

## RESTORATIVE JUSTICE BENEFITS FOR VICTIMS

- Offender rights the wrong
- Opportunity to confront the offender(s)
- Allay fears that it will happen again
- Opportunity to ask for/receive an apology
- Restorative Justice process holds the offender accountable
- RJ conferencing increases the chance that restitution will be paid
- More efficient, reduces court appearances
- Opportunity to obtain closure on the incident

## TYPES OF CASES FOR RESTORATIVE JUSTICE

- Destruction of Property/Vandalism
- Employee Theft/School Theft
- Shoplifting
- Disturbing the Peace
- Threats/Simple Assaults
- Unauthorized use of a Motor Vehicle
- Unlawful Entry/Criminal Trespass
- Sexual Harassment
- Adultery
- Beyond Control

## WHAT IS INAFAMAOLEK?

Inafa' Maolek Conciliation (Inafa' Maolek) is a non-profit organization on Guam dedicated to teaching and promoting conflict resolution. Inafa' Maolek was founded in 1982 by Attorneys Patrick M. Wolff, John Dierking and Charles Troutman in an effort to foster communication between disputants so legal intervention could be avoided. After receiving training in conflict management, the small group of volunteers began mediating private and court-ordered cases.

## FACTS ABOUT MEDIATION

Mediation is a process in which people meet in a private, confidential setting to work out a solution to their problem with the help of a neutral person (a mediator). The mediator is not a judge, does not decide who is right or wrong, and doesn't force the parties to reach an agreement. Instead, the mediator listens to the parties explain their concerns and helps them develop and agree upon a workable, mutually acceptable solution.

### Office Hours:

Monday through Friday  
9:00AM—1:00PM and 2:00PM—4:30PM  
Or by Appointment

**Phone: 671-475-1977**

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## RESTORATIVE JUSTICE



**INAFAMAOLEK**  
Mediation Center

**LOCATION:**  
297 WEST O'BRIEN DR.  
HAGÁTÑA, GUAM 96910

**TEL: (671) 475-1977**  
**FAX: (671) 475-1974**  
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## WHEN AND HOW CASES ARE REFERRED

Most cases are referred as a diversion from prosecution, but cases may also be referred after a formal admission (guilty plea) in court. Victim-offender mediation may be a condition of informal probation or GPD “counsel and release” or may be part of a judge’s sentence/disposition. Cases can also be referred from the schools, via the school principal or counselor.

### 3-STEP PROCESS

1. Inafa’ Maolek **Case Manager and/or RJ Facilitator** will meet at separate times with the offender.
2. Once the Inafa’ Maolek **Case Manager and/or RJ Facilitator** assesses that the offender has accepted responsibility for their actions and is willing to help make things right, the **Case Manager and/or RJ Facilitator** will meet with the victim.
3. If deemed **SAFE** and **BOTH** the **VICTIM** and the **OFFENDER** are willing, a “joint meeting” or “conference” will be held. During the joint meeting/conference, a plan of resolution may be developed.

## IF YOU ARE THE VICTIM OF A JUVENILE OFFENSE:

A conference allows you to:

- Tell the offender(s) how you feel
- Have a say in how the harm should be repaired
- Gain healing and closure

## IF YOU ARE AN OFFENDER OF A JUVENILE OFFENSE:

A conference allows you to:

- Accept the responsibility and consequences for your actions
- Hear how your actions affected others
- Apologize to the victim
- Right the wrong and have a say in how the harm should be repaired
- Start the process of restoring trust

## WHAT PARTICIPANTS HAVE SHARED ABOUT RESTORATIVE JUSTICE MEDIATION

- Victims like having a say in the outcome.
- Parents of offenders feel their children learn empathy
- Offenders like having a chance to give something back to the victims and communities affected by their crime

## HISTORY OF RESTORATIVE JUSTICE ON GUAM

Inafa’ Maolek began doing victim-offender mediation for the Superior Court in 1994. Referrals by court order in both criminal cases and delinquency cases have been made by Judge Tydingco-Gatewood, Judge Maraman, Judge Barrett-Anderson, Judge Ingles, Judge Sukola, Judge Barcinas and Judge Unpingco.

Inafa’ Maolek has also organized an island-wide conference on Restorative Justice. Inafa’ Maolek staff have been trained in Restorative Justice off-island by VOMA (Victim-Offender Mediation Association), Prison Fellowship, National Institute of Justice and on-island by guest trainers Diana Hegyi, Bruce Kittle, Tom Cavanagh, Mike Dooley and Marty Price.

## OTHER TYPES OF DISPUTES MEDIATED BY INAFA’ MAOLEK

- Neighbor-Neighbor
- Child Visitation/ Custody
- Runaway-Beyond Control
- Marital,
- Small Claims
- Civil Cases
- Workplace
- Church
- Business Disputes, etc.