

Placing Justice  
SHORT PROGRAM

Monday, May 9

10:00 AM – Coffee and Registration (Convocation Hall)

10:30 AM – Opening Remarks and Elder Robert Apetagon Welcome to Territory

11:00 AM – Featured Plenary

George Pavlich (Alberta): Accusers and the Accused at Thresholds to Criminal Justice

Introduction: Bryan Hogeveen (Alberta)

*Over millennia, societies have relied on different ideas and forms of accusation to identify wrongdoers as ‘criminal’. Typically, accusers are expected to provide information about breached social norms, or laws, to authorized agents who subsequently channel the accused either into or out of historically fashioned criminal justice domains. Such accusations arrest everyday life and open possible entryways to law’s trials. Judges certainly decide on the guilt or innocence of the criminally accused, but their decisions follow on the heels of decisions made at accusatory thresholds, or entryways, to justice arenas. Though often disregarded, crime’s journey into being, that is, commences with an accusation made by credible accusers. Through a genealogical discussion of three examples of the ideas and practices that framed specific instances of criminal accusation, this presentation explores a changing politics of gatekeeping at thresholds designed to criminalize particular subjects. The changing forms of such gatekeeping enable a glimpse into an oft overlooked dimension supporting the expansion of today’s vast criminal justice arenas.*

12:00 PM – Lunch – Sandwiches Provided (Convocation Hall)

1:00-1:50 PM – Featured Plenary (Room 2M70)

Randy Lippert (Windsor): Condo Law, Governance and Spaces of Control in Toronto and New York City

Introduction: Kevin Walby (Winnipeg)

*Condominium complexes (condos) are private residential urban spaces that have been spreading rapidly across cities of North America for five decades. Initially premised on a community of retired persons sharing space and volunteering on boards to oversee it, partially to free up urban residential housing for young families, the mundane condo has become something else entirely. Four years of intensive study of condos in Toronto and New York City reveals the condo’s far less celebrated features, including crime cover-ups due to property value obsession; absent owner-investors; ‘poor doors’ and affordable rental housing displacement; elevators as spaces of control; systemic owner tax evasion and entrenched profiteering or corruption among property management firms, developers, law firms, and condo boards; as well as intrusive technological surveillance and roaming ‘condo commandos’ seeking strict rule enforcement in common spaces. Prospects for community, justice, and resistance in condo space are discussed*

2:00-3:00 PM – Paper Sessions – 3 PANELS

Correctional Spaces and Places of Justice 2C13

Chair: Courtney Waid-Lindberg (Northern State)

Michael Weinrath (Winnipeg), Location, Location; Correctional Centre Living Space and Prisoner Misconduct

Prince Abrah Boamah (Ghana), *Offenders Decision Making and Desistance from Crime; the impact of correctional experience*

Alex Antwi (Ghana), Reformation and Reintegration of Offenders in Nsawam Medium Security Prison in Ghana

Spatial Methodologies 2M70

Chair: Vanessa Iafolla (Alberta)

Julie Kaye (King's University), Laura Aylsworth (King's University) and Janelle Knoop (Alberta), Methodological Challenges of a Community-Based Examination of Harm Reduction, Legislation, and Sex Work in Edmonton

Kelly Struthers Montford and Jean-Philippe Crete (Alberta), *"Authentically crafted"? Reproducing the human-animal binary through culturally-specific Aboriginal prison programs*

Matthew Ferguson, Devon Madill, Justin Piché (Ottawa) and Kevin Walby (Winnipeg), Escaping the Prison (Museum)

Places and Spaces of Control: Carceral Communities 2C15

Chair: Mandi Gray (York)

James Gacek and Andrew Woolford (Manitoba), When Space is Used to Destroy: (Re)Imagining Carceral Spaces and Cultural Destruction

Anita Grace (Carleton), The Carceral Network: Governing Beyond Boundaries

Caroline Tess (Winnipeg), Prison Based Therapeutic Communities: A Neoliberal Shift in Penal Policy to the Responsibilization of the Offender

3:15-4:30- PM – Paper Sessions – 2 PANELS

Othering, Race, Fear and Space 2M70

Chair: Neil Funk-Unruh (Menno Simons)

Bryan Hogeveen (Alberta), Colonial Power, Cities, and Criminal Justice in Canada

Justin Tetrault (Alberta), Theorizing Hate and Space: In/Tolerance and the Geographies of Right-Wing Rhetoric

Mark Ayash (Mount Royal), Decoloniality and the interplay between space and place: resistance of Palestinian Fellahin

Owen Toews (Independent Scholar), Capitalist fragility, colonial durability: The geography of race and 'revitalization' in Winnipeg

Spaces, Places, Health and Justice 2C13

Chair: Amelia Curran (Carleton)

Eric Mykhalovskiy (York), Colin Hastings (York), Chris Sanders (Lakehead), Laura Bisailon (Toronto), HIV Criminalization & the Media: The Discursive Construction of Racialized, Immigrant Defendants in Canada.

D. Scharie Tavcer (Mount Royal), Criminalization of non-disclosure of HIV/AIDS: A chronological review of Canadian case law the progression of medical knowledge and advancements in treatment

Lisa Wright (Carleton), Normalized Pathology and Excluded Others: Legal, Spatial, and Temporal Subjects of Harm Reduction

Diana Young (Carleton), Assisted Suicide: Technologies and Images of Dignity

Monday Evening 6:00 PM to 6:45 - Wine and cheese reception (Convocation Hall)

7:00-8:00 PM – Featured Plenary

Introduction: Richard Jochelson (Winnipeg)

Mark Weber (DePaul): Disability, Space and Law: Canada and the United States Compared

*This presentation will consider disability-related exclusions from immigration to Canada and the United States. North American law long excluded many classes of immigrants, including those with intellectual disabilities, mental illness, and physical impairments. Both countries recently abolished most exclusions for specific disabilities. Though exclusions for individuals likely to draw excessive public resources or become public charges still exist in Canada and the United States, the U.S. has permitted legalization for severely disabled undocumented immigrants, and has liberalized naturalization requirements. Nevertheless, under U.S. law, vast discretion remains in applying the public charge exclusion. Moreover, conduct related to mental disability, including petty criminality, can result in removal. In Canada, families who have children with disabilities find themselves excluded from legal status because of supposed excessive demands on public resources. The easing of some exclusions in Canada and the U.S. and of U.S. citizenship requirements illustrates a significant, though incomplete, removal of barriers to disability equality in North America.*

Tuesday, May 10

Coffee 2M74

9:00-10:00 AM – Paper Sessions – 2 PANELS

Gendered and Sexualized Spaces: Work, Abuse and Identity 2M67

Chair: Bryan Hogeveen (Alberta)

Ummu Ibrahim (Ghana), Punishable and non – punishable child sexual abuse in Ghana

Brittany Pearson (Simon Fraser), Are girls “real gang members”?

Marcus Sibley (Carleton), Embodying Risk, Negotiating Vulnerability: Affective Identity Politics and Shifting Subjectivities in Sex Work Regulation

Digital Spaces and Places of Justice 2M70

Chair: Garrett Lecoq (Carleton)

Claudio Colaguori (York), E courtroom functions as a space of injustice by examining how the adversarial system in criminal trials relates to wrongful convictions

Ryan Coulling (Carleton), #BlueLivesMatter: Policing Emotions in Digital Spaces

Marilyn Terzic (Université du Québec à Montréal), Lights, camera, syndi-court justice: The art of constructing legal consciousness

10:10 AM – 11:00 AM – Featured Plenary (Room 2M70)

Elaine Craig (Dalhousie): The Sexual Assault Trial as a Space of Ritualized Hierarchy

Introduction: Kelly Gorkoff (Winnipeg)

*Who speaks and with what authority, what evidence is introduced, and how it is presented, is informed not only by the substantive law and the rules of evidence but also by the rituals of the trial. It is from this legal process as a whole that a judge or jury determines the (legal) ‘truth’ about a woman’s allegation of rape. A sexual assault complainant’s capacity to be believed in court, to share in the production of meaning about an incidence of what she alleges was unwanted sexual contact, requires her to play a part in certain rituals of the trial. Many of these rituals are hierarchical, requiring complainants to perform subordinate roles that mirror the gender, race, and socio-economic status based societal hierarchies in which the problem of sexual violence is rooted. Relying on the work of Robert Cover and work on ritual for its conceptual framework, this article pursues two objectives. First, it attempts to depict, through the use of trial transcripts, the brutality of the process faced by sexual assault complainants. Second, it exposes some of the institutionalized practices (including courtroom aesthetic) that contribute to the sexual assault trial as a space of ritualized hierarchy.*

11:15-12:30 AM – Paper Sessions – 2 PANELS

Spaces and Places of Sexual Oppressions 2M70

Chair: Pauline Greenhill (Winnipeg)

Amanda Nelund (McEwan), Hey – you dropped your smile: An auto-ethnography of feminist teaching

Joanne Minaker (McEwan), Deconstructing Mattress Girl: Campus Rape Hoax and other tropes on sexual violence in and outside the university

Mandi Gray (York) and Laura Pin (York), We need more lighting and more security staff”: Rape Myths, Carceral Feminism and Campus Sexual Assault

Space, Place, Poverty and Fear 2M67

Chair: Marc Vachon (Winnipeg)

Emma Bonnemaïson (Winnipeg), Safety, Spatial Justice, and the Inner City: Photovoice in North Point Douglas

Gina Sylvestre (Winnipeg) and Nora Cristall (Manitoba), Aging in Winnipeg’s North End: Spaces of Poverty and Exclusion

Derek Chadee (West Indies-St. Augustine), Afraid for Close Others: Risk and General Fear Sensitivity

Erin Dej (Ottawa), Parsing out the redeemable/irredeemable typologies: Managing exclusion in the homeless community

12:30 PM-1:30 PM Lunch (Room 2M74)

1:30-2:20 – Featured Plenary (Room 2M70)

Nicholas Blomley (Simon Fraser) Doing justice to space: legal geographies, rights, and power

Introduction: Steven Kohm (Winnipeg)

*Space (or more accurately, social space) is integral to law in general, including justice. Rights, as an instrument for the realization of justice, produce, invoke, mobilize, act upon, and differentiate space in multiple, complicated ways. Spatial representations and practices also constitute rights -- for example, through claims of spatial universality. Yet there is a danger in ignoring or undervaluing the work that space does, in part, perhaps, because of a prevalent, modernist view that treats space as a disinterested or inert surface upon which livelier forces work. Not only does this limit our analyses of law and justice, but also it may obscure some of the injustice that space can generate. Drawing upon work with Marie-Eve Sylvestre and Céline Bellot on the use of area restrictions in conditional orders imposed in the context of criminal proceedings involving marginalized groups of people in Canadian courts, I trace the work of space, and its complex and worrisome relationship to justice.*

2:30 PM-3:30 PM – Paper Sessions – 3 PANELS

Critical Spaces and Places in Corrections 2M70

Chair: Michael Weinrath (Winnipeg)

Taylor Richtik (Winnipeg), A critical criminological case study of the recent Ashley Smith tragedy

Aaron Doyle (Carleton), Laura Mckendry, Risk Management and the Remand Population Explosion in Ontario

Claire Friesen (Professional Artist, Winnipeg), Othello in Stony Mountain

Artistic Spaces: Art as Justice Critique 2M74 & 2M72

Chair: Rowan Crowe (Winnipeg)

Kevin Walby (Winnipeg), Cyclonic Capitalist Development in Nitro, West Virginia and Uranium City, Saskatchewan: Reflections on a (Counter-)Visual Ethnography of Sacrifice Zones

Jeanette Tossounuan (Professional Artist, Ottawa, ON), Home-The Human Kennel: Sharing the incarceration experience through art and journals

Ben Davis (Brandon), formally unoccupied: coming in/to land

Spaces of Criminality and the Constitution 2M67

Chair: Melanie Murchison (Wisconsin-Madison)

Jenny Edwards (Chandler Edwards Research), Bestiality: How illegal should it be?

James Gacek (Manitoba) and Richard Jochelson (Winnipeg), Animal Justice and Sexual (ab)use: Precautionary governance of bestiality in Canada

Garret Lecoq (Carleton), Too Much Ado About Judicial Review: Mapping Out the *Charter*-interpreting Process

3:45 PM-4:35 PM – Featured Plenary (Room 2M70)

Marie-Eve Sylvestre (Ottawa): The Use of Liminal Spaces, Fines and Red Zones on Marginalized Peoples

Introduction: Bronwyn Dobchuk-Land (Winnipeg)

*This paper is based on extensive fieldwork conducted in multiple Canadian cities with my colleagues Céline Bellot (Université de Montréal) and Nick Blomley (Simon Fraser University) over the past ten years (2005-2014). It focuses on two different but often complementary strategies used to control marginalized groups of people who occupy public spaces in Canada: 1) the issuance of tickets or fines for their violation of municipal bylaws and of provincial statutes; and 2) the use of red zones and other geographical conditions in bail and sentencing orders. We argue that these two tactics are illustrative of important changes in Canadian law. Specifically, we demonstrate that there has been a spatial and temporal shift in the management and punishment of marginalized populations from the perspective of the criminal justice system. While Carol Steiker (1998) speaks of the preventive state as a temporal move from managing the present to managing the future, Kohler-Hausman (2014) accurately speaks of managerial justice as characteristic of a system in which people are managed over time through their engagement with the criminal justice system. Criminal law typically inflicts pain after an adjudicative process. Here, the locus of criminal law is shifting from the courtroom to bail or sentencing hearings, and to prosecutors' offices and to the streets, where police officers focus on particular neighbourhoods, typically downtown areas. Moreover, the process becomes the punishment (Feeley, 1971): we move from the back-end to the front-end of the criminal justice system and away from the trial, focusing on the criminal procedure itself. These important shifts have significant consequences for individual rights. First, the particular setting in which tickets or court orders are issued or enforced does not create the necessary space and time to discuss their consequences on marginalized people's lives and rights. Secondly, as we avoid traditional criminalization, we often lose the full protection of procedural criminal law guarantees.*

6:00 PM-10:30 PM – FACULTY CLUB – 4<sup>th</sup> Floor Wesley Hall

Reception with food and drinks

Launch of *The Annual Review of Interdisciplinary Justice Research*. Volume 5: Visualizing Justice

Open Mic and Karaoke

Wednesday, May 11

Coffee 2M74

9:00-9:50 AM – 2M70

Niigaanwewidam Sinclair (Manitoba), Jacqueline Romanow (Winnipeg): Acknowledging Indigenous Spaces and Places: Reconciliation, Respect and Limitations

Moderator: Andrew Woolford (Manitoba)

10:00-11:15 AM – Featured Plenary Panel (Room 2M70)

Gender, Identity and Space: Women in Troubled Places

Chair: Diana Young (Carleton)

Gillian Balfour (Trent), From Feeding Tubes to Thank You Notes: Documenting Resistance in Women's Prisons

Jennifer Kilty (Ottawa), Ideal Victims and Inconsistent Offenders: Notes on the Effects of Whiteness, Gender, Space and Class on the Cultural Fixation on Karla Homolka

Elizabeth Comack (Manitoba), "Women in Trouble" Revisited

Kelly Hannah-Moffat (Toronto), Moving Targets: Framing rights as risks in an era of institutional protectionism

11:30 AM-12:45AM – Paper Sessions – 2 PANELS

Place and Urban Spaces – Critical Analyses 2M70

Chair: Bronwyn Dobchuck-Land (Winnipeg)

Amelia Curran (Carleton), Territory and Turf: The Making, Maintenance, and Multiplicity of Gang Spaces

Rhys Steckle (Carleton), The Politics of Circulation: Michel Foucault, William Harvey, and Road-Building as Statecraft

Laura Naegler (Kent), Anti-gentrification resistance in the post-Occupy movement in New York City

Jonathan Peyton (Manitoba) and Matt Dyce (Winnipeg), We Have Vegetables. We also have Taxidermy. Imperial Geographies of Vancouver's Restaurant Frontier



Oppression and Place: The Spaces of Resistance and Exclusion 2M73

Chair: Vicki Chartrand (Bishop's)

Valentina Capurri (Ryerson), Armed Resistance: Not a Crime But A Right

Devin Clancy (York), Policing Settler Colonialism: An analysis of policing Indigenous land reclamations from Ipperwash to Caledonia

Vanessa Iafolla (Alberta), "This branch isn't like other branches": Money Laundering and Terrorist Financing Detection across the City

12:45-1:30 PM – Lunch (Room 2M74)

1:30 PM-2:30 PM – Paper Sessions – 2 PANELS

Legal Displacements: Socio-legal Spaces of Exclusion/Collusion 2M73

Chair: Elizabeth Comack (Manitoba)

Amar Khoday (Manitoba), Re-Thinking Article 1F(a) and the Exclusion of Imperfect Soldiers

Sandra Le Halle (Ottawa), From detention to security certificates: State's practices of moral differentiation and exclusion of migrants

Lauren Menzies (Winnipeg), Precautionary Logics and Punishment of the Pre-Criminal: An Examination of Canada's Criminal Justice System and Use of Civil Forfeiture

Troubling Media and Social Science: the Spaces of Oppression and Social Regulation 2M70

Chair: Jennifer Kilty (Ottawa)

Ranju Upadhyaya (Manitoba), Ferguson: locating the movement in the mainstream media

Wanda Hounslow (Manitoba), In the Name of Progress and Power: A Critical Discourse Analysis of Settler-Colonial Regulation and Discipline in Print Media

Peter Morin and Jesse Carlson (Brandon), Wheat City: a back to front(ier) thesis

2:45 PM-4:00 PM – Paper Sessions – 2 PANELS

Unjust Legal Spaces: Comparative Regulation and Injustice 2M73

Chair: Anita Grace (Carleton)

Jason Twede (North Dakota), The Transition to Public Prosecution in the Southern United States

Rosemond Akpene Hiadzi (Ghana), Assisted Reproductive Technologies in Ghana: Socio-cultural and Legal Dimensions

Regina Licarte (Winnipeg), The criminalization of homelessness and contemporary law and order policies – panhandling and obstructive solicitation bylaws in Winnipeg

Jared Miller (Winnipeg), Judicial Bias: Sentencing of Indigenous Offenders in Canada Post *R. v. Gladue*

Indigenous Justice: Colonial Spaces and Settler-imposed Places 2M70

Chair: Jane Barter (Winnipeg)

Andrew Woolford (Manitoba), Decriminalizing Settler Colonialism: Entryways to Genocide Accusation and Canadian Absolution

Vicki Chartrand (Bishop's), Unsettled Times: Tracing Colonial and Penal Logics in Canada

Dianne Fay Baumann (Washington), Broken Spirit: The Role of the Catholic Church in the Deculturization of the Blackfeet Nation

Michelle Stewart (Regina), FASD in the Justice System: Countering the Settler-State and the Criminalization of Disabled and Racialized Peoples

4:15-5:15 (Room 2M70) Open Roundtable discussion on the future of critical criminal justice studies and criminology in Canada followed by a closed organizers meeting.

**Acknowledgments:**

We wish to thank our sponsors: the Centre for Interdisciplinary Justice Studies; the Justice Research Institute; SSHRC; the Manitoba Law Foundation; the Dean of Arts; the University of Winnipeg AVP Research and Innovation Office; Chancellor's Research Chair program; University of Winnipeg Departments of History, Urban and Inner City Studies, Religion and Culture, Women's & Gender Studies, Criminal Justice, Sociology, Geography; and the University of Winnipeg Criminal Justice Students' Association.