

Youth Restorative Justice & Trafficking Prevention Initiative



INTERNATIONAL ACADEMY OF TRIAL LAWYERS

Eva Marszewski, O. Ont., L.S.M.

– Founder and Chief Executive Director



Eva is passionate about restorative justice and creating more just and peaceful communities that support youth to succeed. She started running restorative justice programs for youth in Toronto in 2002. She is a former Adjunct Professor at Osgoode Hall Law School, where she taught “Law and Social Change: Restorative Justice”. Eva was one of the founders of the SPIDR youth initiative and YouCAN!. She was a member of the Board of Directors of SPIDR (now ACR), and the Executive of the Ontario Bar Association, ADR Section. Eva is currently a member of the Board of Directors of Smart Justice Network.

For her pioneering work in adapting Peacebuilding Circles to Toronto’s diverse communities, Eva was awarded the prestigious Law Society Medal from the Law Society of Upper Canada, the YMCA Peace Medallion in 2006, the Canadian Congress on Criminal Justices’ Crime Prevention Award in 2007, and the Dianne Martin Medal for Social Justice Through Law in 2009. Eva became a Fellow of the Ashoka Foundation in 2010 and was the first recipient of the Roy McMurtry Community Service Award in 2013. Eva was awarded the 2015 Order of Ontario, which is the province’s highest official honour recognizing her high level of individual excellence and achievement in restorative justice. In 2019, Eva’s career contributions were recognized by the Ontario Bar Association with an Award for Distinguished Service.

Judge Barry D. Stuart

- *Counsel of Advisors*



In the late 90s, Eva E. Marszewski was invited by Justice Barry Stuart to observe a Carcross/ Tagish First Nation Peacemaking Circle in the Yukon. The Circle was convened to determine how to respond to a young person who was convicted of arson for burning down a home. During the Circle, the young person offered to rebuild the home he had burned down and the members of the Circle agreed to help him. Justice Barry Stuart, a pioneer of justice reform, agreed with the Circle's recommendation and ordered that the youth would not be sentenced to jail if he helped rebuild the home. And so it happened: a man's home was rebuilt, and a young person worked hard to take responsibility for his actions and make amends.

Barry has decades of experience as a judge, educator, mediator and consultant in building collaborative partnerships to deal with public and private matters. As Chief Negotiator, he negotiated the Yukon Umbrella Land Claims Agreement. He has worked in North America and internationally to develop community restorative justice processes and on a wide range of complex public issues. For his work, Barry has received numerous awards including the Governor General's Medal and the Queen's Diamond Jubilee Medal. For his work in Papua New Guinea on constitution, justice processes and on establishing provincial government, he received the Independence Medal of Papua New Guinea. He is the co-author of *Peacemaking Circles: From Crime To Community* and *Building Consensus for a Sustainable Future: Putting Principles into Practice*.

Molly Baldwin

- Founder and CEO of Roca Inc.



Molly Baldwin founded Roca in 1988 and serves as the organization's Chief Executive Officer. With a mission to disrupt the cycle of poverty and incarceration by helping young people transform their lives, Roca serves over 900 high-risk young people annually across 21 communities in Massachusetts. For three decades, Molly has been a tireless advocate, mentor, and community convener, reaching out to the highest-risk young people and bringing together the major institutions, corporations, and agencies that affect their lives.

Molly led Roca to be a high-performing, data-driven organization, with a nationally-recognized intervention model that focuses on better outcomes for young people and communities. A long-distance runner, she is a graduate of U-Mass, Amherst, holds a Master's Degree in Education from Lesley University and an honorary Ph.D. from Salem State University and Lesley University.

Saroeum Phoung

-Founder & CEO of PointOneNorth Consulting



“As leaders of your organization, you hold the power to shape and model an inclusive and productive culture. PointOneNorth Consulting coaches you and your team on how to set the tone for how your organization works together to sustain success and live up to the organization's fullest potential.” – Saroeum Phoung

Saroeum is a skilled peacemaking circle keeper, teacher and spirit leader with over 15 years of experience with circle processes. He works with governmental agencies, criminal justice, non-profit organizations, for-profit businesses and community groups to introduce and foster emerging potential. Some examples of his extensive work in both organizations and community include leadership development, alternative sentencing models using restorative justice and incubating circle leadership teams. Within community, Saroeum invites healing and transformation for individuals dealing with the challenges of violence, racism, inequity. As an organizational consultant, Saroeum brings about change "in a good way" that incorporates both ancient and modern practices.

Saroeum learned to keep peacemaking circles from the Tagish T'lingit First Nation (Yukon Territory) as a way to share power, include more community voices, and build relationships that foster healing, hope and change. Saroeum also uses peacemaking circle process in real-world applications as a guide for organizational change and transformation.

Born in Cambodia, Saroeum immigrated to the US during the Pol Pot regime via refugee camps in Thailand and the Philippines. Settling in East Boston, he now offers his experience around the nation to communities, organizations and individuals seeking to embrace new ways of problem-solving that explore the fullest human potential.

Jimmy Hung

- Chief Deputy Prosecutor of the Juvenile Division



Jimmy Hung is the Chief Deputy Prosecutor of the Juvenile Division of the King County Prosecuting Attorney's Office in Washington State. He graduated from the University of Washington School of Law in 1999 and joined the office that year. During his time as a prosecutor he has worked on all levels of felony and misdemeanor trial practice including homicide, sexual assault, and domestic violence. Jimmy has led efforts in King County to reduce the use of secure detention and formal court processing of youthful offenders, while increasing the use of restorative justice options. In December of 2018, Governor Jay Inslee appointed Jimmy to the Washington State Partnership Council on Juvenile Justice where he serves as Co-Chair of the Race and Ethnic Disparities Committee. Jimmy has previously served on the boards of the Asian Bar Association of Washington and the Washington State Bar Association's Criminal Law Section Executive Committee where he was once President. Jimmy also serves as a board member of Choose 180, Mentoring Urban Students and Teens (MUST) and Sound Discipline, three local non-profits that aim to support young people and seek an end to the school-to-prison-pipeline.

What is Restorative Justice?

In contrast to the often more punitive and expensive traditional criminal justice approach, restorative justice is a theory of justice that focuses on repairing harm and building relationships, with a particular focus on transformation of people, relationships, and communities.

Accountability is fundamental to restorative justice.

Some of the restorative practices that are utilized in restorative justice include:

- Peacemaking Circles
- Victim Offender Mediation
- Community Conferencing
- Peer Mediation
- Family Group Conferencing

Consequences of Court Involvement

Records can impact:

- Employment
- Housing
- Education
- Firearm Licenses
- Military Service
- Law Enforcement
- Immigration
- Right to Vote
- Driver's License

And more...

What are Restorative Practices?

Restorative Practices focus on:

repairing harm, building relationships, creating trust, and supporting accountability.

Examples of restorative practices include:

Circles

Mediation

Community Conferencing

Family Group Conferencing

Building a Comprehensive Model: Youth Restorative Justice & Trafficking Prevention

PRE-CHARGE

SCHOOL

Restorative practices to support school engagement and avoid criminalization, ie:
alternative to expulsion,
alternative to suspension,
and to build preventative skills
and strengthen community

POLICE

Restorative practices as
diversion from
criminal prosecution

PROSECUTOR

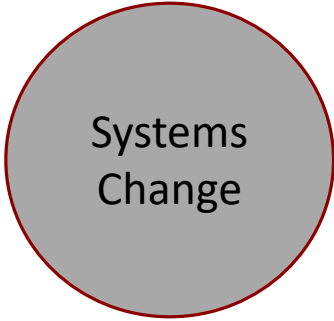
Restorative practices as
diversion from juvenile
criminal court charges

Restorative practices as
diversion from
truancy court

POST-CHARGE

COURT

Restorative practices as
alternative to
conviction or
to divert from
deeper justice system
involvement



Systems Change

Restorative justice projects

- Minneapolis and St. Paul Schools – documenting & evaluating restorative interventions, exploring pilot implementation of restorative re-entry for youth returning from lock up
- Minneapolis Police Department Youth Diversion – documenting & evaluating restorative practices diversion partnership
- Hennepin County Truancy Diversion – pre-charge restorative diversion
- Hennepin County Juvenile Court –restorative justice disposition pilot
- Hennepin County Attorney’s Office – restorative pre-charge diversion pilot

Development of Systems Change Guides

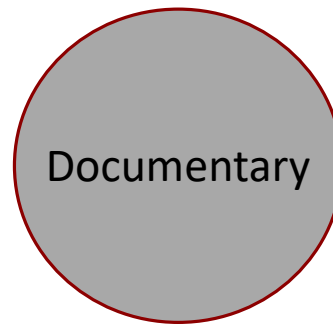
- What is Youth Restorative Justice and why use it?
- Data – Youth Restorative Justice is evidence-based
- Practices & Policies that support implementation, with detailed examples
- Take Action - steps to implement in your community



Evaluation

University of Minnesota Collects & Analyzes Data → Systems Change Guides

- Minneapolis Police Department Juvenile Diversion Recidivism Study & 4-Year Data Analysis
- Hennepin County Truancy Pilot & Comparative Study
- Hennepin County Attorney's Office Diversion Pilot & Comparative Study
- Hennepin County Juvenile Court Pilot & Comparative Study
- Minneapolis & St. Paul Public Schools
 - Evaluating current restorative interventions & developing pilot with comparative study for youth returning from locked facilities to school with Restorative Family Group Conferencing support



- **Two Films:** A full-length documentary and a film for policymakers
- Partners:
 - Emmy-nominated producer, **Mikaela Beardsley**, under the oversight of **Geralyn Dreyfous**, an Academy Award winning documentary filmmaker, is creating a documentary to showcase the positive impact of restorative justice for participants and communities.
 - Award-winning documentary filmmaker, **Eric Metzgar**, is directing the film.
 - **Richard and Suzanne Burbidge** are spearheading the development of the film's production.
 - Film focus: **King County Prosecuting Attorney's Office Juvenile Division**

“Pain that is not transformed
is transmitted.”

- Saroeum Phoung (quoting Richard Rohr)

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