Judge Judith A. Kaye—

In Memory

Judge Judith A. Kaye, the first woman named to the highest court in New York and the first to serve as the state’s chief justice—a job she held longer than any of her 21 male predecessors—passed away on Thursday, January 7, 2016, at her home in Manhattan. She was 77 years old.

Judge Kaye presided over the seven-member Court of Appeals for nearly 16 years and also supervised the $2.5 billion, 16,000 employee statewide judicial system, which she modernized by making jury service more equitable and convenient and by establishing boutique courts concerned as much with problem-solving as with punishment.

In specialized courts that focused on community quandaries and on crime involving drugs and domestic violence, New York judges now have alternatives to sending a defendant to jail, among them ordering treatment for addiction and mental illness and providing social services for victims of abuse.

Governor Mario Cuomo, soon after taking office in 1983, appointed Judge Kaye, who was at the time a commercial litigator, as an associate judge to the Court of Appeals. She distinguished herself on the court by writing majority opinions that voided the state’s mandatory death penalty for murderers already imprisoned for life, and broadening new media access to pretrial hearings. A decade later, Judge Kaye was elevated to chief judge. As chief judge, Judge Kaye was esteemed as a collegial consensus builder, but she was best remembered for a dissent she delivered in 2006 in Hernandez v. Robles, when a four-judge plurality ruled that same-sex couples had neither a constitutional nor a statutory right to marry. Judge Kaye, invoking the equal protection clause of the United States Constitution and refusing to consign the issue to the State Legislature, wrote “I am confident that future generations will look back on today’s decision as an unfortunate misstep.” Five years later the Legislature legalized same sex marriage in New York.
Judge Kaye was once considered and thought of as a possible US Supreme Court nominee and rejected overtures to join the Clinton administration in 1992 as Attorney General. She loved what she did and where she was. Judge Kaye served the state of New York until 2008 when she reached the maximum retirement age of 70.

Judge Kaye was born Judith Ann Smith on August 4, 1938 in Monticello, NY. She was the daughter of Jewish immigrants from Poland. Her family lived on a small farm and would later operate a woman’s clothing store in the small village. Judge Kaye skipped two grades and graduated high school at the age of 15. She went on to graduate from Barnard College in 1958 where she earned a degree in Latin American civilization that she hoped to use with a career in journalism. She got as far as The Hudson Dispatch in Union City, New Jersey where she, like many women in a male dominated industry, was assigned to society news.

She left The Dispatch to pursue a legal career at New York University Law School. In 1962 Judge Kaye graduated sixth in a class on nearly 300 students, only ten of which were women. She was quickly hired by Sullivan & Cromwell, one of New York’s most venerable firms. This is where she met colleague Stephen Rackow Kaye, whom she ultimately married and had three children with; Luisa, Jonathan, and Gordon. Two years later Judge Kaye took a position with the IBM legal department. While raising a family she worked part time as an assistant to the NYU Law School Dean. She would go on to be hired by Olwine, Connelly, Chase, O’Donnell & Weyher in New York and in 1975 she was the first woman to be made partner at the firm.

When it came time to appoint a new member of the Court of Appeals, Governor Cuomo was given a list of seven candidates, only two of them were women. Judge Kaye was compared to the other candidates and according to the bar association she was rated as not qualified. After two interviews, the governor appointed her anyway, to a 14 year term.

From the beginning of her time on the high court, Judge Kaye proved ready to invoke the State Constitution whenever it provided greater protections on civil liberties issues—matters of free speech and unreasonable searches, for example—than the United States Constitution.
Judge Kaye prided herself on nudging her fellow jurists towards unanimous decisions, which become more challenging in 1997 when Republican Governor George Pataki began filling vacancies on the high court. “She was in the mainstream of thinking in New York,” said Jonathan Lippman, her chief administrative judge and successor as chief judge. “and her view was that the court should speak with one voice, to create consensus around a pragmatic view of what the law should be.” As an administrator as well as a judge, - “each of these jobs took 80 percent of my time.” she said—she was instrumental in the creation of courts devoted to specific problems, like drug abuse, as well as locally focused courts, including the Midtown Community Court in Times Square, which has dealt with panhandling, prostitution, and other neighborhood issues. “Judith Kaye essentially started a revolution.” Judge Lippman wrote in 2009 in the NYU Law Review, “that has redefined the traditional role of the judiciary in addressing the difficult social problems reflected in our record breaking court dockets: drug abuse, family violence and dysfunction, mental illness and so many more.”

Judge Kaye also expanded the jury pool by eliminating virtually all automatic exemptions, reducing the average length of service, and ending automatic sequestration of juries in criminal cases. She also lobbied for no fault divorce laws and for lawyers to be held to higher standards. She did fail on two fronts that required the politically divided Legislature’s full cooperation. One was a complete overhaul of New York’s convoluted court system, the Supreme Court, despite its name, is the third highest jurisdiction. The other was an overdue raise for judges after decades. She and other judges ended up suing Governor David Paterson and the Legislature in 2008, arguing they had been denied their constitutional right to an adequate salary. The Court of Appeals agreed and the following year law makers approved a raise. Governor Andrew Cuomo said that Judge Kaye “believed in the fundamental promise of equal rights for all New Yorkers, and dedicated herself to strengthening our judicial system and our juries.”

After she retired as chief judge, Judge Kaye became a member of counsel to Skadden, Arps, Slate, Meagher & Flom in New York. She was also appointed to the Commission on Judicial Nominations, and was made chairwoman in 2009. In 2010 then Attorney General Andrew Cuomo appointed Judge Kaye as independent counsel to investigate several alleged ethics violations by Governor Paterson.

When former Governor Mario Cuomo has appointed Judge Kaye in 1983, Marjorie E. Karowe, then the president of the women’s bar group, had called his decision, “unfortunate.” By 2008, Ms. Karowe had reversed her verdict. “Judge Kaye,” she said, “has proven herself to be a remarkable chief judge.”

This submission was based on an article in the New York Times by Sam Roberts, to read the full article, click HERE
In 2016, the nation marks the 50th anniversary of perhaps the nation’s best-known U.S. Supreme Court case, *Miranda v. Arizona*. The Miranda Warning has become ingrained in law enforcement and has permeated popular consciousness through countless recitations in films and television shows. Yet Miranda is only part of the story when it comes to the procedures for ensuring justice. The 2016 Law Day theme — *Miranda: More than Words* — will explore the procedural protections afforded to all of us by the U.S. Constitution, how these rights are safeguarded by the courts, and why the preservation of these principles is essential to our liberty.

For a more information of [Law Day 2016](http://www.americanbar.org) visit the American Bar Association’s website

Law Day activities will be featured in the [ANYSYC Summer 2016 Newsletter](http://www.anysyc.org)
Genesee County Youth Court swore in the class of 2015 members on Tuesday, January 12 at the Old Courthouse, Batavia. The oath and charge of confidentiality were administered by the honorable Judge Adams. The new youth court members are: Hannah Arneth, Dalton Cowell, John Lee, Daniel Perl, Natalie Rogers, Colm Roster, Josilynn Russo, Jordyn Saraceni, Cydney Teeter, Jadan Torcello, Cecilia Villanueva. The youth had to go through an eight- to nine-week training, where they were guided by professionals in the community, including probation officers, law enforcement officials and attorneys. After the training, the members had to pass a bar exam. Those that passed were sworn in by Judge Eric Adams. The Youth Court is run by the Genesee County Youth Bureau and funded through Department of Social Services.

Submitted By: Chelsea Dillion, Genesee County Youth Court
On January 29th, the Town of Babylon Youth Court inducted its 10th class of new members. The newest members of the Youth Court were sworn in by the Babylon Town Supervisor, Rich Schaffer. Also in attendance was Town Councilman Tom Donnelly, Town Clerk Carol Quirk, Town Receiver of Taxes Corinne DiSomma, and Kristi Reynolds, from the office of New York State Assemblywoman Kimberly Jean-Pierre. Several of the trainers for the Youth Court program pictured are ADA Tamela Gaither, ADA Jay Gutierrez and Deputy Bureau Chief Bill Devore.

The class of 2016, in no order, are: AJ Liles, Angelica Stallone, Bianca Taipe, Brianna Hutchinson, Catherine Taipe, David Reicher, Gisell Benitez, Gulliver Estevez, Hanife Ozbay, Isabelle Vene, Jeanine Guelee, Katie Chisesi, Mia Arrascue, Nichole Sutton, Rachel Kogan, Regan Mays, Ryan Brown, Skyler Brown, Stephanie Millner, Tamara Robinson, Tara Voyard and Tianni Allen.

Submitted By: Melissa Morman, Babylon Youth Court
The Wyoming County Youth Bureau and Youth Court Members visit Senator Gallivan in Albany

On February 8 & 9, 2016, Wyoming County Youth Bureau, along with youth and Youth Bureaus from across the state joined together in Albany, NY to participate in a Youth Leadership Forum sponsored by the Association of New York State Youth Bureaus.

The first day of the trip consisted of the students arriving at the Capitol to listen to guest speaker Greg Shamie discuss “Finding the Leader Within.” His message was that developing each student’s leadership skills and personal qualities can move the world toward positive change and it will contribute to the community around them. The future leaders then spent the afternoon attending workshops on topics such as: Resiliency Skills, Internet Safety and What, Where and Who to Ask for Help (workshop on alcohol and substance abuse). Then it was to the hotel for dinner, trivia game show, and a dance. This provided the youth with a networking opportunity to interact with teens from across New York State.

The next morning the Wyoming County youth were back at the Capitol to meet with Senator Gallivan. Wyoming County Youth Bureau brought along 4 members of our Youth Court. They were able to talk about the importance of Youth Court and youth funding in general and what the program means to them. Afterward, we were able to tour the Senate and Assembly floors. Our youth left the Forum with many new experiences and another opportunity to add to their resume. This year Youth Bureau’s across the state are asking their elected officials to reinstate $1.28 million that was left out of the Governor’s budget. These funds are critical to the programs and services youth bureaus provide.

Submitted by Jamie Hudson, Wyoming County Youth Court
New York State Bar Association

The 2016 Mock Trial Summer Institute will be held:

◊ Sunday, July 17 through Friday, July 22 in Silver Bay, NY.

The New York State Mock Trial Summer Institute (MTSI) is an intensive week-long educational camp for high school students who are involved with mock trial. During the week, the students attend sessions presented by experienced Mock Trial teachers and attorneys. Counselors are educators who teach law related educational classes and have involvement with their schools’ Mock Trial teams. All points of Mock Trial are covered from, “Evaluating the Case” to “Closing Arguments.” The students are put in teams on the first evening of camp. During the week, they work on a past Mock Trial case, incorporating their new skills and techniques into their presentation. Guest speakers, local attorneys, and additional educators are brought in throughout the week to assist in instruction. The cases are presented on the final day before a judge. Time is built into the daily schedule for the students to engage in organized team and confidence building activities, as well as free time to enjoy the numerous recreational activities.

Students are selected to attend MTSI through an application process. The application is available online at MTSI Applications. Teachers and attorneys must provide letters of recommendation for the student to be considered. Applications are accepted in the spring for consideration for that year’s MTSI.

MTSI typically takes place at Silver Bay YMCA on Lake George, during July and runs from Sunday to Friday. The number of students accepted varies, but MTSI can accommodate up to 48 students. There is one adult counselor for every six students, a nurse, a camp director, and a Law, Youth and Citizenship representative on site all week. The students are bunked two or three to a room in a typical camp-style dorm with shared bathrooms. Meals are served in the cafeteria, buffet style.

The fee for New York State students is $250.00 and $1,000.00 for out of state students. The fee includes the room, all meals, classroom materials, and activities. A deposit is required and the balance is due upon acceptance. Some financial assistance is available to qualified attendees. For more information regarding financial assistance, contact Kim Francis at kfrancis@nysba.org

We are also seeking Educators who teach law related educational classes and have involvement with their schools’ Mock Trial teams to be Counselors at our Mock Trial Summer Institute (MTSI). Attorneys who are interested in participating as a judge may email Kim Francis at kfrancis@nysba.org

The New York Bar Foundation provides funding for this program in conjunction with The New York State Bar Association’s Law, Youth and Citizenship Program.
ROCK THE VOTE!

It’s an election year! Some of our Youth Court members will be eligible to vote for the first time! If any of them have questions or if you would like to make the information available to them please see the information below:

Qualifications to Register:

⇒ Be a US Citizen

⇒ Be 18 years old by the date of the general, primary or other elections in which you want to vote

⇒ Live at your present address for at least 30 days before any election

⇒ Not be in prison or on parole for a felony conviction

⇒ Not be adjudged mentally incompetent by a court

⇒ Not claim the right to vote elsewhere

There are a few ways a person can register. Please visit

http://www.elections.ny.gov/VotingRegister.html

For more details.
The conference began this year with welcoming remarks from:

John R. Lewis, the Associate Dean of External Relations, Field Placement and Recruitment, School of Education of Hofstra University

Laura Lee Lustbader, Ph.D, Co-Chairperson for the Safe and Supportive Schools and Communities Consortium

Madeline Singas, Nassau County District Attorney

Timothy D. Sini, Suffolk County Police Commissioner

Facilitate by Dr. Lisa Zakiya Newland, Associate Professor and Director of Field Education, Chair of the Department of Social Work at Molloy College, a Panel Discussion followed on the topic of Perspective on Restorative Justice: Why is it important to our families, schools and communities?

The panel members present were;

The Honorable Fernando Camacho — He obtained his undergraduate degree from Columbia College and attended Fordham University School of Law where he graduated in 1985. Directly after law school, he accepted a position with the Manhattan District Attorney’s Office and spent several years assigned to the Trial Division and the Sex Crimes Unit. In 1989 he was promoted to Senior Trial Counsel and assigned to the Homicide Investigations Unit where he investigated and prosecuted violent drug gangs. In 1997 he was appointed to the bench and spent four years in Kings County Criminal Court before being transferred to Queens County Criminal Court. In Queens he served as the Deputy Supervising Judge, presided over the Domestic Violence Court and also over a specialized court dealing with teenagers charges with prostitution-related offenses. In 2008 he was elevated to the New York State Court of Claims and served as an Acting Supreme Court Justice in the Integrated Domestic Violence Part in Queens County Supreme Court. In May 2009, Chief Judge Jonathan Lippman appointed Judge Camacho to the position of County Administrative Judge for Criminal Matters in Queens County. While there he presided over the Queens County Supreme Court Youth Diversion Part, a specialized court dealing with adolescents charges with felony offenses. In January 2013, he was assigned to Suffolk County Supreme Court where is presides over the Suffolk County Felony Youth Part.
Superintendent Daniel Giordano—Daniel Giordano is the Superintendent of Schools in the Lindenhurst School District. He joined Lindenhurst as the assistant principal of the high school in 1997. In 2002, he was named principal of the high school. Among his many responsibilities in that capacity was the day-to-day operations of the school which housed 2,200 students, and determining and supervising the school’s budget, curriculum, technology and public relations. As Superintendent, Mr. Giordano built a program for his district named The Lindenhurst Academy. The purpose of the Lindenhurst Academy is to bring students who received alternative education, such as home tutoring or out of district education, back into district. The goal of the Lindenhurst Academy is to provide secondary students who require more intensive social and emotional support, with an opportunity to thrive in an accepting, non-traditional academic environment. During his tenure in the district, he has also served as head principal of the Western Suffolk BOCES Summer School. Prior to his time in Lindenhurst, Mr. Giordano held the position of band director in the Huntington and Levittown school districts. For 37 years he has served as a trustee and chairman of the board for the Albertson Fire Company. Mr. Giordano has a professional diploma in educational administration and a Master of Science degree from Long Island University, Post Campus. He obtained his Bachelor’s Degree from Hofstra University.

Angela Zimmerman—Is the Coordinator of the Family Support Long Island Initiative at Molloy College since December 2012. Through this Initiative, she works with numerous organizations to integrate family support and engagement principles into core competencies, practices, collaborations, policies and advocacy throughout the region. Prior to that, Ms. Zimmerman worked at the Nassau County Youth Board for over 27 years as the Director of Program Development and the Director of Development, Training and Legislative Advocacy responsible for preparing the County Comprehensive Plan for Child, Youth and Family Services; numerous community planning and development initiatives; funding applications; legislative action campaigns, training modules and programs focused on: juvenile justice, family and community engagement, teen pregnancy/HIV prevention, community service learning, employment, education and runaway/homeless family services. Ms. Zimmerman has received numerous awards and certificates for her work. Ms. Zimmerman holds a Master’s Degree in Public & Health Care Administration, a Bachelor’s Degree in Social Work and numerous certificates in personal coaching, leadership training, fund development, evidence-based training curriculum and family and community development.

After the conclusion of the panel discussion, Judge Camacho stayed on the dais as the first plenary session. Judge Camacho spoke about the types of cases he hears in the Suffolk County Felony Youth Part. He discussed how he became involved in youth cases during his time as a judge in Queens County and passionately explained the need to make changes to the justice system and to use alternatives to incarceration.
The Workshops

**Workshop A—The Role of Community & Family in Early Development**

This workshop will begin with an overview of parental engagement/disengagement from the risk/protective factors research of Drs. Richard Catalano and J. David Hawkins, among others. Attention will shift to a discussion on parental engagement/disengagement as it relates to the role and responsibility of being a service provider. We will address how to provide service that motivates parental involvement versus tactics that negatively impact treatment success.

Presenters:
Kimberly Johnston Cahalan, Program Director NAFI Nassau Family Wraparound Program and Laura L. Lustbader, Ph.D., Education Consultant

**Workshop B—Gangs 101**

This is now a classic among our Annual Conference’s workshops. That “Basic 101” is an informal recap of gangs, gang trends, and gang identifiers (colors, signs, tattoos, etc.) designed for teachers, administrators, youth developers and others who have little or no knowledge of gangs and what they are about.

Presenter: Sharon Galvin, Nassau County Police Officer, Community Affairs Unit

**Workshop C—Juvenile Probation: An Overview and its Correlation to Juveniles with Mental Health, Substance Abuse, and Education Issues.**

Participants will be given a breakdown of the steps of a juvenile arrest to final disposition of a case. The presenters will discuss, too, the screening instruments used for treatment referrals made for juveniles with mental health, substance abuse and educational issues.

Presenters:
Senior Probation Officer Barbara Blumenthal, Nassau County Probation, Juvenile Intake Unit
Laura Turner, Supervisor at the Family Diversion & Liaison Units, Nassau County Probation
Principal Probation Officer Thomas Branco, Suffolk County Probation
The Workshops

**Workshop D—Working with Your District Attorney**
Participants with the ability to discuss a host of programs that have been developed and implemented by the District Attorney’s Office over the years to reduce violent crime among our youth. This will provide an opportunity for schools and youth development professionals to learn about what is available to the youth they serve both in intervention and prevention programs and services.

Presenters:
Rene P. Fiechter, Nassau County District Attorney’s Office, Community Affairs Director
Dana Boylan, Assistant District Attorney, Nassau County
And Representatives from COTA (Counsel On Thought and Action).

**Workshop E—Psychological Interventions with Victims of Violence**
In this workshop, attendees will acquire the knowledge necessary for understanding interventions used with gang members who are witnesses to or victims of violence.

Presenter: Stephen M. Guido, Ph.D

**Workshop F—Gang Intervention Strategies**
In this workshop, audience members will learn about current gang intervention strategies used by one youth development agency focused on gang violence prevention and by the Suffolk County Probation Department. Some of these strategies will be helpful to school buildings and other community centers when it comes to intervening with and reducing gang/youth violence.

Presenters:
Jill Porter, Suffolk County Probation Department, Gang Intelligence Unit
Rahsmia Zatar, Executive Director STRONG Youth, Inc.
The Workshops

**Workshop G—The Youth Courts: What are they about?**

Representatives from Nassau County Youth Court and the Town of Babylon Youth Court will discuss Youth Courts in general as well as their own individual programs. They will explain the benefits of Youth Court for respondents, the volunteers, and the community. They will also discuss where Youth Courts fit within the framework or restorative justice and juvenile justice reform.

**Presenters:**

Kara Kaplan, Assistant District Attorney, Nassau County Youth Court Director
Ariane Reyer, Assistant District Attorney, Nassau County Youth Court Assistant Director
Claire McKeon, Executive Director Town of Babylon Youth and Disabled Services & President of the Association of New York State Youth Courts.

**Workshop H—Mediation and Restorative Practices as Tools for Resolving Conflict**

The workshop will focus on tools, techniques, and process involved in Peer Mediation and Restorative Practices. There will be an active discussion of the benefits to students, staff, and administration as they understand the process of resolving conflicts around them.

**Presenters:**

Jennifer Dane, LCSW-R, Director of Prevention and Non-Secure Detention, Berkshire Farm Center and Services for Youth
Gregg Scheiner, Mediator, Trainor and Training/Community Outreach Coordinator for the Long Island Dispute Resolution Center, EAC Network.

Between the Morning and Afternoon workshop sessions, in addition to a lunch break, attendees of the conference were able to view a mock tribunal hearing video presented by the Town of Babylon Youth Court. The video was followed up by an informative and lively questions and answer session.
A Message from the President...

Happy Spring everyone! Spring is the time for growth and new beginnings. What steps have you taken toward growth and new beginnings? Have you reached out to other agencies to form new partnerships or exchange ideas? Have you reached out to your school district superintendents to propose a partnership with them? Have you considered joining your Regional Youth Justice Team and gaining a seat at the table?

We are all very busy in our day-to-day work. We also made a commitment to the youth of the State of New York to be a voice for them and for their families. We need to be creative in order to accomplish that commitment. To that end, I would like to have a healthy exchange of ideas from our membership. Tell us how you are doing what you do!

I look forward to hearing from you!

Sincerely,

Claire McKeon
ANYSYC Membership

General Membership: The general membership of the Association shall consist of a NYS youth court employee assigned to full or part time work with young offenders/activities. The general member has the right to vote when in attendance of a quarterly business meeting by phone, video conferencing, or in person and includes lunch at meetings. (May sign up one person on a general membership)

Preferred Membership: The preferred membership of the Association shall consist of a NYS youth court employee assigned to full or part time work with young offenders/activities. The preferred member has the right to one vote per court when in attendance of a quarterly business meeting by phone, video conferencing, or in person. Additional privileges at this level of membership include travel stipends to meetings, a youth scholarship option, lunch at meetings, reduced conference fees, and additional website accessibility. (May sign up two persons on a preferred membership)

Advisory Membership: Any persons in allied fields of delinquency prevention or persons who support the objectives and purposes of this Association and do not qualify for general or preferred membership. This level of membership includes lunch at meetings, but does not include the right to vote or hold office in the Association.

Youth Membership: High school or middle school student actively involved in a youth court program. This level of membership includes lunch at meetings

For more information regarding membership and pricing please contact Violet through email or in writing:

Violet Palombo

Association of New York State Youth Courts

C/o Violet Palombo

Colonie Youth Court

312 Wolf Road Latham, NY 12110
Graduation 2016!

Youth Court Graduation Cords Available to Purchase!

The Association of New York State Youth Courts, Inc. recently purchased graduation cords in bulk for high school seniors to wear on graduation day. The cord is shown in the photo to the right. They are 54 inches long and made of rayon. At the last Association Meeting it was decided that individual Youth Courts may purchase the cords for $3.95 each. This price includes shipping and handling.

Wouldn’t it be great to have all NYS Youth Court volunteers who are graduating high school be recognized in this fashion? If you are interested in purchasing these graduation cords for your local Youth Court please see the invoice attached to this email. Violet has graciously offered to take orders and ship orders.

Please complete the invoice attached and email it to Violet at PalomboV@colone.org. A limited number of graduation cords are available. Place your order today!

$3.95 each!

Please contact Violet Palombo if you are interested in purchasing ANYSYC Youth Court Graduation Cords. She will send you an invoice/order form to complete for the purchase. Limited number of cords are available.
**ANYSYC OFFICERS**

- President: Claire McKeon, Town of Babylon Youth Court
- Vice President: Katherine Chambers, Warren County Youth Court
- Treasurer: Sam Crisafulli, Oswego County Youth Court
- Secretary: Jamie Hudson, Wyoming County Youth Court

**BOARD OF ADVISORS**

- Violet Palombo, Colonie Youth Court
- Amy Fialkowski, Wyoming County Youth Court
- Jennifer Smith, NYSBA Committee on Youth Courts
- Katrina Charland, Bethlehem Youth Court

Submissions for the ANYSYC Newsletter must be received by deadline date

Deadline for the next Newsletter is **Monday, June 20, 2016**

Please direct all questions to Melissa at the contact information below

**ANYSYC NEWSLETTER**

Melissa Morman
Town of Babylon Youth Court
melissa.tobyc@gmail.com

**Contact Us**

- Claire McKeon—cmckeon@townofbabylon.com
- Katherine Chambers—warrenctythcrt@yahoo.com

Membership Questions?
- Violet Palombo—palombov@colonie.org