



JUSTICE IN JEOPARDY: Expanding Access to Justice in Challenging Economic Times

William S. Richardson School of Law
Tuesday, June 12, 2012

- 8:00 - 8:30 a.m. Continental breakfast; registration
- 8:30 - 9:10 **Dean Aviam Soifer and Robert J. LeClair**, co-emcees
“Justice in Jeopardy”
Chief Justice Mark E. Recktenwald
Hawaii Supreme Court
Associate Judge Daniel R. Foley
Chair, Hawaii Access to Justice Commission
- 9:10 - 10:00 **Legislative Forum**
Facilitator: Dean Aviam Soifer; Panelists: Senator Clayton Hee,
Senator David Y. Ige, Representative Marcus R. Oshiro
- 10:00 - 10:10 Break
- 10:10 - 10:55 **Expanding Access to Justice in Challenging Times**
Martha L. Minow, Dean, Harvard Law School
- 10:55 - 11:45 **Concurrent Workshops I**
- A. **Implicit Bias: An Obstacle to Access to Justice**
This session concerns how unconscious biases affect the way we process information and make decisions. The session will help us recognize the power of these implicit biases and how they function, so that we can be more effective in achieving justice and in helping others. Facilitator: Calvin G.C. Pang; Panelists: Justin D. Levinson, and Mari J. Matsuda
- B. **Strengths and Limitations of Pro Bono**
This session will consider the challenges of pro bono legal services recruitment and its appropriate place in achieving access to justice for the underserved. Facilitator: Robert J. LeClair; Panelists: Associate Justice Sabrina S. McKenna, William S. Hunt, and Regan M. Iwao
- 11:45 - 12:45 Light lunch
- 12:45 - 2:00 **Concurrent Workshops II:**
1. **Overcoming Disability Barriers**
This session will examine the challenges facing attorneys and witnesses in situations involving individuals who have physical and mental disabilities. Facilitators: Jean L. Johnson, Louis Erteschik, and Wayne Tanna
2. **Innovative Strategies to Enhance Civil Justice**
This session will explore new ideas to improve access to justice, such as Veterans Treatment Court, technological resources, and right to counsel in civil cases. Facilitators: Associate Justice Simeon R. Acoba, Judge Ronald Ibarra, Representative Della Au Belatti, and Derek R. Kobayashi

3. **Aging, Family Dynamics, and Caregiver Dilemmas**
This session will explore issues that frequently arise for caregivers and those representing the elderly. Facilitators: James H. Pietsch, Lenora Lee, and Michael Cheang
4. **Overcoming Linguistic and Cultural Barriers**
This session will examine the differences between linguistic and cultural barriers and the obligations and responsibilities of lawyers and judges. Facilitators: L. Dew Kaneshiro and Christine A. Kubota
5. **Native Hawaiian Legal Issues**
This session will explore current issues involving equal justice for the Native Hawaiian community and how to help. Facilitators: Camille Kalama, Derek Kauanoe, and Sharla Manley

2:00 - 2:15 Break

2:15 - 3:30 **Concurrent Workshops III:**

6. **Limited Scope Representation and Expansion of Roles**
This session will examine unbundling of legal services (limited scope representation), expanding the roles of paralegals and law students, and ethical concerns. Facilitators: Judge Trudy K.T. Senda, Janet S. Hunt, and Victorialei Nohea Nakaahiki.
7. **The Foreclosure Crisis Update**
This session will explore the terms and possible funding opportunities under the recent national Foreclosure Settlement and will also discuss issues involved in Act 48. Facilitators: Steve H. Levins, James C. Paige, Jo Ann Uchida Takeuchi, and Tracey S. Wiltgen
8. **Issues Immigrants Face**
This session will discuss the various forms of exploitation and other significant issues confronting the vulnerable immigrants. Facilitators: G. Gary Singh, John Robert Egan, and Tatjana Johnson
9. **Effectively Communicating with Low-Income Clients**
This session will cover essential practice tips for any attorneys who plan to volunteer to advise or represent low-income clients, including barriers such as language and reading comprehension issues, transportation, and child care. Facilitators: Judge Joel E. August (ret.) and Russ S. Awakuni
10. **Ongoing Housing Crisis**
This session will explore the access to justice issues related to housing (landlord and tenant) concerns that affect the low- and moderate- income clients. Facilitators: Judge Hilary B. Gangnes, M. Victor Geminiani, and Delia C. L'Heureux

3:30 - 4:15 Highlights and Directions:
Dean Martha Minow and Associate Justice Simeon Acoba

“Hawai`i Pono`i”