

Materials List

Workshop 2C - Identifying, Safety Planning and Litigating Stalking in Family Law Cases (August 2023)

Last Updated June 27, 2023

If you are a victim advocate, attorney, judge, or other professional working with an immigrant victim and you would like to receive case specific [technical assistance](#) on family law issues that arise in cases of immigrant crime victims, please call NIWAP for technical assistance. (202) 274-4457 or email us at info@niwap.org.

[Workshop 2C - PowerPoint Presentation](#)

[Opening Plenary I - Investigating and Prosecuting Stalking Cases Involving Immigrant Victims - PowerPoint Presentation](#)

Tools for law enforcement and prosecutors: <http://niwaplibrary.wcl.american.edu/law-enforcement-training-materials/>

Communities of Practice: NIWAP runs several Roundtables and Communities of Practice that provide opportunities for peer-to-peer learning by meeting virtually several times a year with others from across the country working in your profession and serving immigrant victims of domestic violence, sexual assault, dating violence, stalking, and human trafficking. For each, membership is limited to that profession. Please join and encourage others in your community to join:

- Community of Practice for Family Law Attorneys www.surveymonkey.com/r/FamCOP2023
- Community of Practice for Victim Advocates <https://www.surveymonkey.com/r/VictimAdvocateCOPApp>
- Roundtable for Law Enforcement, Prosecutors and System-based Advocates <https://www.surveymonkey.com/r/LERoundtable>
- National Judicial Network: Forum on Human Trafficking and Immigrants in State Courts (Judicial Officials only) <https://niwaplibrary.wcl.american.edu/pubs/njn-outreach-letter>

Podcasts Helpful to Law Enforcement and Prosecution Agencies and Their Staff:

<https://niwaplibrary.wcl.american.edu/niwap-podcast-series>

SPARC offers additional useful information on stalking on their Resources page SPARC offers more useful information on stalking on their Resources Page <https://www.stalkingawareness.org/resources/>

NIWAP and SPARC Resources for State Court Judges on Stalking

- Judicial Officer Bench Card: Stalking (July 14, 2022) <https://niwaplibrary.wcl.american.edu/pubs/sparc-judicial-bench-card-for-stalking>
- Judicial Officer Guide Responding to Stalking (July 14, 2022) <https://niwaplibrary.wcl.american.edu/pubs/sparc-judicial-guide-for-stalking>
- Judicial Officer Checklist for Common Behaviors Associated with Stalking (March 2, 2023) <https://niwaplibrary.wcl.american.edu/pubs/stalking-checklist>
- “Stalking Literature” listing social science research publications on stalking and stalking behaviors. (March 2, 2023) <https://niwaplibrary.wcl.american.edu/pubs/stalking-literature>
- SPARC, Resources on Stalking for Judicial Officers <https://www.stalkingawareness.org/judicial-officer-resources/> (July 14, 2022)

- SPARC, U.S. Stalking Laws and Statutes <https://www.stalkingawareness.org/map/>

NIWAP Resources for Family and Immigration Lawyers on Trauma Informed Approach

- Advocate’s and Attorney’s Tool for Developing a Survivor’s Story: Trauma Informed Approach (April 27, 2023) <https://niwaplibrary.wcl.american.edu/pubs/advocates-attorneys-tool-trauma-informed>
- How to Prepare Your Case Through a Trauma Informed Approach: Tips on Using the Trauma Informed Structured Interview Questionnaires for Family Court Cases (SIQI) (April 27, 2023) <https://niwaplibrary.wcl.american.edu/pubs/siqi-for-family-lawyers>
- Trauma Informed – Structured Interview Questionnaires for Immigration Cases (SIQI)(April 27, 2023) <https://niwaplibrary.wcl.american.edu/pubs/siqi-trauma-informed-tool>

Stalking Literature

Data regarding victim/offender relationships, prevalence and a summary of the lifetime and 12-month experiences of stalking victims in the United States.

- Smith, S.G., Basile, K.C., & Kresnow, M. (2022). The National Intimate Partner and Sexual Violence Survey (NISVS): 2016/2017 Report on Stalking. Atlanta, GA: National Center for Injury Prevention and Control, Centers for Disease Control and Prevention <https://www.cdc.gov/violenceprevention/pdf/nisvs/nisvsStalkingReport.pdf>
- Baum, K., Catalano, S., & Rand, M. (2009). Stalking Victimization in the United States. Washington, DC: Bureau of Justice Statistics. <https://www.justice.gov/sites/default/files/ovw/legacy/2012/08/15/bjs-stalking-rpt.pdf>

The multidimensional framework for assessment and safety planning in stalking cases, the 14 risk factors in stalking cases and dangerousness of stalking offenders.

- Logan, TK & Walker, R. (2017). Stalking: A Multidimensional Framework for Assessment and Safety Planning. *Trauma, Violence & Abuse*, 18(2), 200-222. <https://journals.sagepub.com/doi/abs/10.1177/1524838015603210?journalCode=tvaa>
- Mohandie, K., Meloy, J.R., McGowan, M.G., & Williams, J. (2006). The RECON Typology of Stalking: Reliability and Validity Based upon a Large Sample of North American Stalkers. *Journal of Forensic Sciences*, 51(1): 147-155. https://www.researchgate.net/publication/7349862_The_RECON_Typology_of_Stalking_Reliability_and_Veracity_Based_Upon_a_Large_Sample_of_North_American_Stalkers

Stalking as a Risk Factor in Intimate Partner Femicide

- Spencer, C.M. & Stith, S.M. (2018). Risk Factors for Male Perpetration and Female Victimization of Intimate Partner Homicide: A Meta-Analysis. *Trauma, Violence, & Abuse* 21(3): 527-540. <https://pubmed.ncbi.nlm.nih.gov/29888652/>
- McFarlane, J., Campbell, J.C., Wilt, S., Ulrich, Y., & Xu, X. (1999). Stalking and Intimate Partner Femicide. *Homicide Studies*, 3(4), 300-316. <https://journals.sagepub.com/doi/10.1177/1088767999003004003>

Impact of Stalking on Victims/Survivors; Coping Methods

- Spitzberg, B.H. & Cupach, W. (2007) The State of the Art of Stalking: Taking Stock of the Emerging Literature. *Aggression and Violent Behavior*, 12(1), 64-86. https://www.researchgate.net/publication/222953393_The_State_of_the_Art_of_Stalking_Taking_Stock_of_the_Emerging_Literature

Acknowledgement of Stalking Behaviors

- Jordan, C. E., Wilcox, P., & Pritchard, A. J. (2007). Stalking acknowledgement and reporting among college women experiencing intrusive behaviors: Implications for the emergence of a “classic stalking case”. *Journal of Criminal Justice*, 35(5), 556-569.
<https://www.sciencedirect.com/science/article/abs/pii/S0047235207000852?via%3Dihub>

SPARCS Resources for Law Enforcement

- Resources for Law Enforcement: <https://www.stalkingawareness.org/law-enforcement-resources/>
- Stalking Cases and Investigation Report Writing: <https://www.stalkingawareness.org/wp-content/uploads/2022/06/LE-Stalking-Cases-Investigations-Report-Writing.pdf>
- Law Enforcement Tips: SLII Behaviors - <https://www.stalkingawareness.org/wp-content/uploads/2022/04/LE-Tips-Identifying-SLII-Stalking-Behaviors.pdf>
- Law Enforcement Guide to Responding to Stalking: <https://www.stalkingawareness.org/wp-content/uploads/2023/04/SPARC-LE-Agency-Guide.pdf>
- Law Enforcement Agency Model Policy: Stalking Response <https://www.stalkingawareness.org/wp-content/uploads/2023/04/SPARC-LE-Agency-Model-Policy-Stalking.pdf>
- Law Enforcement Training Guidance: Stalking Response <https://www.stalkingawareness.org/wp-content/uploads/2023/04/SPARC-LE-Training-Stalking-Response.pdf>

Webinars on Stalking:

- Context is Key: Identifying and Responding to Stalking
<https://www.youtube.com/watch?v=l5dDO2LIDIQ>
- Identifying, Investigating, and Prosecuting Stalking <https://www.youtube.com/watch?v=P5KaCp5sWGs>
- Stalking and Intimate Partner Violence <https://www.youtube.com/watch?v=aufwpJxTjhw>
- Stalking & Sexual Violence: Understanding the Intersections
<https://www.youtube.com/watch?v=sVlfTu5IWuw>
- National Judicial Network Webinar – Readily Identifying and Effectively Responding to Stalking in Family Court: A Resource for Judicial Officers (March 7, 2023)
<https://niwaplibrary.wcl.american.edu/resources-on-stalking-for-judges>

Links from Plenary

- Understanding Stalking for Immigrants (English)
<https://niwaplibrary.wcl.american.edu/pubs/understanding-stalking-for-immigrants-english>
- Understanding Stalking for Immigrants (Spanish)
<https://niwaplibrary.wcl.american.edu/pubs/understanding-stalking-for-immigrants-es>
- SPARC Stalking and Technology Infographic <https://niwaplibrary.wcl.american.edu/pubs/stalking-tech-infographic>
- SPARC offers more useful information on stalking on their Resources Page
<https://www.stalkingawareness.org/resources/>
- Webinar Recording Stalking Charges: An Opportunity, Not an Afterthought
<https://www.youtube.com/watch?v=HVy7gOmKhSQ>
- Prosecutor’s Guide to Stalking <https://www.stalkingawareness.org/wp-content/uploads/2020/01/SPA-19.005-Prosecutors-Guide-to-Stalking-00000002-revised.pdf>
- Stalking Effective Strategies for Prosecutors https://www.stalkingawareness.org/wp-content/uploads/2018/08/Stalking_Effective_Strategies_for_Prosecutors.pdf

Immigrant Survivor Prosecutor Resources and Materials

- What's Immigration Status Got to Do with It? Prosecution Strategies for Cases Involving Undocumented Victims <https://niwaplibrary.wcl.american.edu/wp-content/uploads/Whats-Immigration-Status-Got-To-Do-With-It-Undocumented-Prosecution-Case-Strategies.pdf>
- Relevancy of a Victim's Immigration Status in State Criminal Court Proceedings (August 24, 2022) <https://niwaplibrary.wcl.american.edu/pubs/relevance-victims-immigration-status>
- VAWA Confidentiality and Criminal Cases: How Prosecutors Should Respond to Discovery Attempts for Protected Information <https://niwaplibrary.wcl.american.edu/pubs/pretrial-strategies-7-24-17-final-with-logos>
- Certifying Early: When Should You Sign a U or T Visa Certification for a Victim? <http://niwaplibrary.wcl.american.edu/pubs/certifying-early-7-24-17-final-w-logo/>
- Quick Reference Guide for Prosecutors: U Visa and VAWA Confidentiality Related Case Law <https://niwaplibrary.wcl.american.edu/pubs/quick-reference-guide-for-prosecutors-u-visa-and-va-wa-confidentiality>
- Utilizing VAWA Confidentiality Protections (69-84) in Family Court Proceedings in Winning Custody Cases for Immigrant Survivors: The Clash of Laws, Cultures, Custody and Parental Rights https://www.civicresearchinstitute.com/online/article_abstract.php?pid=6&iid=1269&aid=8306; and <https://www.courts.ca.gov/documents/BTB24-PreCon1E-11.pdf>
- Family Court Bench Card on VAWA Confidentiality <http://niwaplibrary.wcl.american.edu/pubs/family-court-bench-card-va-wa-confidentiality>
- VAWA Confidentiality and Discovery Cases (October 18, 2022) <https://niwaplibrary.wcl.american.edu/vawa-confidentiality-cases>
- How to Argue or Rule on VAWA Confidentiality Protections in Discovery Involving Immigrant Survivors (November 18, 2022) <https://niwaplibrary.wcl.american.edu/pubs/how-to-va-wa-confidentiality-discovery>