

The Chief Judge's 2018 Hearing on Civil Legal Services in New York State

The Hon. Janet DiFiore, Chief Judge of the State of New York, announces a statewide public hearing to evaluate the continuing unmet civil legal services needs in New York. The Chief Judge will preside over the hearing, where presenters from all regions of the State will address the significance of accessible, publicly funded civil legal services. The Chief Judge will report to the Legislature, as requested in its June 2010 Joint Resolution, on the information obtained at the hearing and on the continuing work of the New York State Permanent Commission on Access to Justice. It is anticipated that the hearing statements will inform future efforts by the Permanent Commission to enhance access to justice and ensure the fair administration of justice for all New Yorkers.

This year, Chief Judge DiFiore will hold the statewide hearing at the New York Court of Appeals. The Chief Judge will be joined on the Hearing Panel by the four Presiding Justices of the Appellate Division: Presiding Justice Rolando T. Acosta of the First Department; Presiding Justice Alan D. Scheinkman of the Second Department; Presiding Justice Elizabeth A. Garry of the Third Department; and Presiding Justice Gerald J. Whalen of the Fourth Department, as well as New York State's Chief Administrative Judge, the Hon. Lawrence K. Marks, and the President of the New York State Bar Association, Michael Miller.

THE HEARING WILL TAKE PLACE AS FOLLOWS:

MONDAY, SEPTEMBER 24, 2018, FROM 1:00 P.M. – 4:00 P.M.

COURT OF APPEALS HALL, 20 EAGLE STREET, ALBANY

The purpose of the public hearing is to receive relevant information from interested individuals, organizations and entities on the following issues:

- The impact of Judiciary Civil Legal Services funding on the delivery of civil legal services and the fair and efficient administration of justice in the state courts.
- The current state and scope of the unmet need for civil legal services by low-income New Yorkers confronting legal problems involving the "essentials of life," including housing, family stability and personal safety in domestic relations, and access to health care, education or subsistence income and benefits.
- The ongoing efforts to implement a Strategic Action Plan that combines statewide access to justice improvements with local community organizing and initiatives to help ensure effective assistance to 100% of New Yorkers in need.
- The economic and social consequences of insufficient civil legal services for courts, communities, and individuals, including those with disabilities, the elderly, veterans, and children.
- The benefits to individuals, communities, the courts, and the State from the provision of civil legal services in matters involving the "essentials of life."
- The particular problems affecting the availability of civil legal services in rural communities and how to address them.
- The unique issues presented to the state courts, particularly family court, in proceedings related to immigration issues.
- The potential for reduction of unmet needs through:
 - Preventive and early intervention services.
 - Enhanced use of technology, including identifying areas where improvements in technology access and utilization can increase the delivery and efficacy of legal services.
 - Expansion of the availability of civil legal assistance through increased pro bono services and limited-scope representation.

- Innovations in law school and law student involvement in serving communities in need through clinical, experiential, and fellowship options, including the Pro Bono Scholars and Poverty Justice Solutions.
- Programs using volunteers who are not lawyers, including the Court Navigator Program and the Legal Hand neighborhood storefront centers.
- New and/or expanded community collaborations among legal services providers, law schools, colleges and universities, public libraries, and health care organizations.

The Chief Judge's Hearing Panel will consider both oral statements (by invitation only) and written submissions. Individuals interested in presenting oral statements or providing a written submission are asked to follow the procedures and adhere to the deadlines described below. Please note that the Hearing Panel cannot accept any comments, written or spoken, addressing details of individual litigation or comments about individual judges or attorneys.

Because of the limited time available for the hearing, oral presentations are by invitation only. If you are interested in being invited to present at the hearing, please send an email to acesstojusticecommission@nycourts.gov no later than August 24, 2018. Proposed statements should be no more than 10 minutes in length. If requesting an invitation, please (1) identify yourself and your affiliation (and if you are requesting an invitation for someone else to present, that individual's name and affiliation); and (2) attach a prepared statement or detailed outline of the proposed statement, specifying which of the topics described above will be addressed. In advance of the hearing, invitations to present will be issued with approximate time limits for each presenter's statement. For those not invited to present oral remarks, your proposed statement will be deemed a written submission.

Individuals unable to attend the hearing, or those interested only in providing a written submission, may submit their remarks, to be received no later than September 13, 2018, by emailing them to: acesstojusticecommission@nycourts.gov or by mailing the submission to the New York State Permanent Commission on Access to Justice at the address below. The Permanent Commission is assisting the Chief Judge in preparing for the hearing and in reporting on its results.

Website: www.nycourts.gov/acesstojusticecommission/

Email: acesstojusticecommission@nycourts.gov

Mail: New York State Permanent Commission on Access to Justice

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