

SYSTEMIC
JUSTICE
PROJECT
CONFERENCE



April 7-9, 2017 | HARVARD LAW SCHOOL

SHORT CONFERENCE SCHEDULE DAY ONE

Friday, April 7, 2017

- 12:00 – 12:15 PM | Lunch Pickup & Introductions (Pound 102)
- 12:20 – 1:30 PM | Campus Sexual Assault (Pound 102)
- 1:45 – 2:45 PM | Justice Showcase #1 (Pound 102)
- 2:45 – 3:00 PM | Coffee/Tea Break (Pound Hall)
- 3:00 – 4:15 PM | School to Prison Pipeline (Pound 102)
- 4:15 – 5:15 PM | Narratives (Pound 102)
- 5:20 – 5:30 PM | Friday Wrap-Up (Pound 102)

DAY TWO

Saturday, April 8, 2017

- 9:30 – 9:55 AM | Brunch Forum with Breakfast Pickup (Pound 101)
- 10:00 – 11:00 AM | KEYNOTE ADDRESS: Robin Steinberg (Pound 101)
- 11:05 – 12:20 PM | Qualified Immunity (Pound 101)
- 12:20 – 12:35 PM | Lunch Pickup (Pound Hall)
- 12:35 – 1:35 PM | Justice Showcase #2 (Pound 102)
- 1:40 – 2:40 PM | Delivering Legal Services (Pound 101)
- 2:45 – 3:45 PM | Systemic Lawyering Panel (Pound 101)
- 4:00 – 4:10 PM | Coffee/Tea Break (Pound Hall)
- 4:15 – 5:30 PM | Amicus Briefs (Pound 101)
- 5:30 – 6:00 PM | Narratives (Pound 101)
- 6:00 – 7:00 PM | Reception (Lewis 214A)

DAY THREE

Sunday, April 9, 2017

- 9:45 – 10:00 AM | Breakfast Pickup (Pound Hall)
- 10:00 – 11:15 AM | Homelessness (Pound 101)
- 11:20 AM – 12:20 PM | Systemic Lawyering Panel (Pound 101)
- 12:20 – 12:45 PM | Lunch (Pound Hall)
- 12:45 – 2:00 PM | Whistleblowing (Pound 101)
- 2:00 – 3:00 PM | Conference Wrap-Up: Problem Causers, Problem Solvers, Initiatives

WELCOME NOTE

Welcome to the 2017 Systemic Justice Conference!

We created the Systemic Justice Project in 2014 in response to our convictions that (1) our legal system and system of legal education are broken, (2) the flaws in both are connected and systemic, (3) understanding those flaws and how to address them should be a primary focus at Harvard Law School, and (4) students should be leaders in that effort. One prominent drawback with both law and legal education is the role each plays in insulating and disconnecting their participants from policy problems and the suffering they cause. One goal of the Systemic Justice Project is to help counter those effects by giving students the opportunity to work on issues that they care about, to think about those issues systemically, to connect with experts, activists, and lawyers working on those problems, and to share their findings.

This conference is a manifestation of that experiment in problem-centric, bottom-up, systemic pedagogy. It is built around presentations and showcases by students in the Justice Lab and the Systemic Justice Course, supplemented by panels of students, lawyers, and educators. The different types of events are described below.

There are many people to whom we are especially grateful. In addition to creating the content and the presentations featured in this conference, most of the administrative tasks of organizing the conference were completed by the students in the Justice Lab and Systemic Justice course. We thank those students for the hard work and enthusiasm. We are also indebted to Media Services and the Copy Center for their assistance and our many cosponsors. Special thanks to the following individuals who went out of their way to support our students and our project this year: Kwabena Oteng Acheampong, Amanda Alexander, Rahul Bhargava, Sara Bellin, Jennifer Bennett, Whitney Bennis, Chris Bridges, Esme Caramello, Lisa Dealy, Julia Devanthery, Claire DeMarco, Ben Elga, Ken Felter, Steve Foote, Tyler Giannini, Dana Gold, Jim Greiner, Michele Hall, David Harris, Thomas Harvey, Adriaan Lanni, Zachary Leibman, Charlie Johnson, Alec Karakatsanis, Duncan Kennedy, Doug Kysar, Kate MacMullin, Michael McCann, Jackie Martocchio, Peter Melish, Martha Minow, Naomi Oreskes, Erika Rickard, Susan Salvato, Joanna Schwartz, Matt Segal, Melissa Schoenack, Alexa Shabecoff, Alexis Stern, Dean Strang, Sam Strauss, Blake Strode, Joshua Thompson, Erin Walczewski, and Scott Westfahl. We owe special thanks to Carol Igoe, who has been a driving force in creating the Systemic Justice Project and has played a significant role in the preparation of this conference. And, of course, none of this would have been possible without the unflagging support, encouragement, and guidance of Kathleen and Emily.

We hope you enjoy the conference and that you will keep an eye out for the students' final projects as they are posted on the Systemic Justice Project website and in the *Journal of Systemic Justice* (coming soon).

—Jon Hanson & Jacob Lipton

ABOUT THE SYSTEMIC JUSTICE PROJECT

The Systemic Justice Project (“SJP”) is a policy innovation collaboration, organized and catalyzed by Harvard Law School students devoted to identifying injustice, designing solutions, promoting awareness, and advocating reforms to policymakers, opinion leaders, and the public. While targeting specific policy challenges, SJP is devoted to understanding common and systemic sources of injustice by analyzing the historical, cultural, political, economic, and psychological context of particular problems. Toward that end, SJP is committed to collaborating with scholars, lawyers, lawmakers, and citizens and to working with existing institutions in promoting attainable, pragmatic, and lasting policy solutions.

Systemic Justice

This course employs insights from numerous disciplines, including history, mind sciences, economics, and law to explore some of the deep, common, and overlapping causes of injustice. It will examine and draw lessons from a handful of well-known injustices—from antebellum slavery to twentieth-century marketing of tobacco. Focusing on varied sources of power, the course will analyze interconnections between policy problems and the cycles that contribute to inequality and injustice. Based on those understandings, the course will name and inventory causes of injustice, impediments to justice, and ways better to pursue justice through law and social activism. The course will pay special attention to the relationship between power, inequality, and legitimacy. Finally, the course will pull those lessons into the present as students examine, workshop, and write about current problems.

The Justice Lab

The Justice Lab seeks to develop a new way of approaching societal injustices, while providing students with experience operating in a think tank environment. Students will work in teams drafting policy papers and taking part in the running of The Justice Lab. Students will participate in the selection of “problems” for the lab to address, will identify a variety of relevant experts, stakeholders, and victims of injustice as part of researching the problem, and will coordinate and participate in drafting collaborative policy papers. Some papers will analyze a problem, identify possible solutions, and propose a set of potential policy reforms. Other papers will concern “problem causers,” the often unseen or unmanageably large forces that contribute to many specific problems. Class time will be devoted to presentations, guest lectures and workshops, and discussions of the policy problems.

CONFERENCE COSPONSORS

We are grateful to the following cosponsors:

- American Constitution Society (ACS)
- Advocates for Education (A4E)
- Asian Pacific American Law Students Association
- Black Law Students Association
- Board of Student Advisers
- Charles Hamilton Houston Institute for Race and Justice
- Environmental Law Society
- Harassment Assault Law-Student Team (HALT)
- Harvard Advocates for Human Rights
- Harvard African Law Association
- Harvard Asia Law Society
- Harvard Civil Rights-Civil Liberties Law Review
- Harvard Defenders
- Harvard Immigration Project
- Harvard Journal on Racial & Ethnic Justice (JREJ)
- Harvard Latinx Law Review
- Harvard Legal Aid Bureau
- HLS Student Government
- Harvard Law and Policy Review (HLPR)
- HLS SEALS
- Human Rights Journal
- Justice Catalyst
- La Alianza
- Lambda
- Law & Behavioral Science (LaBS)
- Office of Public Interest Advising (OPIA)
- Prison Legal Assistance Project (PLAP)
- South Asian Law Students Association
- Student Mental Health Association
- Unbound: Harvard Journal of the Legal Left
- Women's Law Association (WLA)

PRESENTATION TYPES

Justice Lab Presentations

Students in the Justice Lab selected their problems in January and have been working in teams of five or six members researching, speaking to experts and stakeholders, and drafting policy papers. The seven teams are presenting on amicus briefs in the Supreme Court, preventing campus sexual assault through bystander intervention, streamlining intake and triage in delivering legal services, a coordinated community approach to homelessness, school to prison pipeline, protecting police over plaintiffs, and whistleblowing.

Systemic Justice Showcase

In the Systemic Justice course, students have taken up an even wider range of topics. They have been connecting their topics to themes from the course, which explores the psychology and history of systemic injustice, the relationship of law to power, legitimacy, and inequality, and some of the common causes of systemic injustice. Individually and in groups, students have created a variety of showcase items including posters, pamphlets, presentations, pyramids, comic books, curricula, websites, videos, brochures, and board games. The showcases will be on Friday at 1:45pm and Saturday at 12:35pm.

Keynote

Robin Steinberg, founder of Bronx Defenders, will deliver the keynote speech at this year's systemic justice conference, on Saturday at 10:00am. Ms. Steinberg will discuss her work as a public defender for indigent clients and some of the lessons of that work for students hoping to become systemic lawyers.

Panels

The conference will feature two systemic justice panels, including lawyers and educators on systemic lawyering. Panelists will discuss the ways in which their work is and is not "systemic," some of the challenges and frustrations of that work, the strategies, skills, and relationships they find most helpful, their theory of change, and so on. Panelists will also share advice to students hoping (through their careers) to promote systemic change.

Brunch Forum

On Saturday morning, over brunch, several recent Harvard Law School graduates will discuss the transition from law school to a world in which many of the problems they are working on are structural, institutional, and systemic while the laws they are working with are individualistic and narrowly targeted. The brunch forum will take place at 9:15 on Saturday morning.

Narratives Sessions

Friday and Saturday will each conclude with a series of brief narratives by students, staff, faculty, alums, and other volunteers. On Friday (4:15pm), narratives will focus on the theme of working within broken systems. On Saturday (5:30pm) the focus will turn to personal narratives about the frustration with and inspiration from this political moment.

CONFERENCE SCHEDULE DAY ONE

Friday, April 7, 2017

12:00 – 12:15 PM | Lunch Pickup & Introductions (Pound 102)

12:20 – 1:30 PM | Campus Sexual Assault (Pound 102)

Disrupt: Preventing Campus Sexual Assault Through Bystander Intervention

This presentation will examine the underlying cultural forces of sexual assault on college campuses and, ultimately, propose a solution supported by our research. First, we will review the history of sexual assault in order to understand how ideology and stereotypes have produced a cultural system of violent masculinity and toxic gender norms. Then, we will examine how different yet interrelated systems—the criminal law, the legislature, and academic administration—have attempted to intervene. Often, however, we find that these responses fail to resolve if not ultimately reify underlying cultural forces that legitimize sexual assault on college campuses. From there, we will explore rape culture itself from a mind sciences perspective, both to understand the assumptions that sustain it and to begin to determine how best to undermine it. Finally, we will briefly offer an explanation of what a culturally aware bystander intervention program looks like and why such a program may be more effective in combatting campus sexual assault than the traditional punitive structure.

Presenters (Justice Lab): Billy Conway, John Froggatt, Daniela Lorenzo, Diana Minnocci, Josh Silver

1:45 – 2:45 PM | Justice Showcase #1 (Pound 102)

2:45 – 3:00 PM | Coffee/Tea Break (Pound Hall)

3:00 – 4:15 PM | School to Prison Pipeline (Pound 102)

School to Prison Pipeline: An Institutional Approach

The School to Prison Pipeline is a metaphor used to describe the increasing patterns of contact students have with the juvenile and adult criminal justice systems as a result of the recent disciplinary practices implemented by educational institutions. Our presentation seeks to raise awareness on this unfortunate reality by focusing on four institutional elements that directly impact this phenomenon: Federal/State Policy, Local/School Policy, Teacher Support, and Student Support. We will focus on these four elements as we discuss what this phenomenon is, how it came to be, who it affects, and solutions that these elements should implement. In discussing these four elements, we focus mostly on elementary schools and Massachusetts public schools to narrow our analysis of a broad and prevalent problem.

Presenters (Justice Lab): Rosie Bichell, Asseret Frausto, Hector Grajeda, Laura Oller, Madeleine O'Neill

4:15 – 5:15 PM | Narratives (Pound 102)

A series of brief narratives by students, staff, faculty, alums, and others, including interested audience members, on their experiences of broken legal systems.

Moderators: Esther Agbaje and Jieun Lim

5:20 – 5:30 PM | Friday Wrap-Up (Pound 102)

CONFERENCE SCHEDULE DAY TWO

Saturday, April 8, 2017

9:30 – 9:55 AM | Brunch Forum with Breakfast Pickup (Pound 101)

Moderator: Jacob Lipton

Panelists: Rebecca Chapman, Ben Elga, Alec Harris, Bianca Tylek

10:00 – 11:00 AM | KEYNOTE ADDRESS: Robin Steinberg (Pound 101)

Moderator: Robin Ladd

11:05 – 12:20 PM | Qualified Immunity (Pound 101)

(Un)Qualified Immunity: Protecting Police over Plaintiffs

Qualified Immunity is a judge-made doctrine which has evolved to increasingly protect and insulate government officials from liability for their violations of constitutional rights. The doctrine as it currently stands is a confused and redundant combination of procedural hurdles that risks creating entrenched constitutional stagnation and widening the gap between rights and their remedies. This presentation will examine the shifting justifications for qualified immunity, starting with its historical origins and continuing through the Supreme Court's ever-expanding interpretation of the scope of the doctrine. We will share stories of victims of police abuse who were denied relief as a result of qualified immunity, and discuss whether and to what extent qualified immunity impedes broader efforts to reform policing in America. Ultimately, we will provide suggestions for next steps to reform qualified immunity.

Presenters (Justice Lab): Charlie Birkel, Mike Banerjee, Paul Maneri, Harmann Singh, Shivani Agarwal

12:20 – 12:35 PM | Lunch Pickup (Pound Hall)

12:35 – 1:35 PM | Justice Showcase #2 (Pound 102)

1:40 – 2:40 PM | Delivering Legal Services (Pound 101)

Streamlining Intake and Triage in Delivering Legal Services

In the United States, most low-to-middle income litigants facing matters involving basic life needs such as eviction, mortgage foreclosures and other housing-related crises do not have access to the civil legal assistance they need to meet these challenges. This project examines how legal aid services are delivered in the United States and Massachusetts, with a focus on how litigants face a critical access to justice gap that limits their chances of obtaining just outcomes. The presentation will discuss the history, causes, legal framework, and potential solutions to the justice gap in the delivery of legal services. After discussing the large-scale systemic solutions that are required to address this pressing issue, the presentation will discuss interim solutions for improving the delivery of legal services. The project examines best practices from the intake and triage system used by Greater Boston Legal Services as a replicable national model for efficiently determining which clients and legal aid organization should accept and what level of service to provide to each client.

Presenters (Justice Lab): Yoseph Desta, Amber James, Sarah Vasquez Lightstone, Allena Martin, Mitha Nandagopalan

2:45 – 3:45 PM | Systemic Lawyering Panel (Pound 101)

A moderated panel discussion on the challenges and frustrations of representing individual clients in broken systems, including how to orient practice and selection of cases to take into account such systemic problems, and potential changes to law and legal education to make it more responsive to structural, institutional, and systemic problems.

Panelists: Jason Adkins, Sabi Ardan, Esme Caramello, Robin Steinberg,
Moderators: Robin Ladd and Harmann Singh

4:00 – 4:10 PM | Coffee/Tea Break (Pound Hall)

4:15 – 5:30 PM | Amicus Briefs (Pound 101)

Understanding and Reforming Amicus Briefs in the Supreme Court

This presentation will look at the history and current use of amicus briefs in the Supreme Court. The report will discuss who files amicus briefs, how often they support a successful party or cert petition, and how often they are cited by the justices. Informed by discussions with scholars, former Supreme Court clerks, and amicus filers, the presentation will then develop a theory of amicus influence, demonstrating how amici are both tools and shapers of inequalities in the American legal system. Finally, suggestions and recommendations will discuss how attorneys and policymakers can make amici more fairly serve the interests of justice.

Presenters (Justice Lab): Sonia Chakrabarty, Jessica Lewis, Brendan Roach, Mark Satta

5:30 – 6:00 PM | Narratives (Pound 101)

A series of brief narratives by students, staff, faculty, alums, and others about the frustrations with, and inspiration from, this political moment.

Moderators: Isaac Cameron and Corey Linehan

6:00 – 7:00 PM | Reception (Lewis 214A)

CONFERENCE SCHEDULE DAY THREE

Sunday, April 9, 2017

9:45 – 10:00 AM | Breakfast Pickup (Pound Hall)

10:00 – 11:15 AM | Homelessness (Pound 101)

A Coordinated Community Approach to Homelessness

America is the richest nation in the world, yet hundreds of thousands of us sleep in places not fit for human habitation. Join us in exploring what makes people homeless, what keeps people homeless, and what prevents us from enacting effective solutions. We will look at the latest policy developments, such as permanent supportive housing, assertive community treatment, crisis stabilization centers, and "coordinated entry" to the public housing system. We argue that the focus of these and future policies should be on improving the quality of life for people at risk of or experiencing homelessness. This should include a greater responsiveness to the individual and community needs of people experiencing homelessness, and stronger partnerships between homelessness service providers and other public and private services providers that homeless people interact with.

Presenters (Justice Lab): Ross Brockaway, Pete Davis, Elle Dodd, Franco Pillsbury, Catia Sharp

11:20 AM – 12:20 PM | Systemic Lawyering Panel (Pound 101)

A moderated panel discussion on the challenges and frustrations of representing individual clients in broken systems, including how to orient practice and selection of cases to take into account such systemic problems, and potential changes to law and legal education to make it more responsive to structural, institutional, systemic problems.

Panelists: Lam Ho, Corey Stoughton, Matt Segal, Phil Torrey

Moderators: Jieun Lim and Marilyn Robb

12:20 – 12:45 PM | Lunch (Pound Hall)

12:45 – 2:00 PM | Whistleblowing (Pound 101)

Whistleblowing: Enhancing Employee Knowledge, Strategic Options and Consequences

This presentation will examine the history, legal framework, and psychological and institutional limitations to whistleblowing on those in power in the federal government. The presentation will also focus on the unique challenges that face federal employees in the sciences. The audience will learn about the current state of whistleblowing, challenges that face these actors in any political environment, and resources available to federal employees. Ultimately, we will suggest courses of action, beginning with an initiative to provide easily assessable information about reporting mechanisms and whistleblowing rights for federal employees.

Presenters (Justice Lab): Esther Agbaje, Stephanie Kelly, Alisan Oliver-Li, Nicolette Roger

2:00 – 3:00 PM | Conference Wrap-Up: Problem Causers, Problem Solvers, Initiatives

Moderators: Sara Bellin and Jacob Lipton

GUEST PROFILES



Jason B. Adkins

Jason is a founder and director of Adkins, Kelston & Zavez, P.C. where he specializes in evaluating and prosecuting complex litigation on behalf of consumers and disenfranchised persons engaging in all aspects of major class action litigation around the country. Jason is Chair of Public Citizen, Inc., a national consumer advocacy organization that fights for consumers in the courts, and before Congress and executive branch agencies. Previously, Jason was founder and executive director of the Center for Insurance Research from 1991 to 1997. The Center is a leading non-profit organization that conducts research and advocates on behalf of insurance policyholders nationwide. He has written, published and testified widely on insurance and related regulatory matters. Jason is a graduate of Harvard Law School.

Sabrineh Ardalan

Ms. Ardalan is Assistant Director and Lecturer on Law at the Harvard Immigration and Refugee Clinical Program. She previously served as the Equal Justice America fellow at The Opportunity Agenda and as a litigation associate at Dewey Ballantine LLP. She also clerked for the Honorable Michael A. Chagares of Third Circuit Court of Appeals and the Honorable Raymond J. Dearie, Chief District Judge for the Eastern District of New York. She holds a J.D. from Harvard Law School and a B.A. in History and International Studies from Yale College.



Esme Caramello

Ms. Caramello is Clinical Professor of Law and Deputy Director of the Harvard Legal Aid Bureau at Harvard Law School. Until July 2009, she was an Attorney and Clinical Instructor at the Legal Services Center of Harvard Law School. She was also a Visiting Assistant Clinical Professor of Law at the Housing and Consumer Protection Clinic of the Suffolk University Law School. Before joining academia, she served as Associate and Chesterfield Smith Community Service Fellow at Holland & Knight LLP. She also clerked for the Honorable Charles P. Kocoras of the U.S. District Court of the Northern District of Illinois. Previously, she was a Litigation Associate at Baker & McKenzie. She holds a J.D. from Harvard Law School and a B.A. in Social Anthropology from Harvard University.

Rebecca Chapman

Rebecca is a criminal defense attorney at The Bronx Defenders. She received her J.D. from Harvard Law School. While at HLS, Rebecca was an active student organizer and was a co-founder of the Harvard Law School Feminist Collective. Prior to law school, she worked on a farm in upstate New York, earned a M.A. in English and Comparative Literature from Columbia University, and taught English at Bronx Community College. Rebecca is a member of the New York Bar and the Massachusetts Bar.



Benjamin Elga

Benjamin Elga is the Executive Director of the Justice Catalyst, a new Cambridge-based non-profit dedicated to supporting impactful, innovative litigation. The Catalyst provides a platform for collaboration between non-profits, private firms, and academia (students as well as academics) to generate and prosecute cases in the service of social justice. Previously, Mr. Elga worked to bring antitrust and consumer class actions at Cuneo Gilbert & LaDuca. Before attending Harvard Law, he was a Peace Corps volunteer in Senegal and worked on several state-wide political races. He serves on the advisory board of the Systemic Justice Project.

Alec Harris

Alec Harris joined the Legal Services Center as an attorney and fellow for the Project on Predatory Student Lending in 2016. Previously, he worked for the Colorado Solicitor General as an Attorney General Fellow and clerked for Justice Nathan Coats of the Colorado Supreme Court. Alec received his J.D. cum laude from Harvard Law School, where he served as Student Director for the Project on Predatory Student Lending. He holds a B.A. from the University of Michigan.



Lam Ho

Lam Nguyen Ho is the Executive Director of CALA (Community Activism Law Alliance). He is currently an Echoing Green Global Fellow and will serve as a 2016-2017 Wasserstein Public Interest Fellow. Prior to founding CALA, he was a staff attorney at Equip for Equality, where he defended the civil rights of people with disabilities. After graduating from Harvard Law School in 2008, Lam joined Chicago's Legal Assistance Foundation (LAF) through a Skadden Foundation Public Interest Fellowship. During his time at LAF, he established and ran ten community-based clinics providing free legal services to youth and their families on the west side of Chicago.



Matthew Segal

Matthew Segal, a civil rights and appellate litigator, has been legal director of the ACLU of Massachusetts since 2012. He has litigated significant cases on wrongful convictions, privacy, the criminalization of poverty, the First Amendment, mandatory minimum sentencing, and immigrants' rights. Before joining the ACLU, he was an Assistant Federal Defender for the Federal Defenders of Western North Carolina, Inc. He holds a J.D. from Yale Law School and a B.A. in Mathematics from Brandeis University.

Robin Steinberg

Robin Steinberg is the founder and executive director of The Bronx Defenders, where she has developed holistic defense – a client-centered model of public defense that uses interdisciplinary teams of advocates to address both the underlying causes and collateral consequences of criminal justice involvement. She is a Wasserstein Fellow at Harvard Law School, Lecturer in Law and Columbia Law School, and regularly tours nationally and internationally, delivering papers, conducting training sessions, providing technical assistance to defender offices, and hosting visitors from around the world. She is a graduate of New York University School of Law.



Corey Stoughton

Corey Stoughton is a civil rights litigation and strategy consultant based in London. Until January 2017, she was senior counsel to the Assistant Attorney General for Civil Rights in the U.S. Department of Justice under President Obama. Prior to joining government, Corey was a senior attorney at the New York affiliate of the American Civil Liberties Union, where she led litigation and advocacy campaigns on issues involving racial and economic justice, criminal justice reform, national security and civil liberties, free speech, student's rights, immigrants' rights, and religious freedom. Corey has also been an adjunct clinical professor of law at New York University School of Law and a Fulbright Scholar studying legal aid reform measures in Turkey.

Philip L. Torrey

Phil Torrey is the Managing Attorney of the Harvard Immigration and Refugee Clinical Program, a Lecturer on Law, and the Supervising Attorney for the Harvard Immigration Project. At HLS, he supervises the Crimmigration Clinic and he teaches a course concerning the intersection of criminal law and immigration law. The Crimmigration Clinic provides advice to criminal defense attorneys around the country concerning the immigration consequences of criminal charges, as well as state and federal appellate litigation support, and policy advocacy. His research focuses on the crime-based grounds of removal and immigration detention, including the private prison industry, and the immigration system's mandatory detention regime. Prior to joining HLS, Torrey worked as an attorney in the Immigration Unit of Greater Boston Legal Services and as a litigation associate at the law firm Skadden, Arps, Slate, Meagher & Flom LLP. He received his B.A. from Colgate University and his J.D. with honors from the University of Connecticut School of Law.



Bianca Tylek

Bianca is the Director of the Corrections Accountability Project. Previously, Bianca was a fellow at the Brennan Center for Justice, where she researched the perverse financial incentives created by current approaches to corrections funding. Bianca has consulted to the Association of State Correctional Administrators as a writer and data analyst. She also co-founded College Pathways at Rikers Island, a program for prisoners pursuing higher education. Bianca is also an Equal Justice Works Fellow sponsored by Ropes & Gray LLP. In the past, she has been a Harvard University Presidential Public Service Fellow, Ford Foundation Public Interest Fellow, Paul & Daisy Soros New American Fellow, and an Education Pioneers

Analyst Fellow. Bianca holds a B.A. from Columbia University and a J.D. from Harvard Law School.

SYSTEMIC JUSTICE SHOWCASE SESSION ONE

Friday April 7, 1:45 - 2:45pm
Pound 102 (See map on p18)

Terron East | Biglaw and the Talented Tenth: A Story of The Gravitation of Harvard Law Students to Biglaw Firms

Pamphlet [Seat 1]

This pamphlet seeks to provide information regarding not only the present forces driving HLS students into firms--including mind science concepts such as the total institution--but also explores the history of the law school curriculum and its role of creating our contemporary prestige-driven law schools.

Jieun Lim | Hearing from the Students: Has BigLaw Captured HLS?

Survey [Seat 2]

Ample evidence suggests that the private legal sector exerts disproportionate influence on HLS students. In connection to our research paper "BigLaw's Capture of HLS", we survey current students to get their opinion on whether they think/feel that biglaw has captured them.

Rafael Leite Paulo | Automation as a Systemic Justice Tool

Digital presentation [Seat 4]

Presents perspectives on automation in the legal field, its potential as a systemic justice tool and a case study of an automation experience in the 5th District Court of Manaus - Brazil specialized in tax law litigation.

Anika Khan & Nate Szyman | Talking Politics: Strategies For Empowering Citizens Through Improved Policial Discourse

Website [Seat 5]

All sides agree that political discourse in the United States is toxic. Our inability to manage our disagreements using a problem solving approach disempowers citizens, harms relationships, and leads to non-ideal or wasteful legislation. It also leaves us vulnerable to divisive tactics, which politicians and special interests can use to obscure injustices and to distract voters from pressing issues. In recent decades, HLS and other institutions have developed a number of successful tactics for applying an interest-based frame to negotiations and other difficult conversations. These practices have enabled corporations and wealthy individuals to not only get through disagreements, but to leverage differences to create value. This blog will explore the application of these practices to political dialogue. To whatever extent this is successful, citizens will be empowered, relationships improved, and power and inequality revealed.

Chima Nwachukwu | One and Done: Past, Present, and Future

Pamphlet [Seat 8]

Sean Lo | Collaborative Justice Project: Combating Capture of HLS Students by Biglaw

Prezi presentation [Seat 9]

A practice model/fellowship proposal that explores how online lawyering and discrete representation can bring new career opportunities for public interest lawyers.

Nimat Lawal | Social Activism in the Age of Social Media

Documentary Video [Seat 15]

This video seeks to explore the growing use of social media within the social activism landscape through the eyes of millennials, including Harvard Law students and other young people involved in social justice work outside of the law school.

Thaya Uthayophas | Communicating in the Age of Surveillance: A Practical Guide on Privacy for Human Rights Defenders

Pamphlet [Seat 18]

This pamphlet acts as a highly practical guide for Human Rights Defenders, looking to protect their right to privacy from governmental surveillance. The pamphlet first suggests why maintaining privacy is important for HRDs: namely that surveillance gives government informational advantages and chills their speeches via the threat of arrest. It then offers concrete solutions to everyday practices for enhancing privacy, including apps HRDs can use to more safely communicate by emails and phones.

Alfonso Costa | Gender Inequality in College Sports: An Interview with Professor Michael McCann

Podcast [Seat 22]

Women's college sports teams received only 40% of total money spent on athletics in 2009-2010 despite making up 53% of the student body during that time period, and since 2000, nearly 90% of the available head coaching jobs in women's college sports have been assigned to men. This podcast entails an interview with Professor Michael McCann of the University of New Hampshire School of Law. The interview takes a deep look into the following: what type of gender inequalities permeated college sports in the past and currently exist; why said inequalities originated and continue to exist; and how inequality still persists 45 years after the passage of Title IX and the Education Amendments of 1972.

Jackie Ebert | Take to the streets! A Danish-inspired model for outreach lawyering

Poster [Seat 23]

Examines a Danish outreach lawyering model used to work with the Danish homeless population and considers why American practitioners should move to this model.

Maya Cohen & Michael Trujillo | Measuring Justice: An Impact Assessment Approach for Community Lawyering

Pamphlet [Seat 38]

How should we forecast and assess the impact of community lawyering organizations when this work creates social value that is not captured by conventional financial outputs? This pamphlet recommends one approach by applying the Social Return on Investment framework developed by Social Value UK to the Detroit Justice Center's (DJC) Civil Legal Services Practice. Launching later this year, the DJC will provide community lawyering services, create economic opportunities, and pilot restorative justice solutions in order to promote thriving communities and advance racial and economic justice.

Valery Atuwu | Who watches the watchman: An assessment of unlawful practices in the police force. A case study of Ghana and United States (Ferguson).

Poster [Seat 39]

The police force in Ghana, like that in the United States (Ferguson), is meant ensure law and order in the society and to represent an avenue through which citizens of all classes and race would have access to justice in an equal manner in a country. But, the reality is that the police service rather inflict harm, brutalize, abuse, exploit and take undue advantage of the citizens they are sworn to defend, protect and be a voice for and they are bought over with money, too much power, lack of adequate checks and supervision by superiors, among other things and this has caused the image of the police in these two places to metamorphose into beasts rather than being the protectors they were originally intended to be. Is there a way forward; are the people in these positions the problem or is it the system; is it even possible that people will come to believe in the police service again?

Ern Lim | The legal system and the dispensation of justice: a case study of trafficked victims who commit offences

Curriculum [Seat 78]

Links theories/our ideas of justice with the unsolved problem presented in the case study, how the law is limited in helping us achieve justice, other disciplines/institutions/people that would help, and how we will go about it

Hyeweon Kim | Mail-Order Brides, Marriage Brokers, and Multicultural Families in South Korea

Website [Seat 86]

South Korean men are “importing” women from countries such as China, Vietnam, and the Philippines through international marriage brokers. What exactly is happening, why is it happening, what is being done, and what more should be done in South Korea?

Nicole Antoine | Capital Punishment in America

Digital Presentation [Seat 96]

This examines the role of the lawyer in capital trials in America and how many defendants are systemtically let down by their counsel. It focuses on a few case studies where ineffective counsel is particularly problematic and considers the potential reasons why we as a society continue to accept what amount to unfair trials for capital defendants.

Christian Diederich | Defects in the Toxic Substances Control Act

Poster [Seat 107]

The Toxic Substances Control Act is the primary mechanism for the inventory and regulation of chemicals in the United States. In response to its many defects, it was recently amended for the first time since its enactment in 1976. Although the amendment offers some improvements over the original regime, capture by industry interests will prevent it from drastically challenging the status quo.

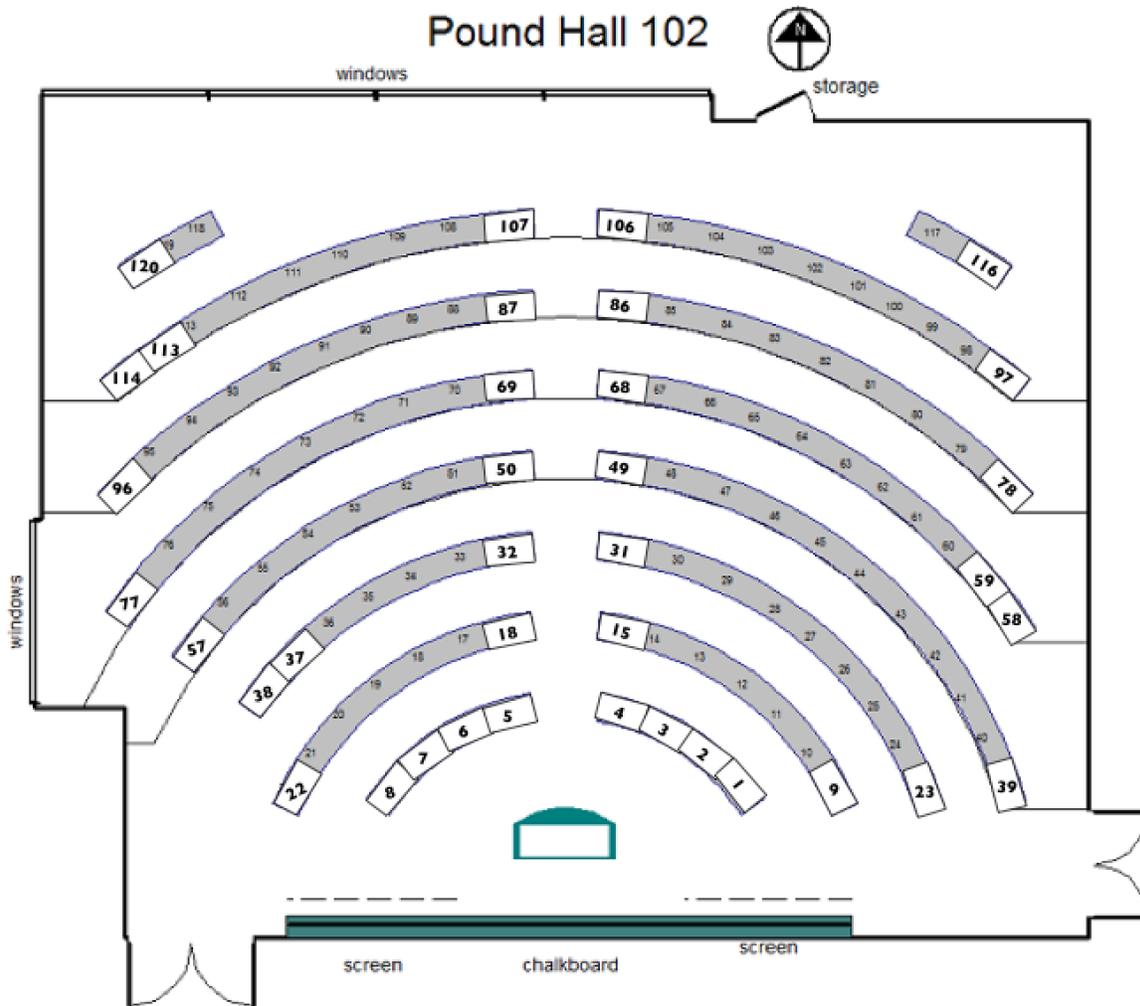
Esther Wong | Feminist Liberalism, Reproduction, and Policymaking

Curriculum [Seat 116]

This planned syllabus provides an introduction to feminism, liberalism and theories of governance (governmentality and biopolitics). Encouraging an interdisciplinary approach toward labour and family policies, this seminar aims to raise students' awareness of the intended and unintended consequences of government policy on gender equality, and strives to provide them with critical skills of analysis and assessment.

Aabid Allibhai | A Colony in a Nation?: The Black / White Divide in the United States Curriculum [Seat 120]

Chris Hayes argues that in the post-civil rights era we have built a colony in a nation, to which we've confined a great proportion of Black Americans (if this wasn't already the case). The colony, Hayes contends in his book *A Colony in a Nation*, is "A territory that isn't actually free; ... [a] place where the law is a tool of social control rather than a foundation for prosperity." In this course, we will evaluate—primarily by analyzing several domains of government policy from the Progressive Era to the present—how we arrived at this point. We will simultaneously examine the ways in which historical discriminatory policies impact racial inequality today. The persistence and exacerbation of the Racial Wealth Gap will predominate our study of inequality. Finally, we will briefly study the creation and development of our modern conception of "race," and look to history to discern how and why we have (and continue to) justify racial injustice.



SYSTEMIC JUSTICE SHOWCASE SESSION TWO

Saturday April 8, 12:35 - 1:35pm
Pound 102 (See map on p18)

Marilyn Robb | The Arbitration Game: Navigate your Options as a Modern Consumer Board Game [Seat 1]

Can you buy a cell phone, buy a broadcast satellite, open a small business, or open a bank account without falling prey to an arbitration agreement or class-action waiver? Come learn about the modern consumer's rights to challenge unfair and illegal corporate practices.

John Lomazzi | Social Activism in the Age of Social Media Podcast [Seat 4]

I interviewed a fellow student at a different school about the activism she is involved in at school and in the community, the use of social media for activism, and how she thinks from a business perspective, social media can be used to improve social activism participation and awareness.

Cameron Pritchett | Program Houses on College Campuses: Cultural Identity or Self Segregation ? Website [Seat 5]

Website [Seat 5]

It has become increasingly more common for colleges and universities to dedicate housing specifically for black students and other minority groups. Research shows this setup can be beneficial for students of color, but there has also been considerable criticism.

Sally Cohen and Leora Smith | Choose your own systemic injustice: comparing investigations of civilian suspects and police officer misconduct Poster [Seats 7&8]

Poster [Seats 7&8]

An innovative website, "Check the Police", is collecting police union contracts through Freedom of Information requests and making them publicly accessible, as well as identifying specific clauses that are common across jurisdictions and that make it more difficult to advance the cause of police accountability. The Seattle Police Department is in the process of renegotiating their contracts. Check the Police identified six common ways in which police union contracts block accountability efforts, and Seattle's current contracts include all six. This "choose your own adventure" style poster outlines the ways in which police officers in Seattle face very different investigative procedures than civilians who are accused of similar crimes.

Brian Pilchik & Iris Won | Incomplete Sentences: How Would You Administer Justice? Web App [Seat 9]

Web App [Seat 9]

Research shows that jurors in criminal trials tend to prefer lower sentences than the ones judges actually impose. This web app is meant to test sentencing preferences in the general population while spreading awareness about the severity of our current criminal justice system. Users visit the website, read a few case snippets, assign sentences, and then see how their preferences stack up against the judges.

Isaac Cameron | Can Blacks ever gain full equality in America? And what it means if they can't Poster [Seat 32]

Poster [Seat 32]

What does it mean if the following claim by former Harvard Law professor Derrick Bell is correct? "Black people will never gain full equality in this country...This is a hard-to-accept fact that all history verifies. We must acknowledge it and move on...[We must] acknowledge the permanence of our subordinate status."

Natasha Mukhtar | Law, Identity, and Poverty: Intersectional Perspectives on Poverty Curriculum [Seat 38]

Traditionally, law school classes on Law and Poverty treat poverty or economic inequality as a homogenous experience. However, economic inequality can intersect with other forms of inequality based on social characteristics such as gender and ethnic background, among others, such that poverty is experienced and perpetuated differently for historically-subordinated groups. This curriculum outlines a law school seminar examining the intersection of poverty and these identity-based characteristics to analyze the ways in which certain experiences of poverty, such as homelessness, receiving welfare, etc unequally impact and are systemically-produced for disadvantaged groups.

Corey Linehan | Section 167.131: The Missouri School Transfer Law Website [Seat 39]

This website introduces the story of Section 167.131, a Missouri law that allows students attending unaccredited school districts to transfer to nearby schools at their home districts' expense. When the law was first implemented in the summer of 2013—twenty years after its passage—it prompted a strong public outcry. The resulting conversations have questioned understandings of justice, freedom, and duty—and asked what role policy has to play in shaping them.

William Smith | Student Loan Prism: See your loans in a new light Website [Seat 49]

This website gives people information on how interest capitalization affects their student loans. The website also has calculators (all in one place!) that allow people to estimate their total loan debt, their potential monthly payment, and how paying extra may help them save both time and money.

Ashley Menzies | Displacement: A look at the housing crisis in Boston. Podcast [Seat 57]

This podcast investigates housing displacement in Boston and the challenges that low income residents face in finding and keeping stable, affordable homes. It explores some of the key local organizations driving community efforts to protect neighborhoods from development. Finally, the podcast examines city and state legal and policy options for reducing displacement and driving investment in low income housing in Boston, including just cause eviction.

Valentin Vandendaele | From Prison to the Ballot Box: Felon Disfranchisement and Why It Matters Pamphlet/Conference Session [Seat 58]

Voters should choose their representatives and not the other way around. That is the increasingly popular catchphrase addressing the gerrymander problem. However, there is another way in which representatives choose their voters that has received far less attention: felon disfranchisement. Rather than being a way merely to divide voters among the districts, felon disfranchisement allows representatives to choose who can and can't vote. This pamphlet addresses this issue, the reason it matters, and what you can do about it.

Gloria Scott | Prosecutorial Immunity

Pamphlet/Poster [Seat 69]

Petra Novotna | Labels and Images: Examples of Historical Stereotypes

Digital presentation/images [Seat 78]

Series of pictures presented in order to incite dialogue between the presenter and the show case visitors. Images are related to selected events in history and should encourage a discussion about in-groups and out-groups, creating and upholding stereotypes and labels, and ways particular culture influences the way we think about images or labels.

Dan Sufanski | The Job Guarantee: Why Justice Requires that the Government Act as an Employer of Last Resort

Website [Seat 86]

Millions suffer unemployment because the economy simply does not create enough jobs. By applying heterodox economics and approaching money and markets as legal institutions we can - and should, as a matter of justice - create a system that provides jobs for all.

Jaywin Singh Malhi | High School Civic Literacy Class Curriculum

Curriculum [Seat 96]

Civic literacy is a prerequisite for actively participating and initiating change in one's community and greater society. Yet, recent studies show that a supermajority of American college students and adults fail basic civic literacy tests. To resolve this glaring lack of civic literacy among Americans, we have designed curriculum to teach civic literacy to high school students.

Joey Posimato | High School Civic Literacy Class Curriculum

Curriculum [Seat 96]

Civic literacy is a prerequisite for actively participating and initiating change in one's community and greater society. Yet, recent studies show that a supermajority of American college students and adults fail basic civic literacy tests. To resolve this glaring lack of civic literacy among Americans, we have designed curriculum to teach civic literacy to high school students.

Robin Ladd | Prostitution and Sex Trafficking: A systemic problem with a systemic solution

Curriculum [Seat 116]

This curriculum serves as a guide for a college level course on prostitution and sex trafficking. Students will be asked to analyze materials regarding the existence of prostitution, as well as its causes, including racism. Students will also discuss arguments pertaining to the legalization and decriminalization of prostitution. At the end of the course, it is suggested that the professor host a debate on the merits of the decriminalization vs. legalization argument.

Brandon Hill | Responses to Gentrification and Displacement

Poster [Seat 120]

Gentrification has often been cited as a driver of the displacement of low-income citizens in urban areas across the United States. This poster provides an overview of gentrification and displacement, and explores the different strategies being employed by different actors involved in the housing industry to combat displacement.

Thanks for coming!

Conference hashtag: #systemicjustice

Please visit our website at systemicjustice.law.harvard.edu

Find us on facebook at [facebook.com/systemicjustice](https://www.facebook.com/systemicjustice)

Follow us on twitter @HLSJusticeLab

Conference website: systemicjusticeconference.wordpress.com

Please give us feedback at:

<https://systemicjusticeconference.wordpress.com/feedback-2017/>

CATERING

This conference features all vegetarian food from local small businesses.

