

UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT

2019 Judicial Conference of the Fifth Circuit

New Orleans, Louisiana

May 7, 2019



IMPLICIT BIAS

Judge Brian A. Jackson

U.S. District Court
Middle District of Louisiana

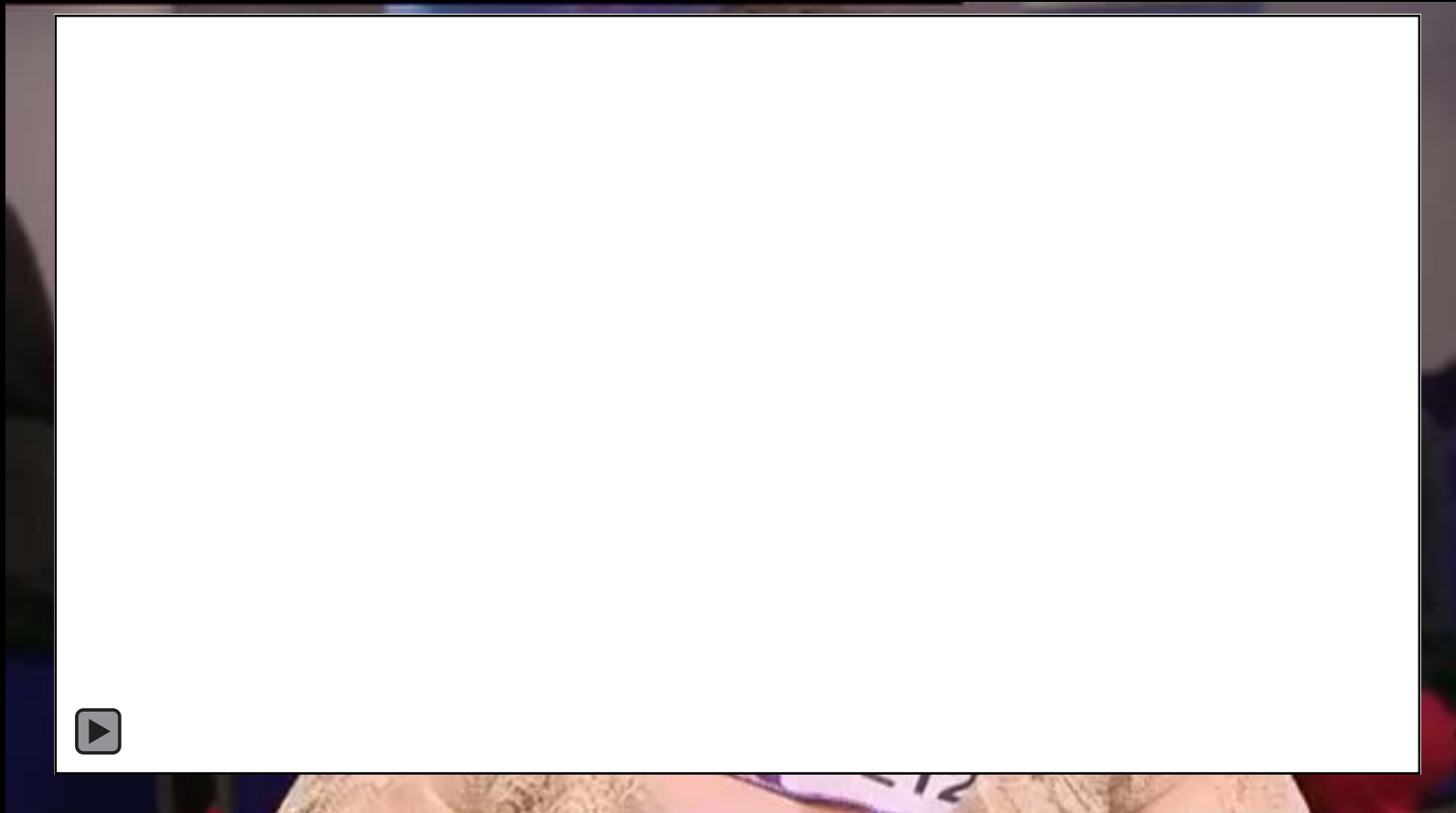
Professor Sarah Redfield

University of New Hampshire School of Law

Dean L. Song Richardson

University of California - Irvine School of Law

SUSAN BOYLE



<https://www.youtube.com/watch?v=RxPZh4AnWyk&feature=youtu.be&t=26>

IMPLICIT BIAS

- I. What is Implicit Bias? Is It the Same as Unconscious Bias?
- II. How Does Implicit Bias Manifest Itself in Society?
- III. How Does Implicit Bias Manifest Itself in Our System of Justice?
- IV. What Strategies Can We Use to Identify & Interrupt Implicit Bias?
- V. Homework - Takeaways - Questions





I. WHAT IS IMPLICIT BIAS?

IS IT THE SAME AS
UNCONSCIOUS BIAS?

HOW DO WE KNOW THIS?

WHY SHOULD WE CARE?



Red

Yellow

Blue

Green

Brown

Blue

Brown

Red

Yellow

Green

Red

Yellow

Blue

Green

Brown

Blue

Brown

Red

Yellow

Green

Blue

Brown

Red

Yellow

Green

Red

Green

Blue

Yellow

Brown

Where do they come from?

- ***History and Culture***
- Parents
- Friends
- School
- Media (even cartoons)

Be Cool, Follow The Rules

POOL RULES

- 1. No running on the pool deck.
- 2. No diving in shallow water.
- 3. No alcohol or drugs.
- 4. No swimming alone.
- 5. No swimming if you are sick.
- 6. No swimming if you have cuts or sores.
- 7. No swimming if you are under the influence of alcohol or drugs.
- 8. No swimming if you are pregnant.
- 9. No swimming if you have a heart condition.
- 10. No swimming if you have a seizure disorder.
- 11. No swimming if you have a history of stroke.
- 12. No swimming if you have a history of heart attack.
- 13. No swimming if you have a history of high blood pressure.
- 14. No swimming if you have a history of diabetes.
- 15. No swimming if you have a history of asthma.
- 16. No swimming if you have a history of epilepsy.
- 17. No swimming if you have a history of kidney disease.
- 18. No swimming if you have a history of liver disease.
- 19. No swimming if you have a history of lung disease.
- 20. No swimming if you have a history of cancer.



WE CATEGORIZE TO
SURVIVE