

1 [Supporting Transgender and Gender Non-Conforming Youth and Restorative Justice]

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3 **Resolution calling on the Contra Costa County District Attorney’s Office to dismiss the**
4 **charges filed against Jewlyes Klazson-Gutierrez and to offer community-based**
5 **alternatives and processes that will ensure accountability; and facilitate and support**
6 **healing, and restoration for the youth involved and impacted by the November 13, 2013,**
7 **incident at Hercules High School.**

8
9 WHEREAS, Jewlyes Klazson-Gutierrez is a transgender high school student who is
10 facing criminal charges due to her role in a fight at school with students whom she alleges
11 bullied her repeatedly due to her gender identity; and

12 WHEREAS, Members of the West Contra Costa Unified School District school board
13 have apologized for the school administration not effectively responding to Jewlyes Klazson-
14 Gutierrez’s requests for protection from the harassment and intimidation she was
15 experiencing because of her transgender status before the altercation; and

16 WHEREAS, The Contra County District Attorney’s Office has discretion to decide
17 whether or not to file charges in any particular case; and

18 WHEREAS, Interaction with the juvenile justice system and the increased use of harsh
19 disciplinary sanctions against students often create and perpetuate negative outcomes
20 creating in effect a “school-to-prison pipeline” for youth of color and LGBTQ youth; and

21 WHEREAS, The United States Department of Justice and the Department of Education
22 have issued guidance linking the increased use of harsh disciplinary sanctions with negative
23 outcomes; and

1 WHEREAS, The criminal prosecution of Jewlyes Klazson-Gutierrez will deepen the
2 wounds and harms on all sides, further exposing Jewlyes Klazson-Gutierrez to emotional and
3 mental health risks;

4 WHEREAS, Transgender and gender non-conforming students experience more
5 exclusion, discrimination, bullying, verbal harassment, and physical assaults at school in
6 comparison with their peers, impeding their ability to feel safe at school and thrive
7 academically and socially; and

8 WHEREAS, The commitment to upholding safety for all youth involves responding
9 holistically when safety has been compromised; now, therefore, be it

10 RESOLVED, That the San Francisco Board of Supervisors calls upon the Contra Costa
11 County District Attorney's Office to dismiss the charges filed against Jewlyes Klazson-
12 Gutierrez and to offer community-based alternatives and processes that will ensure
13 accountability; and facilitate and support healing, and restoration for the youth involved and
14 impacted by the November 13, 2013, incident at Hercules High School.



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Resolution

File Number: 140070

Date Passed: February 04, 2014

Resolution calling on the Contra Costa County District Attorney's Office to dismiss the charges filed against Jewlyes Klazson-Gutierrez and to offer community-based alternatives and processes that will ensure accountability; and facilitate and support healing and restoration for the youth involved and impacted by the November 13, 2013, incident at Hercules High School.

February 04, 2014 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 140070

I hereby certify that the foregoing Resolution was ADOPTED on 2/4/2014 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Unsigned

Mayor

2/14/14

Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Angela Calvillo
Clerk of the Board