For all of you who joined us on this very special evening—thank you for helping us to celebrate the history-making career of John Doar ('49), our 2007 Trailblazer in Justice! As Assistant Attorney General for Civil Rights, Doar accompanied James Meredith as he became the first black man to register at the University of Mississippi, stood down heavily-armed police officers and a group of grieving and angry youth to prevent violence after the assassination of Medgar Evers, and led the prosecution in the trial following the murders of three civil rights workers. A decade later, Doar was Special Counsel to the House of Representatives on the impeachment of President Nixon. These remarkable events were highlighted in the documentary “John Doar: Trailblazer for Justice,” by award-winning filmmaker Abby Ginzberg.

We also honored the accomplishments of Christopher Daley ('01), recipient of the 2007 Thelton E. Henderson Social Justice Prize. Chris launched the Transgender Law Center in 2004 and has led the organization to victories in economic justice, health care access, leadership development, identity recognition, and student and prisoner rights.

On the following day, we hosted an historic gathering of Civil Rights Era leaders, including John Doar, Judge Thelton Henderson, Robert Moses, Brian Landsberg ('62), Roger Wilkins, and Jerome Waldie ('53). The discussions focused on two arenas: “The Role of the Justice Department in the Civil Rights Movement,” moderated by Robert Cole, and “Impeachment of a President,” moderated by Abby Ginzberg.
The Thelton E. Henderson Center for Social Justice (HCSJ) fosters creative scholarship on race and poverty that views the law in a social context and is both accessible to the public and reflective of a layered, multidisciplinary discourse on social justice in California and the nation. Intersecting social science and legal research techniques, HCSJ conducts original research and engages in research partnerships to examine some of California’s most pressing social justice issues.

HCSJ Original Research Projects

Affirmative action programs were initiated in the 1960s to correct patterns of discrimination against people of color and women of all racial groups in order to fulfill the vision of inclusion of all people in the mainstream of the nation. In 1996, Proposition 209 eliminated affirmative action in public employment, education, and public contracting. This report summarizes HCSJ’s research on the 11-year impact of Proposition 209 on Women Business Enterprises seeking public contracts in California’s transportation construction industry.

The Impact of Proposition 209 on Public Employment in California (Summer 2008)
Continuing our examination of the impact of Proposition 209 on California’s public sphere of equal economic opportunity, HCSJ is analyzing the employment trends of key public agencies in the state before and after the elimination of affirmative action in the state. This inquiry will complete HCSJ’s research series on the impact of Proposition 209.

Barriers to Employment for Formerly Incarcerated Women (Spring 2008)
California is the largest incarcerator of women on the west coast. As the fastest growing segment of the criminal justice system, women have been the subjects of an increasing amount of research examining the various “collateral damages” associated with their plight. These women suffer significant personal, social, and economic hardships when they return to their home communities. Using community participatory research and testing methods, HCSJ is examining the extent to which a criminal record impacts the employment outcomes of formerly incarcerated women.

Reducing the Over-representation of Youth of Color in the Juvenile Justice System
Combining staff expertise on reducing racial disparities in the juvenile justice system and its continuing research on effective restorative justice models, HCSJ has launched a multi-year effort to examine the best restorative justice practices for reducing the overrepresentation of youth of color in the juvenile justice system and the school to jail pipeline.

HCSJ Research Partnerships

Dismantling the Intent Requirement
In partnership with the University of Hawai’i School of Law and the Equal Justice Society, HCSJ is currently directing a Scholar Advocacy program that engages law students in critical legal and policy analysis, efforts to develop new legal theories, and interaction with social science academics, media, and civil rights advocates. A symposium on “Reclaiming and Reframing the Dialogue about Race and Racism” presented the initial phase of this research on November 1-2, 2007.
Boalt in New Orleans
Hurricane Katrina devastated the Gulf Coast region and launched the nation into a debate about race, class, and privilege. These issues have become even more pronounced in the effort to rebuild that region, and New Orleans in particular. In partnership with the California Center for Environmental Law & Policy, HCSJ is working with students and community stakeholders to engage in a critical analysis of legal and policy barriers to equitably rebuilding New Orleans. Students will produce research papers on topics ranging from disaster response planning and international human rights to residential return obstacles and education. Papers will be presented to community stakeholders in Spring 2008.

University Research and Action for Justice (CURAJ)
California’s Central Valley, one of the richest agricultural areas in the entire world, has produced the worst poverty in our nation. In the fall of 2005 HCSJ launched this initiative with a symposium that brought together academics, lawyers, community activists, and policy makers to discuss strategies for alleviating the conditions of poverty in the Central Valley. From that symposium the Community-University Research and Action for Justice (CURAJ), a partnership of HCSJ, UC Davis, UC Sacramento Center, UC Merced, and legal and community organizations in the Central Valley, was born. CURAJ provides a bridge between UC and the organizations working to alleviate poverty in the Valley and facilitates community engaged research that highlights solutions to rural poverty.

Gary Bellow Scholars Project
This research project was initiated when HCSJ’s Director, Mary Louise Frampton, and Jeff Selbin were named Bellow Scholars by the AALS Public Interest Committee to honor clinical pioneer Gary Bellow and to encourage faculty to engage in anti-poverty research. The project generates empirical data to assist legal services practitioners in evaluating the effectiveness of their delivery models, thus enhancing the representation that low-income clients receive. The most recent study evaluated the East Bay Community Law Center’s Clean Slate Project that provides legal assistance to clients whose criminal records have placed obstacles in their paths.

Our Latest Research Publication

A Vision Fulfilled? The Impact of Proposition 209 on Equal Opportunity for Women Business Enterprises reports on the ways in which the removal of gender-conscious equal opportunity programs affected women seeking public contracts in California’s transportation construction industry from 1996 to 2007, focusing on public contracting trends in the state Department of Transportation (Caltrans). This report investigates whether the transportation construction industry has successfully responded to President Jimmy Carter’s call to action in 1980. Have we fulfilled the vision of a just society in which women have an equal ability to freely pursue their business ambitions?

Women continue to face significant barriers to equal participation in California’s transportation construction industry. Data consistently demonstrate the underrepresentation of women-owned firms among those awarded public contracts. This study and other examinations of equal opportunity in California public contracting find significant disparities for women following the elimination of gender-conscious equal opportunity programs. To ensure equal opportunity for WBEs seeking public contracts in California’s transportation construction industry, HCSJ recommends increased attention and action in five primary areas, including: 1) equal opportunity goals and programming, 2) creation of change in the treatment of women within the transportation construction industry, 3) data collection for women-owned businesses, 4) continued research on the impact of anti-affirmative action legislation on pathways to entrepreneurship for women, and 5) advocacy for the business model of diversity.
Monique W. Morris, Senior Research Fellow

Monique W. Morris, Senior Research Fellow, directs the research at the Henderson Center. Morris has over 15 years of professional and volunteer experience as an advocate in the areas of education, civil rights, juvenile justice, and social justice. She is the former director of the Discrimination Research Center, a nonprofit organization that combines research and public education to discuss the prevalence of discrimination in access to employment and public services. For several years, Morris led research and strategic planning projects at the National Council on Crime and Delinquency to address racial and gender disparities in the criminal justice system. Her expertise on racial, gender, and cultural competencies have been documented in several local and national publications. Ms. Morris is the author of a novel, *Too Beautiful for Words* (Amistad Press), and a number of articles and book chapters on social justice and discrimination issues. She received her B.A. and M.S. degrees from Columbia University.

Michael D. Sumner, Research Fellow

Michael Sumner joined the Henderson Center in 2007 as a Research Fellow. He has over 10 years experience studying race and sex, utilizing a multidisciplinary, social science approach. He graduated from Rutgers College in 1997 with Honors in Psychology and received his Ph.D. in Social and Personality Psychology from New York University in 2003. He completed a post-doctoral fellowship at the Preventive Medicine Research Institute and was the Research Manager at the Discrimination Research Center. He has co-authored several peer-reviewed articles and other reports and presented his research findings at scientific meetings, governmental hearings, and to the general public. He has been inducted into Phi Beta Kappa, received the Dean's Outstanding Student Teaching Award at NYU, and was a finalist for the New Investigator Award from the American Association of Cardiovascular and Pulmonary Rehabilitation.

Jessica Borja, Research Associate

Jessica Borja has been with the Thelton E. Henderson Center for Social Justice since July 2007 and is responsible for data management. Previously, she worked at the Discrimination Research Center where she co-authored a study measuring the impact of Proposition 209 on Minority Business Enterprises in California’s transportation construction industry. She also worked for two years at the University of California, San Francisco, where she served as a research assistant for an online smoking-cessation study and was responsible for community outreach and education for low-income residents of San Francisco’s Mission District. She is a 2005 graduate of the University of California, Berkeley, with a double major in Psychology and Sociology.
On November 1-2, the Thelton E. Henderson Center for Social Justice, the Equal Justice Society, and the University of Hawai‘i sponsored our fall symposium on *Reclaiming and Reframing the Dialogue on Race and Racism*. The symposium opened with a panel of Boalt student scholar-advocates, who presented their innovative scholarship on race. On Friday, this multi-racial, multi-generational forum explored current social science methods and research, effective communications strategies, interdisciplinary advocacy approaches, and ways of formulating civil rights strategies in light of the current composition of the U.S. Supreme Court. To see more information on the symposium, including information on the panelists, please visit our website at www.law.berkeley.edu/centers/csjsymposia.

Monique Harden, Co-Director of Advocates for Environmental Human Rights, set the tone for the conference by delivering the annual Olmos Memorial Lecture “Who Profits from Racism?” Advocates for Environmental Human Rights provides innovative human rights litigation and a broad range of public advocacy to defend the human right to a healthy environment. On behalf of African American residents in Mossville, Louisiana, Harden and AEHR legal staff filed the first-ever human rights petition with the Organization of American States Inter-American Commission on Human Rights, seeking reform of the United States environmental regulatory system. Harden has also coordinated international coalitions of community organizations advocating for human rights and environmental justice. Since Hurricanes Katrina and Rита, she has spearheaded advocacy and organized coalitions to protect human rights in the recovery of New Orleans and the Gulf Coast region.

Professor Jerry Kang, UCLA School of Law, presented the luncheon keynote on “A Future History of Implicit Bias and the Law.” His research has focused on the nexus between implicit bias and the law, with the goal of importing recent scientific findings from the mind sciences into legal discourse and policymaking. He is also an expert on Asian American communities and has written about hate crimes, affirmative action, the Japanese-American internment, and its lessons for the “War on Terror.” He is a co-author of *Race, Rights, and Reparation: The Law and the Japanese American Internment* (Aspen 2001). At UCLA, he helped found the Concentration for Critical Race Studies, the first program of its kind in American legal education, and acted as its founding co-director for two years.
In November we welcomed Lisalyn Jacobs, Vice-President for Government Relations at Legal Momentum (formerly the NOW Legal Defense Fund). Jacobs was also a panelist in our “Reclaiming and Re-framing the Dialogue on Race and Racism” symposium and a speaker in our Ruth Chance Lecture Series. Following three years in private practice, she joined the Office of Policy Development of the U.S. Justice Department in 1995 and worked on a number of issues, including implementation of the Violence Against Women Act, the welfare reform law, judicial nominations and affirmative action. She also served as Chief of Staff of the Civil Rights Division of the U.S. Justice Department, as well as Special Counsel to the Director of the Violence Against Women Office.

Professor Bill Quigley, Loyola University School of Law, visited the Center in September to discuss his ground-breaking work in the Gulf Coast, post-Katrina, and to meet with students in the Boalt in New Orleans Partnership Seminar and other social justice classes. At Loyola, he directs the Law Clinic and teaches Law and Poverty and Catholic Social Teaching and Law and has been an active public interest lawyer since 1977. He has served as counsel with a wide range of public interest organizations on issues including Katrina social justice issues, public housing, voting rights, death penalty, living wage, civil liberties, educational reform, constitutional rights and civil disobedience. In addition, he has litigated numerous cases with the NAACP Legal Defense and Educational Fund, Inc., the Advancement Project, and with the ACLU of Louisiana.

Elizabeth Eng (’05) the Center’s Student Advisory Board Co-Chair in 2003 and an active member of the Center’s Five Year Strategic Planning Committee, is our newest member. Liz grew up in New York City and earned a joint degree in English and History from the University of Vermont in 1997. After college, she taught 7th and 8th grade math and social studies in the Baltimore City Public Schools, ran after-school programs in the New York City Public Schools, and worked for the New York City Board of Education. Liz then migrated westward and graduated with a joint degree in law and public policy from Boalt and the Goldman School of Public Policy.

While Liz was at Boalt, she worked in the East Bay Community Law Clinic and was Articles Editor for the African-American Law & Policy Report. During her law school summers, she worked at the Child Care Law Center, the Trial Lawyers for Public Justice, and the Applied Research Center. In 2005-06, she clerked for the Honorable Sidney Thomas, 9th Circuit Court of Appeals. From 2006 to the present, she has clerked for the Honorable Claudia Wilken, Northern District of California. Liz hopes to work in criminal defense.
TWO YEARS LATER, THE LOSSES CONTINUE—
Notes from Josh Fryday (‘09), Student in the Boalt in New Orleans Partnership Seminar, following a class trip to New Orleans in October 2007

I just returned from a moving, powerful, heart-wrenching, and occasionally inspiring trip to New Orleans as part of a legal project for Boalt. No amount of preparation, exposure to news stories, research or compassion toward the victims of Hurricane Katrina could have prepared me for meeting Calvin. Calvin asked that we share the truth of their reality with others. Here is his story. Calvin is a sixth generation New Orlean. Born and raised in the lower ninth ward, he grew up next to hundreds of other families who had lived for generations 50 yards away from where the levee broke on the night of Hurricane Katrina. When the hurricane hit New Orleans, Calvin was working a construction job in Baton Rouge (about 60 miles from New Orleans). Right after the Hurricane, no one really knew the full extent of the damage. Calvin was driving home to New Orleans the next day when he received a call from his daughter, one of three grown kids, “Daddy, Mama is missing,” she said. The water from the levy hit the lower ninth ward in three major waves. The first one 10 ft, the second 20ft, and the final and most devastating one at 30ft. The water quickly spread and covered miles and miles of the city, as we all saw on the news in the days following the Hurricane. The water remained in the lower ninth ward for 1 month. It knocked down and crushed houses, often moving them across entire streets and on top of cars. Calvin’s home of several generations was destroyed, and is still gone. It took 8 months of searching through unimaginable amounts of debris and destruction before Calvin found his wife. 

“After 27 years of marriage, when I lost my wife, there ain’t nothing else they can take from me,” Calvin somberly told us. 1,600 Americans died in New Orleans because of Hurricane Katrina, a faulty and poorly built levee system, and a failed response from our government. Calvin’s three kids and six grandchildren left after the Hurricane for Texas and have vowed never to come back. What do they have to come back to? Out of a city of 500,000 before Hurricane Katrina, a couple hundred thousand are still gone and displaced. Calvin stayed, and now volunteers full time for a community organization called Common Ground. When we asked Calvin what they most needed help with, what would be the biggest help to them if we could provide anything, he replied to us “Water.” Water. In the richest country on earth, two years after a disaster and national embarrassment hit our shores, we have Americans worrying about where they are going to get clean water. There is so much more to tell, but please feel free to share Calvin’s story with anyone you think might be interested.

Save the Dates - March 6-7, 2008
Raven Lecture and Spring Symposium
“The Criminalization of Poverty”

Please check our website for details:
www.law.berkeley.edu/centers/csj
As the year draws to a close and the holiday season is upon us I want you to know how profoundly grateful I am for your support in 2007. In this year our society has allowed the chasm between the rich and poor to further erode our democracy and has too often been unwilling to confront, much less correct, the racial disparities that threaten the health of our nation. Faced with these challenges, it is easy to view the law as too blunt and cumbersome an instrument to be useful in the battle for equal opportunity and to become discouraged about our capacity to create a more just society. At such times it is crucial that our law schools provide the fertile ground for new theories and approaches, imaginative collaborative efforts that work across disciplines and engage communities, and cutting-edge research that helps to provide solutions to problems of inequity. Training that provides the next generation of lawyers with the skills, the knowledge, the optimism, and the desire to tackle these challenges is equally important. At the Henderson Center for Social Justice we know that you are looking to us for these critical pieces of the larger social justice effort to which we are all dedicated. We realize that your commitment to us carries with it a responsibility that we take seriously.

Your support this year has enabled Diane Chin to enrich our public interest program and Monique Morris to expand and diversify our research portfolio. Their expertise and vision have been critical in building a social justice center that is worthy of Judge Henderson. Jessica Borja, Sarah Cuellar, Mary Elliott, Kathleen Natividad, Jennifer Navarro, and Michael Sumner have all made significant contributions to our success this year as well.

May you all find joy in this season and remain confident that together we can continue to make a difference to our students, our clients, and our communities.

Bob Cole, Abby Ginzberg, and Eleanor Swift

Kevin Fong

Judge Kathryn Werdegar and Judge Henderson

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Jeannine Saperstein with Judge Thelton E. Henderson

Joshua Hill and Melissa Murray

A Message of Thanks from All of Us

Dear Friends,

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