

ACR-GNY Roundtable Breakfast | January 6, 2022

ZOOM MEETING PUBLIC CHAT TRANSCRIPT

- 01:21:47 Niki Borofsky - JAMS, NYC: Welcome to everyone to the first 2022 ACR-GNY & John Jay Roundtable Breakfast!
- 01:21:52 Niki Borofsky - JAMS, NYC: This session is being recorded and will be posted within the week on the ACR-GNY website. You can also watch past Roundtable Breakfasts at: <https://www.acrgny.org/RTB-Videos>
- 01:22:07 Niki Borofsky - JAMS, NYC: This is the 245th breakfast!
- 01:22:15 Harvey Newman West Palm Beach, FL: I want to acknowledge everyone who took part in this chat today for remaining civil and respectful during this controversial issue.
- 01:22:51 Niki Borofsky - JAMS, NYC: Welcome to Genesis Fisher, ACR-GNY President!
- 01:23:42 Niki Borofsky - JAMS, NYC: Find out more about ACR-GNY here: <https://acrgny.org/>
- 01:24:27 Harvey Newman West Palm Beach, FL: No. I am a mediator who was drawn to the breakfasts when I was so impressed with their approach to conflict.
- 01:24:53 Niki Borofsky - JAMS, NYC: Join ACR-GNY now: <https://acrgny.org/Membership>
- 01:25:21 Niki Borofsky - JAMS, NYC: Membership is \$50 until February 1, 2022 -- so act fast!
- 01:28:25 Jess Kent - New York: Joining now - hope others will join to support the effort to remain online!
- 01:28:38 Niki Borofsky - JAMS, NYC: Welcome to Bob Kim!
- 01:30:31 Niki Borofsky - JAMS, NYC: Follow Bob Kim on Twitter | [https://twitter.com/bob\\_kim](https://twitter.com/bob_kim)  
Read Elevating Equity and Justice by Bob Kim | <https://www.heinemann.com/products/e09214.aspx>
- 01:31:17 Niki Borofsky - JAMS, NYC: Thank you @Jess Kent!
- 01:34:03 Niki Borofsky - JAMS, NYC: The Sisters of Perpetual Indulgence | <https://www.thesisters.org/>
- 01:37:19 Jess Kent - New York: This presentation is already fascinating and we are merely on the first slide! Should questions be submitted to the moderator or posted in the chat for the end of the session?

01:38:56 Niki Borofsky - JAMS, NYC: Please submit your questions via chat - we will also have a Q&A session when you can ask your questions live at the end of the presentation.

01:39:07 Chuck Newman - NYC: You may put questions in Chat as we go. Mostly Bob will make his presentation until a Q&A at the end, but there could some interruptions with Q's from the Chat.

01:40:13 Angela Crossman: Shout out from John Jay!

01:44:28 Niki Borofsky - JAMS, NYC: What Critical Race Theory is, and What it Means for Teachers by Bob Kim | <https://blog.heinemann.com/critical-race-theory-q-and-a>

01:45:21 Robin Beckhard - NYC: Thank you, @Niki.

01:45:59 Judy Cohen NYC: Questions:

1) Are lies, misleading statements and disinformation\* acceptable under the principles of freedom of expression? (By disinformation, I mean 'false information which is actually intended to mislead.')

2) What is the impact of these types of communications on democracy and on the free exchange of accurate information?

01:46:23 Jess Kent - New York: I'm curious what Bob would suggest for the canon of his expertise that every conflict resolution specialist might want to read. Bob mentioned Critical Race Theory, so I'm wondering what more might be included with that suggestion to educate mediators worldwide.

01:47:02 Chuck Newman - NYC: Bob's slides will be available, as will the recording, next week at [acrngny.org](http://acrngny.org).

01:50:17 Harvey Newman West Palm Beach, FL: This "space" could be a pressure release valve to allow a person to be heard.

01:53:19 Niki Borofsky - JAMS, NYC: From Women and Foreign Policy Program and Women Around the World | Women This Week: #WhereIsPengShuai | <https://www.cfr.org/blog/women-week-whereispengshuai>

01:56:22 Helen Higginbotham - NJ: Check out this 60 Minute segment covering a young artist activist who now lives in Australia and actively criticizes China government via artwork displayed on billboards and such much to the anger of the Chinese govt. Good Story. <https://www.cbsnews.com/video/badiuca-60-minutes-video-2021-12-26/>

01:59:43 Angelica Walker: Happy new year Niki and everybody

02:00:24 Angelica Walker: Thank you Helen for the link

02:01:53 Niki Borofsky - JAMS, NYC: US Constitution 1st Amendment | <https://constitution.congress.gov/constitution/amendment-1/>

02:03:52 Pierre: <https://www.nationalreview.com/2021/07/this-is-what-critical-race-theory-looks-like/> <https://www.nationalreview.com/2021/11/heres-what-i-teach-instead-of-critical-race-theory/#slide-1>

02:10:38 Niki Borofsky - JAMS, NYC: USSC "Protected" Speech cases: Tinker v. Des Moines | <https://www.oyez.org/cases/1968/21> Mahanoy Area School District v. B.L. | <https://www.oyez.org/cases/2020/20-255> Pickering v. Board of Education | <https://www.oyez.org/cases/1967/510> Rosenberger v. Rector and Visitors of the University of Virginia | <https://www.oyez.org/cases/1994/94-329>

02:11:27 Helen Higginbotham - NJ: We cannot rely now on the USSC or our politically packed courts to be objective or guided by law...

02:13:30 Jess Kent - New York: Important point, Helen! I'm not sure courts were \*ever\* "objective", but the intention of your point remains - reliance on a system perpetuates complacency and injustice.

02:14:57 Pierre: Helen and Jess: Do you believe that someone who had been a member of the KKK should ever be a Justice of the US Supreme Court?

02:16:52 Gualberto Ranieri Italy Rotary eClub Romagna: Great meeting and speaker. I've to leave due to a tight schedule of mine today. I'll follow the rest of the event when recording is made available. Best to all from Italy. Gualberto Ranieri

02:17:39 Jess Kent - New York: @Pierre, personally I would hope not. But, rationally - why not? Might be a lively discussion for the group to engage in!

02:18:13 Harvey Newman West Palm Beach, FL: You're welcome.

02:18:33 Helen Higginbotham - NJ: Hi Jess! Trust me, as a Black person, I KNOW objectivity and the courts are not married... Yes you are right. We cannot blindly trust the courts OR our govt for that matter. As a society, we are in quite a conundrum...

02:18:35 Pierre: Jess Hugo Black was a member of the KKK and when he sat on the Supreme Court he became the staunchest defender of civil rights

02:19:22 Niki Borofsky - JAMS, NYC: A reminder to share your questions for Bob Kim in the chat - or be prepared to raise your "virtual" hand to ask them live.

02:21:04 Niki Borofsky - JAMS, NYC: EEOC Harassment | <https://www.eeoc.gov/harassment>

02:21:49 Mike Lampert-NY: NY court of appeals limiting criminal harassment by speech  
<https://law.justia.com/cases/new-york/court-of-appeals/2014/72-0.html>

02:23:07 Genesis Fisher ACRGNY Pres, NYC: This is an excellent overview, Bob Kim. Thank you! I have to run to another meeting, but it was great to see everyone this morning. If you haven't already, please join ACRGNY! <https://www.acrgny.org/Membership/>

02:23:44 Niki Borofsky - JAMS, NYC: CUNY POLICY ON EQUAL OPPORTUNITY AND NON-DISCRIMINATION | <https://www.cuny.edu/about/administration/offices/legal-affairs/policies-resources/equal-opportunity-and-non-discrimination-policy/>

02:25:32 Ellyn R.: I'm not an attorney but aren't "protected characteristics" or "class of" such often changing in our culture. ie. Transgender individuals were NOT a protected class until recently and with different administrations could be disenfranchised again along with other groups. Doesn't seem like protected rights.

02:28:55 Harvey Newman West Palm Beach, FL: Amen.

02:29:15 Suann Ingle: Yes, a thousand times yes.

02:29:54 Harvey Newman West Palm Beach, FL: Eliminating criticism eliminates critical thinking?

02:30:07 Jess Kent - New York: Bob for President! I'm impressed by the amount of information that was compressed today - thanks for sharing your insights with us, Bob.

02:30:54 Niki Borofsky - JAMS, NYC: Please raise your virtual hand or pop a note in the chat to ask a live question!

02:31:15 Helen Higginbotham - NJ: @Pierre, I would guess that the answer to your question would depend on many factors. Of course, the knee jerk response is to say hell no! But recognizing that, for political expedience, same logic will be used to restrict others who have been or are members of organizations that have been branded "hate groups", who are merely social/political activist organizations. Double edge sword in this manipulative society in which we live where powers that be are vested in stopping discussion of their detestable history. So, I would say, weigh the facts. I can tell you however that I have ALWAYS been a protector of free speech and have used the kkk as an example of speech I would not restrict. IF they want to march in Harlem, let them. Let them deal w/ the consequences but don't deny them speech. I am bothered that we are so heavily censored now. I also detest groupthink! I don't need others to agree w/ me. I don't want them to agree w/ me ALL the time. That is not how we grow. Have the Conversation even uncomfortable

02:32:53 Katerina Apostolides - Athens, GR: Well said Helen - I think we best show our commitment to free speech when we want to protect it in the case of those whom we disagree with.

02:33:05 Pierre: Helen: Justice Hugo Black had been a member of the KKK and Senator for Alabama before. Once on the Court he became the staunchest advocate for civil rights

02:39:56 Helen Higginbotham - NJ: Did you all see this? Speaks to courts inability to dispense law objectively... <https://www.wfdd.org/story/126-years-after-separate-equal-ruling-homer-plessy-pardoned>

02:40:41 Helen Higginbotham - NJ: HISTORIC inability to dispense law objectively

02:43:27 Eric B: <https://pen.org/press-clip/pro-free-speech-way-fight-fake-news/>

02:44:06 Harvey Newman West Palm Beach, FL: Do you think that the fact that media exposes the "messiness" of democracy to everyone is driving them to seek the seeming assuredness of authoritarianism?

02:45:12 Eric B: <https://www.sciencedirect.com/science/article/pii/S1364661321000516>

02:48:53 Eric B: <https://www.apa.org/news/apa/2020/fake-news>

02:49:22 John T O'Malley - DRC Hudson Valley: Looking for more reaction to "1st amendment zones" For example, picketers limited to the entrance of a shopping mall instead of at the entrance to a store... the pen that protesters must be behind instead of right in front of the Dem convention... vs being behind the police lines while picketing on the sidewalk (so others can pass by.) This is much different than "location" differences described by public forums vs private meeting, etc.

02:49:38 Niki Borofsky - JAMS, NYC: Thank you to everyone!

02:49:50 Joan Hogarth - South Orange, NJ: Brilliant! Thanks

02:49:53 Marilyn Genoa Pennsylvania: Excellent discussion, thank you

02:49:55 Niki Borofsky - JAMS, NYC: Bravo to Bob Kim!

02:49:57 Robin Beckhard - NYC: Thank you!

02:50:04 Niki Borofsky - JAMS, NYC: Remember to join ACR-GNY :)

02:50:07 Eqra's iPhone: Thank you so much!

02:50:11 Katerina Apostolides - Athens, GR: Thank you for the engaging talk :)

02:50:39 Leslie Treff: thank you very much

02:50:39

Michael Obasohan: Thank you so much, Bob. This was great!