




WHAT IS RESTORATIVE JUSTICE?

“Restorative justice is a theory of justice that emphasizes repairing the harm caused by criminal behavior. It is best accomplished through cooperative processes that include all stakeholders. This can lead to transformation of people, relationships and communities.”

- Center for Justice and Reconciliation



THREE NORTH CAROLINA CASE EXAMPLES

1. Wheels Funpark Shooting
 - Informal Process
2. School Board Case
 - Judge Referral
3. James Berish Case
 - Formal Felony Process

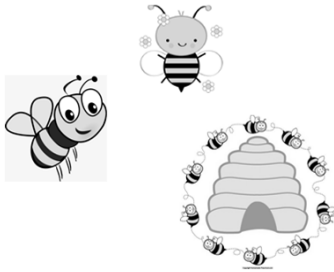


THE THREE COMPONENTS

1. Victim

2. Offender

3. Community



VICTIMS

- Victim driven
- Not Seeking Retribution
- Repair the Harm



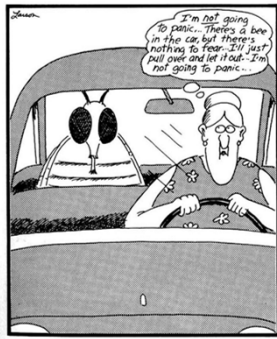
OFFENDER

- Personal Responsibility
- Accountability
- Healing / Forgiveness



COMMUNITY

- Community Becomes a Stakeholder
 - Accountability for offender
 - Community Amends
 - Healing Circles
- Countering Fears
 - More than a Headline



THE FIRST HEADLINE

DRIVING COMMUNITY FEAR



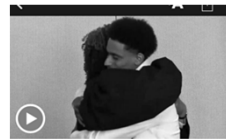
Durham man charged with shooting 10-year-old girl

Posted: May 17, 2017
Updated: May 17, 2017

DURHAM, N.C. - A Durham man was arrested Wednesday

THE FULL STORY:

REAL PEOPLE & ALLEVIATING FEAR



Hugs, happy tears fill courtroom as man takes unique plea deal in shooting of Durham girl

By Sarah Krueger, WRAL reporter

PROCEDURE

- Informal process
 - Examples: Mediation, Restitution, Letter of Apology
 - No Community Component
- Formal process
 - Victims Approve, Lawyers Discuss, Offender Approves
 - Protection of Confidentiality
 - Facilitators Meet with Victims and Offender Separately and Repeatedly
 - The lawyers are not in control
 - Plea Conditions
 - Victim Driven
 - Mitigating Factor
 - Bringing Together
 - Each case unique (Might include: Circle, Meeting, Letter, Apology, Explanation, Forgiveness)
 - Community Healing (Might include: Circles, Media Coverage, Presentations)



RETHINKING ADVOCACY

- Prosecutors
 - Way to heal victims
- Defense Attorneys
 - Healing through accountability
- Give up Control
- Think Creatively



UNIQUE ROLE OF JUDGES

- Be Creative
- Repair the Breach
- Final Player in the Healing Process

