



HISTORICAL SOCIETY of the NEW YORK COURTS

2019 Gala Dinner

May 16, The New York Public Library



Preserving courthouses



Young lawyers event



Courthouse visit



Publications



In the classroom



Oral History Project

HISTORICAL SOCIETY

of the NEW YORK COURTS



Teaching Fellow Anna Lind-Guzik works with students in her BHSEC class.



Second Prize winner Adoracion Hernandez receives her award from Hon. Dianne T. Renwick.



Educators participate in a professional development workshop.



Hon. Jonathan Lippman is interviewed by Antonio Galvao for the Society's Oral History Project.

The Society in the Classroom... .. and on Campus

JUDITH S. KAYE TEACHING FELLOWSHIP

Our Judith S. Kaye Teaching Fellows Anna Lind-Guzik and Aaron Welt are teaching classes of 11th and 12th graders at Bard High School Early College on its Manhattan and Queens campuses. Their courses explore the role of the courts in society and how judges interpret the Constitution to protect fundamental rights and freedoms. Fellowship classes also include enrichment opportunities, such as classroom visits and field trips to local courts.

DAVID A. GARFINKEL ESSAY SCHOLARSHIP

2018 marked the first year the awards ceremony was held at the Appellate Division, First Department Courthouse, hosted by Presiding Justice Rolando T. Acosta and Society Trustee Justice Dianne T. Renwick. Justice Renwick also presented the awards to the deserving students, with three top prize winners and seven honorable mentions. Faculty Fellow Prof. Christine Mooney delivered remarks, and Hon. Edwina G. Mendelson inspired students and attendees alike with her keynote address.

Teaching Teachers

TEACHER WORKSHOPS

After learning that case law, judicial opinions, and other primary source materials can be difficult to integrate into curriculum, we've continued our partnership with Bard College Institute for Writing and Thinking. Our workshops blend the IWT strategy "writing to read" and the Society's emphasis on teaching the role of the courts in society to help History and Social Studies educators become comfortable teaching legal history in their classrooms. We have more slated for later in the year as we continue this successful and generative partnership.

Our Oral History Project Grows

IN-DEPTH CONVERSATIONS IN 2018

Society President Hon. Jonathan Lippman is the latest former Chief Judge to join the Society's oral history project! In a four-part interview, Judge Lippman discussed the trajectory of his career from his early days in the courts to his ascension to Chief Judge.

With this interview, he joins:



Hon. Lawrence H. Cooke
Chief Judge of the State of New York
1979-1984



Hon. Sol Wachtler
Chief Judge of the State of New York
1985-1992



Hon. Judith S. Kaye
Chief Judge of the State of New York
1993-2008

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Hon. Judith S. Kaye

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HISTORICAL SOCIETY of the NEW YORK COURTS

MAY 16, 2019 GALA DINNER

The New York Public Library

Program



WELCOME

Robert J. Giuffra, Jr.

Gala Chair

VIDEO PRESENTATION

Historical Society of the New York Courts

...because legal history matters

Marilyn Marcus

Executive Director, Historical Society of the New York Courts

NYS PROBLEM-SOLVING COURTS

Jonathan Lippman

Former Chief Judge of the State of New York

President, Historical Society of the New York Courts

JUDITH S. KAYE AWARD PRESENTATION

Janet DiFiore

Chief Judge of the State of New York

Barbara D. Underwood

New York Solicitor General

Former NYS Attorney General

HISTORICAL SOCIETY OF THE NEW YORK COURTS

...BECAUSE LEGAL HISTORY MATTERS



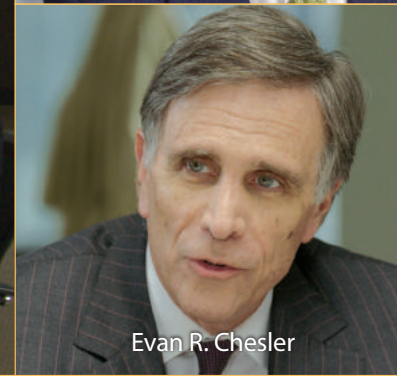
Hon. Denny Chin



Hon. Jonathan Lippman



Prof. Troy A. McKenzie



Evan R. Chesler



Thania Charmani



Lynn K. Neuner



David L. Goodwin

On April 5, 2019, a cross-section of the NYS Bench & Bar came together to consider why the Historical Society of the New York Courts matters. What is its contribution to a just and fair society of informed citizens? What is its contribution to the perpetuation of the Rule of Law and Justice? How does it foster a deeper sense of community for our lawyers and judges across the spectrum of occupations and generations? This film is the product of that thoughtful discussion.

Participants

Thania Charmani

Member, Young Lawyers Committee
Associate, Skadden Arps Slate Meagher & Flom LLP

Evan R. Chesler

Gala supporter
Chairman & Partner, Cravath Swaine & Moore LLP

Hon. Denny Chin

U.S. Circuit Judge, U.S. Court of Appeals for the Second Circuit

David L. Goodwin

Trustee & Co-Chair, Young Lawyers Committee
Staff Attorney, Appellate Advocates

Hon. Jonathan Lippman

President of the Society
Former Chief Judge of NYS
Of Counsel, Latham & Watkins LLP

Prof. Troy A. McKenzie

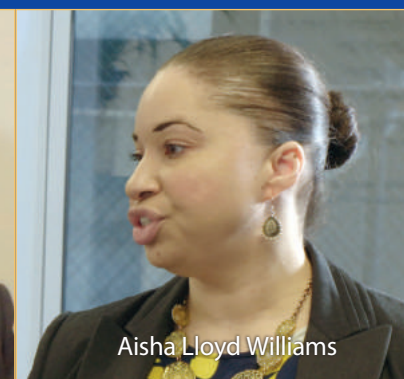
Trustee & Chair, Education Committee
Professor of Law, NYU School of Law

Lynn K. Neuner

Gala Co-Chair & supporter
Partner, Simpson Thacher & Bartlett LLP



Dr. Julia Rose Kraut



Aisha Lloyd Williams



8th Grade Students at George Jackson Academy

For the past several years, the Society has worked to bring Judith S. Kaye Teaching Fellows into the classroom of George Jackson Academy (GJA), a NYC school for underserved middle-school boys. On April 23, 2019, we filmed a classroom lesson on the First Amendment followed by a discussion between a school administrator and our Teaching Fellow. We came away with a deeper understanding of the benefits of what we can bring into the classroom. The film will be available on our website at nycourts.gov/history.

Participants

Dr. Julia Rose Kraut

J.D., Ph.D. in History
Inaugural Judith S. Kaye Teaching Fellow

Aisha Lloyd Williams

Associate Head of School & Teacher, GJA

8th Grade Students at GJA

THE RED HOOK COMMUNITY JUSTICE CENTER

Hon. Alex M. Calabrese



Hon. Alex M. Calabrese is an Acting Supreme Court Justice of the State of New York and the Presiding Judge of the Red Hook Community Justice Center. As the only Justice that presides over this court, with Criminal, Family and Housing Court jurisdiction, Judge Calabrese may administer justice by offering an array of sanctions and services, including drug and mental health treatment, youth services, education and training programs and Peacemaking. Due to the success of this problem-solving approach, the Red Hook Community Justice Center has received the 2006 Problem-Solver Award from the American Bar Association, the 2008 NCJA Outstanding Program Award, the 2013 Robin Hood Heroes Award and the 2014 CEI Education Award. Judge Calabrese advises and presents nationally and internationally on community justice, problem-solving courts and procedural justice and fairness principles.

About Red Hook Community Justice Center

In 1988, Life Magazine called Red Hook, Brooklyn the “Crack Capital” of the United States. The most tragic day in the history of Red Hook is December 17, 1992 when a beloved school principal was caught in a cross-fire between two drug gangs and killed. The next day, the New York Times called Red

Hook a drug-ridden urban war zone.

Chief Judge Judith Kaye and Judge Jonathan Lippman decided to address Red Hook’s crime and safety issues by opening, in April of 2000, the Red Hook Community Justice Center, the nation’s first multi-jurisdictional court combining Criminal, Family and Housing Court jurisdiction with on-site services to produce more meaningful and holistic results on its cases.

Red Hook is a one-judge court with a jurisdiction of 230,000 people for Criminal and Family Court and the Red Hook Houses in Housing Court, the second largest public housing project in New York City. Red Hook seeks to determine the underlying reason that brought the offender to court and to ensure that the person addresses that issue with drug treatment, mental health counseling, trauma counseling, job training and placement, etc.

In addition, the Justice Center is a model for reducing incarceration by using court monitored services rather than jail; procedural justice and fairness where everyone in the court is treated with respect and given a voice in the final resolution; and utilizing programming to bring police, court and community together. An

independent evaluation by the National Center for State Courts showed that Red Hook significantly reduces incarceration and recidivism, builds trust and confidence in justice in the community and saves taxpayers millions of dollars.

Red Hook has a number of services designed to assist youth from Youth Court – a court where teens are the judge, jury and lawyer for the community and the respondent. This is a strength based model where the teens look to guide the youth in making better decisions. The court emphasizes particularly the value of education. Youth programming at Red Hook includes a GED class with courtroom graduation ceremonies, college trips, after-school photography and theater programs, youth peacemaking and a trip to the African-American Museum in Washington D.C.

The community court model has received national and international attention. There are over 75 community courts in the United States and over 15 outside of the U.S. in operation. Israel has opened 4 community courts based on Red Hook with a commitment to open two additional courts, while the Netherlands just created a court in Eindhoven with two more in planning. We are honored to represent the New York State Court system here and around the world.



In 2010, a teen appeared before me on a serious charge. Her mother, citing her significant mental health issues, insisted that her daughter needed to be held in youth detention with a suicide watch. Over a number of months, with intensive counseling, we were able to resolve her case with placement in a boarding high school, where she excelled. Every week, I would call and speak with her, congratulate her on making Honor Roll and reinforce the value of education. On her return to Brooklyn, she received her high school diploma and we held a graduation party for her at Red Hook.

She became a mother and is employed currently by an agency that advocates for youth caught in the justice system and is an effective public speaker. She is fiercely committed to reforming youth justice and sees the Red Hook Community Justice Center as a place where she can receive mentoring and guidance on her career path. She has asked me for books on procedural justice and fairness and youth sentencing.

There is nothing more rewarding to me than to know I had a small part in assisting a young person progress from a 24-hour psychiatric detention to a wonderful mother and a passionate, committed and effective advocate for youth justice!

KINGS COUNTY INTEGRATED DOMESTIC VIOLENCE COURT

Hon. Esther M. Morgenstern



Hon. Esther M. Morgenstern is the Presiding Justice of the Integrated Domestic Violence Court in Kings County which is a problem-solving court dedicated to a “one family-one judge” model. In recognition of the court’s commitment to excellence, the IDV Court was designated a National Mentor Court by the US Department of Justice’s Office on Violence Against Women. The goals of the IDV Court include providing integrated services to families, increased offender accountability, enhanced victim safety, improved court efficiency and consistent judicial decision making while protecting the rights of each litigant.

Prior to being elected to the Supreme Court, Justice Morgenstern was elected to the Civil Court in 1995 and sat in the Civil, Criminal and Family Courts.

Justice Morgenstern currently serves as the Vice President of the New York City Supreme Court Judges Association. She has been a member of the Brooklyn Women’s Bar Association since 1986, serving on the Board of Directors from 1987 through 2001 and serving as President from 1992-1993. She has been a member of the Brooklyn Bar

Association since 1988 and served on its Board of Directors and currently co-chairs the Family Court Committee.

About Kings County Integrated Domestic Violence Court

The Integrated Domestic Violence (IDV) Courts in New York State were developed in 2001, with the support of former Chief Judge Judith S. Kaye, to improve access to justice for domestic violence victims and their families. The IDV model simplifies and improves judicial oversight of domestic violence cases utilizing its unique one family, one judge approach.

Prior to the creation of the IDV courts, domestic violence victims and their families were forced to appear in different courts before different judges to resolve the many legal issues faced by the family. This caused unnecessary confusion and delay, the possibility of conflicting court orders, and required excessive court appearances for litigants.

The IDV model was designed to address these issues in domestic violence cases by limiting court

appearances and consolidating cases before a single judge. Through the integration of court services and the collaboration of stakeholders, IDV Courts promote victim safety and defendant accountability.

The Kings County IDV Court handles one of the highest volume dockets in the State. As the presiding justice, I handle every aspect of a family’s case from the arrest of a defendant in a domestic violence case through cases that involve custody, visitation issues, orders of protection, paternity, guardianship, child support and spousal support where a matrimonial is involved. In 2018, over 250 new families with over 1,600 cases appeared in the Kings County IDV part. The IDV Court works closely with community stakeholders to assist families.

In 2013, in recognition of the court’s commitment to excellence, the Kings County IDV court was designated a National Mentor Court by the US Department of Justice’s Office on Violence Against Women (OVW). The peer-to-peer support of the mentor program is intended to improve responses to domestic violence by providing technical support, sharing best practices, and legal and operational information with interested jurisdictions across the country.

Thanks to the continuing support of the Office of Court Administration, Judge Sherry Klein Heitler of the Office of Policy and Planning, the Center for Court Innovation, former Chief Judge Jonathan Lippman, Former Judge July Harris Kluger, Chief Administrative Judge Lawrence Marks and Chief Judge Janet DiFiore, the Kings County IDV Court is able to serve families in their time of need.



It remains an honor and a privilege for me to serve these families who may have otherwise been lost, confused or disenfranchised by the complexities of the legal system but due to the sustainability of the Kings County IDV Court have had their voices heard and received the support their families need. A family that remains with me to this day is one where a litigant presented me with a plaque that hangs in my chambers that stated that I saved his life for forcing him into drug rehabilitation after numerous arrests for domestic violence and giving him the ability to reconnect with his children. This is why our work in the Kings County IDV Court is important and why as a mentor court we continue to set the standard throughout the state and the country.

BUFFALO VETERANS TREATMENT COURT

Hon. Robert T. Russell, Jr.



Hon. Robert Russell is an Associate Judge for Buffalo City Court and serves by appointment as an Erie County Court Judge. Judge Russell has been presiding over Treatment Courts since December of 1995, having created Buffalo's Drug Treatment Court and subsequently its Mental Health Treatment Court, and its Veterans Treatment Court during the course of his tenure. In January of 2008, he created and began presiding over this Country's first "Veterans Treatment Court". His work in the Treatment Court field led to his induction into the "Hall of Fame" of the National Association of Drug Court Professionals, and the "Hall of Fame" of Justice for Vets. He is the recipient of the "2014 White House Advocates for Action Award", presented by the White House Office of National Drug Control Policy (ONDCP), and is the recipient of Awards of Merit from the American Bar Association, New York State Bar Association, and the Erie County Bar Association.

Men and women in the United States military may endure high costs related to their military service. While some of these costs may be obvious, like death or physical injury, other costs, such as the invisible wounds of war may not

surface or be fully realized until years later.

About Buffalo Veterans Treatment Court

Veterans Treatment Court allows for veteran to address their underlying health care issues in an environment with other veterans, who are similarly situated and have common past experiences and needs. This type of court links individuals with service providers and a volunteer Veteran Mentor, who either share or understand the unique experience of military service, military life, and the distinctive needs that may arise from that experience. The Court seeks to successfully habilitate veterans by diverting them from the traditional criminal justice system and providing them with the health care needs and tools they will need to lead a productive civilian and law-abiding lifestyle.

As more and more Veterans Treatment Courts are established in the United States, veterans will be able to get the individualized treatment they need to address their post-traumatic stress disorder, traumatic brain injury, depression, and substance abuse issues caused by their service.

Today over four hundred Veterans Treatment Courts are serving as a way for the criminal-justice system to do its part in helping our nation's veterans to obtain recovery. Nationally, over 15,000 veterans are being served in Veterans Treatment Courts.



It is difficult to highlight one veteran that stands out because most do in Veterans Treatment Court. Such as the number of veterans that served multiple combat tours, or the veterans that are haunted by the memories of their fallen comrades, or the veterans that have experience military sexual trauma, or the veterans that had served in special forces. Each has their own story, memories and challenges. What's rewarding is witnessing their journey in recovery. To observe the renewal of hope, the embrace of their love ones, and their willingness not to give up or

let depression over take them. Their resilience in fighting to recover is moving. That is the experience of Veterans Treatment Court. I am grateful for that experience and the opportunity to be of service to those who have served our Country. Veterans Treatment Court provides this opportunity for our veterans to heal and regain stability in their civilian life. Salute to our immediate past Chief Judge Lippman and present Chief Judge DiFiore for allowing the creation of Veterans Treatment Courts in the State of New York.

State of New York,
Court of Appeals,



Judith S. Kaye
Judge

RECEIVED
1990 JAN 18 A 10:39
DISTRICT ATTORNEY
KINGS COUNTY, N.Y.

230 Park Avenue Suite 826
New York, New York 10169

January 17, 1989

Dear Ms Mackechuie,

Nothing would please me more than to join you all
in honoring Barbara Underwood on February 1,
but regrettably I cannot.

As I have privately expressed to Ms. Underwood,
I am delighted that she will be joining "my" law
school - which will greatly benefit from her
enormous professional talents and extraordinary
personality. But I will miss her strength and
her presence in the Appeals Bureau; it was always
a particular pleasure when she came to argue
in our Court.

I hope that, among the toasts and good wishes
being extended to Barbara on February 1, you
will be sure to include mine.

Sincerely,
Judith Kaye



JUDITH S. KAYE AWARD WINNER



Barbara D. Underwood

Barbara D. Underwood has served as New York's Solicitor General since 2007, except for the period from May to December of 2018, when she served as New York's 66th Attorney General - the first woman to hold that position. Throughout her career, she has held some of the most important roles in the legal profession.

After finishing first in her class at Georgetown University Law Center, Barbara served as law clerk to two of the nation's most brilliant legal minds—Chief Judge David L. Bazelon of the U.S. Court of Appeals for the D.C. Circuit and Justice Thurgood Marshall of the U.S. Supreme Court.

Early in her career, she was a tenured Professor of Law at Yale Law School, an adjunct Professor at Brooklyn Law School, a visiting Professor at New York University School of Law, and a trial attorney in the Manhattan District Attorney's Office.

She then commenced an illustrious career as an appellate litigator and executive supervisor in a series of public law offices: she was Chief of Appeals and Counsel to the Brooklyn District Attorney, Senior Executive Assistant for Legal Affairs to the Queens District Attorney, and Chief Assistant and Counsel to the United States Attorney for the Eastern District of New York.

From 1998 to 2001, Barbara served as the Acting Solicitor General and Principal Deputy Solicitor General of the United States - the first female Solicitor General in American history. She has argued 21 cases in the United States Supreme Court.

After returning to the Eastern District US Attorney's Office for several years, she was appointed in 2007 to serve as New York's Solicitor General and has held that position ever since, with the exception of the time she served as Attorney General.

She has also served as Chair of the New York City Bar Association's Executive Committee and Council on Criminal Justice. Among her many awards, she is especially proud of the Professionalism Award she received from The American Inns of Court in 2012, honoring her many years of mentorship.

Throughout her career, Barbara has been a guardian of equal justice for all. Among many cases, she has fought against racially discriminatory jury selection, argued that federal law protects employees and students of federally-funded educational institutions from sex discrimination, and defended the constitutionality of reasonable buffer zones around women's health clinics to protect a woman's right to choose.

She is especially pleased to be receiving this association's award in honor of Chief Judge Judith Kaye. During the course of Barbara's career, she has argued many cases in the New York State Court of Appeals, and supervised and prepared many other lawyers to argue in that court, during the time when Judge Kaye was on the court, and afterward. She has also received many warm notes of appreciation from Judge Kaye - the notes for which Judge Kaye was famous. The first of those notes is reproduced here, written on the occasion of my departure from the Brooklyn District Attorney's Office to teach at New York University Law School. She misses Judge Kaye's warm and generous presence, along with her fierce intellect and commitment to justice, and hopes that we may all honor her legacy by continuing in the tradition she established.

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Oneida Indian Nation dancers perform during Tribal Courts in New York: Case Study of the Oneida Indian Nation.



The audience listens to the panel at Commemorating Hon. Jane Bolin and Honoring Black Women Judges of Past and Present.

Looking Back...

...Looking Forward

RECENT SOCIETY EVENTS

Tribal Courts in New York: Case Study of the Oneida Indian Nation

November 20, 2018 • New York City Bar Association
The Society partnered with the Oneida Indian Nation to explore why Native American nations decide to develop their own court systems, and how NYS courts and tribal courts can work together. This event began with a traditional dance performance. Our next issue of Judicial Notice will continue to explore these themes broadly.

Then & Now: A Look Back at Women Trailblazers & Forward – Has Equality for Women Been Achieved?

June 21, 2018 • New York City Bar Association
The second in our Judith S. Kaye Series: Conversations on Women & the Law sponsored by Skadden Arps Slate Meagher & Flom LLP looked back to women pioneers and forward to explore how far the legal profession has come for women. Hon. Carmen Beauchamp Ciparick, Hon. Victoria A. Graffeo, and Hon. Dianne T. Renwick participated.

RECENT YOUNG LAWYERS COMMITTEE EVENTS

Commemorating Hon. Jane Bolin and Honoring Black Women Judges of the Past and Present

February 28, 2019 • Yale Law School
Committee Co-Chair David L. Goodwin developed a program over state lines with Yale Law School student groups that honored Jane Bolin and featured a panel with Hon. Dianne T. Renwick and Hon. Rowan Wilson.

Celebrating the 80th Anniversary of Erie v. Tompkins

October 10, 2018 • New York City Bar Association
A part of the Stephen R. Kaye Program Series sponsored by Proskauer Rose LLP, the Young Lawyers Committee developed an event that delved into Erie's lasting contribution to state and federal jurisprudence, beginning with the legal landscape before Erie and ending with the issues that persist today.

If you missed any of our recent events, you can watch them all online: on our website, YouTube channel, and Facebook!

UPCOMING EVENTS

Art Restitution: Fair and Just Solutions?

May 23, 2019 • New York City Bar Association
This program will look at how restitution or retention of stolen art has been treated both historically and in the present with a panel of professionals in the auction house, the law firm, and the court system.

Judith S. Kaye Book Launch

June 14, 2019 • The Otesaga Hotel, Cooperstown, NY
As a part of the New York State Bar Association's midyear meeting, the Society will celebrate the launch of Judith S. Kaye's memoir with an event featuring her former colleagues on the Court of Appeals, Hon. Victoria A. Graffeo, Hon. Howard A. Levine, and Hon. Albert M. Rosenblatt.

Whiskey Wars & Modern Moonshine

June 24, 2019 • Roosevelt House Public Policy Institute at Hunter College
Young Lawyers Committee Co-Chair Leigh G. Llewellyn is planning a far-ranging discussion on the role of the law during Brooklyn's secret Whiskey Wars, Prohibition, and New York's now-resurgent distillery industry.

YOUNG LAWYERS COMMITTEE WORKS IN PROGRESS

Law School Chapters

The Committee has three chapters of the Society established in local law schools:

- Brooklyn Law School
- Fordham School of Law
- St. John's School of Law

These chapters plan programs for students featuring judges, with past events featuring Presiding Justice of the Second Department, Hon. Alan D. Scheinkman, and Commercial Division Justice, Hon. Saliann Scarpulla, but also smaller events, such as happy hours and trips to museums, inspiring students to become involved in the history of their future profession.

Trustee-Committee Mentorship

Along with facilitating program development, the Committee also mentors law school students on navigating the beginnings of their careers. Committee members are also mentees for Society Trustees, learning from those who have established their careers. This program is in the early stages, but it completes an exciting circle of practitioners in the legal community!



HISTORICAL SOCIETY of the **NEW YORK COURTS**

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914-824-5863 • history@nycourts.gov

nycourts.gov/history