

ALL DAY, EVERY DAY PUBLIC DEFENSE

24 | **7 DAYS A WEEK** | **365** **DAYS A YEAR**
HOURS A DAY

THE YEAR OF 2015

NATIONAL ASSOCIATION
FOR PUBLIC DEFENSE



WE STAND FOR

TRUTH JUSTICE AND FAIRNESS
THE PRESUMPTION OF INNOCENCE
CLIENT-CENTERED JUSTICE SYSTEMS
SAFEGUARDS AGAINST THE ABUSE OF POWER
POOR PEOPLE AND OPPRESSED COMMUNITIES
THE CONSTITUTION AND THE BILL OF RIGHTS
INHERENT DIGNITY OF EVERY PERSON
OPPORTUNITIES FOR SUCCESS
THE END OF RACISM HOPE

STAND WITH US

FROM THE CHAIR

NAPD grew out of a series of conversations that began in a room in Dayton, Ohio, in 2013. We were 40 public defense advocates, each committed to working on behalf of poor clients in our communities across the country. That series of conversations grew into an idea to bring together a diverse public defender community, one often resistant to unification, to aid each other and to create one voice and vision to improve public defense in this country. In the wake of sobering reflections on the 50th anniversary of *Gideon v. Wainwright*, we seized on the idea that the strength of our numbers and our many perspectives and expertise could - and should - be harnessed to support the right to counsel and the broken systems designed to deliver it. Two years later, NAPD has grown into not just an association but a movement of 12,500 practitioners working in every state and territory fighting for justice for our clients.

NAPD's broad membership allows us to support and tell the stories of public defenders and our clients in our fight on many fronts—some so fundamental as to be almost inconceivable. Public defenders fight for the right to see clients in jail and to have confidential conversations. We fight for the evidence that we are entitled to by law. We fight for the time and resources to provide our clients with the zealous representation they deserve. We fight for our clients' dignity. We fight against judges who don't care that, for poor people, a \$500 bond is an insurmountable obstacle to freedom. Public defenders fight for an end to the cycle of fines and fees that keep our clients in jail. We fight to address the many collateral consequences—eviction, deportation, custody, access to employment, education and healthcare—of even minor involvement in the criminal justice system. We fight to bring schools, recreation centers, job training and economic opportunities to poor communities to help break the cycle of poverty and hopelessness that often leads to involvement with the system. Public defenders fight to recognize the humanity of our clients caught up in a broken criminal justice system that ruins lives.

NAPD's greatest strength is our unique, entirely peer-to-peer training programs, webinars and resource materials. Our 2015 Executive Leadership Institute at Valparaiso Law School trained 58 public defender leaders from 30 states, and over 120 mid-level leaders attended our 2016 Managers' & Supervisors' Institute in March. NAPD's public defense library, MyGideon, is an indispensable collection of thousands of resources: articles, forums, webinars, manuals, checklists and portals. It represents the true collaborative power of an organization built by and for public defenders. Our ongoing challenge is to bring the power of collaboration to a unified message that reaches beyond our public defense community to bring reform to a criminal justice system that brutalizes our clients every day. I invite you to celebrate with us our considerable successes, and join us in the long battle ahead.

*– Mark Stephens,
NAPD Chair, 2016*

District Public Defender, Knox County Public Defender's Community Law Office



Metropolitan Public Defender Services Holistic Needs Checklist

Basic Needs

- Immediate Shelter
- Stable Housing
- Food
- Clothing/Coats/Boots
- Safety (DV Victim, e.g.)
- Identification
- Shower
- Transportation
- Dependent is Stranded
- A Pet is Stranded
- Employer Needs to Be Called
- School Needs to Be Called

Treatment Needs

- Medical Issues
 - Pregnant
 - On Meds
 - Drug/Alcohol
- Mental Disorder/Cognitive Issues
 - Aid and Abandon
 - Delinquency
 - Refer to Services
 - Needs Medications
- Gambling

Immediate Investigation Needs

- Pics of Injuries
- Video That Might Disappear
- Witness That Might Disappear
- Evidence That Might Disappear

Possible Accommodations Needed

- Disability
 - Hearing
 - Vision
 - Physical
 - Learning/Cognitive
 - Mental Illness
- Needs Interpreter
- Literacy

Is Client:

- A Veteran
- A Registered Sex Offender
- A Sexual Assault or DV Survivor

Benefits Needed

- OHP/Cover Oregon
- Food Stamps
- SSD/SSI
- Gamaphone
- Honored Citizen Pass

Legal Needs

- Immigration
- Parent Representation (i.e. has kids)
- On Probation/Parole
- Lives/Works Out of State
- Eviction for other legal housing need
- Restraining Order Hearing
- Property (Forfeiture/Evidence/Jail Property)
- Child Support
- Garnishment of Wages
- Out of State Case/Warrant
- Gang Designation
- Screen for Sex Offender Registration Relief
- Vehicle Impounded
- Screen for Administrative Appeal
- Gang Designation
- Tri-Met Exclusion
- DUI license hearing
- Suspended License
- Preservation of Lawsuit against city/police
- Bail Forfeiture
- Violations Open or Recently Defaulted

Priority Needs

- Client is Receiving Services
- Caseworker to contact
- Records to Get

1.
2.
3.

ALL DAY
EVERY DAY

INTRODUCTION

Public defense is an all-day, every-day mission. The National Association for Public Defense (NAPD) does nothing else – all day, every day: public defense. Ours is a practitioner-led movement, more than 12,500 strong. Nearly every single one of our members is directly involved in the delivery of public defense services; our leadership body reflects the diversity of advocates doing this work; the client directly influences the work product of the organization. NAPD exists to facilitate the vibrant exchange of ideas and resources among the advocates who are essential to both delivering public defense service and bringing reform to a broken justice system. With members in all 50 states and U.S. territories, NAPD is an organization with its boots on the ground and its finger on the pulse of criminal justice in America.

All day, every day, in jails, courts and communities across the country, public defender advocates fight for their clients. NAPD's exclusive focus on public defense does not mean the fight is restricted to courtroom struggles. This annual report chronicles the incredible scope of advocacy services public defenders provide, and the amazing impact that the public defense function has on individual lives and the community at-large. In a year dominated by criminal justice news and sustained community mobilization to address injustice, public defenders are at the very center of America's increasingly public confrontation with racial prejudice, poverty, and the deeply dehumanizing experience of mass-incarceration.

Criminal justice events dominated public consciousness throughout 2015. The criminal cases against the officers who killed Michael Brown, Tamir Rice, Eric Garner, Walter Scott, Freddie Gray and many others proceeded to dissatisfying conclusions, with prosecutors showing unconcealed protection for the police on trial. The suicide of Kaleif Browder after two years of isolation at Rikers Island, the suspicious death of Sandra Bland in a Texas jail, the arrest of 14-year-old Ahmed

Mohamed for his science project clock, and countless other incidents elevated public outrage about the treatment of millions of people in contact under the control of the justice system. Baltimore rioted. Charleston lost nine of its own in a racially motivated execution in a church, and it brought down the Confederate flag. The Supreme Court considered the cruelty and unusualness of lethal injection, and James Holmes was spared the death penalty. The entire Orange County District Attorney's Office was removed from prosecuting an active capital case due to grave ethical breaches. Candidates running for public offices from city council to the Presidency carefully talked about – and carefully avoided talking about – the very significant problems in America's justice system. Public defenders are right in the middle of all of it.

NAPD's vision of public defense is defined by the client. The criminal justice system has swelled to ensnare so many people, and its effects have proven so catastrophic, that public defenders not only fight for their client's rights and liberty in criminal cases, but also assail against racial profiling, police brutality, debtor's prisons, and prosecutorial misconduct. They fight for independence from political interference and for the civil rights and social needs of their clients. And they shine a bright light on the elephant in the room: the incredible hardship that is poverty itself.

Public defenders have a unique power and potential to bring justice to a broken justice system. NAPD is proud to highlight the talent and innovation occurring in jurisdictions throughout the country, and to unite the community in our common cause of justice. Historically isolated, defenders throughout the country – thanks to this growing community NAPD is helping to build – are increasingly able to learn from each other, share resources, cooperate to provide the best defense for their clients, offer solutions, and lead the reform movement.

DEFENDING PRINCIPLE #1

The first Principle of the ABA Ten Principles of a Public Defense Delivery System is independence: The public defense function, including the selection, funding and payment of defense counsel, is independent. What does this look like? It's actually pretty hard to find an independent public defense system. Far more often, the independence of the defense function is undercut by judges who select defenders and control everything in their courtrooms and funding that flows through law enforcement.

QUOTES:

"I just wanted to say again how much our office appreciates your support in our 'Judge Weill situation!' Ernie's latest NAPD article is great and it reassures the folks in our office that we are right in our stand and more importantly, that we are not standing alone." - Michele Purvis Harris, NAPD member and Hinds County Public Defender

"What wonderful work from all corners. You guys really stepped up on this, and we thank you."
- Beau Rudder, NAPD member and Coordinator, Mississippi Public Defender's Association



Caption: The Hinds County Public Defender Office fights to represent their clients in the face of judicial interference.
Photo Credit © Mississippi Public Defender's Association

You can read NAPD's amicus brief (authored by NAPD member John P. Gross), press statement, and the case docket here:

www.publicdefenders.us/?q=recent-actions

The NAPD Amicus Committee page (with members and all submitted briefs) is here:

www.publicdefenders.us/?q=amicus_committee

You can read Hinds County Public Defender Eric Brown's rumination on the experience here:

www.publicdefenders.us/?q=node/863

NAPD Executive Director Ernie Lewis' blog, "Judges Gone Wild, Systems Gone Cold" can be read here:

<http://www.publicdefenders.us/?q=node/798>

In Hinds County (Jackson), Mississippi Circuit Court Judge Jeffrey Weill didn't like the public defender assigned to his courtroom and asked for her to be removed. This is not so unusual, as many – perhaps a majority – of public defenders risk their jobs when their zealous advocacy irritates judges more concerned about the pace of their docket than the administration of justice. It might have just happened, except that District Defender Michele Purvis Harris decided to resist this interference, and refused to reassign the defender. As a result, the judge removed the entire Public Defender's Office from representing indigent clients – including not just new appointments, but severing established attorney-client relationships in nearly 60 pending cases. These clients were reassigned to counsel who cost more and knew less – sometimes nothing at all – about criminal defense practice. The NAPD Amicus Committee submitted a brief in support of a motion by the Hinds County Public Defender's Office to the Mississippi Supreme Court, where both argued that Mississippi's public defense system requires the appointment of the public defender's office unless there is a conflict of interest, that the judge's actions violated the first of the ABA's "Ten Principles of a Public Defense Delivery System," and that the substitution of defense counsel is a violation of a defendant's Sixth Amendment Right to Counsel.

Judge Weill filed counter-motions in court and complaints with the State Bar, dissecting the public defender's professional work and personal reputation before the entire legal community. The Hinds County Public Defender's Office held strong. In addition to the amicus, NAPD's Systems Builders Committee lent support to office leadership, reached out to local allies, encouraged the Clarion-Ledger's editorial support to the public defender's position, and urged the Supreme Court to quickly and favorably rule.

They did. The Supreme Court of Mississippi ruled that once a county has created a public defender office, the law requires that a judge appoint that office to represent an indigent defendant absent a conflict of interest. The Supreme Court also found the trial court's claims regarding the competency of the assistant public defender assigned to the judge's courtroom unpersuasive. Each of the 57 clients who had been re-appointed private counsel were given the choice to stay with their new counsel or return to the office to be represented by a public defender. Every single defendant returned.

While the battle for independence continues in Hinds County (where an increasingly hostile Judge Weill still presides over a courtroom where the public defender he wanted removed still fights for her clients) and in public defense systems throughout the country, NAPD was proud to bring national support and a national spotlight on the resistance effort waged on behalf of one defender who refused to be hamstrung by a judge who didn't like her aggressive pursuit of justice. This achievement sets the stage for increased defender independence throughout the entire state of Mississippi, a shift towards vertical representation, and increased support for the defense function.

JANUARY

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				Washington Supreme Court rule requiring limits on misdemeanor caseloads takes effect	First day of court appearances for the newly-formed Office of the Municipal Public Defender in the City/County of Denver	
28	29	30	31	1	2	3
	Travis County (Austin, TX) Capital Area Private Defender Program begins taking appointments	New York Indigent Legal Services Board released Appellate Standards and Best Practices	NAPD Juvenile Committee submits comments on Child Support Regulations per request of DOJ/Access to Justice Initiative	Tulsa, OK PDO begins exploring options for new Case Management System	AlJazeera article on impact of fines and fees for poor defendants quotes NAPD Chair Tim Young	
4	5	6	7	8	9	10
	Missouri Supreme Court, per request by Arch City Defenders, sets new rules for municipal court, tying fines and fees to income for defendants	CPCS (MA) offices in New Bedford & Fall River are honored with the Roger Williams University School of Law Champion of Justice Award	Xavier Amador's op-ed against the death penalty for mentally ill persons is printed in the Huffington-Post	NAPD hosts webinar, "How to Combat Implicit Racial Bias in the Criminal Justice System While Representing One Client At A Time" with Jon Rapping	Jefferson County (Birmingham, AL) CLO asks the court to revisit its new policy of closing courtrooms from public/media observation	
11	12	13	14	15	16	17
	22nd JDC PDO (Covington, LA) warns of risk of service restriction without additional revenues	North Dakota Commission on Legal Counsel for Indigents opens new Public Defender Office in Watford City for oil related caseload increases	NAPD hosts webinar, "Measuring What Matters: Quantifying How Well We Defend" with Margaret Gressens & Marea Beeman	Denver Post publishes op-ed by NAPD Chair Tim Young and Constitution Project Counsel Sarah Tuberville urging fair trial for James Holmes	Texas Indigent Defense Commission joins NAPD	
18	19	20	21	22	23	24
	NAPD hosts webinar, "Stopping Judicial Rehabilitation During Voir Dire" with Ann Roan	San Francisco Deputy Public Defender Jami Tillotson is arrested outside court after telling police officers they could not photograph her client; colleagues tape the confrontation	Jefferson County (Birmingham, AL) CLO assists 'One Roof Birmingham' with its annual census of the homeless population	NAPD creates napd-core listserv, for members who want to influence NAPD's grassroots movement	NAPD hosts webinar, "Client Intake Methodology: Gather More Facts Faster" with John Hoda	
25	26	27	28	29	30	31

BECOMING A COMMUNITY

On January 27, 2015, San Francisco public defender Jami Tillotson came out of a courtroom where she was representing her client to find police officers questioning and photographing another of her clients who was waiting for her in the hallway. When Jami asked them to stop questioning her client, the officer threatened her with “resisting arrest” if she did not allow him to proceed, to which Jami said, “Please do!” Jami was arrested in front of her client while two San Francisco public defenders documented the event on video.

QUOTES:

"As a communications manager for a county public defender agency, I often wondered if there were other communications professionals out there working on similar projects or facing similar challenges. Through NAPD, I discovered there are. We are a small group, with communications staff in Chicago, Nashville, New Orleans, Brooklyn, San Francisco, Knoxville, Memphis, and my home city of Seattle, but large enough to learn from each other, support each other, and contribute to the cause. I've been able to learn from my few peers and contribute to the cause. I attended Lurene's webinar on brand storytelling, Tamar's webinar on annual reports, the group effort to help the Los Angeles County public defender's agency in their budget request for a public information officer, seeing press statements from other offices, and my own contribution creating public defender talking points for the national community in anticipation of the Supreme Court's decision in *Montgomery v. Louisiana* have all been gratifying projects undertaken through the NAPD network." – *Leslie Brown, NAPD member and Communications Manager, King County Department of Public Defense (Seattle, WA)*

QUOTES:

"I wanted to be a PD since my first day as a summer clerk with the Legal Aid Society in Queens. Since then, I have worked with public defender offices in New Orleans, Florida, and now in my hometown of Erie. NAPD unifies us "true believers" across the nation. It encourages us, feeds the fire in our bellies for the work, and teaches us to be better with every webinar and article. Coming from the only state in America that provides no funding for public defense whatsoever, NAPD is an overdue necessity for public defenders in Pennsylvania. For too long, public defenders and their offices have been lone wolves. For the first time, NAPD unites us nationally with a shared vision of the future. Organization is the key to change and NAPD is on the crest of a new and exciting future for public defense. Thank you, NAPD, for advocating our cause." – *Maria Goelner, NAPD member and Assistant Public Defender, Erie County Public Defender's Office*



Caption: "Leaders from around the country train and build community at the 2016 NAPD Managers' & Supervisor' Institute at Valparaiso." Photo (c) Anne Brandt, Director of Marketing and Communications, Valparaiso University Law School

Jami was then handcuffed to a bench in central booking for more than an hour. When the District Attorney did not immediately dismiss the charges, San Francisco Public Defender Jeff Adachi released the video on YouTube where it has been watched more than 1.5 million times.

The response from NAPD was swift and impassioned. Jami's poise while asserting her client's rights energized the NAPD community. Members sent letters, wrote blog posts, shared media, and mounted a spontaneous "I am resisting!" campaign to show their support. Many advocates identified with Jami's experience, and applauded her professionalism under fire.

NAPD currently has members from 91 organizations across the country and more than 750 individual members. These memberships include 15 statewide public defense agencies: Alaska, Colorado, Idaho, Kansas, Kentucky, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, New Mexico, North Dakota, Vermont, West Virginia and Wyoming. Our membership includes large organizations, such as the Legal Aid Society of New York, Miami-Dade Public Defender's Office, Philadelphia Defender's Association and King County (Seattle) Department of Public Defense, as well as small organizations, like the Lawrence County Public Defender's Office in South Dakota and the Allegany County Public Defender's Office in New York (each with three members), and many mid-size offices of 30-50 total staff. By making dues affordable, maintaining a culture that is consonant with public defense values, and providing real, relevant resources to advocates on the ground, NAPD continues to grow and to forge new relationships with organizations that would otherwise have limited ability to collaborate. Through all its activities, NAPD facilitates collaboration among advocates throughout the country who are eager to share and learn from their peers.



The YouTube video of Jami's arrest can be viewed here: <https://www.youtube.com/watch?v=7qhzdxYnwhg>

NAPD's letters of support, media submissions, and legislative testimony is online at: <http://www.publicdefenders.us/?q=recent-actions>

You can join NAPD by visiting: www.publicdefenders.us or emailing heather@publicdefenders.us

FEBRUARY

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
25	26	27	28	29	30	31
	Michigan Indigent Defense Commission, the first statewide body tasked with improving trial level indigent defense, begins operations	Arch City Defenders (St. Louis, MO) joins NAPD; Virginia Indigent Defense Commission joins NAPD	Pennsylvania Commission on Crime and Delinquency awards \$50,000 grant to the Montgomery County PDO to create a Disparate Minority Contact Working Group	NAPD hosts webinar, "Cross-Examining the DNA Analyst: Themes, Chapters and Examples" with Mark Loudin-Brown	NAPD holds annual meeting/strategic planning in advance of ABA Indigent Defense Summit	
1	2	3	4	5	6	7
	Equal Justice Under Law files two lawsuits against Ferguson and Jennings (MO) over debtor's prisons	Gideon's Promise joins NAPD	NAPD hosts webinar, "Do-It-Yourself Mitigation (Do Not Attempt in Capital Cases)" with Betsy Wilson	NAPD publishes its Case Management System material, comparing DefenderData, Legal Files, Lotus Case Management, JustWare Defender, Legal Server, and PDCMS	NAPD hosts webinar, "Latent Print Examination: An Update" with Mary Moriarty	
8	9	10	11	12	13	14
	NAPD submits amicus in <i>Bright v. Galilla County</i> ; authored by NAPD member/-Professor Jennifer M. Kinsley	NY Indigent Legal Services posts job listing for Hurrell-Haring Chief Implementation Attorney position	NAPD-leadership listserv shares indigent determination forms from throughout the country, per member request	Salt Lake Legal Defender's Association (UT) begins drafting revised mandatory reporter protocols for social workers	By a single vote, the Montana Legislature votes against abolishing the death penalty	
15	16	17	18	19	20	21
	Willacy County public defenders (Rio Grande Legal Aid, TX) go to trial on 16-count indictment; after the State rests, judge awards directed verdict of acquittal on 4 counts	Jefferson County (Birmingham, AL) CLO prepares for its 2/25 Participatory Defense workshop for stakeholders and public defenders from around the state	CPCS (MA) Alternative Commitment Unit attorneys Michael Ryan and Forrest O'Neil-Greenberg earn the release of their client after he served 10 years beyond his criminal sentence	NAPD hosts webinar, "Defending Veterans in Criminal Court" with Art Cody	Pierce County (Tacoma, WA) Office of Assigned Counsel joins NAPD	
22	23	24	25	26	27	28

ORIGIN STORIES

On March 18th, justice advocates celebrate the landmark United States Supreme Court *Gideon v. Wainwright* (1963) decision, where the Supreme Court affirmed that public defenders were “necessities, not luxuries” in order for poor people to have equal access to justice. March 18th is also an opportunity for public defenders to rededicate themselves to achieving the never-as-yet fulfilled promise of the right to counsel. Public defenders have a long, proud history, and are only continuing to increase their influence on the lives of their individual clients and the struggle for justice everywhere. In a nod to the anniversary of *Gideon*, we celebrate our stories. Within NAPD membership, the Shelby County Public Defender has been part of Memphis for almost a century. It is the oldest public defense office in the East, and the third oldest in the country. Brand new offices were born in 2015, including the Bexar County Office in San Antonio, Texas and the 4th Circuit Office (Wood and Wirt Counties) in Parkersburg, West Virginia, to begin their own legacies of justice.

QUOTES:

"In April I was appointed Chief Public Defender for Bexar County, Texas. My jurisdiction includes San Antonio, the seventh largest city in the United States. Previously, the Public Defender's Office handled only appellate cases. I was hired with the mandate to expand the role of the Public Defender's Office. The possibilities were enormous, but the challenges were almost immediately overwhelming. Creating a new trial section within the public defender's office means huge changes to business-as-usual for everyone else in the criminal justice system. Many of those changes were really good for clients appointed to our office, but some are a particular challenge to implement. As a new leader in a brand new system, I found NAPD an incredible resource for everything from identifying existing standards to running a high-quality mental health court practice to putting together an annual report and communicating with stakeholders. I was fortunate to attend the Executive Leadership Institute in June, meeting a whole group of folks and having an immediate network. I am amazed by the passion for justice at NAPD and the open willingness to share the wisdom that has been accumulated by so many folks over so many years." – *Michael Young, NAPD member and Bexar County Public Defender (San Antonio, TX)*

QUOTES:

"As a prosecutor, I saw how important having an office was. Having people in one common place, to brainstorm with, bounce ideas off of, learn together... it increased staff morale and made us all better lawyers. I am excited to bring those same opportunities to the defense function. Without an office, it was hard to coordinate trainings, do community outreach, or participate in systemic programs – like the Juvenile Drug Court. Now, we have seven full-time lawyers, in-house administrative support, and all the equipment we need to represent our clients. We named our brand new meeting space the "Gideon Conference Room" and as an institutional office we are looking forward to bringing more organized focus from the defense to the justice system." – *Michele Rusen, NAPD member and Circuit Defender, Wood & Wirt Counties, WV*



Caption: Fighting the good fight: the staff of the Law Offices of the Shelby County Public Defender.
Photo Credit © Law Offices of the Shelby County Public Defender

SHELBY COUNTY NEARS THE CENTURY MARK

Established in 1917. That's how long public defense has been part of the lifeblood of Memphis, Tennessee. Created more than four decades before *Gideon v. Wainwright*, we are 99 years old. How did it happen? It starts in 1915 in Dyer County, Tennessee, when a young mother and wife, known as "Mrs. Feurstein," was found murdered.

After a search with police hounds, Robert Davis – a black man who had worked for the Feurstein's – was arrested and charged with murder. The murder charge was not his only problem. As was common at the time, when a black person was accused of a crime, particularly one involving a white victim, white people sought their own justice. Lynching. Authorities kept moving Davis to different locations to hide him from the mobs. Finally, Davis' case would be moved three counties south, to Memphis.

Davis was granted a court-appointed attorney (capital crimes were the only charges that required appointed counsel). Samuel O. Bates took the case, hiring his own investigator, and spending \$500 of his own money. His investigation uncovered what Dyer County authorities could or would not – that Davis was innocent. Bates fought for his client and successfully gained an acquittal.

Bates was later elected to the Tennessee General Assembly. There, he successfully proposed the idea of providing publicly-funded criminal defense counsel to those unable to afford it. Memphis became home to the first public defender's office east of the Mississippi River and only the third in the nation, behind Los Angeles and Omaha.

Memphis continued to loom large in the history of the right to counsel, as it was the Memphis-born attorney Abe Fortas who represented Clarence Earl Gideon when he went before the U.S. Supreme Court in 1963. Mr. Fortas, who grew up in a city with a public defender's office by then 40 years old, persuaded the court that poor people everywhere were constitutionally entitled to legal counsel, even if they could not afford it.

WEST VIRGINIA CREATES THE STATE'S 18TH PUBLIC DEFENDER OFFICE

On September 1, 2015, West Virginia hired the Circuit Public Defender for its brand new, long-awaited 4th Circuit Public Defender's Office. Nearly 10 years in the making, the 4th Circuit Public Defender's Office (representing clients in Wood and Wirt Counties, with an office in Parkersburg) begins its own justice legacy. The office was created with support from the Legislature and the Public Defender Services Corporation, and largely replaces the panel appointment system that had previously provided public defense services.

New Circuit Defender Michele Rusen always loved criminal law, and through nearly 10 years of working as a prosecutor became increasingly enamored of defense work. She couldn't refuse the opportunity to start something new in an area of practice that she loves.

The office started taking cases on January 11, 2016.

MARCH

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
1	Advocates in Georgia lobby to remove the most troubling provisions on HB 328, preserving essential public defense safeguards in GA courts 2	NAPD hosts webinar, "New Federal Funding for Indigent Defense Research: How to Get It" with Andy Davies 3	NAPD hosts webinar, "President Obama's New Immigration Program: An Overview" with Dan Kesselbrenner and Nadine Wettstein 4	CPCS (MA) Lowell Public Defender's Office finishes a week of 4 not guilty jury trials 5	NAPD hosts webinar, "Digital Forensics in Child Pornography Cases" with Lars Daniel 6	7
8	DeKalb County (Decatur, GA) PDO receives funding for the addition of 3 attorneys & 1 paralegal to help represent clients in the new State Court Traffic Division 9	NAPD hosts webinar, "Ten Tips For the Adult Defender Who Finds Herself In Juvenile Court" with Richard Pittman 10	NYS Supreme Court approves settlement of Hurrell-Harring v. New York, challenging inadequate public defense in five of New York's 57 upstate counties 11	The Clarion Ledger in Jackson prints letter to the editor from NAPD Chair Tim Young, calling for a neutral bench, ethical prosecution and independent public defense system 12	New Neighborhood Defender Services of Harlem attorney wins her first trial 13	14
15	Erie County (PA) public defender Nicole Sloane wins two Batson challenges in cases where potential minority jurors were struck without reason/questioning 16	Maryland OPD Juvenile Defender Jenny Egan's op-ed to end aggressive policing in school is reposted on the NAPD blog after its original post in the Baltimore Sun 17	NAPD releases first Annual Report (for 2014); anniversary of Gideon v. Wainwright 18	NAPD files amicus in support of the independence of the Hinds County Public Defender's Office; NAPD Member/Professor John P. Gross authors brief 19	NAPD hosts webinar, "Motivational Interviewing in Public Defense" with Richard Nooe 20	NAPD supports Maryland OPD effort to end excessive caseloads with letter of support 21
As a result of public defender litigation, MA's highest court rules that juvenile lifers are not only entitled to parole hearings, but also to assistance of counsel and funds for experts 22	Erie County (PA) Chief Public Defender Patricia Kennedy achieves funding for the creation of an entirely new F/T position, thus reducing office caseloads and advancing the PDO mission 23	NAPD approves Workloads Policy Statement 24	Jefferson County (Birmingham, AL) CLO launches 'Families Advocating for Choices and Empowerment' for people affected by contact with the CJ system 25	San Francisco Public Defender Jeff Adachi holds press conference exposing a group of sheriff's deputies who forced inmates to fight; ringleader is later fired 26	Missouri public defender Patrick Brayer's law journal article "Hidden Racial Bias: Why We Need to Talk to Jurors about Ferguson" is re-circulated as an NAPD blog post 27	28
29	Defenders for Glenn Ford vow to appeal state's decision to deny him compensation for 30 years of wrongful incarceration on death row 30	The effort to create a Mississippi statewide public defender system was derailed in the Legislature; efforts will continue next session 31	1	2	3	4

NOT YOUR FATHER'S PUBLIC DEFENDER

A public defender organization that has: (1) completed a rigorous workload study based upon widely accepted defense performance standards; (2) used a Delphi panel of experienced public defenders and criminal defense practitioners based on The Missouri Project principles; and (3) instituted permanent timekeeping, is not your father's public defender. The Missouri Project was a study of the workload of the Missouri Public Defender done jointly by ABA/SCLAID and RubinBrown, a national accounting and consulting firm. It has been described as "a watershed moment" in public defense.

A public defender organization that has completed such a rigorous workload study can do things that other public defender organizations cannot.

QUOTES:

"No one becomes a public defender to tell a poor person, 'I can't help you.' But in November 2015, a 32-year-old man was arrested and held on \$1.7 million bond. He immediately asserted his innocence, but the police said a witness had identified him. His family hired a private lawyer who went to Houston to locate video of the suspect shopping with his girlfriend at the time of the shooting. The charges were dropped. With our workloads and insufficient resources, I realized my office could not have guaranteed the timely retrieval of this important evidence before it would have been routinely erased. That would have left an innocent man to face trial for his life. So we have begun refusing new cases. The workloads assessment that we started in 2015 is essential to ensuring that we can give our clients what they are constitutionally guaranteed." – *Derwyn Bunton, NAPD member and District Defender, Orleans Public Defenders (New Orleans, LA)*

QUOTES:

"I've been the leader of a public defender office for 26 years. During that time I have engaged in caseload litigation twice, in 1991 and in 2007. Both of those efforts were some of the most difficult, time consuming, and painful experiences I've had as a public defender. I can say without hesitation that I never want to go through it again. But if a similar situation arises, I won't hesitate to go once more into the breach. I won't have a choice. Clients deserve lawyers who have the time, will and resources to provide high quality representation. Excessive workloads steal a lawyer's time, break a lawyer's will and resolve, and consume precious resources. Workload litigation becomes a moral and ethical imperative." – *Mark Stephens, NAPD Chair and District Public Defender, Knox County Public Defender's Community Law Office (Knoxville, TN)*



Caption: Public defenders from the 15th JDC in Lafayette, LA hold placards with their caseloads and protest service restriction due to budget cuts on the steps of LSU Law School. Photo Credit © Travis Spalding/The Advocate

You can read more about the Workloads Committee's work and access its Workloads Position Paper here: www.publicdefenders.us/?q=workload_committee

You can read the NAPD feature about the cultural revolution in Knox County here: www.publicdefenders.us/?q=node/885

You can access NAPD's letter to the Legislature in support of reasonable workloads for the Maryland Office of the Public Defender here: www.publicdefenders.us/sites/default/files/Maryland_HB_1119_Letter_of_Support.pdf

NAPD members can access the most comprehensive archive of reports, policies, and materials related to public defender workloads anywhere at: www.mygideon.org/How_To_Run_a_PD_Office/Workloads_and_Caseloads

Armed with both permanent timekeeping data (the world of "is") and a workload study conducted by a rigorous application of the principles of the Delphi methodology to its workload (the world of "should"), such a public defender organization is now able to produce comparative data and analytics that can demonstrate – by office, by lawyer, by case type and by case task – exactly what its lawyers (a) are doing, (b) are unable to do because of their excessive caseloads, and (c) should be doing according to prevailing professional norms. These public defender organizations can then appear before legislatures as the most accountable, the most reliable, the most responsible, and the most transparent actors in the criminal justice system.

When the Missouri Public Defender took its permanent timekeeping data and workload study to a two-thirds Republican legislature, the Missouri Legislature approved its largest appropriation increase for the defender agency in 15 years. And if such a public defender organization is not successful in the legislature, it can proceed with litigation, buoyed by decisions of the Missouri Supreme Court (2012) and the Florida Supreme Court (2013) that upon a proper showing it is entitled to workload relief when its lawyers' workloads are so high that they can no longer provide reasonably effective assistance of counsel to all of their clients.

In 2015, workloads studies were started in the statewide systems of Colorado, Louisiana, Rhode Island, and Tennessee. In all these cases, the blueprint for workloads data collection and analysis follows The Missouri Project model created by the ABA/RubinBrown study done in Missouri in 2014 and refined further that year in Texas. In Louisiana – where more people are incarcerated than any other jurisdiction in the world – NAPD is partnering with the Louisiana Public Defender Board, the ABA, and Postlewaithe & Netterville, to bring unsailable data and analytics to end the resource deficiency that has threatened poor people's access to justice since the right to counsel was established in 1963.

A new public defender – and a new public defender system – now has the standing to lead criminal justice reform because it has first reformed itself with this remarkable cultural revolution. Leaders in every jurisdiction currently engaged in workload studies using permanent timekeeping and The Missouri Project Principles are contributing members of NAPD.

NAPD released its Workloads Position Paper on March 24, 2015, recommending that evidence-based standards for public defense workloads can best be derived and institutionalized through ongoing, contemporaneous timekeeping by public defense providers. It is the first national statement on workloads that requires permanent timekeeping as a condition of meaningful workload evaluation and litigation. Throughout 2015, NAPD developed new workload standards (to be published in 2016); equipped local, state and federal policymakers with data and draft policies to reduce workload by reclassifying hundreds of low-level, non-violent offenses into non-criminal infractions; conducted intensive research on misdemeanor representation and the prevalence of "no counsel courts"; secured financial and intellectual capital for workload studies in select jurisdictions; and undertook internal and external communications work to end excessive workloads.

APRIL

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
			The Metropolitan Public Defender for Nashville and Davidson Counties (TN) implements permanent timekeeping	Amy P. Campanelli starts her second day as the 10th PD of Cook County; priorities are reforming bond court, expanding therapeutic courts, and community outreach	NAPD leadership responds to North Carolina's request for supporting materials to increase pay rates for private assigned counsel	
29	30	31	1	2	3	4
	Bexar County (San Antonio) hires its first Public Defender	NAPD writes letter of support for Seattle University NIJ grant proposal to review impact of caseload limits on quality of PD representation	St. Louis Trial Office public defender Sarah Johnson gets 'not guilty' verdict, prevents child from having to register as a sex offender	One day after the death of Walter Scott, police officers involved in the shooting are fired (SC)	Judge Weill responds to NAPD's amicus for independence in Hinds County (Jackson), MS	Minnesota Board of Public Defense participates in seminar sponsored by the Robina Institute of Criminal Law & Criminal Justice at the University of Minnesota/Plea Bargaining Roundtable Discussion
5	6	7	8	9	10	11
Jefferson County (Birmingham, AL) CLO assists hundreds of clients with outstanding warrants and unresolved legal issues at 'Project Homeless Connect'	The Marshall Project exposes 'pay-for-play' police officers, after one such cop kills a man in Tulsa	Montgomery County (Dayton, OH) public defenders challenge constitutionality of Municipal Panhandling Statute	NAPD Juvenile Committee reviews standards for practice affecting Crossover, Dual-Jurisdiction and Multi-system Youth	NAPD hosts webinar, "Examining Eyewitness Identification: Ronald Cotton Case Analysis" with Mary Moriarty	Public Defender Services (West Virginia) joins NAPD	
12	13	14	15	16	17	18
	NAPD approves CEU Pilot Program for investigator webinars	Montgomery County (PA) PDO partners with the Youth Sentencing and Re-Entry Project to provide mitigation services for youth facing incarceration in the adult justice system	Bexar County (San Antonio) Public Defender's Office joins NAPD	NAPD members engage in online discussion over Serial podcast	Loretta Lynch takes over the U.S. Department of Justice, NAPD sends hopeful letter of welcome	Montgomery County (PA) PDO provides an expungement workshop at the Pottstown Peacemakers Youth Violence Prevention Summit
19	20	21	22	23	24	25
	Baltimore protests get tense, state of emergency declared	Maryland OPD releases press statement protesting the unlawful detention of 230+ prisoners in the wake of unrest following the death of Freddie Gray	San Francisco Public Defender's "Race and Reform Justice Summit" draws 300 attendees, including law enforcement leaders, justice advocates and police brutality victims	Following public defender advocacy, the law prohibiting juvenile shackling in court in NE goes into effect		
26	27	28	29	30	1	2

I met with Thomas and his fiancé for the first time in February 2015. He immediately handed me a stack of maybe eight or nine non-criminal traffic tickets he'd gotten in the first two months of the year, adding that he had no job, no car, and warrants in eight different towns. More important to him, however, was to enlist my help in emphasizing to his fiancé that this was not an unusual situation for a black man in St. Louis County – and to convince her not to break off their engagement. Thomas's case is not unusual. For nearly 20 years, or since the day he started driving, Thomas has been trapped in a cycle of tickets, arrests, jailings, and never-ending payment dockets for fines and fees he could not afford. Because of his contact with the legal system, Thomas was never able to hold down a job long enough to pay for a fully legal and functional vehicle that allowed him to get to work. If you lined up Thomas's driving record and his resume, you saw a 1:1 relationship between being stopped for a traffic ticket and losing a job. Repeatedly, his employment status was undermined by traffic fines and court costs he could not afford and time lost from work going to court. Once, out of pure desperation, Thomas elected to sell his car and take the bus to work. The move failed because it took him nearly two hours to get to his job and when he missed a transfer, he'd be fired for being late. The fight against illegal and excessive fines and fees, particularly for the homeless and working poor, is a cornerstone of ArchCity Defenders' practice. While it took several weeks to recall his warrants and several months to resolve all his legal issues, Thomas now has a new life. He has a full-time job, he and his fiancé await the birth of their first child, and they are happily planning a wedding for later this year. Thomas says that for the first time in his life, he "feels like a man." While being trapped within this racist system that profits off the backs of the poor was never his fault to begin with, he now feels free to move on with his life free from the everyday low-level harassment he has experienced for the past 20 years. Perhaps even more importantly, with these legal barriers removed, Thomas finally has the opportunity to thrive. – by *Carolina Edwards, Development Director & Stephanie Lummons, Managing Attorney, Arch City Defenders (St. Louis, MO, NAPD members)*

FIGHTING THE SYSTEMIC SHAKEDOWN OF POOR PEOPLE

Imagine more than a dozen people in a room with two pay phones, told that they have one hour to get someone to show up with money for the fees that they owe the court or else they are going to jail. Imagine the stress and tears as a roomful of people queue up in two lines to resort to begging from everyone they know to pay off their fees (Amarillo, Texas). Imagine a judge, at a hearing for failure to pay, asking the young man how much his Nike high-tops cost, and then seizing them as partial payment for his court fine and making him leave in bare feet (Greensboro, North Carolina). Imagine a defendant being convicted and sentenced to a combination of jail time and fees and learning that under state law the 12 percent interest on those fees begins at conviction (Spokane, Washington). Imagine being a poor person putting one essential bill into delinquency each month in order to make good on court costs, and watching the nightly news story expose that those fees pay for the supplemental health benefits of a part-time judiciary (New Orleans, Louisiana)...

QUOTES:

"I used to consider my job complete once I had finished representing my client in court. I considered it a win to have a charge or a sentence reduced to probation or time served. I celebrated these victories and directed my client to the Clerk's Office where he or she would get a pink slip – a long list of various fines and/or fees. Now I know that those pink slips represent another battle that public defenders absolutely must be prepared to enter into. It is not a win to avoid a jail sentence for your client when they are then forced to live under the constant threat of imprisonment for not having the money to pay off their criminal justice debt. Through our Fines & Fees Committee, we can see the many creative ways that public defenders are attacking these problems – even while the courts that review the remedies are the ones that profit financially from the policies. Public defenders everywhere – through rule changes, new laws, appeals, class-actions, and public pressure – are going to turn back these disturbing trends, affecting hundreds of thousands of people and families." – *Janene McCabe, NAPD member and Director of Technical Litigation, Colorado State Public Defender (Boulder, CO)*

QUOTES:

"In North Carolina, and many other places, a portion of public defense revenues and of the day-to-day operational budget of the courts come from fees paid by indigent clients. Poor people are being shackled with astronomical fines and then threatened with incarceration simply because their poverty prevents them from paying. It has been inspiring to be part of a community of advocates from jurisdictions who operate under this conflict but are still willing to say, "ENOUGH!" Public defenders have a duty to try to prevent this from happening." – *David E. Clark, NAPD member and Senior Assistant Public Defender, Guilford County Public Defender's Office (Greensboro, NC)*

"The aggressive over-policing in Baltimore during the uprising caused mass-arrests of hundreds of people. That night, more than 45 attorneys from the Public Defender's Office and help from the private bar assembled to address the detention of people deprived both lawyers and bail. We interviewed incoming arrestees, filed Habeas petitions that led to the release without charges of over 100 individuals, and zealously represented over 100 arrestees to combat unreasonable bail!" – *Natalie Finegar, NAPD member and Deputy District Public Defender, Office of the Public Defender (Baltimore, MD)*



Caption: Public defenders arrive at the Central Booking and Intake Center to serve those arrested during Baltimore's unrest. Photo Credit © Katie D'Adamo, Assistant Public Defender, Maryland Office of Public Defense

The Fines & Fees Committee's Policy Statement on the Predatory Collection of Costs, Fines and Fees in America's Criminal Courts is here: www.publicdefenders.us/sites/default/files/NAPD_Statement_on_Predatory_Collection_Practices.pdf

An article that NAPD contributed to for Aljazeera America is here: america.aljazeera.com/multimedia/2015/8/court-fees-trap-ex-felons-in-a-prison-of-debt.html

NAPD's expansive collection of videos, reports, articles, legal filings, legislation, webinars, and statutes from around the country are available for members of MyGideon at: www.mygideon.org/Systemic_Litigation

The DOJ Statement of Interest on Unconstitutional Fixed Bail is here: www.justice.gov/opa/pr/department-justice-files-statement-interest-clanton-alabama-bond-case

Imagine being homeless and convicted of panhandling and offered either probation or community service, both of which have monthly fees that you have absolutely no ability to pay (Colorado Springs, Colorado). Imagine an illiterate person signing a waiver of counsel form because the judge cuts to the quick and tells him that a public defender costs money in the form of a "restitution" fee (Monticello County, Utah). Imagine working two jobs, making minimum wage, and making payments for three years on court costs only to find that because of interest, penalties, and surcharges, the amount owed is higher than the original sanction (Ferguson, Missouri). Imagine protesting the death of Freddie Gray and getting mass-arrested and being denied both bail and a public defender because the courts are closed (Baltimore, Maryland).

Public defenders don't have to imagine this. They struggle to stop this from happening to their clients every day.

Yet, public defenders can't fight these practices when they aren't appointed to represent the clients, and no-counsel courts are rampant throughout the United States. Public defenders have totally insufficient funds to file habeas motions, file appeals, or challenge the constitutionality for each of the hundreds of thousands of clients assessed fees they can't pay or serving time in a debtor's prison. Public defenders can't advocate for fee reductions or waivers when the revenue stream for public defense depends on these funds, without repercussions. Public defenders can't successfully argue for reasonable bail when judges' hands have been tied by the Legislature with bail schedules. These are some of the reasons that criminal justice debt has mushroomed into an epidemic that threatens the liberty of hundreds of thousands of people throughout the country and sentences them to a virtually inescapable cycle of poverty and contact with the criminal justice system.

NAPD has risen to address this challenge, discovering public defenders across the country employing many different strategies to challenge these issues. Based on the incredible interest from members and the urgency of the issue at hand, NAPD created a Fines & Fees Committee in 2015. The committee collected research from members on "no counsel courts," compiled hundreds of resources on MyGideon and promoted them to the NAPD community, published a "Policy Statement on the Predatory Collection of Costs, Fines and Fees in America's Criminal Courts," supported media requests from external sources and responded to member requests for communications assistance, conducted four webinars, and provided information for developing state and federal law. The work is largely just beginning, but public defenders are committed to being part of the solution to this pervasive injustice.

MAY

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
26	27	28	29	30	1 OPD (New Orleans, LA) awards Steve Singer & William Boggs the 2015 Clyde Merritt Award	2 King County (Seattle, WA) PDO wins federal judgment that state must administer competency evaluations to jail inmates within 7 days; many prisoners sit in jail for weeks awaiting evaluations
3 Norm Leftstein joins NAPD as Special Advisor to the Steering Committee	4	5 DeKalb County (Decatur, GA) PDO hosts its monthly Steering Committee meeting of County's Re-entry Task Force	6 Jefferson County (Birmingham, AL) CLO graduates its first class of CLO Leadership Academy for high school students	7 CPCS (MA) public defender Ben Evans receives the 2015 Massachusetts Bar Association Access to Justice Defender Award	8 Minnesota public defender Steve Ecker finishes a 3-day jury trial; client is acquitted on charges of Felony Domestic Assault and Disorderly Conduct	9
10 TX Governor signs into law SB 888, written by the Harris County PDO, returning the right for juveniles to file an interlocutory appeal after being certified into criminal court	11	12 Life of defendant spared after public defenders in King County (Seattle) successfully argue for leniency; 2 months later, prosecutor withdraws DP notice on co-defendant	13 NAPD releases Statement on Predatory Fines & Fees; Joins Pretrial Justice Institute for Support; offers free webinar, "Challenging the Constitutionality of Money Bail" with Alec Karakatsanis	14 NAPD presents webinars, "Search Engines for Investigation" and "Locating the Hidden Information" with Kevin McClain	15 King County (Seattle, WA) Department of Public Defense joins NAPD	16
17 CPCS (MA) defenders obtain appellate victory in the case of Bridgeman v. DA's for thousands of defendants whose convictions have been corrupted by massive drug lab scandal	18	19 NAPD sends post-hearing Statement on Misdemeanor Representation to federal legislators; recommends increased DOJ oversight and de-classification	20 NAPD hosts webinar, "Practical, Powerful Batson" with Ann Roan	21 In Erie County (PA), David Ungerman's last case and Khadija Horton's first results in a 'not guilty' jury verdict on a multi-count felony sex case	22 NAPD hosts webinar, "Understanding New Surveillance Tools—Cell Phone Tracking, Stingrays, Hemisphere and More" with Hanni Fakhoury	23 Montgomery County (PA) PDO summer internship training begins for law, undergrad and high school students
24 Minnesota Board of Public Defense learns its lobbying efforts are successful; annual budget increased 5% and over 6% for FY 2016 and 2017; from \$73.6M to \$77.4M (16) and \$82.6M (17)	25	26 NAPD opposes DA-Conceived Capital Oversight Committee in Louisiana with letter to Legislature	27 With defender support, Nebraska Legislature overrides Governor's veto and repeals the state's method of execution, effectively repealing the death penalty	28 Arch City Defenders (St. Louis, MO) files federal lawsuit against city of St. Anne for unconstitutional bail practices/debtor's prisons	29 The Cook County (Chicago, IL) PDO joins the launch of the first Prostitution & Trafficking Intervention Court, promising treatment to exploited sex workers	30
31 CPCS (MA) Quincy public defender Jesse Grove, wins the Defender Award in the Advanced Trial Training Competition	1	2	3	4	5	6

LEADING THE MOVEMENT

A major gap in education for public defenders is that of the training of leaders who run public defense systems, particularly recalling the robust leadership trainings of the 1990s and 2000s that united a generation of public defenders but disappeared when funding fell through. Responding to this current need, NAPD strives to become the primary trainer of public defense leaders. Building on the success of its co-sponsored Workloads Leadership Institute in 2014, NAPD stepped into its own in 2015, hosting a three-day Executive Leadership Institute at the invitation of Valparaiso Law School.

QUOTES:

"I love the fact that NAPD is bringing leaders together. It helps us so much as an office to know what the conversation is nationally and what jurisdictions have gone before us on similar projects. Where we are all struggling together, it is essential to know that we have the support of our colleagues. This helps us dream big, set goals, and achieve in our initiatives. Francis [Adewale] and I enjoyed ourselves so much in the company at the Executive Institute, we are sending two of our promising line attorneys to the Managers' & Supervisors' Institute, as they will be the leaders of tomorrow and NAPD training will help them succeed." – *Kathy Knox, NAPD member and Spokane City Public Defender (Spokane, WA)*

"Membership in NAPD has helped me in many different ways. First, when I receive various emails, I consider how they apply to my work. If there is a motion or other legal document I will read it and see if we can incorporate it in our work. For example, there was a thread recently on whether children could have the mens rea to be a co-defendant, with motions that were useful. I forward useful information to our delinquency team. I have also used the website for information and guidance. I am really looking forward to participating in the NAPD Managers' and Supervisors' Training in March!" – *Elana Roffman, NAPD member and Delinquency Practitioner, The Legal Aid Society (New York, NY)*

QUOTES:

"NAPD's Executive Leadership Institute was terrific. I saw some old friends, made quite a few new ones. More importantly, what I learned has had a direct impact on the public defender system here in Virginia. We were asked to bring a management challenge that we were facing in our own systems. My challenge was how to hang on to talented, high-performing attorneys whose potential for career advancement is "blocked" by supervising attorneys who tend to stay in their positions. The specific feedback and suggestions I got from my small group were amazing. As a result, last month 12 dedicated, talented, high-performing attorneys were promoted to newly-created senior trial attorney positions. Each of the 12 attorneys identified an area of specialization they wanted to further develop so that they could serve as a resource to attorneys across the system. Funding the 12 promotions was my problem. The leaders I met at Valparaiso last year inspired me to be more creative, and perhaps a bit more courageous, in finding the solution." – *David Johnson, NAPD member and Director, Virginia Indigent Defense Commission (Richmond, VA)*



Caption: Scenes from the 2015 Executive Leadership Institute at Valparaiso Law School.
Photo Credit © Lorinda Youngcourt, Chief Public Defender, King County Department of Public Defense

QUOTES:

“The kind of leadership training that NAPD provides is essential. Good advocates get promoted because they are good at fighting for their clients, but supervising staff and implementing a vision as a leader require many new skills. I was introduced to NAPD by attending the Executive Leadership Institute in 2015 and I am excited to be faculty for the next NAPD Institute, joining many impressive colleagues and bringing a national group of client-centered managers together to advance the defense movement.” – Amy P. Campanelli, NAPD member and Cook County Public Defender, Law Offices of the Cook County Public Defender (Chicago, IL)

NAPD believes that public defense education can best be taught by public defense leaders who have extensive experience delivering public defense services. NAPD trained an enormous swath of the public defense community at this training, transferring skills and support networks that will affect hundreds of thousands of clients in the years ahead.

The Executive Leadership Institute trained 58 executive leaders from 30 states and a diversity of system types (statewide, county-based, and assigned counsel), through lectures and intensive small group work. All leaders brought pre-identified challenges from their local jurisdictions. Veteran leaders new to the national community trained alongside leaders just appointed to their positions. The focused work on local problems with more than eight hours in small groups (supported by coaches) ensured practical application of the leadership skills presented at the event.

Based on the evaluations from the training and the increased engagement of attendees with the organization, NAPD immediately set to developing the curriculum for the 2016 Managers’ & Supervisors’ Institute (March 6-9, 2016) also held at Valparaiso Law School. This event will train more than 120 mid-level supervisors and managers from all professions and offer an executive track for agency/office heads who missed the 2015 Institute. As always, all materials and recordings of the Executive Leadership Institute were promptly uploaded to MyGideon, where they could be watched by any member who was unable to attend. As is often the case, many of the public defender offices facing the most extreme leadership challenges are the least capable of dedicating resources to acquire the training they need. NAPD was glad to be able to provide tuition scholarships to 11 of these leaders, and to watch the relationships forged during Valparaiso extend throughout the year in NAPD projects and communications.

JUNE

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
31	1 DeKalb County (Decatur, GA) PDO becomes founding member of the new Felony Mental Health Court	2 Monroe County (Rochester, NY) PDO implements 24 hour arraignment program so that any individual charged with a crime has a lawyer present at the time they are arraigned	3 NAPD hosts webinar, "Holistic Defense in New Orleans" with Ginger Parsons, LCSW; US DOJ/Bureau of Justice Statistics holds national meeting in response to NAPD members finding inaccurate statistics in published report	4 Texas Indigent Defense Commission awards grant to Fort Bend County to expand their mental-health public defender program to handle regular felony and misdemeanor cases	5 NAPD hosts webinar, "Cross Examining a Sexual Assault Nurse Examiner (SANE)" with Andre Vitale	6 The Cook County (Chicago, IL) PDO co-sponsors Expungement Summit, files 400+ petitions to expunge/seal criminal records and 300+ petitions for clemency
7	8 NAPD hosts, "Medical Record Review: Finding the Information You Need Without "Googling" Every Medical Term" with Tara Godoy, BSN, RN	9 NAPD hosts webinar, "Establishing Meaningful Caseloads: A Review of the Texas Study" with Jim Bethke	10 Pretrial Justice Institute highlights bail reform work, reprints Alec Karakatsanis' NAPD blog post	11 University of District Columbia law students reach out with interest in forming a student NAPD chapter	12 Harris County (Houston, TX) PDO presents statewide public defender training in San Antonio	13
14 Four Augusta Circuit (Georgia) mid level public defenders complete Gideon's Promise Trainer Development Program	15 NAPD submits op-ed to the Los Angeles Times, lauding public defender work uncovering 30-year 'snitching' scandal	16 Participatory defense comes to Lexington (KY) with a community meeting at the Lyric Theatre, hosted by the Department of Public Advocacy	17 ACLU files lawsuit against the state of Idaho, alleging unconstitutional public defense services	18 Public Defender Services (WV) holds 2-day Annual Conference for public defenders and private counsel	19 OPD (New Orleans, LA) announces austerity plan that may include furloughs, layoffs	20 Hamilton County (Cincinnati, OH) public defenders attend Juneteenth Festival, celebrating the end of slavery in the United States
21	22 Kentucky Department of Public Advocacy opens registration for Institute for Investigators & Attorneys	23 NAPD Steering Committee begins annual strategic planning review	24 King County (Seattle, WA) Department of Public Defense launches new 24/7 on-call attorney service	25 North Dakota Commission on Legal Counsel for Indigents holds annual Summer Seminar with almost 150 attendees	26 LPDB staff Richard Pittman teams with Juvenile Justice Project of Louisiana to complete 2-day training for defenders representing clients in JLWOP cases	27
28 Members of the Cook County PDO march in Chicago's 46th annual Pride Parade, the first time the office participated in such a community event in 6 years	29 NAPD kicks off Executive Leadership Institute for 60 public defense agency heads from 30 states	30 NAPD sends letter of support for National Commission and National Center for Right to Counsel Initiatives to Judiciary Chairman Bob Goodlatte	1	2	3	4

PUBLIC DEFENDERS ADDRESS RACE & RACIAL BIAS

Public defenders are unique witnesses to the effects of race and racial bias in the criminal justice system. In the closing days of 2014, NAPD released its statement on the deaths of Michael Brown, Eric Garner, and others. That statement read, in part, "To consider these tragedies only as a result of brutally disparate policing practices is to ignore the racially biased locomotion of our criminal justice system at every stage – from the moment of arrest through charging decisions, appointment of counsel, determination of bail, plea negotiations, jury selection and sentencing. Beginning pre-arrest, and at every step in the process thereafter, men, women and children of color are treated differently, and more harshly."

QUOTES:

"Practicing in Missouri, and facing jurors who lived miles if not blocks from where Michael Brown was shot and killed, I find it is impossible to avoid the topic. Even in cases where race is not a major issue, views towards law enforcement are significant. Over the many events in 2015 that caused us to contemplate our own beliefs and the criminal justice system's behaviors relating to race, it was a privilege to be able to promote the innovative work of my office with public defenders around the country who were privately, if not publicly, trying to address implicit bias in all of their conversations and in the criminal proceedings themselves. I have learned much from the community of my peers, and as public defenders collectively tackle racism in all its forms in order to seek justice for our clients, I am glad that NAPD is here to ensure that we have that conversation as constructively as possible." – *Patrick Brayer, NAPD member and Coordinator of Law Students and Interns, Missouri State Public Defender System (St. Louis, MO)*

QUOTES:

"Public defenders have an obligation not only to know the history of Black America, but to understand how it has affected the lives of black people in America today. Public defenders should keep statistics on disproportionate treatment of people of color, and make arguments in court that assert racial profiling and disparate treatment and enforcement of laws involving people of color. We need to be present at the table when legislators discuss the impact of laws that adversely affect communities of color, because we see it every day. We need to stand up and stand together for racial justice. For those who would say that this is not the role of public defenders, I would ask, 'If not us, then who?'" – *Jeff Adachi, NAPD Member and San Francisco City and County Public Defender*



Caption: Public defenders savor a historic moment.
Photo Credit © Boyd Young, Deputy Chief Attorney, Capital Trial Division, Columbia, SC

QUOTES:

“When people ask how to push back against police misconduct, how to decrease the costs of mass incarceration, and how to ensure fairer treatment of our nation’s most disenfranchised citizens, part of the answer lies in fully funding public defender’s offices and enabling us to represent our clients in a meaningful manner. My clients, like the millions of other people in the United States who are currently represented by public defenders, deserve better.” – *Tina Peng, NAPD member and Public Defender, Orleans Public Defenders (New Orleans, LA) from her op-ed “I’m a Public Defender” printed in the Washington Post, 9/3/15*

That same day, more than 250 public defenders tuned in to watch Seattle-based criminal justice attorney/public defender Jeff Robinson’s webinar, “Dealing with Race in the Criminal Justice System.” Throughout 2015, NAPD explicitly sought to elevate the conversation among defenders to address the role of race in the justice system, and in defender offices internally. Through focused webinars, MyGideon resources, blog posts, targeted social media outreach, skills training, supporting the Black Law Matters organizing events, and the Education Committee’s intensive learning program on implicit bias, NAPD seeks to provide a constructive framework for reducing prejudicial practice and treatment in every stage of criminal proceedings. These efforts include defender-led police accountability programs, jury selection, Batson trainings, community outreach and organizing, serving on the ABA Implicit Bias Initiative (represented by Miami-Dade Public Defender Carlos Martinez), increased participatory defense implements, fines and fees advocacy, and so much more. Just as significantly, public defenders are recognizing the need to talk about race internally, and to reach out to the community to facilitate this difficult conversation.

On June 17th, 2015, nine members of the African Emmanuel Methodist Church were killed during an evening prayer service. Dylann Roof was arrested the next morning and charged with the race-based killings. Federal defenders and the Charleston County Public Defender’s Office currently represent Roof. Photos of Roof with a Confederate flag gave new urgency to long-standing efforts to remove the Confederate flag from the Statehouse in Columbia. On July 10th, just over 154 years after the beginning of the American Civil War with a confederate attack on Fort Sumter in Charleston Harbor, the flag came down in South Carolina’s capital.

Public defenders are squarely at the center of the intersection of issues of race, justice, and poverty in America. Likely no institution more effectively preserves America’s tragic history of oppression, disenfranchisement, and servitude than the criminal justice system, and reform is long overdue. NAPD is fully committed to ensuring that it is a community of capable advocates prepared to address racial bias in the criminal justice system at every stage, from policing through reentry.

JULY

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
28	29	30	1 6th Circuit PDO (Pinellas and Pasco Counties, FL) obtains \$150,000 for a F/T nurse practitioner for its 37' mobile medical unit serving 2400 homeless and uninsured folks annually	2 Albany Law Review publishes a collection of original empirical research in public defense, including essays from New York Indigent Legal Services staff	3 FY15 Annual Report (Public Defender Services, WV) reports 486,726.4 hours of paid legal services	4
5	6 NY Office of Indigent Legal Services (ILS) announces six grant awards providing \$8.1M over 3-years to fund a statewide network of Regional Immigration Assistance Centers	7 Charleston County (SC) PDO posts job announcement for newly-created Director of Training	8 Minnesota Public Radio features in-depth interview with State Public Defender Bill Ward re excessive workloads	9 Public defenders prepare for the removal of the Confederate flag from the Statehouse in Columbia, SC	10 NAPD hosts webinar, "Challenging Money Bail: A Strategizing Session" with Janene McCabe, Thomas Harvey and Brian Scott West	11
12	13 Allegany County (Belmont, NY) Public Defender's Office joins NAPD	14 San Francisco PDO presents alibi for man accused of being "Nob Hill Groper," defendant was indisputably at work during at least three of the alleged incidents	15 NAPD hosts webinar, "Mandatory Ethical Requirements for Non-Lawyers in Defender Offices and their Interface with Social Media/Social Networking" with Phyllis Subin	16 Communications staff from 8 PDO's create MyGideon section on media work, including release forms, protocols, and sample statements	17 Harris County (Houston, TX) PDO partners with the Mexican Consulate to provide legal advice in exchange for help obtaining witnesses/documents in Mexico	18
19 Montgomery County (PA) PDO hosts an outreach information table at the annual Norristown Unity Day Celebration to meet with local residents and share information about holistic services	20 OPD (New Orleans, LA) request for personnel evaluations yields new page on MyGideon, with resources from around the country	21 NAPD member Wendy White volunteers to present at Arizona criminal defense seminar to promote webinars and resources	22 Missouri State Public Defender Michael Barrett and Louisiana Public Defender Board ITM Officer Erik Stilling join NAPD Workloads Committee	23 NAPD hosts webinar, "Mobile Device Evidence: The Digital Spy in your Pocket" with Shawn Webb	24 NAPD and Public Defender Services make application for presumptive CLE to the West Virginia Bar	25
26	27 NAPD endorses the Law 4 Black Lives Conference in Harlem, NY, promotes to membership through social media	28 San Francisco PDO Clean Slate expungement program supplements materials to Cincinnati PDO's Fresh Start materials on MyGideon	29 Former OPD Client Advocate Nate Fennell is awarded proclamation from the City of New Orleans for his outstanding work, saving clients more than 40,000 days of over-incarceration	30 Cumberland County (Carlisle, PA) Public Defender's Office joins NAPD	31 The ABA awards the San Francisco Public Defender's Office its 2015 Hodson Award	1

STRONG LEADERS, STRONG BOARDS, STRONG SYSTEMS

The Systems Builders Committee is comprised of current and retired defender leaders, public defender board and/or commission members, and system advocates who represent a range of experiences and perspectives on public defense issues. The mission of the Systems Builders Committee is to assist leaders who are building excellent, client-centered public defense programs, through training, consultation, collaboration, and on-site technical assistance. Throughout 2015, members of the committee provided intensive work in a number of jurisdictions, including the statewide systems of Michigan and Montana, and in the county-based programs in Jackson, Mississippi; Tulsa, Oklahoma; Philadelphia, Pennsylvania; San Antonio, Texas; and, New Iberia, Louisiana.



Caption: Traci Smith, Minnehaha County Public Defender (Sioux Falls, SD) heads into her office, proud to be a public defender. Photo Credit © Bill Delaney, retired South Dakota public defender

The members of the Systems Builders Committee are online here:
www.publicdefenders.us/?q=node/701

The Michigan Indigent Defense Commission's work can be viewed at:
michiganidc.gov

NAPD Members can read the first annual report from Bexar County, TX at:
www.mygideon.org/How_To_Run_a_PD_Office/Reports

You can read an NAPD blog post by Minnehaha County (Sioux Falls, SD) Chief Defender Traci Smith (featured photo) here:
www.publicdefenders.us/?q=node/1001

Members Fred Friedman and Fern Laethem spent numerous days in Michigan, as the Michigan Indigent Defense Commission prepared to complete its staffing, roll out the first of their standards, and begin to build the new statewide system. Fred Friedman also spent four days in Montana, assisting that system during the state legislative session. In Tulsa and Philadelphia, Systems Builder Committee members assisted in the development of the process to recruit, select and support new leaders. From the collaboration with Tulsa (which included a site visit by John Stuart), a Public Defender was appointed to leadership and sent four defenders from Tulsa to attend the Public Defender Trial Advocacy Institute, coordinated by Minnesota State Public Defender/NAPD Systems Builder Chair Bill Ward. In Philadelphia, after lending support to the process to select new public defender Keir Bradford-Grey, she joined her agency to NAPD and now serves on the Steering Committee. Systems Builders contributed to research by the Center for State Courts relating to the implementation of holistic defender programs.

During 2015, the committee began planning a four-part webinar series oriented towards training boards and commissions. Training is currently being developed for the following topics: "Gideon and the Right to Counsel: An Overview of Public Defender Systems," "The ABA Ten Principles: The Role of the Board," "The Board's Role in Setting Standards," and "Best Practices for Boards and Commissions." These webinars will be offered during 2016.

NAPD is pleased to have received financial support from the Bureau of Justice Assistance through the Justice Programs Office at American University for 2016. Funds for technical assistance will allow Systems Builders' members to travel to jurisdictions requesting this support and provide immediate recommendations and ongoing aid.

AUGUST

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
26	27	28	29	30	31	North Dakota Commission on Legal Counsel for Indigents' appoints new Executive Director Jean Delaney 1
2	The St. Louis City Trial Office begins collaboration with SLU Juvenile Legal Clinic in an effort to reduce out of home placements for children placed on court supervision. 3	Metropolitan Public Defender (Portland, OR) is a core partner in the only justice reinvestment program in the nation using risk/needs assessment for charge disposition, saving \$10M and 25% jail usage. 4	North Carolina's Office of the Juvenile Defender develops a multi-media expunction toolkit for defenders to download for eligible clients. 5	The Louisiana Public Defender Board successfully tests its continuity of operations plan (COOP) in advance of the height of hurricane season. 6	Colorado public defenders save James Holmes from being executed by securing a life verdict after a grueling trial full of publicity and vengeance directed at them and their client. 7	Harris County (Houston, TX) PDO participates in orientation for new Harris County grand juries. 8
9	NY ILS Director of Research Andy Davies publishes article on workloads in Albany Law Review, NAPD Workloads Committee co-chair calls it "watershed moment". 10	St. Louis Post Dispatch interviews NAPD about ongoing fines and fees issues in St. Louis area. 11	NAPD invited to speak to students at Harvard University and Washington University in St. Louis. 12	Montgomery County (PA) Racial Justice Improvement Project task force meets to discuss research/evaluation on pilot for minority youth in the DA's diversion program. 13	San Francisco Public Defender's Office joins NAPD. 14	15
16	Big Brothers Big Sisters meets with Montgomery County (PA) PDO to discuss status of youth in the Back-on-Track program, sustainability and future funding. 17	Law Offices of the New Mexico Public Defender joins NAPD. 18	NC Defender/NAPD Member David E. Clark posts handout re rising court costs in North Carolina. 19	Silicon Valley De-Bug/ACJP prepares for NAPD webinar with Jefferson County (Birmingham, AL) CLO. 20	NAPD posts feature on the Hamilton County (Cincinnati) PDO's Fresh Start Expungement Clinic, MyGideon pages for expungement program resources. 21	22
23	ProPublica article on public defense systems features commentary from NAPD Executive Director Ernie Lewis. 24	Lancaster County (NE) Board approves the budget for the PDO, funding the addition of a staff social worker. 25	The Cook County (Chicago, IL) PDO sponsors three-day CLE seminar entitled featuring 52 presentations for lawyers, investigators and support staff. 26	Colorado public defenders saves Dexter Lewis from being executed by securing a life verdict after a trial. 27	NAPD hosts webinar, "Understanding and Assessing Adaptive Behavior in Death Penalty Cases" with James Patton. 28	29
30	Montgomery County (PA) PDO partner with Arcadia U Sociology, Anthropology and Criminal Justice Dept. to provide social justice service learning programs for students. 31	1	2	3	4	5

SHARING TRAINING, STRONGER TOGETHER

In 2015, NAPD hosted 43 webinars using more than 50 different faculty from around the country. Nearly 2,200 NAPD members watched live and thousands more watched the webinars in archive on MyGideon. Training topic areas served all professions and focused on a range of themes, including leadership, trial skills, investigation, pre-trial justice, systemic litigation, juvenile advocacy, forensics, technology, communications, and continuing consequences.

QUOTES:

"In the middle of 2015, the state of Wyoming purchased Adobe Acrobat Pro XI software for all of our offices. This was great, except that none of us really knew how to use it. We reached out to NAPD to see if they could help us and they connected us with Chase May, an IT specialist at the Louisiana Public Defender Board, who did an NAPD webinar just on this software. Chase's Acrobat version was one year older than ours, but he finagled a free trial of Acrobat XI during the period of his webinar, addressed our pre-submitted list of questions, and then took questions and follow up. About 15 people from our state watched the webinar live, and gone back to consult the webinar in archive when we got stuck. We really didn't expect this kind of responsiveness from NAPD, or for someone from another system to go above and beyond to help colleagues he'd never met!" – *Becky Meza, NAPD member and Fiscal Officer, Wyoming Office of the Public Defender (Cheyenne, WY)*

"As a member of NAPD, I watched Andre Vitale's April 2014 webinar, "Cross Examination of a Complainant in a Sex Case." Andre is a public defender trainer in Rochester, New York, but his training was spot on for skills needed in Montana. I immediately thought Andre would be great faculty for a multi-day training on defending sex charges. For the price of membership, NAPD introduced me to a fabulous trainer I otherwise wouldn't have known about. As a result, in May 2015, 35 defenders from Montana got to benefit from Andre's training. They absolutely loved it – in fact, one participant who had been practicing for close to 20 years said it was the best CLE he ever attended. This was a fantastic opportunity made possible through NAPD." – *Peter Ohman, NAPD member and Training Coordinator, Office of the Public Defender (Bozeman, MT)*

QUOTES:

"I recently joined the Lancaster County Public Defender's Office as their first-ever staff social worker. I am thrilled to be part of a legal defense team that provides more holistic services to our clients, but the process is daunting, especially as I start to build a social services program without other social workers in my office. Upon joining, NAPD immediately introduced me to a dozen social worker advocates working in public defender offices throughout the country and a vast array of online training and information. With just a few emails, I had access to confidentiality forms, intake sheets, program manuals, training opportunities... a whole host of resources I had been worried I would have to create from scratch. Not only does this networking expedite how quickly we can get this new program off the ground, it allows me to take advantage of lessons learned and model practices from social workers with tried and true programs. What a welcome to the public defender world!" – *Jared Gavin, NAPD member and LCSW, Lancaster County Public Defender's Office, (Lincoln NE)*



Caption: Skype-meeting between the Jefferson County (Birmingham, AL) Community Law Office and Silicon De-Bug/ACJP (San Jose, CA). Photo Credit © Silicon Valley De-Bug

QUOTES:

“NAPD really proved its commitment to building an inclusive public defense community that values all professions essential to public defense. Recognizing that private investigators working for public defender offices often don’t have access to the training that they need to maintain their licensure or be supremely qualified, NAPD is piloting a CEU program for investigators and increasing its offerings to investigators. The NAPD investigator listserv has been a fruitful place for investigators to track down records in other states, ask questions, find technical support and vet experts. I am excited to find such a reception for public defender investigators!”

– Kevin McClain, investigator, McClain Investigations (Illinois)

Highlights from 2015 included a webinar, “Defender Immigration Protocol: Developing a Plan!,” featuring Joe Padilla himself, as well as Joanne Macri and Christine Gaudio; a joint webinar, “Practical, Participatory Defense,” presented by Silicon Valley De-Bug organizer Gail Noble and Kira Fonteneau and Joi Forney of the Jefferson County (Birmingham) Community Law Office; Phyllis Subin’s “Mandatory Ethical Requirements for Non-Lawyers in Defender Offices and their Interface with Social Media/Social Networking”; Carlos Martinez’ (Miami-Dade, FL) and Tamara Steckler’s (Legal Aid, New York, NY), “Unchain the Children: Approaches to Challenge Indiscriminate Shackling”; “Latent Print Examination: An Update,” presented by Mary Moriarty, Chief Public Defender in Hennepin County (Minneapolis, MN), as well as a series of webinars throughout the year addressing racial bias in the criminal justice system.

A subgroup of the Education Committee also supported the 2015 Executive Leadership Institute at Valparaiso and started a pilot program to allow private investigators working for public defender offices to attend NAPD webinars and satisfy state CEU requirements. Alaska and West Virginia (statewide organizational members) applied for presumptive CLE for NAPD webinars and were approved, paving the way for other agencies to get CLE or other Continuing Education credits for NAPD’s high-quality webinars. In response to an increasing trend in the hiring of training coordinators, the Education Committee started a workgroup of training directors from around the country to share training models, faculty, and training topics to ensure that new or substantially revised public defender training programs can take advantage of the network of national trainers within NAPD.



SEPTEMBER

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
30	31	1	2	3	4	5
	NAPD publishes its feature on the timekeeping project in the Knox County CLO, related resources uploaded to the MyGideon page	NAPD hosts webinar, "Using Acrobat XI" with Chase May	The long-awaited Public Defender office for the 4th Circuit (Wood & Wirt Counties, WV) hires first Chief Public Defender Michele Rusen	NAPD hosts webinar, "Cop Accountability Project's Police Misconduct Database" with Cynthia Conti-Cook	Maryland Office of Public Defense completes its 2-week "fall class of 2016" training in collaboration with Gideon's Promise	Colorado Defenders co-host the first of 17 records sealing and expungement clinics in 2015, as well as de-registration for sex offenders
6	7	8	9	10	11	12
OPD (New Orleans, LA) raises over \$86,000 for a constitutional right no one should have to crowdfund for - ever!	Neighborhood Defender Services of Harlem kicks off inaugural class of Family Defense Fellows, expands NDS' civil practice	Sixth Circuit (Pinellas and Pasco Counties, FL) Public Defender's Office joins NAPD	ABA publishes interview with new Cook County (Chicago, IL) Public Defender Amy Campanelli, posts on NAPD website	Marjorie K. Wilson celebrates her 30 years of service with the State of WV, most of it with Public Defender Services	LPDB staff Richard Pittman becomes certified ACE educator to teach general audiences about the impact of childhood trauma on adult health and well-being	
13	14	15	16	17	18	19
	The Willacy Public Defender team (Rio Grande Legal Defenders, TX) obtains 'not guilty' verdict on a charge of filing a false report with a peace officer after 4-day trial	NAPD hosts webinar, "Defender Immigration Protocol: Developing a Plan!" with Joe Padilla, Joanne Macri and Christine Gaudio	OPD (New Orleans, LA) launch 'Municipal Court at the Mission', bringing court to the homeless shelter to absolve outstanding warrants and resolve cases; 86 people show up for help	NAPD hosts webinar, "Rape Shield: Piercing the Shield in the Fight for Justice" with Andre Vitale	NAPD publishes its interview with Amy Campanelli, Cook County's (Chicago) new Public Defender	
20	21	22	23	24	25	26
	NAPD starts investigator list-serv, signs up 125 members on first day	Reports from Scripps Howard Foundation Wire request NAPD feedback to most recent release of BJS data	Michigan IDC and Pierce County OAC share policies re investigator advocacy through NAPD network			
27	28	29	30	1	2	3

PRIORITIZING JUVENILE JUSTICE

During 2015, the NAPD Juvenile Committee increased its membership, which allowed it to complete three important documents, including a strategic plan for future growth and impact, a list of ways in which juvenile defenders can support each other, and membership criteria and expectations for those who wish to join the committee and be part of a growing network of juvenile defenders.

QUOTES:

"Six years ago we created the Youth Advocacy Division to handle all juvenile matters from misdemeanors to murder cases and juvenile lifer parole release hearings. Developing a statewide juvenile defender program that aspires to meeting all of these principles is one of the more important things we have done for clients and for our client communities since our inception as an agency in 1984. Having this juvenile defense self-assessment tool gives us something to use on a regular basis to help us set goals and measure our progress in our quest to provide consistently zealous and comprehensive advocacy for every client."

– *Anthony Benedetti, NAPD member and Chief Counsel, Committee for Public Counsel Services (Boston, MA)*

"Through amicus work, standards review, training for juvenile defenders, and the enthusiastic response from NAPD leaders in response to our Committee's Juvenile Self-Assessment Tool, the work of NAPD demonstrates that juvenile defense is now a regular consideration for the public defense community as it addresses the most pressing issues that threaten justice for all poor people, adults and children alike." – *Tim Arnold, NAPD member and Director of the Post-Trial Division & Juvenile Post-Disposition Branch, Department of Public Advocacy (KY)*

Mark D. Plaisance
for petitioners in *Montgomery v. Louisiana*
10-13-15

QUOTES:

"As part of the NAPD Juvenile Committee, I am proud to have helped develop the Juvenile Defense Self-Assessment Tool, which we released with NJDC. As a direct contributor in this work and a longtime advocate for children, I was grateful for the opportunity to not only promote juvenile defense and the resources that it deserves, but to help offices realize the policies and practices that have the unintended effect of keeping juvenile advocates from spending their careers fighting for children. The support from leaders of mixed-practice offices for this NAPD work-product made me excited that the public defense community as a whole was discussing juvenile defense as a priority, not just juvenile defenders."

– *Patricia Lee, NAPD member and Managing Attorney, Juvenile Unit, San Francisco Public Defender's Office (CA)*



Caption: Public Defender Mark Plaisance (Thibodeaux, LA) makes his case for the retroactivity of Miller.
Photo Credit © Use of this image was donated to NAPD by the artist, Arthur Lien, whose regular beat is the United States Supreme Court; more at www.courtartist.com

The NAPD Juvenile Committee page includes all members and the NAPD-NJDC Juvenile Self Defense Assessment Tool is at:

www.publicdefenders.us/?q=juvenile_committee

The Supreme Court opinion in *Montgomery v. Louisiana* is online at:

www.supremecourt.gov/opinions/15pdf/14-280_3204.pdf

All webinars focused on juvenile defense are in the video archive at:

www.mygideon.org

Juvenile Committee Member Eric Zogry's NAPD blogpost on North Carolina juvenile initiatives is online at:

www.publicdefenders.us/?q=node/847

NAPD member Heather Hall's blog on juvenile justice is online at:

www.publicdefenders.us/?q=node/906

Additionally, the Juvenile Committee directed three cases affecting juvenile rights to the NAPD Amicus Committee, hosted four webinars, submitted blog posts to the NAPD website and through social media, uploaded various policy/leadership/trial skills resources to MyGideon, and responded with comments to the Campaign for Fair Sentencing of Youth's "Trial Defense Guidelines for Children Facing a Possible Life Sentence." In advance of the arguments in *Montgomery v. Louisiana* (argued – successfully! – before the United States Supreme Court by NAPD member and Amicus Committee Member Mark Plaisance), the Juvenile Committee worked with the NAPD communications network to create an appropriate set of defender talking points for the substantive issue of retroactivity for mandatory life sentences imposed upon juvenile offenders.

Most significantly, the committee created a Juvenile Defense Self-Assessment Tool, which was endorsed by the NAPD Steering Committee and co-published with the National Juvenile Defender Center. Its initial release at the ABA Indigent Defense Summit on February 5, 2016, was met with support and excitement by the public defense community. While public defender offices are underfunded and often stretched to and beyond the breaking point, defense in juvenile delinquency cases requires carefully cultivated and properly developed juvenile defenders. The tool recognizes that the defense of juveniles is a highly complex and specialized practice, and skilled advocates who choose the juvenile defense field should be placed on an equal footing with their counterparts in criminal defense. Those who represent children know the role of the juvenile defender has evolved to require a challenging and complex skill-set needed to meet core ethical obligations.

The Juvenile Committee is committed to the ideal that youth need attorneys who are well-versed in the science of adolescent development and who can leverage that understanding to help youth navigate the complexities of the justice system; present the legal and social cases; promote accuracy in youthful client decision-making; provide alternatives for system decision-makers; enforce the client's due process rights, and monitor institutional treatment, aftercare, and re-entry. The Assessment Tool is intended to assist defender leaders who want to ensure that juvenile defense is sufficiently resourced within their organizations and agencies, and that juvenile defense delivery complies with national standards. The material is guided by the NJDC and NLADA Ten Core Principles for Providing Quality Delinquency Representation through Public Defense Delivery Systems, and was a breakout topic at NAPD's 2016 Managers' & Supervisors' Leadership Institute, where it will be widely distributed to over 150 public defender leaders.

The committee continues to reach out to juvenile defenders working in mixed-practice offices, recruit stand-alone juvenile defender agencies to NAPD membership, and ensure that improved juvenile defense is a priority of the national defense community.

OCTOBER

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				Sixth Circuit PDO (Pinellas and Pasco Counties, FL) obtains funding for a F/T employee to supplement chronic inebriate program	With the assistance of a private assigned counsel, Anthony Rolon becomes the first formerly JLWOP prisoner in MA to actually return to the community on parole	
27	28	29	30	1	2	3
	King County (Seattle, WA) Department of Public Defense launches new training program with 2-day supervisor training for lawyers, social workers, investigators and admin staff	NAPD hosts webinar, "Unchain the Children: Approaches to Challenge Indiscriminate Shackling" with Carlos Martinez and Tamara Steckler	CPCS prepares testimony to speak in front of legislative committee opposing the use of solitary confinement on 10/13/15	Knox County (TN) CLO and partner UTK Law Clinic assisted a record 87 people with free legal advice on expungement, driver's license reinstatement and voting rights restoration	NAPD hosts webinar, "DNA Experts for Dummies" with Andrew Northrup	Minnesota public defender Josh Melgaard and Dispositional Advisor Sheila Fontaine celebrate a contested EJJ Hearing, keep young client in the juvenile court system
4	5	6	7	8	9	10
	Louisiana District Defender Mark Plaisance prepares for oral arguments in Montgomery v. Louisiana before the United States Supreme Court	NAPD hosts webinar, "Establishing Rapport" with John Hoda	Bronx Defenders Center for Holistic Defense awards Technical Assistance Grant to Augusta Circuit (Georgia) PDO	Chief Michael Young hosts system-wide overview of the Bexar County (San Antonio) PDO and its role in the county	NAPD signs Louisiana Center for Children's Rights petition to remove all children from Orleans Parish Prison	
11	12	13	14	15	16	17
	Colorado State Public Defender holds first Core Juvenile Skills Training involving lawyers and social workers to brainstorm pending cases	The Metropolitan PDO (TN) launches, "Defend Nashville: A Five-Part Community Empowerment Initiative"	The Metropolitan Public Defender (Portland, OR) joins NAPD	NAPD hosts webinar, "NAPD Student Clubs: Supporting Public-Defender Focused Law Students & Programs" with Steve Hanlon & Heather Hall	Michael Young & Andrew Fletcher present, "Ethical Decision Making when Representing Juveniles" at the San Antonio Bar Association Annual Seminar	
18	19	20	21	22	23	24
Metropolitan Public Defender's (Portland, OR) community expungement clinic is featured in the New York Times; MPD handles over 1500 expungement cases a year	Washington Court of Appeals rules that the trial court properly ordered the DOC to make a case-by-case determination of the right to counsel to determine whether community custody should be revoked	Neighborhood Defender Services of Harlem celebrates 25 years of serving northern Manhattan community with Anniversary Gala; Alaska Public Defender Agency receives TA grant from Bronx Defenders' Center for Holistic Representation	King County (Seattle, WA) Department of Public Defense announces new leadership team to emphasize training, policy development, and a stronger assigned counsel panel	NAPD hosts webinar, "Beyond Willingham: Mistaking Accident for Arson and Its Horrible Consequences" with Paul Bieber	NYILS hosts conference with SUNY Albany to discuss research on quality legal representation; Montgomery County (Dayton, OH) PDO challenges constitutionality of 'Mandatory Bind-Overs from Juvenile Court'	
25	26	27	28	29	30	31

THE HEART OF NAPD

MyGideon (NAPD's public defense library) is a game changer, a community builder and the heart of NAPD. MyGideon is a thousand things at once: webinars, forums, information, manuals, checklists, and portals. It is a clear demonstration of how much more powerful the public defense community is together than when siloed and separated. Throughout 2015, MyGideon grew by thousands of resources; dozens of new sections were created and populated, providing immediate and specific materials needed so that defenders could respond to a number of current events. Whether the focus was on fines and fees advocacy, combating implicit bias, reflecting the increasingly interdisciplinary team approach to defender offices, pre-trial work, expungement, new forensic science, or crime lab scandals, MyGideon contained materials and information that were responsive. Throughout 2015, it got better and better.


QUOTES:

"The Alaska Public Defender Agency has 13 offices representing indigent clients across the State of Alaska. Nine of our offices are in locations not accessible by road and require travel, in and out, by plane or boat. Travel for all of our attorneys to complete annual continuing legal education requirements would not only be difficult, but cost-prohibitive. NAPD webinars have enabled our attorneys – all of whom are members – to participate and learn from experienced colleagues across the country with ease. We often create an agenda of CLEs using both live and archived webinars and play them throughout the day in our conference room so that attorneys can stop in and watch as they have time. Some of our rural offices have limited bandwidth, making streaming webinars difficult. But with the archived webinars we are able to download content and export programs to even our most remote offices. Recently, the Alaska Bar Association accepted NAPD as an accredited CLE provider, making the process of receiving credit for NAPD trainings automatic. This was only possible because of the high quality trainings produced through the dedication and hard work of NAPD and its members." – Quinlan Steiner, NAPD member and Public Defender, Alaska Public Defender Agency (Anchorage, AK)

QUOTES:

"Membership in the NAPD puts public defenders one step closer to overcoming the many hurdles they face day-in and day-out in representing the accused. Through publication of pertinent articles, webinars, trainings, and resources, NAPD helps ensure that defenders are empowered to perform one of the most important functions in our society. Knowing that a force like NAPD has your back makes doing the job that much more inspiring." – Marilena David-Martin, NAPD member and Administrator/Assistant Defender, State Appellate Defender Office (SADO, Detroit, MI)

"As the State Public Defender in New Mexico, I was glad to join all my statewide staff to NAPD. In addition to the training and MyGideon materials, NAPD has helped me take advantage of resources from other states that are facing common public defender problems. In particular, the workload materials and Case Management System Comparison have been quite helpful, along with the invitation to reach out at any time. NAPD staff and volunteers understand what public defenders do, what we need and most importantly, why we do this work." – Jorge A. Alvarado, NAPD member and State Public Defender, Law Offices of the New Mexico Public Defender





Caption: Kira Fonteanu, Chief Public Defender for the Jefferson County (Birmingham, AL) Community Law Office, hard at work.
Photo Credit © Lorinda Youngcourt, Chief Public Defender, King County Department of Public Defense

Fingerprints: www.mygideon.org/1Forensic_Science/Pattern_Analysis/Fingerprints

False confessions: www.mygideon.org/1Psychology_and_Criminal_Law/False_Confessions

Eyewitness Identification: www.mygideon.org/1Psychology_and_Criminal_Law/Witnesses/Eyewitness_Identification

Arson: www.mygideon.org/1Forensic_Science/At_the_Crime_Scene/Arson

Bitemarks: www.mygideon.org/?title=1Forensic_Science/Pattern_Analysis/Bitemarks_%26_Forensic_Odontology

Psychology and the Law: [/www.mygideon.org/1Psychology_and_Criminal_Law](http://www.mygideon.org/1Psychology_and_Criminal_Law)

What's New: www.mygideon.org/What's_New_at_MyGideon

Systemic Litigation: www.mygideon.org/Systemic_Litigation

Investigation: [/www.mygideon.org/1Investigation](http://www.mygideon.org/1Investigation)

Training archive: www.mygideon.org/0NAPD_Online_Academy

Every single NAPD member has individual, unique access credentials to access to MyGideon – it is available to them all day, every day, whenever they log in, wherever they are. Additionally, every member has editorial privileges, allowing any advocate who has resources to share to immediately upload content for the rest of the community. Content is then promptly curated and organized, and members can visit it again and again. The resources are always increasing in both quantity and quality over an enormous scope of topics and of ever-increasing sophistication.

MyGideon is, in many ways, the mirror of public defenders' work around the country and an accelerator of progress and improved advocacy to the defenders who need it most. In MyGideon, NAPD brings together the largest concentration of public defender experience and intellectual capital in the country. By empowering every member to contribute, learn from, or network with other advocates, it exponentially increases the opportunities for innovative thinking, program implementation, problem-solving, trial preparation, and client-centered defense. No other organization provides this kind of comprehensive resource to such a large and diverse community. Recognizing that the community is stronger together, MyGideon is an essential resource across professions, system types, and local practice cultures/policies.

Below is a list of some of MyGideon's achievements in 2015:

- During 2015, over 1,000 hours of work have been put into MyGideon by NAPD contractors, MyGideon Committee co-chair Alex Bassos, and NAPD members
- Nearly a dozen forensic science topic pages have been developed, including pages on fingerprints, false confessions, eyewitness identification, arson, and bite marks
- MyGideon developed a robust section on Psychology and the Law, including detailed information on psychiatric medications and their effects, mental disorders, and the insanity defense
- Significant capital case resources were added with particularly detailed information on representing foreign nationals, veterans, and those with cognitive disabilities
- MyGideon added a number of mitigation resources, with some focus on capital cases but incredible relevance for social workers, investigators, and mitigation workers bringing sentencing advocacy into every defense case
- With constant resource additions, MyGideon now features a "What's New" summary on the homepage, providing an easy orientation to the material being loaded onto the site daily
- Given all the systemic reform NAPD members regularly engage in, MyGideon now hosts a Systemic Litigation page designed to keep track of and share litigation nationwide to effect change in our criminal justice system and public defense systems nationwide
- Archived complete summaries of every United States Supreme Court decision affecting criminal defense practice through both court terms in 2015
- Compiled public defender trial practice standards from more than two dozen jurisdictions
- MyGideon uploaded hundreds of resources in a comprehensively designed Investigation section, a portion of MyGideon devoted exclusively to resources useful in the investigation process (check out our Crime Specific Investigation section for a preview)
- Webinars galore! MyGideon contains the training archive of all NAPD webinars and hundreds of hours of vetted, curated, high-quality training from other state training programs

NOVEMBER

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
10th anniversary of the creation of the North Dakota Commission on Legal Counsel for Indigents 1	CPCS (MA) Innocence Program obtains a new trial from Mass Supreme Judicial Court for Ronjon Cameron who served 12 years on rape charges 2	Voters approve tax package that includes new building for the Augusta Circuit (Georgia) Public Defender 3	Michigan Indigent Defense Commission concludes first comprehensive survey of trial level indigent defense in Michigan, with complete responses from 164 of 165 Circuit and District Courts 4	Metropolitan PDO prepares for its first "Criminal Justice Reality Tour" for members of the Nashville (TN) community 5	Orleans Public Defenders (New Orleans, LA) receive the NLADA Clara Shortridge Foltz Award 6	 7
Thurston County (Olympia, WA) Office of Assigned Counsel joins NAPD 8	Minnehaha County Public Defender's Office (Sioux Falls, SD) serve dinner to the poor at Community Banquet 9	Metropolitan PDO launches the Nashville (TN) Defender's Court Watch Program (inspired by their friends in the Bay Area!) 10	Bexar County (San Antonio) PDO invited by Center for Court Innovation to present at the DOJ/BJA conference, "Reinvesting in Justice: What Comes Next" 11	Jefferson County (Birmingham, AL) CLO begins hosting its first annual statewide Indigent Defense Provider's Training 12	NAPD hosts webinar, "Creating a Defender-Driven Empirical Research Agenda" with Janet Moore and Andy Davies 13	Monroe County (Rochester, NY) PDO's 3-day holds Advanced Trial Skills Program focusing on DNA, ballistics, cross of a Medical Examiner, and cross of an Accident Reconstruction expert 14
Two Alameda County Sheriff's deputies placed on leave after the San Francisco Public Defender releases video of them beating a suspect in an alley after the man had surrendered 15	NAPD hosts webinar, "Advocating for Public Defense Through Brand Storytelling" with Lurene Kelley and Josh Spickler 16	NAPD hosts webinar, "Challenging Fines & Fees" with David Clark and Jani Maselli Wood 17	NAPD joins Orange County public defenders in letter asking for federal investigation of District Attorneys' and Sheriffs' Office 18	Knox County (TN) CLO celebrates 25th anniversary with speech by Bryan Stevenson before a sold-out house of public defender staff /supporters 19	Thanks to zealous counsel, MA acknowledges that a youth who faces an extension of his confinement following a parole revocation should have access to counsel 20	Kentucky Department of Public Advocacy completes training for 22 newly-funded Alternative Sentencing Workers 21
 22	NAPD hosts webinar, "Jury Selection in a DNA Case: Finding Jurors who Support the Themes of Your Theory of Defense" with Andre Vitale 23	CPCS' Immigration Impact Unit partners with first year law students at Northeastern University School of Law to challenge immigration detainers 24	The Bexar County (San Antonio) PDO releases its first report to the oversight commission, detailing the office's first 6 months of operations 25	On 11/19, the Jefferson County (Birmingham, AL) hosted CLO's first annual client Thanksgiving Lunch 26	Due to advocacy by Seattle public defenders, prosecutor creates new policy for youthful adult offenders charged with Communicating with a Minor for Immoral Purposes 27	Texas Rio Grande Legal Aid - Public Defenders joins NAPD 28
 29	NYS Indigent Legal Services' Standards for Parental Representation in State Intervention Matters' go into effect 30	 1	 2	 3	 4	 5

BECOMING THE VOICE

During 2015, NAPD members published nearly 150 original blog posts on the NAPD website, which were then circulated for significant reach through NAPD's 5,000 FaceBook friends and Twitter followers. NAPD supports its blog for members to comment on anything in their experience – to share a client's story, celebrate an achievement, commiserate after a challenging day, promote new reports, training or other impactful developments, recap court decisions or statutory changes, debate pressing issues in public defense (see Andre Vitale's and John Gross' much-read exchange on workloads, for example), announce events, or ruminate on the powerful experience of being a public defender. Every blog post is circulated through our social media, and many reach thousands and thousands of people, strengthening our member network and expanding to engage other justice advocates, media outlets, free-lance reporters and allies. NAPD's social media compilation is a day-in, day-out vetted outlet for each day's most pressing news and stories affecting or of interest to public defender advocates. NAPD's social media pages are the go-to criminal justice news outlet for many of our members. Typically, five to eight pieces are posted daily.

EXCERPTS:

"And then there are the attorneys who do maybe the most thankless job in public defense, representing parents whose children have been taken from them for alleged abuse or neglect. These attorneys work in courts with a lower standard of proof than 'beyond a reasonable doubt,' navigate byzantine procedures unfamiliar to all but specialists, and handle some of the most emotionally sensitive cases imaginable, while representing clients many in the general public would like to see pilloried. ... The child welfare system often operates invisibly. Many laypeople may have little understanding that it even exists, and if they do they know only that the court can pull children from their parents and put them in foster care. The ultimate sanction in child welfare court is the decision to terminate parental rights, which is a decision by a court that a family before them ought not to exist. Which powers does the state have that are greater than the power to utterly and irreversibly destroy a family?" - From "The Other Public Defenders" by Richard Pittman, Director of Juvenile Defender Services, Louisiana Public Defender Board, posted on 3/26/15

EXCERPTS:

"I am angry. I am angry that my 9-year-old son asked me 'if our lives matter, why does it keep happening?' I'm angry that my 16-year-old daughter gave up on the justice system after Trayvon's murderer went free. I'm angry that my husband's mere existence is perceived as a threat to some. I'm angry that my brother was beaten by a police officer in our hometown, Selma, Alabama, and even his Harvard law degree couldn't protect him. I'm angry that 'I can't breathe' didn't originate nor end with the death of Eric Garner. Angry that as my ancestors were packed worse than animals on ships and forced to come to this country, they couldn't breathe either. Angry that in Selma, Alabama, as marchers were walking across the Edmund Pettus Bridge and were beaten and teargassed, they couldn't breathe either. Angry that on April 19, 1960, in Nashville, Z. Alexander Lobby's home was bombed because some people didn't want him to breathe either. Angry that exactly 55 years to the day, Freddie Gray died from spinal injuries after cops reused to give him his inhaler so he could breathe. ... I'm angry that we rather pretend to be colorblind than to deal with the demon that is racism that pervades our society." - from "Angry" by Ainka Jackson, Public Defender, Metropolitan Nashville and Davidson County (TN), posted on 5/11/15

UNTIL
JUSTICE
ROLLS
DOWN
LIKE
WATER

PHOTO BY PATRICK MITCHELL
GRAPHIC DESIGN BY ERIC SEALE

PARTICIPATORY DEFENSE COMES TO LEXINGTON
JUNE 16TH 6:30-8:30 AT THE LYRIC THEATRE 300 EAST 3RD ST.
FOR MORE INFORMATION: [HTTP://BIT.LY/KYPARTDEF](http://bit.ly/kypartdef)

EXCERPTS:

“Freddie Gray could have been any one of our clients. ... I was born in Baltimore and have lived near or around the city my entire life. I have told the stories of dozens of young men who lived in conditions very similar to Freddie’s. Their paths may have crossed because those paths lead them to our criminal justice institutions. When we meet our clients, we ask them to tell us their story. Sometimes we are like first responders, untangling critical episodes of the traumas they’ve experienced. Only the traumatic events may have happened days, months or years before, the wounds are still fresh and in many instances have never been heard. As sentencing experts and social workers, we are putting their cumulative trauma story together for the first time.” – from *“Any One of Our Clients”* written by Lori Townes-James, LCSW, Office of the Public Defender (MD), posted on 5/5/15

EXCERPTS:

“A few days later, I set out to the jail to meet Mr. Sanchez myself. Mr. Sanchez limped into the room. He wore glasses, held together by a scrap of tape, that sat crooked on his face. Mr. Sanchez’s long black hair slicked back, his hands large and rough. His leg mangled and deformed, the result of being hit by a car over 25 years ago. The resulting surgeries left him with a rod in his leg and that leg 1 ½ inches shorter than the other. To correct his alignment while in custody, Mr. Sanchez constructed a jailhouse orthopedic shoe by binding three orange jail slippers together. Mr. Sanchez shook my hand and eased his worn body onto the jail stool. I told him that I had come to visit him days prior; he said he wasn’t feeling well, not that he refused to see me as the correctional officers described. We launched into a conversation about his life, his growing up in the foster care system, his medical and mental health issues, his medications, his struggles with alcoholism and homelessness.” – from *“Mr. Sanchez”* written by NAPD member and San Jose County (CA) Public Defender Sajid Khan and posted on 8/3/15

DECEMBER

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
29	30	1 Harris County (Houston, TX) PDO recognized for mentoring program in NLADA report funded by Texas Indigent Defense Commission	2 Texas Indigent Defense Commission awarded a grant to create a new public defender program for Starr, Duval and Jim Hogg Counties in south Texas to be operated by Rio Grande Legal Aid	3 NAPD hosts webinar, "Annual Reports: A Powerful Tool for Public Defender Offices" with Tamara Barak Aparton, Lindsey Hortenstine and Brian Scott West	4 NAPD hosts webinar, "Focusing on Child Safety in Child Welfare Cases" with Richard Pittman; webinar is expanded on request to all CJ stakeholders	5 Metropolitan Public Defender (Portland, OR) partners with Housing Authority to provide legal screenings and collateral consequences work for residents in public/voucher-assisted housing
6 Michigan Indigent Defense Commission submits first set of minimum standards for indigent defense to MI Supreme Court	7 Harris County (Houston, TX) PDO awarded grant from Texas Indigent Defense Commission to lead statewide review of mixed-source DNA cases	8 St. Louis (MO) Trial Office public defender Christine Archer accompanied his client out of prison after 2 years of representation and successful appeal before the Supreme Court	9 Texas Indigent Defense Commission presented at an Austin training on the importance and role of investigators in public defense representation	10 Orleans Public Defenders (New Orleans, LA) expand court at the Mission to include Traffic Court and a warm clothes drive	11 Orleans Public Defenders (New Orleans, LA) Chief Derwyn Bunton is honored with the LACDL's most prestigious award, the Justice Albert Tate Award	12
13	14 Alaska Public Defender Agency is approved to receive presumptive CLE for NAPD webinars	15 Metropolitan Public Defender (Portland, OR) provides civil legal work to end veteran homelessness in Portland; assisted 700 Portland veterans with stable, long-term housing in 2015	16 Hamilton County (Cincinnati, OH) holds the final expungement clinic of the year, processing 2,644 applications for 530 clients in 2015	17 CPCS partners with private attorneys, and bar association groups to advocate for changes to prison visitor dress code to alleviate the disproportionate impact of the visitor dress code on women attorneys	18 The Greater Dayton Volunteer Lawyer's Project awards the Montgomery County (OH) PDO the "Unsung Heroes Award" for work with expungement clinics	19
20	21 Just City (Memphis, TN) joins NAPD	22 Louisiana Public Defender Board receives notice of successful grant award to begin permanent, statewide timekeeping	23 Cattaraugus County (Olean, NY) Public Defender's Office joins NAPD	24 Montgomery County (PA) PDO delivers toys, games and clothing to the Montgomery County Youth Center for dependent and delinquent children held in detention/shelter care over the holidays	25 Appellate defender Drew DuBrin wins client's release on appeal, cancels holiday plans to get client home for Christmas (Rochester, NY)	26
27	28 NAPD posts MyGideon "map" of defender standards throughout the country	29 Jeff Blackburn prepares to file his class-action lawsuit against unconstitutional fines/fees in Amarillo, TX	30 DeKalb County (Decatur) Public Defender's Office joins NAPD	31 The Erie County (PA) PDO celebrates an 80% acquittal rate at trial over the previous year	1	2

WEBINARS*

Over the last two years, NAPD has produced nearly 100 webinars for its community. Many of the nation's best faculty have brought these trainings to you. NAPD webinars are free to members and may be watched live, or from the archive. Additionally, MyGideon archives over 800 hours of high-quality training from other agencies.



* NAPD webinars are reflected through March 1, 2016

LEADERSHIP & POLICY WEBINARS

- You Have the Research, Now What? Non-Traditional Ways of Utilizing Results
- Research: Just Do it!
- Advanced Training Design for Training Directors
- Creating a Defender-Driven Empirical Research Agenda
- Supporting Public Defender-Focused Law Students & Programs
- Practical Participatory Defense
- Texas Weighted Caseload Study
- Holistic Defense in New Orleans: Integrating Social Workers
- New Federal Funding for Indigent Defense Reform
- Measuring What Matters: Quantifying Public Defense
- Combating Racial Bias While Representing One Client at a Time
- Dealing with Race in the Criminal Justice System
- Professional Development Plans Using MyGideon
- Caseloads: The Washington Experience
- Time Tracking
- Productivity: Time and Project Management
- Strategic Planning for Public Defender Offices
- Managing Change and Disruptive Innovation
- Selective Enforcement and Racial Profiling
- Checklists for Public Defense
- How Washington Set Caseload Limits

PRE-TRIAL JUSTICE WEBINARS

- PreTrial Justice 101
- Our Clients, Gotta Love 'Em: Showing Compassion to the Most Difficult Client
- Spotting and Challenging Prosecutorial Misconduct
- Managing the Media
- Advocacy at First Appearance

JUVENILE WEBINARS

- How to Investigate Life Without Parole After Miller
- Putting the Picture Together - Sentencing for Juveniles
- Child Safety in Child Welfare Cases
- Ten Tips for the Adult Defender Who Finds Herself in Juvenile Court
- Juvenile Sex Offender Registration Issues

TRIAL SKILLS WEBINARS

- Brady Practice: Taking Back the Power the Constitution Gives the Defense
- Likelihood Ratios and Ways to Limit their Admission/ Effectiveness in Court
- Rape Shield: Piercing the Shield in the Fight for our Clients
- Cop Accountability's Project Police Misconduct Database
- Cross-examination of a SANE Nurse
- Practical, Powerful Batson
- Stopping Judicial "Rehabilitation" After a Challenge for Cause
- Brady - Litigation Strategies
- Storytelling in Cross
- Jury Selection in Sex Cases
- The Science of Cross-Examination
- Crawford: A Practitioner's Guide
- Cross-examination of a Complainant in a Sex Case

COMMUNICATIONS WEBINARS

- Planning a National Public Defender Day
- The Missing Chapter in the Criminal Justice Reform Story
- Annual Reports: A Powerful Tool for Public Defenders
- Advocating for Public Defense Through Brand Storytelling

VETERANS & THE MILITARY WEBINARS

- Defending Veterans in Criminal Court
- Mining the Battlefield (Veteran and Military Investigations)

INVESTIGATOR & SOCIAL WORKER WEBINARS

- DUI: Did You Investigate?
- The ABC's of the SFST's (Standard Field Sobriety Tests)
- Spotting Sting Ray and Digital Surveillance
- Beyond Willingham: Mistaking Accident for Arson and its Horrible Consequences
- Establishing Rapport: The PEACE Method
- Mobile Device Evidence: The Spy in Your Pocket
- Medical Record Review
- Ethical Requirements for Non-Lawyer Defenders & their Interface with Social Media

- Do you Know who your Witnesses, Jurors and Experts Are? We do!
- I Know What You Did Last Summer, and I Know What You Did Last Night
- Motivational Interviewing in Public Defense
- Do-It-Yourself Mitigation
- Client Intake Methodology
- Information and Tools to Approach the White Collar Case
- A Primer for Expert Discovery

FORENSIC SCIENCE WEBINARS

- Jury Selection in DNA Cases
- DNA Experts for Dummies
- Understanding New Surveillance Tools - Cell Phone Tracking, Stingrays, Hemispheres & More
- Digital Evidence in Child Pornography Cases
- Latent Print Examination: An Update
- Cross-Examining the DNA Analyst
- The Fundamentals of Drug Testing and Why You Should Challenge It
- DNA Basics for the Defense: A Primer to Get You Started
- Digital Forensics for Attorneys
- Internet Sources and Social Media Intelligence
- Why State Labs Need Validation Studies
- Ethics in Forensic Science: A Clash of Cultures
- Forensic Investigations in Death and Serious Bodily Injury Cases

2015 EXECUTIVE LEADERSHIP INSTITUTE WEBINARS

- Developing Client-Centered Leaders, Managers & Supervisors
- How to Be a Client-Centered Leader in the External Environment, Part 1
- How to Be a Client-Centered Leader in the External Environment, Part 2
- Adaptive Leadership
- The Four Frames
- Transforming Organizational Leadership Through Values-Driven Change
- Reflective Practice and Critical Incidents
- Public Value Strategic Triangle

SENTENCING & COLLATERAL CONSEQUENCES WEBINARS

- Defending Immigration Protocol: Developing a Plan
- Using Social Science Research to Mitigate Sentences in Sexual Assault Cases
- Waiver of Ineffective Assistance of Counsel as a Condition in Plea Agreements
- Immigration Law for Public Defense

SYSTEMIC LITIGATION WEBINARS

- Challenging Fines & Fees
- Unchain the Children: Approaches to Challenge Indiscriminate Shackling
- Challenging Money Bail: A Strategizing Session
- Challenging Constitutionality of Fines and Fees

TECHNOLOGY WEBINARS

- De-exasperating Excel
- Tour of Acrobat Pro XI
- OneNote for File Organization and Analysis

PSYCHOLOGY & CRIMINAL LAW WEBINARS

- How Sanism Poisons the Attorney-Client Relationship in Criminal Cases
- Understanding and Assessing Adaptive Behavior in Death Penalty Cases
- Eyewitness Identification
- Defending Confession Cases
- How to Get Judges to Take Competency More Seriously
- Personality Disorders

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Orleans Public
Defenders (LA)



FERN LAETHEM
Director of Sacramento
County Conflict
Criminal Defenders
(CA)



BOB BORUCHOWITZ
Professor from Practice,
Seattle University
School of Law (WA)



FRED FRIEDMAN
Former Chief Public
Defender, 6th District,
Minnesota Board of
Public Defense



ANNE DALY
Division Director, Society
of Counsel Representing
Accused Persons, King
County, WA



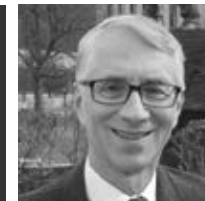
KATE MASON
Circuit Public Defender,
Augusta Judicial Circuit
(GA)



EDWIN A. BURNETT
Former Cook County
Public Defender,
Chicago, IL



SUSAN STOREY
Chief Public Defender,
State of Connecticut,
Hartford, CT



JACK ROGERS
Retired Executive
Director, Public
Defender Services,
Charleston, WV

JUVENILE COMMITTEE COMMITTEE



TAMARA STECKLER
Co-Chair: Attorney-in-Charge, Juvenile Rights Division, Legal Aid Society of New York, New York, NY



RICHARD M. PITTMAN
Co-Chair: Director of Juvenile Defender Services, Louisiana Public Defender Board



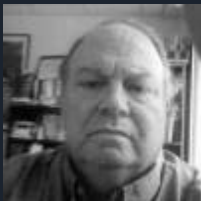
PATRICIA LEE
Managing Attorney, Juvenile Unit, San Francisco Office of the Public Defender (CA)



NDUME OLATUSHANI
Consultant, Children's Defense Fund



CHRIS KLEISER
Assistant Public Defender, Knox County Public Defenders Community Law Office (TN)



JOSH DOHAN
Director, Youth Advocacy Division, Committee for Public Counsel Services (MA)



PHYLLIS SUBIN
Executive Director, Pennsylvania Coalition for Justice



ERIC J. ZOGRY
State Juvenile Defender, North Carolina State Office of the Juvenile Defender



AMY KELSO
Juvenile Social Worker, Colorado Public Defender System, Pueblo, CO



ANDY POTTER
Senior Trial Attorney, 10th Circuit Public Defender Office, Anderson, SC



MARY FOX
District Defender, St. Louis City Trial Office, St. Louis, MO



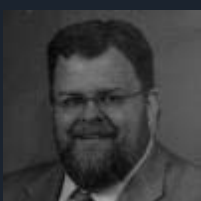
MARYNELLA WOODS, LCSW
retired Social Work Supervisor, San Francisco Public Defender's Office, San Francisco, CA



REBECCA BALLARD DILORETTO
retired Director, Juvenile Post-Disposition Branch, Kentucky Department of Public Advocacy, Lexington, KY



STEVEN H. HALPERT
Juvenile Division Chief, Harris County Public Defender's Office, Houston, TX



TIM ARNOLD
Director of the Post-Trial Division & Juvenile Post-Disposition Branch, Department of Public Advocacy, Frankfort, KY

STRIKE FORCE



FRED FRIEDMAN
Chair: Former Chief Public Defender, 6th District, Minnesota Board of Public Defense



G. PAUL MARX
District Defender, 15th Judicial District Court, Louisiana Public Defender Board



TYE HUNTER
Former State Public Defender, North Carolina Indigent Defense Services



MARY-DENISE DAVIS
Chief Attorney, District 1/Baltimore City, Maryland Office of the Public Defender



IRA MICKENBURG
Director, National Defender Training Project



STEPHEN SALOOM
Strategic Advisor, The Themis Fund



Social Workers

Outreach Personnel

Lawyers

Investigators

Defense Experts

Administrators

Researchers

Information Technicians

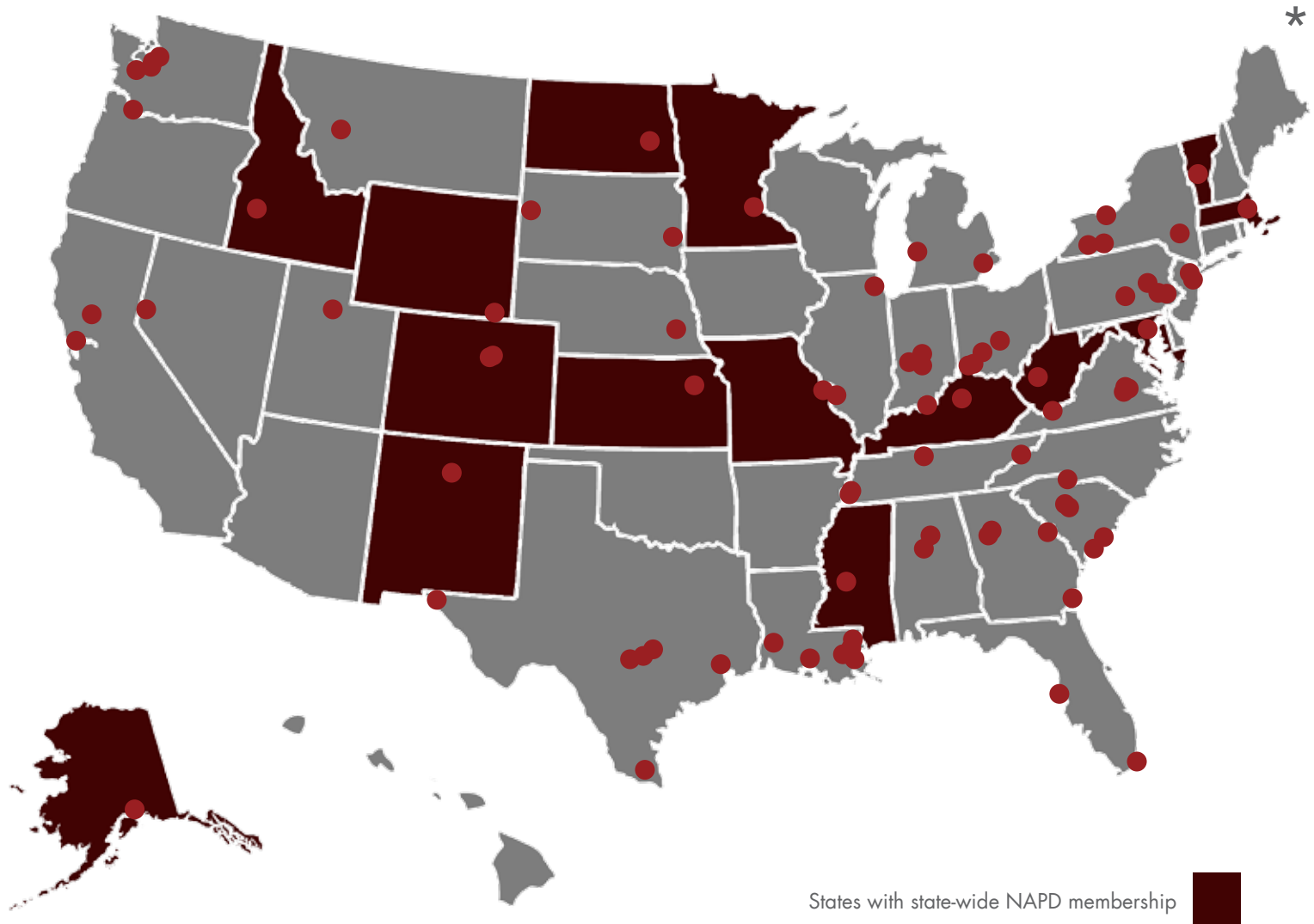
Trainers

Youth Advocates

MEMBERSHIP BY PROFESSION

Line Attorney	7803
Investigator	755
Information Technology	88
Administrative	657
Paralegal	99
Social Services	422
Leaders	694
Students	18
Other/Unreported	1,752

2015 ORGANIZATIONS AND LOCATIONS



11/01/13: Knoxville, TN, Knox County Community Law Office	3/20/14: Austin, TX, Texas Fair Defense Project	8/05/14: Reno, NV, Washoe County Public Defender	1/27/15: Richmond, VA Virginia indigent Defense Commission
12/01/13: Bedford, IN, Lawrence County Public Defender Agency	3/28/14: St. Louis, MO, Missouri State Public Defender System	8/13/14: Sioux Falls, SD, Minnehaha County Public Defenders' Office	2/10/15: Atlanta, GA Gideon's Promise
12/19/13: Albany, NY, New York State Defenders Association	4/01/14: Brooklyn, NY, Brooklyn Defender Services	8/19/14: Lake Charles, LA, 14th JDC Public Defenders' Office	2/27/15: Tacoma, WA Pierce County Office of Assigned Counsel
1/06/14: Charleston, SC, 9th Circuit Public Defender	4/04/14: Memphis, TN, Shelby County Public Defender	9/04/14: Nashville, TN, Office of the Post-Conviction Defender	4/17/15: Charleston, WV Public Defender Services
1/06/14: Tuscaloosa, AL, Office of Public Defenders	4/04/14: Fairfield, CA, Solano County Public Defender's Office	9/17/14: Beaufort, SC, 14th Judicial Circuit Public Defenders Office	4/21/15: San Antonio, TX Bexar County Public Defender's Office
1/06/14: Augusta, GA, Augusta Circuit Public Defender Office	4/19/14: Miami, FL, Miami-Dade Public Defender's Office	10/01/14: Baltimore, MD, Office of the Public Defender	5/15/15: Seattle, WA King County Department of Public Defense
1/06/14: Lincoln, NE, Lancaster County Public Defenders Office	4/29/14: Anchorage, AK, Alaska Public Defender Agency	10/07/14: Houston, TX, Harris County Public Defenders' Office	7/13/15: Belmont, NY Allegany County Public Defenders' Office
1/07/14: Frankfort, KY, Kentucky Department of Public Advocacy	5/28/14: Anchorage, AK, Alaska Office of Public Advocacy	10/17/14: Cincinnati, OH, Hamilton County Public Defender	8/03/15: Carlisle, PA Cumberland County Public Defender Office
1/08/14: Albany, NY, NYS Office of Indigent Defense Legal Services	5/28/14: Lafayette, LA, 15th JDC Public Defenders' Office	10/30/14: Columbia, SC, 5th Judicial Circuit Public Defender Office	8/14/15: San Francisco, CA San Francisco Public Defender's Office
1/10/14: Denver, CO, Colorado State Public Defender	6/04/14: Bloomington, IN, Monroe County Public Defender	11/14/14: Rutland, VT, Office of the State Public Defender	8/18/15: Santa Fe, NM Law Offices of the New Mexico Public Defender
1/24/14: Valley City, ND, ND Commission on Legal Counsel for Indigents	6/05/14: Boston, MA, Committee for Public Counsel Services	12/05/14: Birmingham, AL, Jefferson County Community Law Office	9/15/15: Clearwater, FL Office of the Public Defender, 6th Circuit
1/24/14: York, SC, 16th Circuit Public Defenders Office	6/09/14: Indianapolis, IN, Marion County Public Defender Agency	12/11/14: Sumter, SC, Third Circuit Public Defender Office	10/20/15: Portland, OR Metropolitan Public Defender
1/26/14: Seattle, WA, Washington Defender Association	6/18/14: Louisville, KY, Louisville/Jefferson County Public Defender Corp.	12/17/14: Princeton, WV, Public Defender Corp. for the 9th Judicial Circuit	11/10/15: Olympia, WA Thurston County Office of Assigned Counsel
2/03/14: New York, NY, Legal Aid Society of New York	6/22/14: Brunswick, GA, Brunswick Circuit Public Defender's Office	12/17/14: Richmond, VA, Virginia Indigent Defense Commission	11/28/15: Edinburg, TX Texas Rio Grande Legal Aid - Public Defenders
2/10/14: Detroit, MI, State Appellate Defender Office	6/27/14: Jackson, MS, Mississippi Public Defenders Association	12/18/14: Helena, MT, Office of the Appellate Defender	12/21/2015: Memphis, TN Just City
2/10/14: Nashville, TN, Public Defender- Metropolitan Nashville & Davidson Co.	6/27/14: Rochester, NY, Monroe County Public Defender	12/22/14: Jim Thorpe, PA, Carbon County Public Defender	11/20/15: Richmond, VA Virginia Conflict Public Defenders
2/26/14: New York, NY, Neighborhood Defender Services of Harlem	7/07/14: Topeka, KS, State Board of Indigents' Defense Services	12/22/14: Boise, ID, Idaho State Public Defense Commission	12/23/15: Olean, NY Cattaraugus Public Defender's Office
2/28/14: New Orleans, LA, Orleans Public Defenders	7/07/14: Norco, LA, 29th JDC Public Defender's Office	12/23/14: El Paso, TX, El Paso County Public Defender's Office	12/30/15: Decatur, GA DeKalb County Public Defender's
2/27/14: Salt Lake City, UT, Legal Defender Association	7/23/14: Dayton, OH, Montgomery County Public Defender	12/30/14: Norristown, PA, Montgomery County Public Defender's Office	1/21/15: Austin, TX Texas Indigent Defense Commission
2/28/14: St. Paul, MN, Minnesota Board of Public Defense	8/01/14: Cheyenne, WY, Office of the State Public Defender	1/27/15: St. Louis, MO Arch City Defenders	
	8/04/14: Covington, LA, 22nd JDC Public Defenders' Office		

THANK YOU

NAPD appreciates the generous support of the Society of Counsel Representing Accused Persons (SCRAP, Seattle, WA) for their generous grant award, which made scholarships available for 11 executive leaders to attend the 2015 Executive Leadership Institute at Valparaiso, contract 8 hours/week for support to upload and curate the thousands of resources contributed by our members (thanks Alisa Larson-Xu!), and to make technological improvements.

NAPD thanks Dean Andrea Lyon and Events & Continuing Legal Education Manager Lorrie Hodge at Valparaiso Law School for support and logistical assistance for the 2015 Executive Leadership Institute.

NAPD also acknowledges Atlantic Philanthropies, for their support of the MyGideon software platform.

Throughout 2015, numerous members donated above and beyond (sometimes significantly) their \$25 dues. We are touched by your faith and grateful for what those extra dollars make possible.

NAPD has a debt of gratitude to Steering Committee member Anne Daly for her critical help transforming NAPD from an idea to a movement, and to outgoing NAPD Chair Tim Young, who shepherded NAPD through its first two years and lent his formative vision to the grassroots, solution-oriented, sharing community NAPD has become.

Finally, NAPD thanks its members – all 12,500+ public defender lawyers, investigators, social workers, researchers, administrators, IT professionals, finance staff and everyone else – for joining an association committed to providing real resources and making real change. Extra special thanks to the 70+ members who served as faculty for NAPD webinars and at the Leadership Institute in 2015, the nearly 100 members who authored at least one article of original NAPD content for the NAPD blog, everyone who uploaded content to MyGideon or helped a colleague out via a listserv, and the many extraordinary advocates who serve on NAPD committees and workgroups. We grew a lot this year! We know that the days are filled with visits to jails, courts, legislatures and out into your communities and that so many of you give to NAPD during lunch, when you can't sleep in the middle of the night or in the wee morning hours of the weekend to make a difference for this community, and by extension, the hundreds of thousands of poor people we represent. All day, every day, NAPD is the reflection of that effort.

Thank you.





NATIONAL ASSOCIATION FOR PUBLIC DEFENSE

PO Box 211 | Frankfort, KY 40602 | www.publicdefenders.us

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