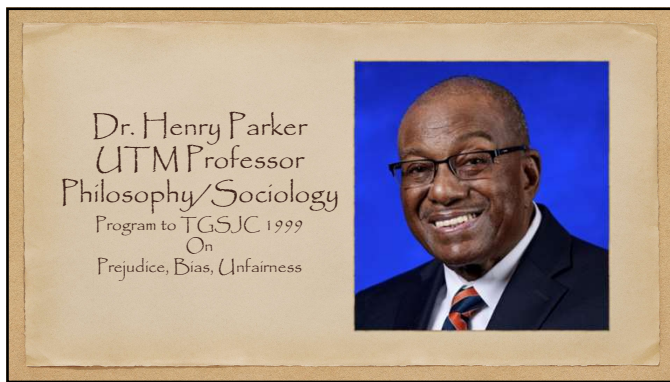
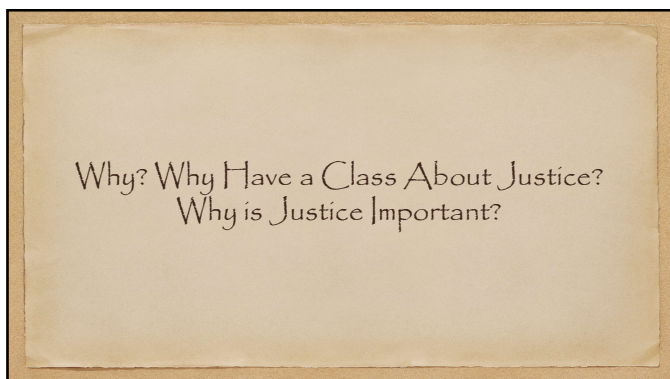


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2



3

Judges (We) are the Stewards of Law and Justice

- Judges are expected to demonstrate judicial impartiality and integrity, which include being even handed
- Judges are to respect and follow the law
- Judges are expected to show fairness, equality, and integrity
- Judges are to be ethical, fight injustice and ensure equal access to justice

4

Choluteca, Honduras C.A.

- Catholic University Law School 2016
- "When it is our turn, we do what is right. We do what is just, proper. We follow the law."



5

It Is Our Turn To Do Justice
Our Time To Ensure Justice

6

Dispensing Justice May Be Our Most
Important Duty and Responsibility As Judges

7

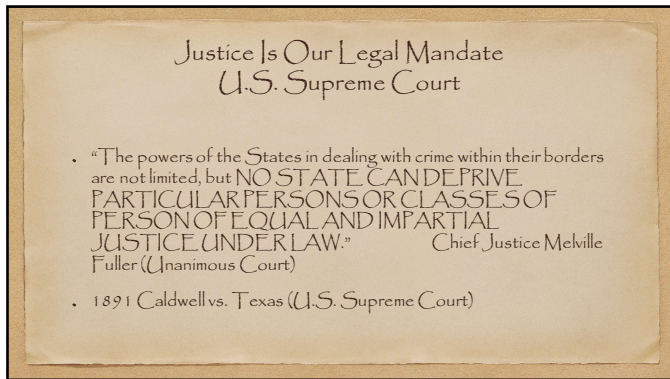
Justice is that thing everyone is expecting
and looking for in our courts and from us.

8

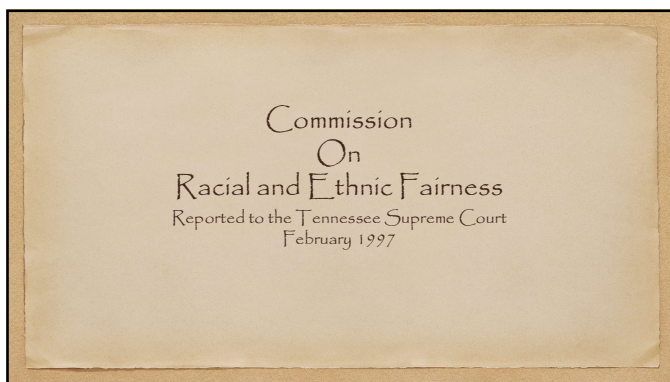
Tennessee Code of Judicial Conduct

- A judge must be impartial — have an absence of bias or prejudice in favor of, or against, particular parties or classes of parties.
- A judge must maintain an open mind in considering issues.
- A judge must be a person of integrity — fair, honest, upright, and sound in character.

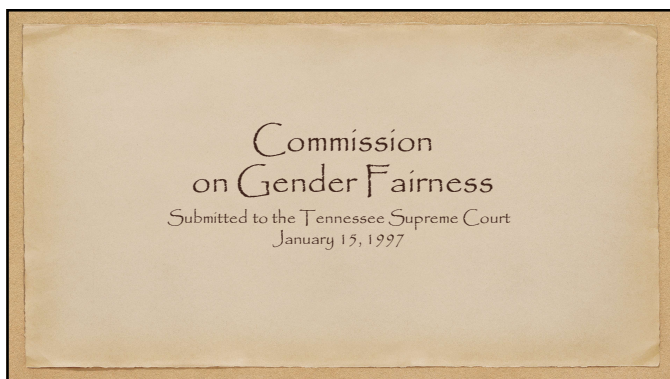
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10



11



12

Committee to Implement
The Recommendations of the
Racial, Gender and Ethnic Fairness Commissions

Presented to the Tennessee Supreme Court
October 4, 2000
Available at www.tsc.state.tn.us

13

From the discussions in these meetings I became acutely more aware of the many potentials for bias, unfairness and favoritism

14

Potential
Unfairness, Favoritism, Bias

- Friend or acquaintance versus non-acquaintance
- Heterosexual persons versus persons of different sexual orientations
- People Like Me versus Weird, Unconventional, Abnormal People
- People in Conservative Dress versus People with NO Dress code
- Influential people versus the marginal, poor, homeless, ne'er-do-wells
- Pretty/Handsome People versus Unattractive, repulsive, unpleasant folks

15

Potential Unfairness, Favoritism and Bias

- Respectful people verses Disrespectful/Rude persons
- Local folks versus people "who ain't from around here"
- 'Mericans versus Foreigners
- White/Caucasian verses people of color (Racial Bias)
- Christians versus Muslim, Hindu, Atheist (Religious Bias)
- Rich versus Poor, Substandard, Marginal

16

Philosophers and Law Givers have
promoted justice since ancient times

17

Moses (A Law Giver) Created Courts in Old Testament Scripture Times

- Suggested by his father in law Jethro — a pagan priest
- Appoint Judges — (they are to) judge the people fairly
- [They must] not pervert justice or show partiality
- [They must] Follow justice and justice alone.
- The Judeo — Christian Antecedent of our Courts and Judges

18

Plato's "Republic"

- "Is it always better to be just than unjust?"
- A Socratic dialogue concerning justice — 375 B.C.
- "Of all the things of a man's soul which he has within him, justice is the greatest good and injustice the greatest evil."

19

Justice is Innate Society Values, Admires Fairness and Equality

- Innate Sense and Expectation of Justice even in Children (fairness, equality and rewarded merit)
- Innate Understanding of Justice in humanity (appreciation of fairness, equality and reciprocity in social interactions)
- Human beings are born with an understanding that justice is right, it is what we should do and seek and that injustice is wrong.
- [Moore avers] Justice is a universal truth.

20

"Justice is the great interest of man on earth.
It is a ligament which holds civilized beings
and civilized nations together."
Daniel Webster

21

Justice Is Not Abstract
 Justice Has a Real, Concrete Existence
 Justice Is An Action, Something That is Done

22

Justice In Action Is

- Treating People Fairly
- Treating People Equitably
- Giving Each Person Their Just Deserts
- Treating People and Cases Alike, Regardless
- Treating People Morally

23

Bible References Justice

- 2,000 verses in the Bible directly reference justice.
- 2 X as many as refer to prayer
- 3 X as many as refer to love.
- 3 X as many as refer to money.



24

God Calls Everyone to Justice
Micah 6:8

- "He has told you, O man, what is good, and what does the Lord require of you but to **DO JUSTICE**, to love kindness, and to walk humbly with your God?"

25

Amos 5:24 NIV

- "But let **JUSTICE ROLL ON** like a river, righteousness like a never failing stream!!!"

26

Blessed are they who
maintain justice, who
constantly do what is right.
Psalms 106:3

- Conference Gift during the
Dwight Stokes administration
— sits on my bench.



27

Justice is similar to Love
True Love is Shown by Action

- "Let us not love with words or speech, but with actions and in truth." 1 John 3:18 NIV
- "Let us NOT use words or speech to TALK about justice, but let us DO justice with actions and in truth." [Moore paraphrase]

28

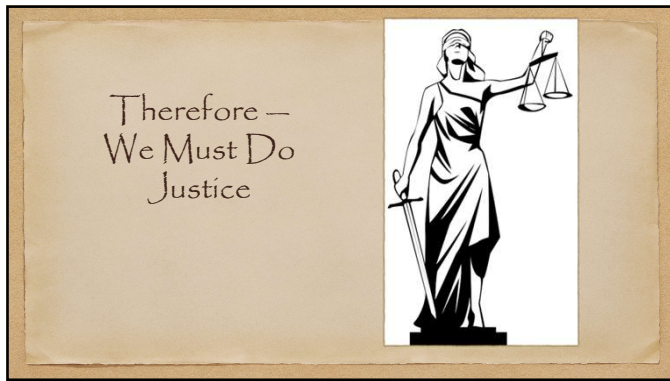
To Do Justice Is True Worship

- "To do righteousness and justice is more acceptable to the Lord than sacrifice." Proverbs 21:3

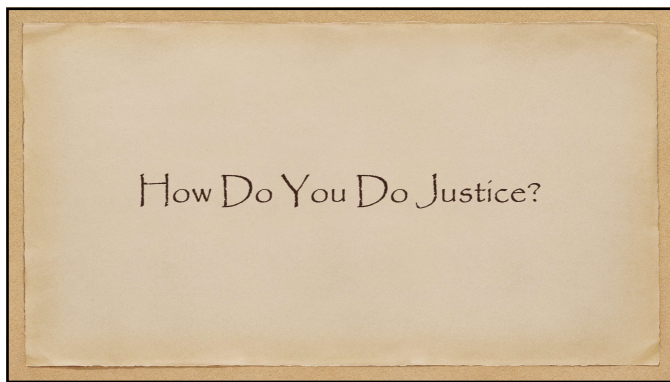
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There is a spirit of justice that goes beyond the law or legalism. God prefers justice to a show of worship and sees true dispensed justice as true worship.
Josh Moore (My son the Preacher)

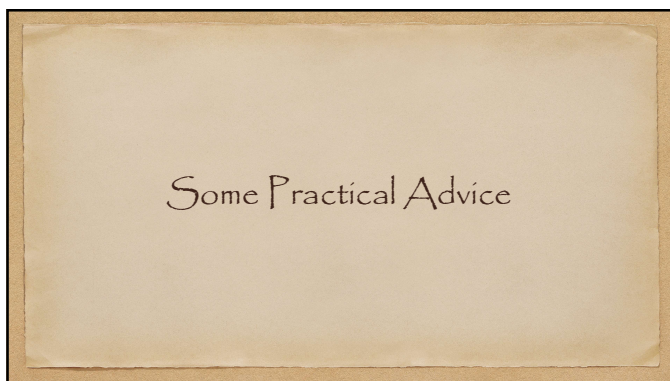
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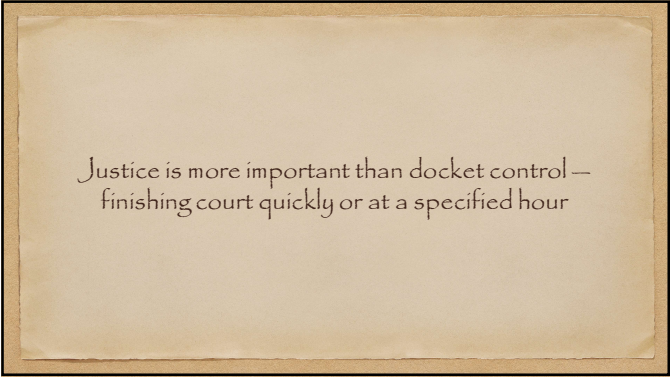
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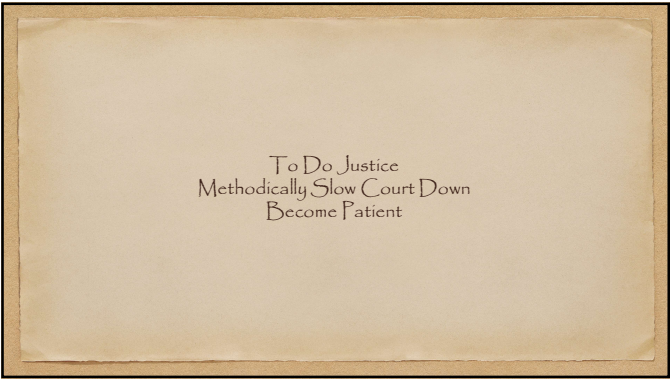


33




Justice is more important than docket control —
finishing court quickly or at a specified hour

34



To Do Justice
Methodically Slow Court Down
Become Patient

35



Apply the same court rules for everyone

36

Be Non-Emotional

37

Never Judge a Case or a Person Until all facts are presented.
Guard against prejudice

38

An Unfinished Love Story
Doris Kearns Goodwin

- July 1960— John Kennedy considers LBJ as VP choice
- “Dick” Goodwin— “We [Kennedy’s staff] had a general feeling of disappointment and confusion.”
- “I guess, in a sense, we’d all profiled him [LBJ]...”
- AS JUDGES— WE MUST GUARD AGAINST PROFILING

39

We Profile Others If We Don't Watch Out

- Young Man in White Castle after the turkey show in Nashville.
- A Tommy Moore tale about profiling.

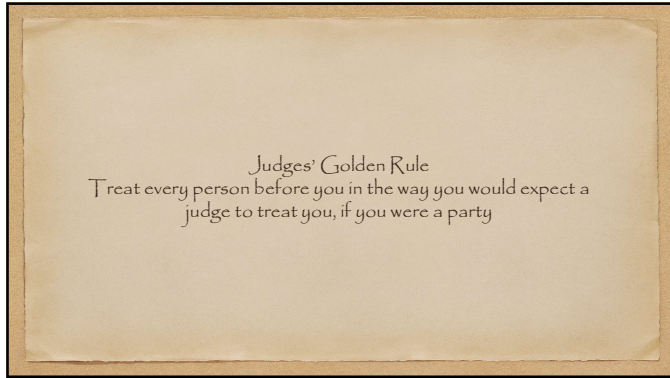
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A Tale of a New York City Subway A Tommy Moore Story of Profiling

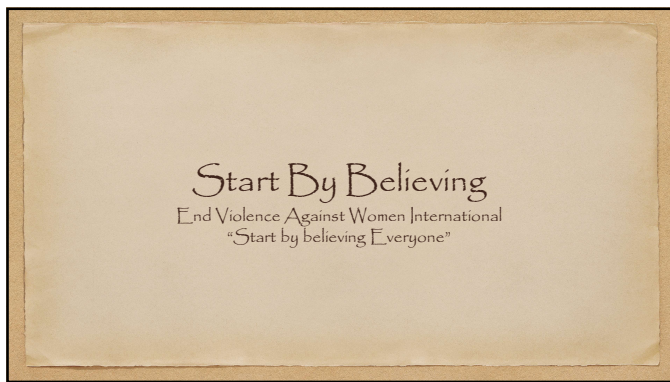
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Imagine yourself, put yourself in the seat of
every defendant, plaintiff, victim, officer

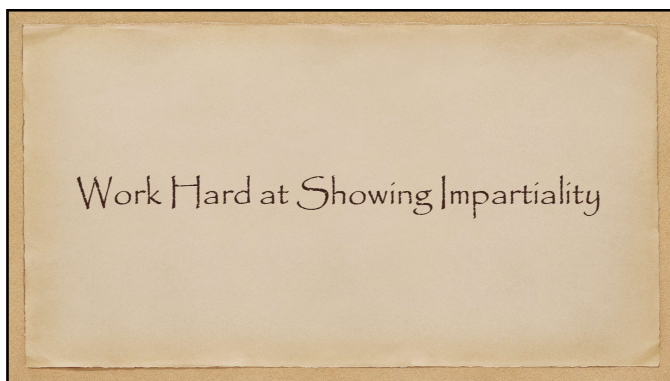
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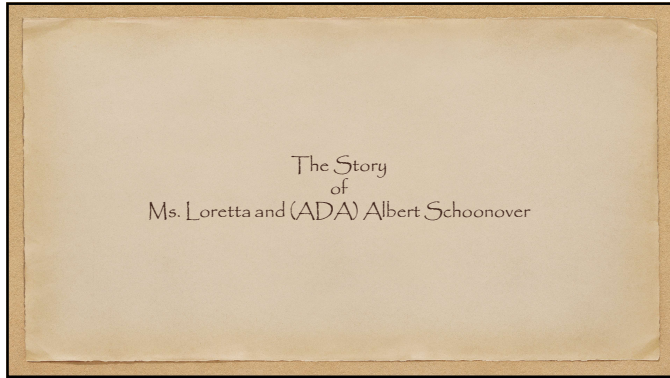
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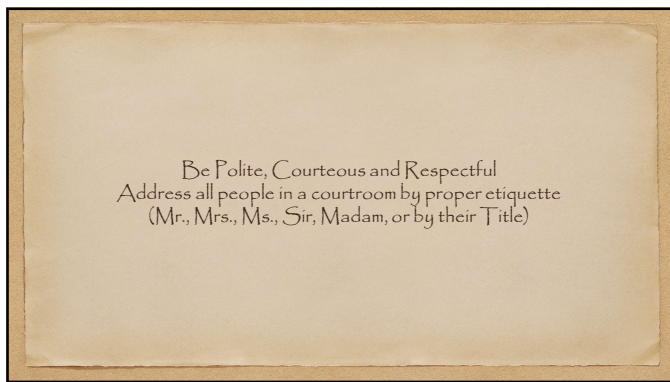
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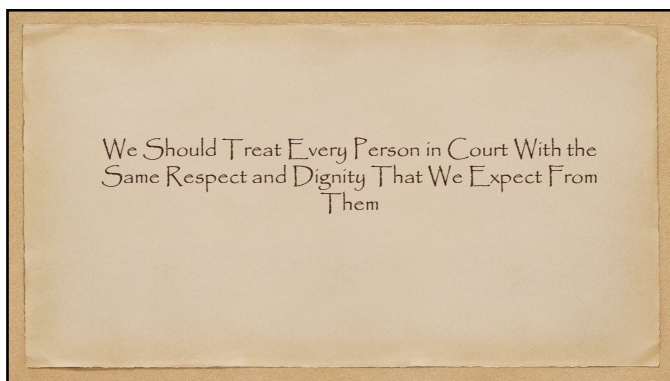
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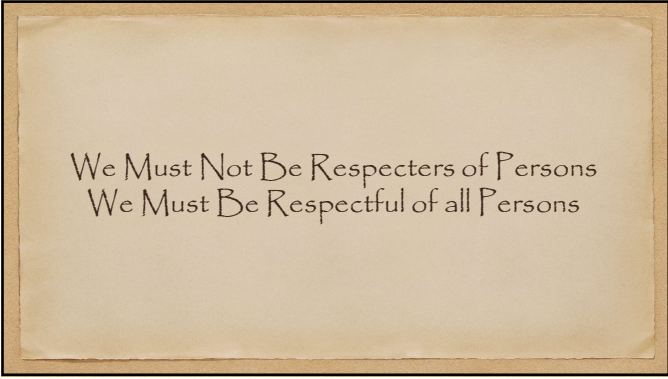
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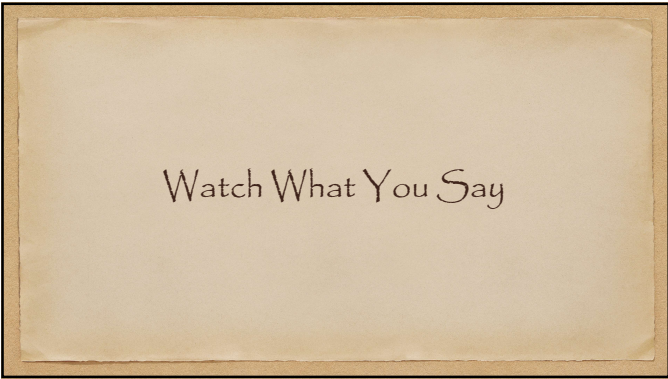


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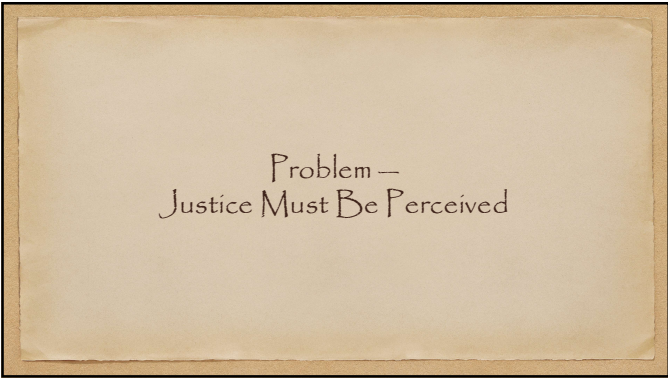
We Must Not Be Respecters of Persons
We Must Be Respectful of all Persons

49



Watch What You Say

50



Problem —
Justice Must Be Perceived

51

Last Slide Buy Importante!!!
Let's Go Back

52

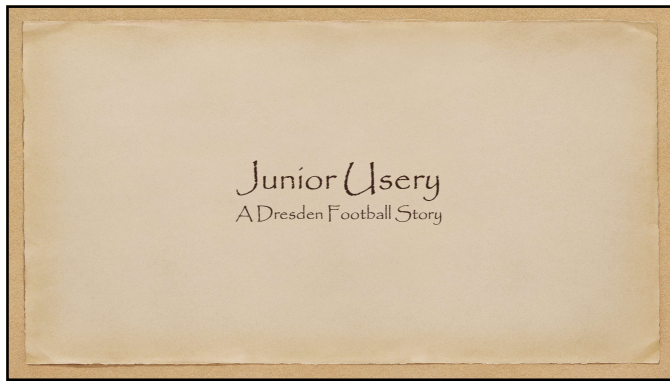
Even If You Know and are Confident that you are
Doing Justice,
Justice Must Be Seen — Perceived by Others to be Effective!!

53

Thomas Rye
Hathcoat
A Dresden Story



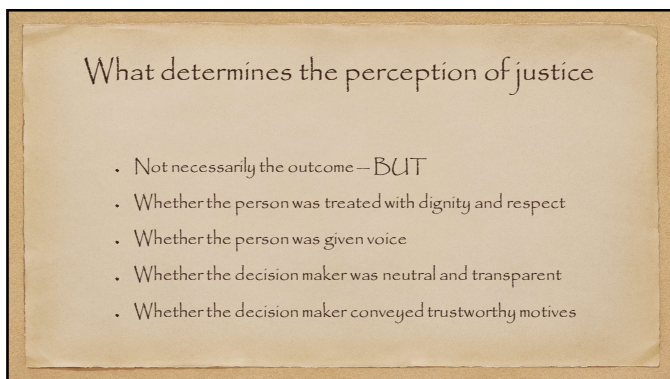
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55



56



57

Court and Life Interruptions A Time to Demonstrate Justice

- "Take Off Your Robe" Engage the Person as a Person.
- Look the Person in the Eye
- Stop and Listen to the Person -- Don't Show Annoyance
- Put Other Thoughts and Things Aside for a minute
- Concentrate on that Person
- Take the Time to Interact and Discuss the Issue
- Help Them if you legally and ethically can assist

58

Injustice is a Reality

59

Martin Luther King, Jr.

- "It is not possible to be in favor of justice for some people and not be in favor of justice for all people."



60

Injustice

- "Injustice anywhere is a threat to justice everywhere. We are caught in an inescapable network of mutuality, tied in a single garment of destiny. Whatever affects one directly, affects all indirectly." MLK, Jr.



61

Letter from the Birmingham City Jail

- "The answer lies in the fact that there are two types of laws: just and unjust." MLK, Jr.
- "I would agree with St. Augustine that 'an unjust law is no law at all.'" MLK, Jr.



62

Compassionate Jurisprudence

63

"Never forget that justice is what love looks like in public."

Cornel West

64

"There can be no justice without compassion."
Dr. Bridgett Ortega

65

• "Judging, properly understood, involves the interaction of reason and passion, of logic and experience, and a dialogue between the head and the heart." Justice William Brennan 1988

66

Listen
Allow People to Have a Voice

67

It is easy to be a public defender. Defendants just want you to listen to them and believe them. They just want you to listen.
Kate Moore Bynum (my daughter — the lawyer)

68

Will Justice Elena Kagan be a good judge? — Me
Yes, but not because she is brilliant, which she is. Not because she knows the law, which she does. It is because she listens, really listens to others before she decides. —
Dean of Harvard Law Martha Minow

69

A Barrier to Justice

70

We Look Through
Lenses

Our View of the World
Is Clouded



71

So
Justice Is Not Blind

72

Things That Add/Remove Lenses Change/Transform Us

- Community Involvement and Activities
- Community Service
- Self Education – Continuing to Learn
- Critically Read Great Books of Any Tradition (including, but not limited to poetry, history, science, religion, fiction and non-fiction, law)

73

Things That Add/Remove Lenses Change/Transform Us

- Expand Your Circle of Friends – including new contacts among other ethnicities, genders, commonalities and interests
- Develop More Friends, Seeking Out Quality People
- Travel, Particularly Into Other Parts of the World
- Seek Information From A Diverse Range of Sources
- Constantly Question and Evaluate Your Own Beliefs and Theories

74

Things That Add/Remove Lenses Change/Transform Us

- Train Your Mind to Remain Open Minded
- Fight Your Intransigence – Refusal to Change Views
- Gravitate Toward Love For Others and Away From Hate
- Listen More – Speak and Opine Less

75

Things That Add/Remove Lenses Change/Transform Us

- Religion — seeking God, morality, a sense of right
- Commit to Do Right, to become a person of integrity
- Prioritize Your Thinking, Concentrate on Justice — thinking about it at the eye level, not at the ankle level
- Stay Healthy — exercise, get rest, eat properly, walk

76

READ Fight Against Your Ignorance

77

Dr. Robert Howard Allen

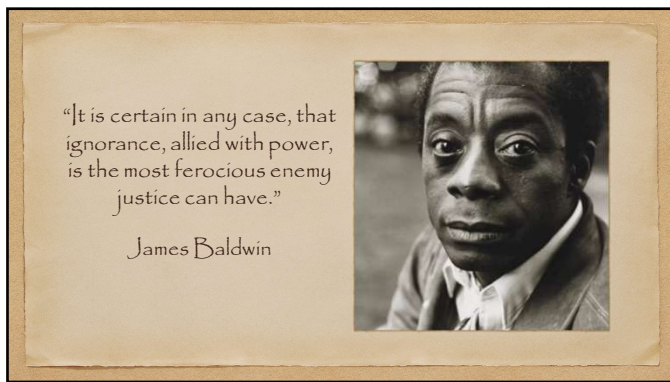
Voracious Self Taught Reader
Claims to have read 5,000 books



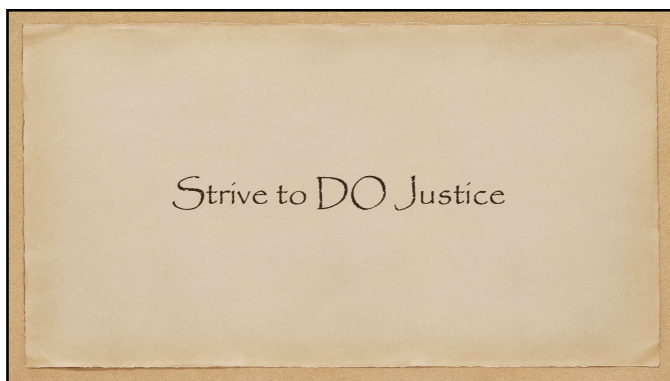
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79



80



81

Paraphrase of
1 Timothy 4:15-16

- Continue cultivating, be diligent in [JUSTICE], be devoted to [JUSTICE], so that everyone will see your progress. Make [THE PURSUIT OF JUSTICE] your habit. Pay close attention to yourself and your teaching [AND YOUR ACTIONS]..... Persevere in these things... Be an example of JUSTICE – So that your life will have an impact.

82

Stop Talking About Justice
Just Do It

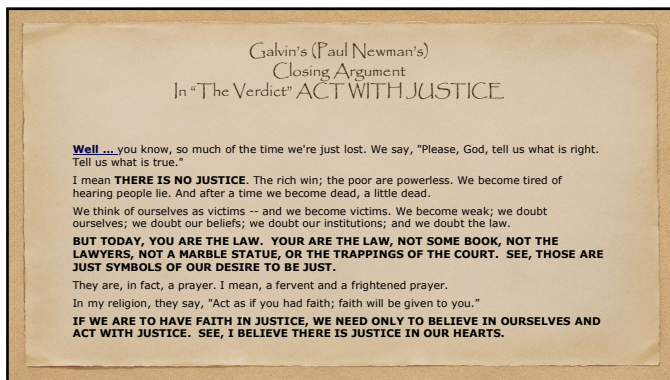
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May Those Who Come Behind Us
Find Us Faithful to Justice

84



85



86
