



ALL OF US OR NONE

All of Us or None is an organizing movement started by people who have been in prison in order to challenge the pervasive discrimination that formerly incarcerated people, people in prison, and our family members face. Our goal is to strengthen the voices of people most affected by mass incarceration and the growth of the prison industrial complex. Through our grassroots organizing, we are building a powerful political movement to win full restoration of our human and civil rights.



Our All of Us or None newspaper is a multi-faceted venture linking those of us who have been locked up, those who are locked up, as well as our families and allies in this struggle. As we envision a monthly paper that speaks to our concerns and hears our cries, we want to ensure that the voices of our people inside are heard and the inside artists are recognized for their contributions to this movement. Your articles and poetry are important to us and your art is a valuable tool as we work together to dismantle the injustices in the Prison Industrial Complex. Please submit any articles, poetry and artwork to the following address: AOUON Editor, 4400 Market St., Oakland, CA 94608

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Submit your art and/or news articles for publication.

Nominate a formerly incarcerated person for the Coming Home section or submit your own story about reentry.

Nominations and submissions may be sent to:

AOUON Newspaper Editor
c/o Legal Services for Prisoners with Children
4400 Market Street
Oakland, CA 94608



AOUON Woman

Greetings Everyone,

My name is Alissa Moore I'm formerly incarcerated and currently the 2022 Elder Freeman Policy fellow at LSPC. In light of women's month All Of Us Or None is pleased to announce our first ever women's chapter! Our hope in creating this chapter is to bring women's issues to light and create a pathway to have their voices heard and needs met. Moving forward we have a lot of great plans for our membership and as always we are open to suggestions, comments and ideas. Please feel welcome to write to me directly at our office address.

Congratulations to all our new inside co-founders!

Mayra Figueroa, Simaima Oluafu, Brittany Grigsby, Tabitha Valdes, Michelle Calvin, Cynthia Guardino, Jessica Cordova, Carla Torres, Shelly Gutierrez, Jasmine Velasquez, Jinea Ingram, Rhea Mallory, Nancy Arreola, Hazel Salas, Ali Ashia, Tasha Brown, Renecha Gulley, Malieka Bailey, Mirian Herrera, Hillery Titsworth, Lynette DeRouen, A. Karimi, Olivia Ramos, Karina Poncio, Heather Howell, Xochilti Diaz, Alyssa Villuaneva

All of Us Or None Self-Determination Pledge

As members of All of Us or None, we pledge:

- To demand the right to speak in our own voices
- To treat each other with respect and not allow differences to divide us
- To accept responsibility for any acts that may have caused harm to our families, our communities or ourselves
- To fight all forms of discrimination
- To help build the economic stability of formerly-incarcerated people
- To claim and take care of our own children and our families
- To support community struggles to stop using prisons as the answer to social problems
- To play an active role in making our communities safe for everyone

Movement Maker

M	U	L	U	C	I	R	R	U	C	C	E	D	I
E	L	R	I	N	O	I	T	A	U	D	A	R	G
C	O	M	M	U	N	I	C	A	T	I	O	N	A
L	N	D	R	Y	R	O	T	S	I	H	Y	C	D
U	S	R	L	T	C	D	D	R	Y	L	T	D	V
C	E	Y	O	A	K	L	A	N	D	G	D	O	O
A	R	I	U	I	N	Y	A	Y	O	U	T	H	C
E	V	C	N	A	R	R	A	T	I	V	E	U	A
U	I	M	N	L	A	N	O	I	T	A	N	O	C
W	T	T	C	T	N	A	I	A	M	I	O	I	Y
O	U	Y	T	C	O	N	F	E	R	E	N	C	E
M	D	R	D	G	Z	A	R	T	A	C	L	A	
A	E	U	R	N	N	P	L	E	D	G	E	A	T
N	I	N	V	O	L	U	N	T	A	R	Y	A	T

Answer key on page 6

- NARRATIVE
- WOMAN
- ALCATRAZ
- SERVITUDE
- CURRICULUM
- CONFERENCE
- OAKLAND
- YOUTH
- NATIONAL
- COMMUNICATION
- INVOLUNTARY
- GRADUATION
- HISTORY
- PLEDGE
- ADVOCACY

2021 Legislative Update

Key: Bill # (Author) Short title (Code sections affected) Effective date if not 1/1/22

IP = incarcerated person; H&S = Health & Safety Code; WIC = Welfare & Institutions Code

All laws are effective January 1, 2022 unless otherwise indicated.

Record Clearing

LSPC Policy Platform: Probation, Parole, Pardons Formerly/Currently Incarcerated Civil Rights; Criminal Law and Sentencing

AB 124 (Kamlager) Relief for victims of human trafficking, intimate partner violence, or sexual violence, trauma, and youth offenders (Pen. 236.15, 236.23, 236.24, 1016.7, 1170)

- Allows vacatur relief for people who establish by clear and convincing evidence that an arrest or conviction was the direct result of being a victim of intimate partner violence or sexual violence (but victim restitution must still be paid). (Already allowed for victims of human trafficking.)
- Requires a court, when considering whether to resentencing a defendant under section 1170(d), to consider whether any trauma, victimization as described above, and/or youth (up to age 26) contributed to commission of the crime.

See also Criminal Law section below.

AB 145 (Budget Ctee) Automatic record clearing (Pen. 851.93, 1203.425)

Amends automatic record clearing law to cover convictions in or after 1973 (subject to funding).

AB 262 (Patterson) Vacatur relief for victims of human trafficking (Pen. 236.14)

- Stays collection of fines (but not restitution) when victim of human trafficking seeks vacatur of nonviolent offense.
- Prohibits court from denying vacatur relief because of outstanding fines or fees or failure to meet conditions of probation.
- Allows victim to seek vacatur at any time.
- Allows victim to appear by counsel if petition is unopposed.
- When vacatur granted, requires records to be sealed/destroyed by later of one year after arrest or 90 days after petition granted, expands agencies who must seal/destroy records, and requires improved notice of record sealing/destruction.

AB 898 (Lee) Automatic record clearing procedures (Pen. 1203.425, 1203.9, 13151)

Procedural and notice changes applicable to cases where probation supervision was transferred to a different county.

AB 1259 (Chiu) Setting aside conviction for failure to explain immigration consequences (Pen. 1473.7)

Allows person no longer in custody to vacate conviction or sentence based on a prejudicial failure to explain immigration consequences (previously limited to guilty or no contest pleas).

AB 1281 (Blanca Rubio) Protective orders unaffected by record clearing (Pen. 1203.4, 1203.4a, 1203.4b, 1203.425)

Requires protective orders to stay in effect even if the associated domestic violence, elder abuse or stalking conviction is dismissed via a record clearing remedy.

SB 211 (Umberg) Allows legal aid agencies to help with expungements/record clearing (Bus. & Prof. 6213(l))

Expressly allows legal aid agencies to help low-income clients with expungements/record clearing, which had been at risk because authorities deemed it not to be a "civil" legal service.

SB 446 (Glazer) Compensation for incarceration while innocent or due to government misconduct (Pen. 1485.5, 1485.55,

Spotlight



On Mar 4, 2022, the largest number of formerly incarcerated people gathered at the infamous Alcatraz Federal Penitentiary since its closure in 1963. Over 240 members from All Of Us Or None chapters across the country showed up to challenge the dominant narrative about formerly incarcerated people in America.

Following the success of the 2019 AOUON National Conference at the Freedom & Movement Center in Oakland, CA, we had the first-of-its-kind event on Alcatraz Island to recognize all the recent campaigns led by formerly incarcerated people across the country. Our goal was to mark the beginning of a new era in which Formerly Incarcerated and Convicted People take control of our own narratives.

“We went to Alcatraz to affirm that we are still fighting for the full restoration of our human and civil rights. We wanted our members to remember the promises we made to loved ones we left behind prison walls.” Dorsey Nunn said.

When people like Dorsey Nunn, Hamdiya Cooks-Abdullah, Linda Evans, Susan Burton, George Galvis, and Nane Alejandrez began organizing it was impossible for them to meet in such large numbers and in a public forum. When they began organizing they did not have the financial support to gain access to hotels like the Hilton to gather and organize. They struggled to pay for a single room and no one had travel expenses. Nevertheless, they were willing to put their physical freedom on the line for the sake of liberty. The simple act of formerly incarcerated people gathering together was (and still is for some) an act of defiance that could have sent each of them back to prison. On those occasions when they meet, they all packed into one room in run down looking hotels, slept on the living room floors of friends, or in cars because they were all determined to pave a way for themselves, for the loved ones they left behind, and for the future of the young who would surely fall prey to these modern day plantations.

Today, over 240 Formerly Incarcerated people

gathered in Oakland California from 30 AOUON chapters from all across the country. Most of them probably do not know the story about the founding of All Of Us Or None. But there was a struggle the founding members had to endure to safely cross the boundaries of the criminal justice system, racism, classism, and sexism. Their struggle was not just to overcome outside forces. They had to overcome internal conflict that normally drives wedges between groups desiring to work against all the “Isms” mentioned above. Because of what they endured we have shoulders to stand on and puts us a little closer to the mountain top.

Highlights from the gathering Included:

- Native American ceremony on Alcatraz Island and a group visit to the National Park Service’s new exhibit on mass incarceration, “The Big Lockup,” which will be seen by 1,000,000 visitors annually.
- Members and leaders from over 30 All of Us or None chapters sharing updates on their current priorities and successes..
- Workshops on Fair Chance Housing, Family Unity, Voting Rights and Engagement, Abolishing Involuntary Servitude, Dismantling the School to Prison Pipeline, Debt-free Justice, communication strategy, and more.
- Incredible diversity and community across race, gender, age, and identities - committed to ending violence and combating systemic racism.

At the end of the event we all took the All Of Us Or None Self-Determination Pledge and made a vow to never forget where we came from and what we’ve been through. We committed ourselves to take action and created common goals that will ultimately guide the narrative of our future. We committed to uplifting the voices of our inside members. We committed to sharing stories in the All Of Us Or None newspaper. We committed sharing stories on Juneteenth about our collective experience of involuntary servitude as it applies to the 13 amendment of the Constitution. And we would love to hear from you, our inside members across the country, about your experiences. We want to ensure that the nation understands



Youth Graduation

All Of Us Or None (AOUON), which is a project of Legal Services For Prisoners With Children (LSPC), has successfully completed its first Self-Advocacy Curriculum taught at Juvenile hall in Martinez, CA.

Twenty-Four incarcerated youth received certificates of completion and 1.5 credits towards their high school diplomas during the graduation ceremony.

This curriculum was facilitated by Lee “Taqwaa” Bonner, the Housing Advocate at AOUON, and co-facilitated by Tatiana Lewis (A 2022 Ronald Elder Freeman Policy Fellow at LSPC); Sean Cole (“Nutso” of the rap group Tupac and the Outlawz); Jabar Watson (Founder and Executive Director of the B.L.O.C.C.); and Montrell Dorsey (Project Coordinator of Downtown Streets Team).

The Executive Director of LSPC and Co-founder of AOUON, Dorsey Nunn, closed out the graduation ceremony with the following remarks, “I am pleased with the efforts Taqwaa made towards teaching you’ll how to advocate for yourself and speak in your own voice to end the mass incarceration of our youth.” “ I also give Taqwaa Bonner my blessings to continue this work here at juvenile hall.”

Zalika Bonner (the C.F.O. of Taqwaa’s Youth Diversion(T.Y.D.)) designed and passed out the certificates with the aid of the Department of Juvenile Justice (DJJ) staff and the Contra Costa County Office of Education staff.

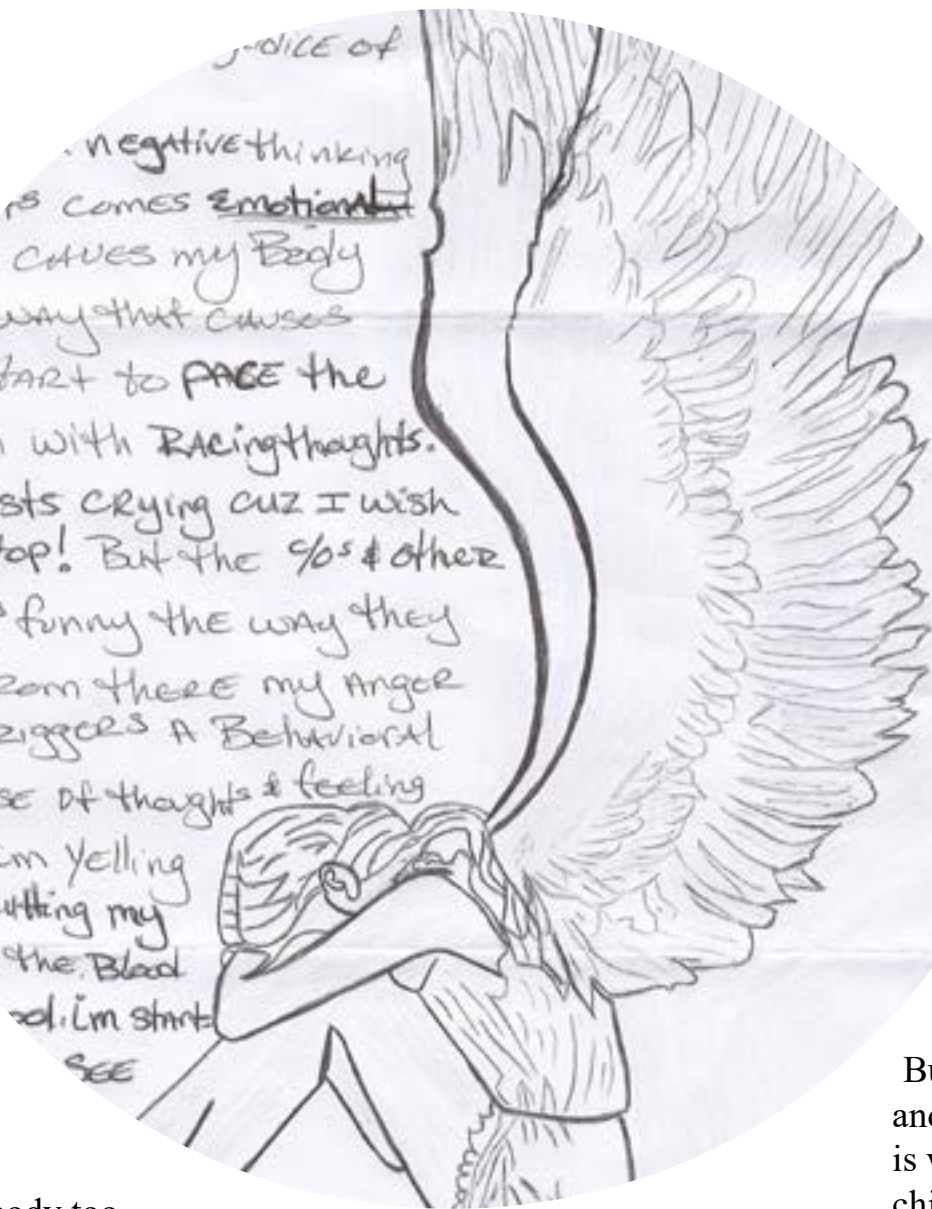


Mailbag

To dismiss me & my basic needs causes an internal trigger of abandonment & rejection. To look right through me like I don't exist causes feelings of pessimism. As much as I want to go home, being free of all dependency of others at this point I'm stuck! Striving to look at the positive only leaves me seeing the prejudice of others towards me. This leaves me with negative thinking with these thoughts come emotional

Responses that causes my body too react in a way that causes discomfort. I start to pace the small cell I'm in with racing thoughts. Clenching my fists crying because I wish all this would stop! But the %'s & other staff think it's funny the way they mistreat me. From there my anger rises until it triggers a behavioral response because of thoughts & feeling of abuse. NOW I'm yelling punching walls & cutting my self. Now I see the blood & my body feels cool, I'm starting to calm down. I see I'm human & I bleed like everyone else. NO matter how much I strive to be diplomatic & respectful there's always some with the uniform that misuses their power because they can. And the triggering events start all over again.

By, Bruce M. Dixon



Hidden in The Dirt of Darkness!

Written by: David Meade

A child may go through psychological pain of being afraid of the dark, but the real tragedy of life is when man is afraid of the light and afraid to accomplish his goals with body, mind, and heart. A child may be afraid of failure and not want to try to succeed again,

But it's shameful for a man to just quit and not know that the day that he fails is when his true journey then begins. A child may not know right from wrong as he destroys and depicts the beauty of a sacred valley,

But it's like a man is hallucinating in blindness when he refuses to face the depth of his own reality.

Why be afraid of the light when it will eventually prevail

after the climax of darkness, Except the light with truthfulness and honesty even if you accept it with embarrassment and harshness.

Not accepting the truth is like falling from a bicycle and then getting up and kicking the bike, And rather you reject the truth or accept it but that which goes on in the darkness will soon prevail within the light.

Just a Heart!

By Edward Borwn Jr

Buried, Buried Deep down inside
Away from the world so I can hide!

On top of me is trouble mixed in
Is a whole lot of struggle,

But Still I pump in & out, through
And through even if I skip a beat
This is what I'm supposed to do!

I'm the definition of pain, I
Go numb just so I can maintain

Giving it my all, never accepting
Defeat, knowing my sole intention is
Just to beat

Since day 1 in life I've had to play
my part...

So What am I?

Just read this carefully & you'll see...
I'm Just A "Heart"



4900, 4902, 4903, and 4904)

Requires CA Victim Compensation Board to recommend to Legislature compensation for:

- a person whose writ of habeas corpus was granted in state or federal court
- a person whose conviction was vacated under Pen. 1473.6 (government misconduct) or 1473.7(a)(2) (new evidence of actual innocence) and then the charges were dismissed or the person was acquitted on retrial

UNLESS the Attorney General establishes by clear and convincing evidence that the person committed the charged acts (without relying solely on the trial record of a conviction that has been reversed or dismissed).

Failure to request finding of factual innocence, unfavorable ruling on such a motion, or denial of compensation shall not have res judicata or collateral estoppel effect in other proceedings.

Other Reentry

LSPC Policy Platform: Formerly/Currently Incarcerated Civil Rights; Economic Justice;

AB 176 (Budget Comm.) **Restrictions on FTB wage garnishment and bank levies for collection of vehicle and criminal fines/fees** (Civil Proc. 704.220(a), 706.050)

Extends the following protections to vehicle-related debt and criminal fines and fees (not including restitution):

- Wage garnishment: Maximum is 25% of the person's weekly post-tax earnings or 50% of the amount over 40 times the local minimum wage, whichever is less.
- Bank levy: May not collect more than the "Minimum Basic Standard for Adequate Care" (MBSAC) for a family of four (regardless of debtor's family size), currently \$1,826

AB 177 (Budget Comm.) **Repeal of criminal fines and fees** (Pen. 1001.15, 1001.16, 1001.90(g)-(h), 1202.4(l), 1203.1(l), 1203.1ab, 1203.1c, 1203.1m, 1203.4a, 1203.9, 1205, 1214.5, 1463.07, 2085.5, 2085.6, 2085.7, Veh. 40508.5, 40510.5)

Repeals 18 criminal fines and fees and provides \$75 million in "backfill" funding to counties over two years to recoup supposed losses due to the repeals.

AB 417 (McCarty) **Support for Rising Scholars Network** (Educ. 78070 et seq.)

Authorizes increased funding for Rising Scholars Network, which supports formerly incarcerated students in California community colleges, and recommendations for strengthening the network.

AB 628 (Eduardo Garcia) **Breaking Barriers to Employment Initiative** (Unempl. 14031-35)

Renews and expands a current grant program, shifting focus to addressing racial, ethnic and socioeconomic disparities in the labor market. Supported by \$25 million budget allocation.

AB 1480 (Rodriguez) **Exception to Fair Chance Hiring Act for Nonsworn Criminal Justice Agency Workers** (Labor 432.7, Pen. 13203)

Exempts "nonsworn members of a criminal justice agency" from protection under the Fair Chance Act, which limits employers' ability to deny jobs based on criminal justice history.

AB 1587 (Govt Org Ctee) **Horse Racing Background Checks** (Bus. & Prof. 19431,

19448)

Allows fingerprinting and criminal history checks for employees, contractors and licensees of the CA Horse Racing Board.

SB 92, §22 (Budget Ctee) **Reentry rental assistance** (no statute added or amended)

Allocates \$50,000 to the Adult Reentry Grant program for rental assistance.

SB 241 (Umberg) **Allows remote court appearances indefinitely** (Bus. & Prof. 8050-8051, Civil Proc. 367.75, 599, 1010.6, Probate 3505)

Allows remote court appearances past the expiration of COVID emergency orders.

SB 498 (Umberg) **Increases maximum income for legal aid** (Bus. & Prof. 6213-6214)

Increases income threshold for legal aid eligibility from 125% to 200% the federal poverty level, and veterans disability benefits no longer count toward income.

Juvenile Justice

LSPC Policy Platform: Criminal Law and Sentencing; Youth Justice

AB 46 (Luz Rivas) **CA Youth Empowerment Act** (Gov. 8261 et seq.)

Establishes CA Youth Empowerment Commission, consisting of commissioners aged 14-25, to ensure young people are directly engaged with state policymaking. Commission would draft legislation, make recommendations on proposed legislation, hold hearings, award grants.

AB 145 (Budget Ctee) **California Sex Offender Management Board** (Pen. 9001)

Expands California Sex Offender Management Board to include someone with expertise in treatment or supervision of juveniles with sex offense history.

AB 145 (Budget Ctee) **Pine Grove Youth Conservation Camp** (WIC 209, 730, 1760.45)

Allows juvenile court to place a juvenile at Pine Grove Youth Conservation Camp with possible firefighting program.

AB 624 (Bauer-Kahan) **Right to appeal juvenile transfer orders** (WIC 801)

Authorizes immediate appeal of orders transferring juvenile delinquency cases to adult criminal court. Stays criminal proceedings pending appeal, and expedites such appeals.

AB 1318 (Stone) **Deferred entry of judgment pilot program for juveniles** (Pen. 1000.7)

Extends existing pilot program in six counties for two years.

SB 92 (Budget Ctee) **Commitments of juveniles after DJJ closure** (Welf. & Instit. 726, 731, 733.1, 736.5, 779.5, 875-876) *Parts of this bill became effective July 1, 2021*

- Requires court to consider local secure youth treatment facilities (SYTFs) as alternative to DJJ for wards still eligible for DJJ (ie, eligible offense, transfer to adult court sought).
- Requires DJJ to close by 6/30/23, make plan to transfer remaining DJJ wards by 1/1/22.

• Allows counties to establish SYTFs beginning 7/1/21.

• Allows commitment to SYTF if most recent adjudicated offense is a 707(b) offense and court finds less restrictive placement is unsuitable.

- Requires courts to set term of confinement as follows:
 - Baseline term per Judicial Council matrix to be developed by 7/1/23 (in meantime, per DJJ regs 30807-30813 plus or minus 6 months)
 - Maximum term if sent to an SYTF:
 - Cannot exceed adult middle term
 - If aggregate adult sentence would be 7+ years, maximum term cannot go beyond two years or 25th birthday, whichever is later
 - Otherwise, maximum term cannot go beyond two years or 23rd birthday, whichever is later

• Requires court to approve individual rehabilitation plan for each committed ward.

• Requires court to hold progress hearing at least every 6 months and consider reducing baseline term and/or transferring ward to a less restrictive program.

• Requires court to hold probation discharge hearing once baseline term served. Extended detention of persons physically dangerous to the public will be governed by Judicial Council guidelines, which likely will be enacted as law by 7/1/22.

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• Expands informal probation under sections 654 and 654.2 to include juveniles charged with drug sales or possession, including on school grounds, juveniles owing more than \$1,000 in victim restitution, and juveniles who committed a felony when 14 or older (except offenses listed in section 707(b) unless unusual circumstances).

• If minor is unable to pay victim restitution, cannot be denied informal probation or found in violation of informal probation.

• If minor would be under supervision in a different county, original county can adjudicate case then transfer for other county to determine eligibility for supervision.

• In deferred entry of judgment cases, the prosecutor no longer needs to make formal statement explaining consequences of failure to comply.

SB 383 (Cortese) **Expanded informal probation and deferred entry of judgment for juveniles** (WIC 654.3, 790, 791)

ALL OF US OR NONE

Slave, who is it that shall free you?
Those in deepest darkness lying.
Comrade, only these can see you
Only they can hear you crying.
Comrade, only slaves can free you.
Everything or nothing. All of us or none.

One alone his lot can't better.
Either gun or fetter.
Everything or nothing. All of us or none.

You who hunger, who shall feed you?
If it's bread you would be carving,
Come to us, we too are starving.
Come to us and let us lead you.
Only hungry men can feed you.
Everything or nothing. All of us or none.

One alone his lot can't better.
Either gun or fetter.
Everything or nothing. All of us or none.

Beaten man, who shall avenge you?
You, on whom the blows are falling,
Hear your wounded brothers calling.
Weakness gives us strength to lend you.
Come to us, we shall avenge you.
Everything or nothing. All of us or none.

One alone his lot can't better.
Either gun or fetter.
Everything or nothing. All of us or none.

Who, oh wretched one, shall dare it?
He who can no longer bear it.
Counts the blows that arm his spirit.
Taught the time by need and sorrow,
Strikes today and not tomorrow.
Everything or nothing. All of us or none.

One alone his lot can't better.
Either gun or fetter.
Everything or nothing. All of us or none.

Bertolt Brecht (1898–1956)

If you would like to send feedback or contribute to the All of Us or None newspaper, please contact the Editor.

AOUON
4400 Market Street
Oakland, CA 94608

info@prisonerswithchildren.org

Chapter Contacts

National AOUON Headquarters
c/o Legal Services for Prisoners with Children
4400 Market St., Oakland, CA 94608
Phone: (415) 255-7036 x337
Fax: (415) 552-3150
AOUON National Organizer:
Oscar Flores: oscar@prisonerswithchildren.org

California

Bakersfield

Ucedrah Osby: AOUONBakersfield@gmail.com

Los Angeles/Long Beach

c/o A New Way of Life Reentry
PO Box 875288, Los Angeles, CA, 90087
Phone: (323) 563-3575
Fax: (323) 563-3445
Stephanie Jeffcoat (657) 262-0670
sjeffcoat@anewwayoflife.org

Orange County

Stephanie Jeffcoat:
stephaniejeffcoatocaouon@gmail.com
Danielle Dancer: ddancertnap@gmail.com

Riverside

1390 W. 6th St.
Corona, CA 92882
Shaun Leflore: shaun@startingover.inc
Fidel Chagolla: fidel@startingover.inc

Sacramento

PO Box 292967, Sacramento, CA 95829
Henry Ortiz: henry@prisonerswithchildren.org

San Bernardino

c/o A Time for Change Foundation
PO Box 25040, San Bernardino, CA 92406
Phone: (909) 886-2994
Fax: (909) 886-0218
Kim Carter: kcarter@timeforchangefoundation.org

San Diego

Curtis Howard: allofusornonesandiego@gmail.com

Idaho

Mary Failing: maryfailing@my.cwi.edu

Illinois

Central Illinois
P.O. Box 3026, Peoria, IL 61612-3026
Phone: (309) 232-8583
General Parker: centralillinoisouon@gmail.com

Chicago

Richard Wallace: Chicago.IL.AOUON@gmail.com

Kentucky

Louisville

Savvy Shabazz: AOUONLouisville@gmail.com

Missouri

St. Louis

Patty Berger: AOUON.StL@gmail.com

North Carolina

Durham

Andrea "Muffin" Hudson:
AOUONNC@gmail.com

Eastern N.C.

Corey Purdie: AOUONENC@gmail.com

Charlotte

Kristie Puckett Williams:
AllOfUsOrNoneNC@gmail.com

Ohio

Greater Cincinnati

Zaria Davis: CincyAOUON@gmail.com

Texas

San Antonio

Steve Huerta: AllOfUsOrNoneTexas@gmail.com

TRI-STATE

New York

Ivelisse Gilestra: AOUON.NewYork@gmail.com

Northern New Jersey

P.O. Box 9812, Newark, NJ 07104
Tia Ryans: AOUON.NJ@gmail.com

Washington

Eastern Washington

Megan Pirie: EasternWAAOUON@gmail.com

Wisconsin

Madison

Caliph Muab-el: WIAOUON@gmail.com

Georgia

Atlanta

Waleisah Wilson
(404) 860-2837

South Jersey

Ronald Pierce (732) 608-4752
rpierce@njjsj.org

South Carolina - Greenville

Angela Hurks
(864) 991-1388 (m) (854) 236-1393 (f)
stepbystephopeproject@charter.net
www.stepbystephopeproject@charter.net

All of Us or None Membership Form | Yes, I want to become a member of ALL OF US OR NONE!

Name & Number: _____

Institution: _____

Address: _____

Country of Origin: _____

Do you have children? YES / NO. Do you need support with family issues? YES / NO

Earliest Parole/Release Date: _____ County of Parole/Probation: _____

- I can organize & facilitate group meeting
- I can help with membership outreach
- I can distribute materials & resources
- I can address & pass along feedback

Mail this form & any questions to:
AOUON
4400 Market Street
Oakland, CA 94608

