeaTac Office (18000 International Blvd., Suite 1106, SeaTac, WA). The subcommittees have been focused on gathering data. The LFO Calculator Subcommittee, chaired by Judge Coburn, recently sent out a survey to superior, district, and municipal court judges to get feedback about the functions that they would like to see in a calculator. The group hopes to have a prototype of the calculator by winter.

## Youth Events

### Seattle Youth and Law Forum

Judge Glenn, Judge McCullough, and Karen Murray were able to attend. Judge Glenn reported that Angela Rye was a great keynote speaker. She reinvigorated the community to not stay silent or neutral. Approximately 200 people attended. Judge McCullough noted that the forum gave the community an opportunity to engage with the police during a time of heightened tension because of police shootings.

### Color of Justice, August 17, 9 am – 3 pm, Pierce County Superior Court

One-day event to encourage minority girls between the ages of 11-18 to consider legal and judicial careers by bringing them together with female Judges. This event will feature networking and empowerment panels on the law and the legal profession and why diversity and minority perspectives matter. The event will educate and empower young minority girls who desire to understand how the justice system works.

Judge Whitener reported that there has been overwhelming interest in the event. Approximately 60 girls are anticipated to attend. She has received comments from the community that they have not seen the judiciary engaging in this way before. She would like to hold the event again next year, but in a larger venue. The event will be inclusive of girls who may have disabilities or are first generation Americans. Justice Yu will serve as the keynote speaker. Judge Whitener, Judge Galvan, and Judge Lee will also serve as panel speakers. Application deadline July 14, 2017. Flyer and registration information included in meeting packet. Carolyn will resend the electronic flyer.

Jasmin Samy and CAIR will sponsor 5-10 girls and donate mugs. Judge Lee suggested that we get t-shirts made for the event. If anyone has any swag that they can donate for the event, or would like to give a monetary contribution, please let Cynthia know. The law schools have already donated backpacks. Would like portable chargers because they have been popular in the past. Organization logos are fine.

### Tri-Cities Youth and Justice Forum, November 3, Columbia Basin College, Pasco, WA

Theme: How Science and Technology Can Help Us in Our Quest for Justice

Pacific Northwest National Laboratory has committed \$10,000 for the event. The planning group is in the process of finalizing the program agenda and speakers. They will begin reaching out to other potential sponsors and volunteers this summer. MJC will provide a \$1000 co-sponsorship for the event.

### **Spokane Community Forum Event with Ron Davis**

On April 24, 2017, the Commission hosted a screening of "3 ½ Minutes, 10 Bullets," an award-winning documentary about the murder of Jordan Davis, at Eastern Washington University's Spokane Campus. The screening was followed by a community forum featuring Ron Davis, Jordan's father, and Spokane community leaders. The event brought nearly 100 community members together to engage in difficult conversations about community relations and race. Jordan's story highlights the need to address racial bias and hate in our communities before it leads to violence and the importance of holding our community leaders accountable. Special thanks to our co-sponsors: Eastern Washington University, NAACP Spokane Chapter, The Law Office of D.C. Cronin, and Center for Justice.

Judge McCullough shared that another film, "Promised Land," will be screened on July 6, 8-10 pm, for free at the Neptune Theatre in Seattle. More information:

[https://www.facebook.com/events/1841924739405100/?acontext=%7B%22ref%22%3A%223%22%2C%22ref\\_newsfeed\\_story\\_type%22%3A%22regular%22%2C%22feed\\_story\\_type%22%3A%2217%22%2C%22action\\_history%22%3A%22null%22%7D](https://www.facebook.com/events/1841924739405100/?acontext=%7B%22ref%22%3A%223%22%2C%22ref_newsfeed_story_type%22%3A%22regular%22%2C%22feed_story_type%22%3A%2217%22%2C%22action_history%22%3A%22null%22%7D)

## **Eliminating the Pipeline School Discipline Series**

Part 2 of the series was held Friday, June 9, 5:30-8:00 pm, at the Tukwila Community Center. The series is a joint effort between the Commission and Equity in Education Coalition to connect schools and educators with those who work in the courts and justice system to reflect, learn, and take action – working together to put an end to disproportionate discipline practices and provide better service to our children.

Guest Speaker: Dr. Debra Ren-Etta Sullivan. Dr. Sullivan serves as the President of the Seattle Affiliate of the National Black Child Development Institute. The focus of her work is implementing appropriate learning environments for Black children and increasing advocacy for their educational rights. She has worked in higher education for thirty years as a teacher, researcher, curriculum developer, administrator, and education coach. She is Dean of Applied Behavioral Sciences at Seattle Colleges, and the co-founder and past president of the Praxis Institute for Early Childhood Education. Before beginning the Praxis Institute, she served six years as the dean at Pacific Oaks College Northwest. She earned her doctorate in educational leadership and her master's degree in curriculum and instruction from Seattle University. Among many leadership roles, Dr. Sullivan served on Washington State's Early Learning Advisory Council, the National Association for the Education of Young Children's Governing Board, and her book, "Cultivating the Genius of Black Children," is available now from Red Leaf Press.

**Next workshop:**  
**Discipline in School**  
September 14, 5:30 – 8 pm, Tukwila Community Center  
RSVP: [Discipline@ecc-wa.org](mailto:Discipline@ecc-wa.org)

## **Annual Report**

The annual report was released at the symposium and emailed to our listservs. Available in hardcopy and on our website: <http://www.courts.wa.gov/committee/pdf/2016MJCAnnualReport.pdf>

## **Budget**

We are projected to go over budget this year. The Commission supported projects that were not initially budgeted for and travel expenses are a large chunk of our expenditures. Commission members are encouraged to keep their travel expenses to a minimum.

**Vote:** The Commission voted unanimously to adopt the proposed budget for FY 17-18.

## **Shout-outs**

Carolyn gave a shout-out to:

- Judge Doyle and Judge Galvan for their excellent jury implicit bias session at SCJA Spring Conference.
- Our friends in Spokane for proactively organizing a viewing session for the symposium.

- Our Symposium Committee for helping plan a fantastic symposium: Justice Yu, Judge Coburn, Judge Rosen, Judge Doyle, Lila Silverstein, David Morales, Angeline Thomas, Jaime Hawk, Prof. Jason Gillmer, and Anita Khandelwal and staff.

## LAW STUDENT LIAISONS

### Recognition of 2016-2017 Law Student Liaisons

The Commission thanks the liaisons for their service this year. **Certificates of appreciation will be sent to them.** Carolyn suggested bar prep support as a way for the Commission to help future liaisons.

## COMMITTEE REPORTS

### Education Committee – Justice Stephens and Judge Smith

#### SCJA Spring Conference

Received positive evaluations for our 3 sponsored sessions:

- Ron Davis – 3 ½ minutes 10 Bullets (Judge McCullough)
- Professor Butler – Race, Law, and Politics: Implications for the Court in the 21st Century (Judge Darvas)
- Professor Anna Roberts - Juror implicit bias (Judge Doyle and Judge Galvan)
  - The juror implicit bias session was especially well-received. Judges appreciated that it was a more hands-on session with concrete suggested actions.

#### ATJ Conference

Report provided by Karen Murray:

The theme of this year’s conference was **“Racing to Justice: Community Lawyering to Bend the Arc.”** Because of the times we are in and because of the work that many of us do as members of this commission and in our daily professional lives, the conference rolling out of the Access to Justice Board 2018 – 2020 State Plan for the Coordinated Delivery of Civil Legal Aid to Low Income People was very timely. As per the introductory remarks made during the unveiling of the Plan, “This Plan is intended to guide the collective efforts of the Alliance for Equal Justice to expand access to our civil justice system and identify and eliminate barriers that perpetuate poverty and deny justice. We adopt this Plan as communities across Washington report increasing fear and anxiety about a changing political climate that once again targets those who have historically been most vulnerable to marginalization. We adopt this Plan with the belief that we must coordinate our collective efforts, using all the legal tools we are privileged to wield, and take direction from community leaders in pursuit of a just and equitable system.”

#### The Plan as a Focal Point

The purpose of the Plan became a focal point in all the sessions due in part to the startling finding in the 2015 Civil Legal Needs Study. The study revealed seven in ten low-income households face at least one significant legal problem each year and, on average, experience more than nine legal problems for which the vast majority will not get the help they need. I remember when I first heard this study at the King County Bar Foundation’s Breakfast with Champions in March, I along with others at my table were aghast that such a gap existed for those in our communities. So, as a group of lawyers, judges, civil service providers, social service providers, community leaders and activists, volunteers, and non-legal practitioners, we were more than ready to attend the various sessions to

hear, to learn, and to contribute so that we could leave the two day session with the tools necessary to effectively and efficiently to implement the Plan's goals.

### The Five Goals

The Access to Justice Board Plan sets forth five goals to better serve those communities that confront barriers because of their income, race, language, gender identity, religion, etc. Those goals are: 1) race equity (lens for us to apply at every stage of our work); 2) ensuring that low-income communities and individuals understand their legal rights and responsibilities; 3) ensure that members of underserved and underrepresented communities will be able to obtain legal assistance regardless of their geographic and/or demographic circumstances; 4) holistic and client-centered approach to address the complexity and breadth of legal needs; and 5) pursue systemic advocacy to effect structural reforms. Along with the above stated goals the Plan also incorporated well thought out strategies to help those stakeholders to successfully implement those goals.

### Conclusion

Considering the political climate and the ongoing uncertainty with this administration's travel ban, health-care, and the disappearance of any safety net per se for those facing poverty, this conference was timely. This conference message was about what we can do more effectively and efficiently with the limited resources we have. The message was clear that if we work more collaborative we could avoid duplicating our scarce resources and serve more individuals in addressing their legal needs.

### Fall Judicial Conference

- Heathman Lodge, Vancouver
- Better Judging Through Science (Sept. 18<sup>th</sup> 1:30-5 pm plenary session) – Prof. Tony Greenwald and Prof. Jerry Kang
  - Trial judges on the Commission were able to join a call with the Dr. Greenwald and Prof. Kang to develop the session. The goal of the session is to help judges understand the science behind implicit bias and decision making and what they can do about it. The session will include an interactive counterpoint discussion between the presenters and a panel of judges that will talk about what is happening in their courtrooms, possible innovations, and how it compares to the science.
- ER 609 (September 19<sup>th</sup> 10:30 am – 12 pm choice session) – Prof. Anna Roberts
  - Judge Doyle reported that they have confirmed a Clark County prosecutor who is opposed to ER 609 as a presenter to balance the session.

### WASCLA Conference – October 13-14, Wenatchee, WA

MJC will submit a proposal for a session entitled: “A Discussion of Ethical Concerns Which May Occur When Providing Service to a Limited English Speaker.” Presenters: Judge Coburn and Anthony Gipe

Participants for this presentation are focused on certified interpreters, attorneys and judges, but can also be anyone who offers services to a limited-English-speaking person in the justice system. The focus of the presentation will be ethical and legal issues as they pertain to interpreters and the specific challenges represented to minority communities and the justice system, and the impact of effective interpreter services on communities of color.

### Collaborative Efforts

The Education Committee is working on a few collaborative projects to promote intersectional programs and reach a wider audience outside of the conference model:

- BJA Court Education Committee Meeting
- Joint Commissions Education Committee Meeting

- Poverty Simulation (joint project with Gender and Justice Commission and Interpreter Commission)

### **Outreach Committee – Judge Yule**

The committee will begin helping plan the September 22 (highlighting the Native American community) and December 1<sup>st</sup> MJC meetings (highlighting the Black community).

### **Workforce Diversity Committee – Judge Bonnie Glenn**

#### Justice C.Z. Smith WA Supreme Court Memorial Service

The Washington Supreme Court honored Justice Charles Z. Smith at a memorial service on Thursday, June 1st at 9 a.m. in the Temple of Justice in Olympia. Justice Smith, who served on the Court from 1988 to 2002, died on August 28, 2016 at the age of 89. Justice Smith blazed many trails as the first racial and ethnic minority to serve on the Court, and as one of the first minority judges in Washington. On behalf of the Minority and Justice Commission, Judge Bonnie Glenn and Judge LeRoy McCullough presented a [Resolution](#) in memory of Justice Smith to his family. The service was televised live by TVW and is [available for streaming](#).

Black Lens Spokane Justice Smith Tribute (page 8):

<https://drive.google.com/file/d/0B5PEsG0YNnb7S1ZBeHI4SzrNnM/view>

#### Justice C.Z. Smith Awards

The law school award will begin next year. The committee will give the law school deans recommendations for the award selection process.

Letters to WSBA leadership have been sent requesting that they rename the Diversity in Excellence Award to the Justice Charles Z. Smith Award. The WSBA Executive Committee has considered the request and referred it to their Awards Committee to make a recommendation to the Board of Governors. They hope to have a recommendation to the Board by its September meeting.

#### Judges and Commissioners of Color Directory

A draft directory of all survey respondents has been completed. The committee is finalizing the introduction letter and email to the judges to verify their information.

#### Judges of Color Reception – Fall Judicial Conference, September 17, Vancouver, WA

Heathman Lodge (7801 NE Greenwood Drive, Vancouver, WA 98662 ) 6- 7:30 pm

This year's reception will be co-sponsored by AOC. The reception will be an official Fall Conference event and the Save the Date flyer will be included in the Fall Conference materials and sent to our listservs. The committee is working on the program agenda.

Theme: Bridging Justice

All are invited to join us for a celebration of diversity and inclusion on the bench. This year's reception will explore the role that judges of color play as bridges to historically marginalized communities in the judicial system and provide an opportunity to network with Oregon judges.

Special guests: Judge Adrienne Nelson (Multnomah County Circuit Court) and Friends. Light appetizers and beverages will be served. RSVP: [https://docs.google.com/forms/d/e/1FAIpQLSf\\_aAN67X3gfpA2IsdSGts9KNqYGLfIrKDtp5ILUsm3kDcejg/viewform](https://docs.google.com/forms/d/e/1FAIpQLSf_aAN67X3gfpA2IsdSGts9KNqYGLfIrKDtp5ILUsm3kDcejg/viewform)

### **Juvenile Justice Committee – Annie Lee**

The committee has been using their meetings to hear presentations on programs like FIRS and the Theft 3 Pilot Project, and the 2016 Washington State Juvenile Detention Annual Report published by WSCRR. The presentations have been very informative and the committee hopes to give recommendations for actions the Commission can take.

Washington State Juvenile Detention 2016 Annual Report:  
<http://www.courts.wa.gov/subsite/wscrr/docs/2016DetentionAnnualReport.pdf>

Family Intervention and Restorative Services (FIRS):  
<http://www.kingcounty.gov/depts/prosecutor/youth-programs/firs.aspx>

Meeting adjourned at 12:30 p.m.

### **NEXT COMMISSION MEETINGS:**

- **September 22, 2017, Hibulb Cultural Center (6410 23<sup>rd</sup> Avenue NE Tulalip, WA 98271), 8:45 am – 2 pm. Travel information, meeting agenda, and materials will be shared closer to the meeting date.**