



The Challenge Is in the Moment

The Time Is Always **Now**

**INNOCENCE
PROJECT**

Annual Report 2023

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HEAR FROM OUR EXECUTIVE DIRECTOR

Barry Jones was convicted of murder and sentenced to death in Arizona after his trial attorney failed to introduce credible, available evidence of his innocence. He was then represented by a state post-conviction attorney who never challenged the quality of Mr. Jones's trial counsel. In May 2022, the U.S. Supreme Court declared that the federal courts could not consider Mr. Jones's evidence of ineffective assistance of counsel — even though it caused him to be wrongfully convicted — because that evidence was never presented to the state courts. This decision not only allowed his death sentence to move forward, it also left thousands of other wrongfully convicted innocent people without a court to turn to for relief.

Fortunately, Mr. Jones was released in June 2023 after an Arizona court finally vacated his conviction for a crime he did not commit. Nonetheless, the Supreme Court's decision in his case stands. And the Court has continued to hand down rulings that make it harder for the lower courts to correct wrongful convictions, including another June 2023 ruling that prevents federal prisoners from challenging convictions for crimes of which they are legally innocent.

Supreme Court decisions are one of many obstacles that we confront in our effort to prevent and rectify wrongful convictions. The increasing use of unreliable and unvalidated surveillance and investigative technologies by law enforcement — including facial recognition software — is another. We are already beginning to see that this emerging technology puts innocent people at increased risk of being misidentified as suspects, wrongly arrested, and wrongly convicted. And, the trial penalty — the practice of offering pre-trial plea bargains with low sentences while also promising draconian sentences if unsuccessful at trial — coerces innocent people to admit to crimes they did not commit to avoid spending decades in prison.

In the last fiscal year, we stepped up to these challenges, and many more. We exonerated six people and passed 15 policy reforms



that reveal, correct, and prevent wrongful convictions. We brought on a special advisor on race and wrongful conviction who serves as a thought leader, expert, and in-house resource on racial justice, equity, bias, and discrimination. We hired an attorney to assess the impact of artificial intelligence in surveillance and investigative technologies on communities of color. We joined a coalition of 24 leading national civil rights and criminal legal system reform organizations to end the trial penalty. We welcomed three new board members whose invaluable insights now guide our work. And we hosted our first-ever virtual conference to promote practical research that advances the innocence movement.

Still, the work is far from over. As I begin my fourth year as the Innocence Project's executive director, I recognize, as James Baldwin once said, that "the challenge is in the moment. The time is always now." I therefore look forward to partnering with you as we move our strategic plan forward, advocate for access to the courts for innocent people, fight for compensation for exonerated people, root our work in reliable and accurate science, and reduce racial bias in the administration of criminal justice.

With your support, I know we will make incredible strides together. Thank you.

A handwritten signature in blue ink, appearing to read "Christina Swarns". The signature is fluid and cursive, with a prominent loop at the end.

Christina Swarns

Restoring Freedom

Supported by co-counsel, advocates, and donors, we harnessed the power of science to correct decades-old injustices for six clients in FY23.

In addition to our six exonerations, we scored a victory in the U.S. Supreme Court that moves us closer to our goal of securing DNA testing for [Rodney Reed](#). Furthermore, we filed a habeas petition arguing that [Sandra Hemme](#) should be granted a new trial and filed an amicus brief on behalf of the [West Memphis Three](#) to help prove their innocence.

We continued to support our clients who are working to rebuild their lives after decades of wrongful conviction and incarceration. We also increased the capacity of our intake and post-conviction litigation teams so that we can more quickly address requests for representation.

Image: Ray Abercrombie/Innocence Project





Herman Williams

EXONERATED: SEPTEMBER 2022

TIME SERVED: 29 YEARS

Herman Williams, a decorated member of the U.S. Navy, was wrongly convicted of the 1993 murder of his ex-wife in Waukegan, Illinois, based largely on scientifically unsupported forensic pathology testimony, an inadequate defense, a fabricated confession, and police and prosecutorial misconduct. Advanced DNA testing excluded Mr. Williams as the attacker. Now free, he operates a handyman business. Mr. Williams was represented by the Innocence Project and the Illinois Innocence Project.

Images: Ray Abercrombie/
Innocence Project



John Galvan

EXONERATED: JULY 2022

TIME SERVED: 35 YEARS

John Galvan spent more than three decades in prison after he, and several others, was wrongly convicted of a 1986 apartment fire in Chicago that killed two brothers. Mr. Galvan's conviction was based on eyewitness misidentification, faulty arson science, and a false confession. Appeals by the Innocence Project, The Exoneration Project, and the Cook County Public Defender revealed new evidence, including developments in arson science, that led to his exoneration. Mr. Galvan now enjoys a life of independence, including purchasing his own car. He was represented by the Innocence Project.

Images: Ray Abercrombie/
Innocence Project





Images: Marco Garcia for AP Images/
Innocence Project

Ian Schweitzer

EXONERATED: JANUARY 2023

TIME SERVED: 25 YEARS

In February 2000, [Ian Schweitzer](#) was wrongly convicted of a 1991 rape and murder based on unreliable jailhouse informant testimony — despite DNA results excluding him from the rape kit. Post-conviction DNA testing on additional items from the rape kit and a shirt found at the crime scene further confirmed his innocence, along with newly discovered evidence showing the State used unreliable bitemark evidence in its investigation, and newly presented tire tread evidence. After reuniting with his family, Mr. Schweitzer moved into his own apartment and participated in multiple fishing competitions. He was represented by the Innocence Project and the Hawaii Innocence Project.



Images: Claire Bangser/
Innocence Project

Darrill Henry

EXONERATED: JANUARY 2023

TIME SERVED: 15 YEARS

[Darrill Henry](#) was raising an 8-year-old daughter and 6-year-old son when he was arrested for a double murder in New Orleans. Tried for capital murder based exclusively on eyewitness misidentification, he was convicted and sentenced to life in prison. The judge who presided over his original trial vacated his conviction in 2020 based on DNA evidence that excluded Mr. Henry, and, in 2023, the Orleans Parish District Attorney's office dropped all charges. Mr. Henry has been spending time with his children, who are now in their 20s. He was represented by the Innocence Project; the Orleans Parish Public Defenders Office; Paul, Weiss, Rifkind, Wharton & Garrison; and the Law Office of Letty S. Di Giulio.





Images: Elijah Craig II/Innocence Project (top); Christian Rodriguez/Innocence Project (bottom)

Norberto Peets

EXONERATED: MAY 2023
TIME SERVED: 26 YEARS

Norberto Peets was wrongly convicted of a 1996 shooting in New York after a police officer identified him as the gunman. He was sentenced to 30 years in prison. He was exonerated after strong evidence of an alternate suspect, medical reinvestigation, and post-conviction DNA testing confirmed his innocence. Since his release, Mr. Peets has moved into his own home and reconnected with his daughter and son, who were young children at the time of his wrongful conviction. He was represented by the Innocence Project.



Images: Montinique Monroe/Innocence Project

Tyrone Day

EXONERATED: MAY 2023
TIME SERVED: 26 YEARS

Tyrone Day was just 19 years old when he was arrested for a 1990 sexual assault in Dallas based on eyewitness misidentification. Though he firmly maintained his innocence, he pleaded guilty after his attorney erroneously advised him that a plea deal would enable him to be released on parole after four years in prison. DNA testing later excluded Mr. Day as the attacker. Today, Mr. Day is a system manager and lead horticulturist at Restorative Farms, which he helped found. He was represented by the Innocence Project, the Innocence Project of Texas, and Weil, Gotshal & Manges LLP.



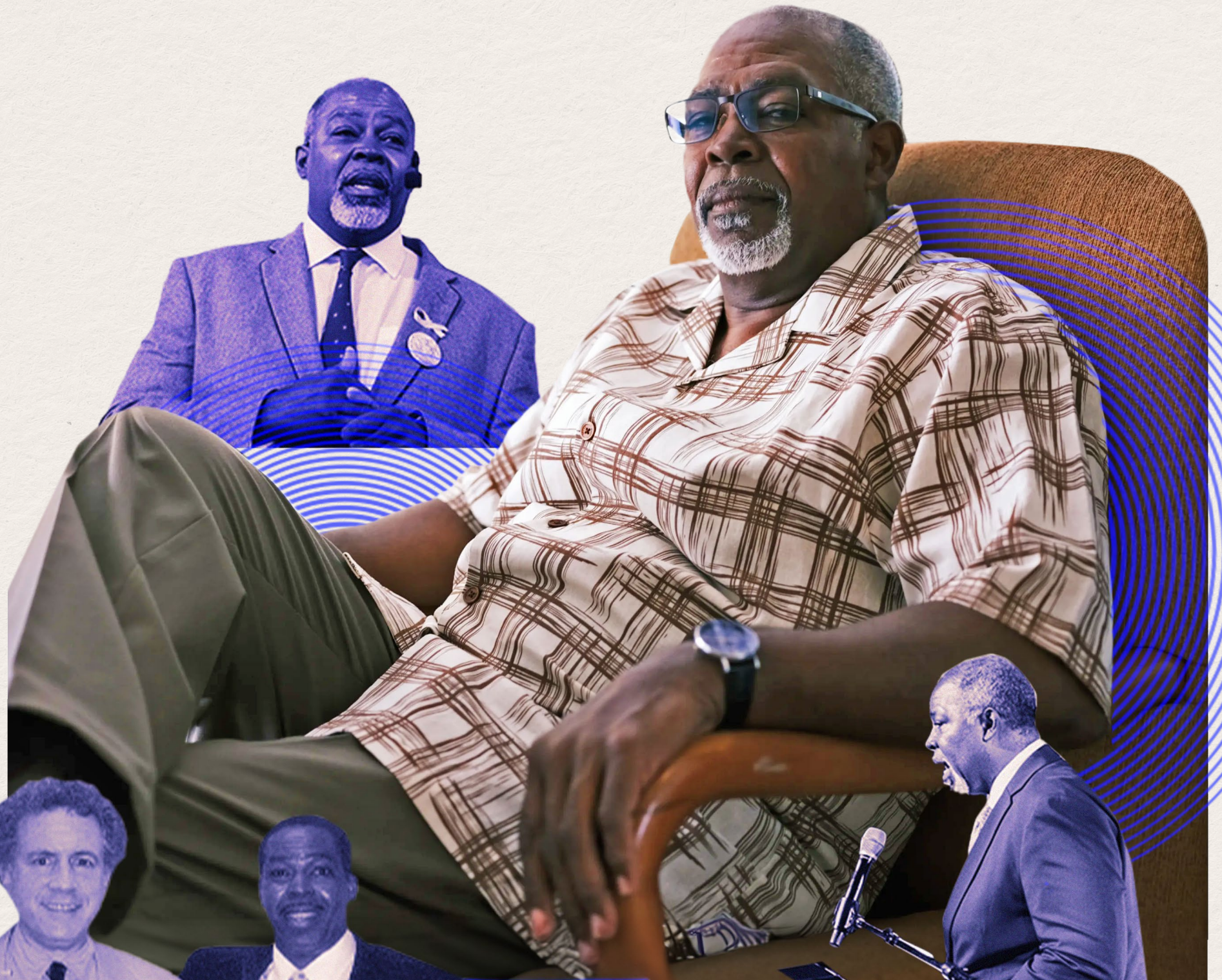
Remembering Calvin C. Johnson Jr.

In January 2023, we mourned the passing of our founding board member and exoneree [Calvin C. Johnson Jr.](#)

Mr. Johnson was an author, activist, and a pioneer in the innocence movement who was wrongly convicted in 1983 by an all-white jury of a rape and burglary he did not commit. He served 16 years in prison before he was exonerated by DNA testing. Following his exoneration, he continued to be an advocate for wrongly convicted people, speaking across the nation to advance our organization's mission, serving on our board, chairing the board of the Georgia Innocence Project, and sharing his experience in his book *Exit to Freedom*.

“Everybody wanted to know, ‘What are you going to do now?’ ... And I looked at them, and I said, ‘All I want to do is go see my mom.’”

Images: Kenny Karpov/Innocence Project (center); Marissa Alper/Innocence Project (upper left and bottom right); Courtesy of the Innocence Project (bottom left)



Transforming Systems

We focused our efforts in courts, statehouses, and Congress on confronting the causes of wrongful conviction, including racial bias, eyewitness misidentification, police misconduct, and more.

In FY23, we collaborated with advocates, policymakers, and partner organizations to pass 15 reforms that reveal and prevent wrongful conviction as well as strengthen compensation for exonerees.

We continued to push forward our police accountability agenda; joined forces with policy stakeholders to improve forensic disciplines; educated over 1,000 attorneys on scientific evidence in litigation; and worked to address the ethical and legal implications of AI and surveillance technologies that police are increasingly deploying. We also joined a coalition of 24 national civil rights and criminal legal reform organizations working to [end the trial penalty](#).

Image: Marco Garcia for AP Images/Innocence Project





COLORADO

Made statements and admissions by juveniles inadmissible in court when police deception was used during custodial interrogations

In conjunction with the Korey Wise Innocence Project, we ensured that wrongfully convicted Coloradans can access DNA testing to prove their innocence.



CONNECTICUT

In partnership with the ACLU of Connecticut

Passed significant reform of interrogation tactics, including a ban on police deception in the interrogation of juveniles



DELAWARE

In partnership with Innocence Project Delaware and the Delaware Office of Defense Services

Banned police deception in the interrogation of juveniles



DISTRICT OF COLUMBIA

In partnership with the Public Defender Service for the District of Columbia

Strengthened the city's crime lab as an independent entity with increased accountability measures and a newly empowered scientific advisory board



INDIANA

Provided support to the Indiana Public Defender Council

Made statements and admissions by juveniles inadmissible in court when police deception was used during custodial interrogations



MONTANA

Provided support to the Montana Innocence Project

Reformed eyewitness identification practices, including requiring the blind administration of lineups and providing instructions to eyewitnesses



NEVADA

In partnership with the Rocky Mountain Innocence Center

Made statements and admissions by juveniles inadmissible in court when police deception was used during custodial interrogations

Established tracking system for the use of jailhouse informants and standardized the discovery requirements for their use



NEW JERSEY

Established police certification program to improve accountability for law enforcement officers



NEW YORK

Built a pathway to seek relief for people who — without the benefit of DNA — pleaded guilty; created a mechanism for people to return to court based on changes in science; and more*

[*Awaiting gubernatorial signature](#)



NORTH DAKOTA

Passed law that will create commission to study the recording of interrogations



TEXAS

In partnership with the Innocence Project of Texas

Amended compensation law to extend health care benefits to exoneree dependents and spouses

Banned evidence obtained by forensic hypnosis from trial

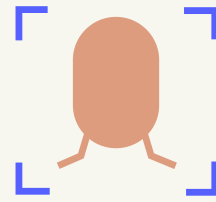


UTAH

In partnership with the Rocky Mountain Innocence Center

Regulated the use of investigative forensic genetic genealogy and established oversight for third-party collection of samples

Tackling Unreliable Forensic Practices



Facial Recognition

In a New Jersey case, we participated as amicus, obtaining a court order mandating disclosure of discovery relating to facial recognition software used to identify people who have been accused of a crime.



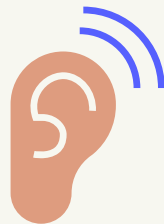
Fabricated Evidence

Together with co-counsel, we filed a civil rights lawsuit against Mississippi officials on behalf of Jocelyn McLean, who was wrongly charged and jailed for the death of her newborn daughter based on fabricated evidence by forensic pathologists.



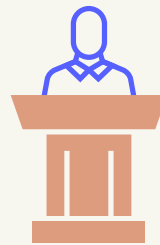
Eyewitness Testimony

We participated as amici in a Washington robbery case that led to the Washington Supreme Court ordering the state's trial courts to consider new scientific research when determining the suggestiveness and reliability of eyewitness identifications.



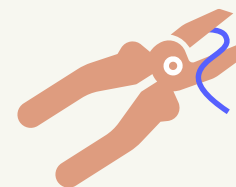
Earwitness Testimony

After a New York judge ordered a new trial for Prakash Churaman, who was convicted of murder based on an unreliable confession and "earwitness" testimony, we assisted with the defense counsel's successful effort to exclude both pieces of evidence during pre-trial hearings. The district attorney later dropped murder charges against him, leading to his exoneration.



Expert Testimony

We submitted an amicus brief that successfully urged the admission of expert testimony on false confessions in the retrial of Andrew Krivak, who was convicted of a 1994 murder and rape in New York. Mr. Krivak was eventually acquitted after a jury determined that a statement he had signed implicating himself was a false confession.



Toolmark Matching Evidence

A Colorado court ordered a new trial for our client Jimmy Genrich, after an extensive post-conviction hearing demonstrated the lack of reliability and scientific validity of the toolmark matching evidence that was used to convict him of a series of bombings over 30 years ago.



Firearm Toolmark Evidence

In a Maryland case, we participated as amicus and won a decision in the Maryland Supreme Court precluding firearm toolmark analysts from testifying to a conclusive identification between pieces of fired ammunition.

Advancing the Movement

As we strive to truly transform our criminal legal system, we partnered with innocence organizations, advocates, and supporters to expand the reach of the innocence movement.

To better engage with our audience and amplify our work, we launched a [refreshed website](#) that reorganizes our content in easily accessible ways; includes new sections on the explicit links between race and wrongful conviction and the dire risks of executing innocent people; and allows visitors to better understand our mission and values.

We also broadened our outreach through our Speakers Bureau, the 2023 Innocence Network Conference, our virtual scientific research conference, and our social media platforms.

Image: Ray Abercrombie/Innocence Project



Highlights



Just Data Conference

We hosted our first-ever [“Just Data: Advancing the Innocence Movement”](#) conference, a virtual gathering that fosters dialogue between innocence practitioners and social scientists to address research gaps, better serve our clients, and advance legal reforms.

Image: Graphic by Kathleen Crosby/Madeo

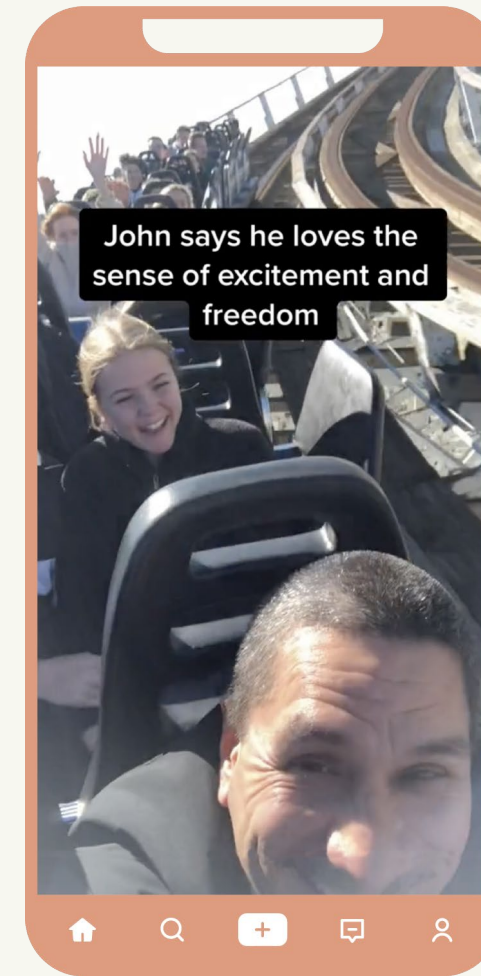
Speakers Bureau

In FY23, we expanded our [Speakers Bureau](#), securing more than 150 engagements that connected schools, colleges, organizations, and companies across the world with our wrongful conviction experts.

Images: Kenny Karpov/Innocence Project

Innocence Network Conference





We celebrated the 20th anniversary of the [Innocence Network Conference](#), which brought together a record-breaking number — nearly 1,200! — of innocence organization staff members, advocates, freed and exonerated people, and their family members.



Digital Engagement

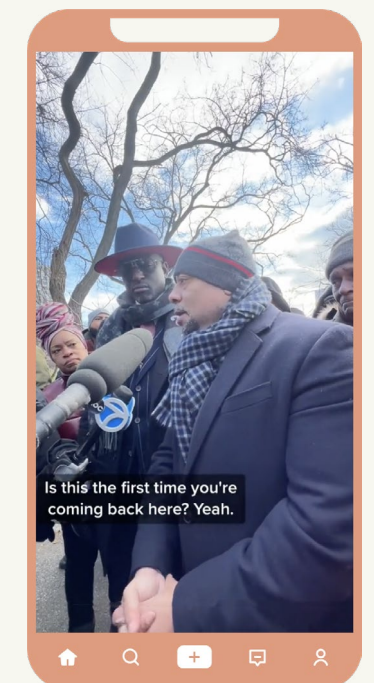
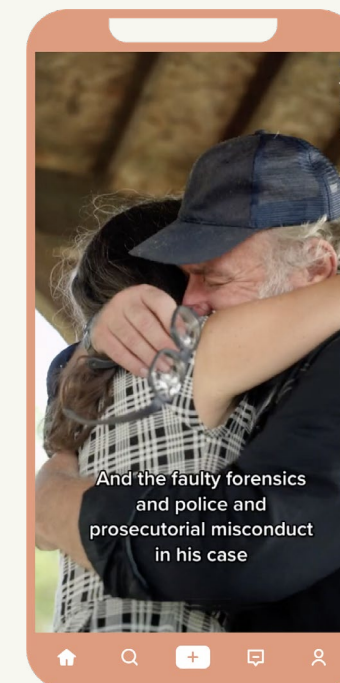
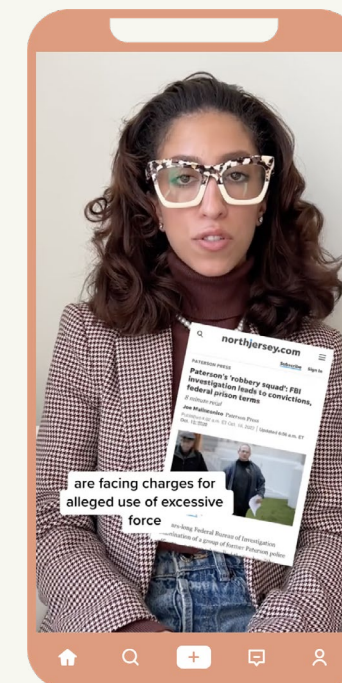
We continued to produce compelling content on our social media platforms, garnering more than 29 million views in total and expanding our audiences by nearly 50,000 followers across all platforms.

Follow us on social media!

-  **Instagram**
@innocenceproject
-  **X (formerly Twitter)**
@innocence
-  **TikTok**
@innocence
-  **LinkedIn**
Innocence Project



Images: Jennifer Watkins/Lyra Photography



2023 Celebration of Freedom and Justice

On May 11, 2023, we celebrated the annual Innocence Project Gala — “A Celebration of Freedom and Justice.” With an impressive turnout of over 700 guests, the highlight of the gala was the introduction of our exonerees, who were met with an electrifying standing ovation from the audience.

This extraordinary evening co-chaired by Sara Naison-Tarajano and Steven Alan Reiss raised over \$2 million. The success of this year’s gala is a testament to the unwavering commitment of both our exonerees and the dedicated individuals working tirelessly to forge a more equitable and just criminal legal system for all.

Images: Matthew Adams Photography/Innocence Project



GALA HONOREES



The Tananbaum Family

Board Member Andrew Tananbaum, Dorothy Tananbaum, JoBeth Abecassis, Zoe Bernstein, and Tanner Tananbaum

For nearly 20 years, the Tananbaum family has shown an unwavering commitment to our mission. Their steadfast support has played a pivotal role in our efforts to secure justice for the wrongfully convicted, bringing hope and transformation to countless lives. Their dedication serves as a beacon of inspiration for all who champion the cause of justice and exoneration.

Images: Matthew Adams Photography/Innocence Project



Sharonne Salaam

Prison and Human Rights Advocate, Co-founder of Justice 4 The Wrongfully Incarcerated, and Mother of Exonerated Five and Board Member Yusef Salaam

Ms. Salaam is an inspiring advocate for criminal legal reform with an unwavering dedication to the cause. As the mother of Yusef Salaam, a member of the Exonerated Five who was wrongfully convicted for the rape of a Central Park jogger, she has used her personal experience to raise awareness about the flaws in the criminal legal system. Her tireless efforts have not only brought attention to wrongful convictions, but also provided hope and support to countless individuals seeking justice.



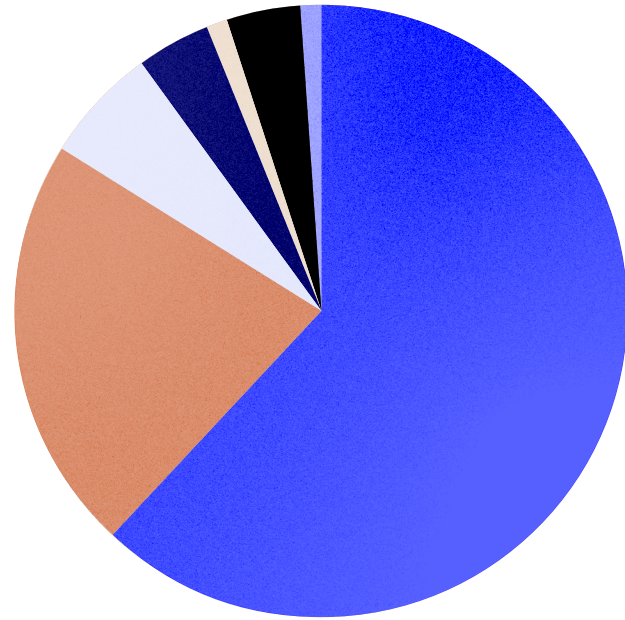
Calvin C. Johnson Jr.

Founding Board Member and Exoneree Awarded Posthumously

Mr. Johnson's enduring legacy left a profound impact on the Innocence Project. A founding board member of the Innocence Project, he embodied the organization's core values of resilience and perseverance. He also personally experienced the injustice of wrongful conviction, and his journey from exoneree to advocate was nothing short of remarkable. Mr. Johnson's sisters, Judith Cheryl Johnson and Tara Burkett, accepted his award on his behalf.

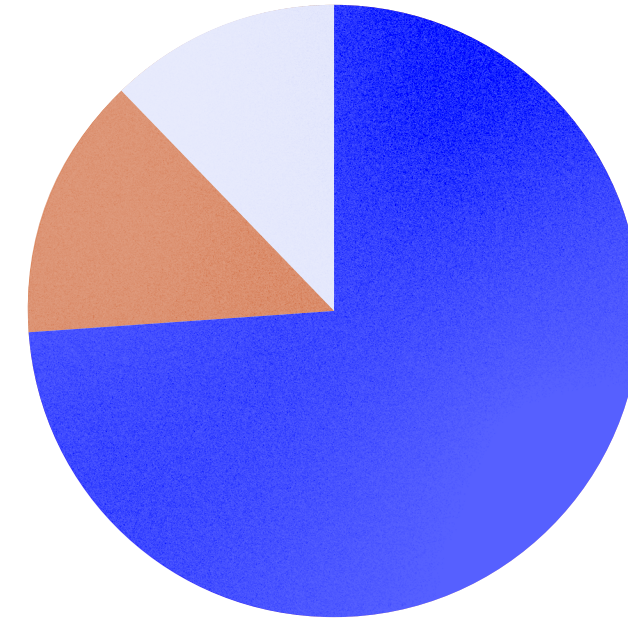
STATEMENT OF ACTIVITIES — FY23

Excluding pro bono activities



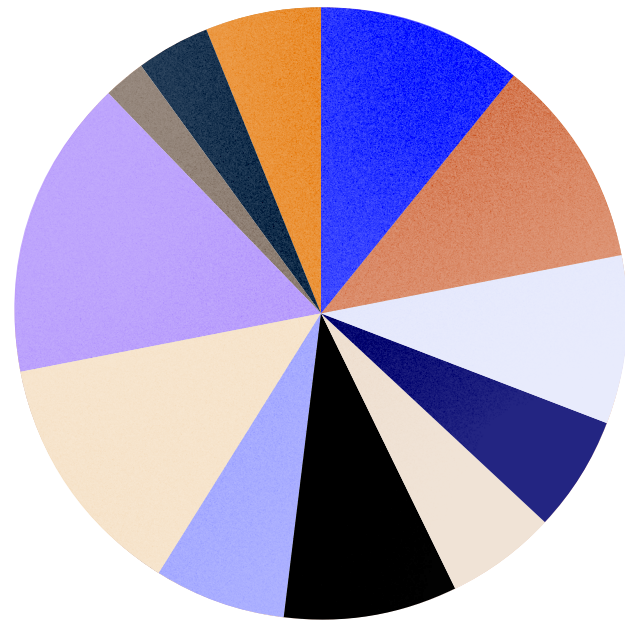
Revenue

■ Individuals	\$18,312,787	62%
■ Foundations	\$6,355,937	22%
■ Corporation	\$1,833,514	6%
■ Events	\$1,166,206	4%
■ Yeshiva	\$310,000	1%
■ Investments	\$1,129,847	4%
■ Other Income	\$442,098	1%
Total Revenue	\$29,550,389	



Expenditures

■ Program	\$19,462,254	74%
■ Management & General	\$3,678,701	14%
■ Fundraising	\$3,071,727	12%
Total Expenditures	\$26,212,682	



Expenses by Department

■ Communications	\$2,955,508	11%
■ Development	\$2,791,181	11%
■ Executive	\$2,484,436	9%
■ Finance	\$1,701,172	6%
■ Human Resources	\$1,477,510	6%
■ Intake	\$2,398,892	9%
■ Network Support Unit	\$1,871,062	7%
■ Policy	\$3,298,658	13%
■ Post-conviction Litigation	\$4,304,123	16%
■ Data Science & Research	\$552,818	2%
■ Social Work	\$929,363	4%
■ Strategic Litigation	\$1,447,959	6%

Total Expenditures **\$26,212,682**

FROM OUR DONORS

Kaitlyn & Benjamin Zigrang

Kaitlyn and Benjamin Zigrang have supported the Innocence Project since 2021 through generous contributions and gifts in support of our annual gala. In September 2023, they hosted an exoneree at their restaurant to raise awareness about wrongful convictions. The Zigrangs are entrepreneurs raising their young family in Tulsa, Oklahoma.

What initially brought you to the Innocence Project's work?

Kaitlyn We came to the Innocence Project during a time when there was a lot of awareness being raised around racial justice issues. We researched organizations that were doing meaningful racial justice work and how we could get involved. We found the Innocence Project and were so inspired by the work.

Ben We were having difficult and eye-opening conversations with our friends of color about their experiences and their family members' experiences during incidents like traffic stops. It galvanized us to be part of the solution.

What does your involvement with the Innocence Project mean to you?

Kaitlyn We want to show our children that they can be a positive force in the world, and create a memory of their parents as people who stand up to injustice. We are very aware of Tulsa's history and the legacy of the race massacre here. That history informs our entrepreneurship and our philanthropy. Giving to the Innocence Project allows us to contribute to a more just and hopeful future.

Ben I am hopeful that one day we can fulfill the American promise of liberty and justice for all, and the Innocence Project's work gets us closer to that. We spent a lot of time with Oklahoma exoneree Michelle Murphy at the Innocence Project event last year [and she came to our restaurant, Inheritance Kitchen + Juicery, to tell her story]. As a native Oklahoman, it's important to me to bring exonerees' stories of injustice to my community, and for my neighbors to understand that wrongful convictions happen in our own backyard.

What do you think that folks who are considering supporting the Innocence Project should know about us?

Kaitlyn The Innocence Project is an organization that restores people's hope. And it gives people who were wrongfully incarcerated the power and the platform to tell their stories. Those people are transforming the systems that lead to wrongful convictions. The Innocence Project's work is extraordinary.



Image: Courtesy of Kaitlyn and Benjamin Zigrang

FISCAL YEAR 2023 DONORS

\$1,000,000+

Lakeshore Foundation
Frank Quattrone and Denise Foderaro
The Scarlet Feather Fund

\$500,000+

Anonymous (1)
Meyer Foundation

\$250,000+

Brad Garlinghouse
Burt Podbere and Donna Segal
Kaitlyn and Benjamin Zigrang

\$100,000+

Anonymous (4)
The Altman Family Foundation, Inc.
Charles K. Edmondson, Jr. Foundation
Thomas and Evon Cooper
The Doris and Stanley Tananbaum Foundation
John and Renee Grisham
Wyc Grousbeck and Emilia Fazzalari
Agnes Gund
Kaphan Foundation
Sara Naison-Tarajano
Neukom Family Foundation
The Panonica Foundation
PARC Foundation

\$50,000 – \$99,999

Anonymous (4)
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Bulova Stetson Fund
David Cross
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Kathy Parsons
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Victoria R. Ward
The William B. Wiener Jr. Foundation

\$25,000 – \$49,999

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\$10,000 – \$24,999

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Lou Lavigne and Nancy Rothman
Lawrence and Elaine Irell Foundation
Leo Model Foundation
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Renee Levin
Dennis Levitt and Jane Gordon in memory of Alex Fischl
Gwen Libstag
Abigail Lofberg and Daniel Ciccarelli
Alexandra Lozano
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Tom Maclsaac

Maimonides Fund
Donald Manocherian
Marble Fund
Marc Haas Foundation
McCormick Dosh Family Foundation
Olivier B. Meslay
Aly Meyer
Françoise Isabelle Michel
Laurie and Nate Minc
Victor and Anamaria Mitchell
Molina Family Foundation
Sandra and Paul Montrone
Alan B. and Anne S. Morrison
Mousetrap Foundation
MTE Fund
Mallory Nicholson
John O'Farrell and Gloria Principe
Kristin Olson Smith
Penates Foundation
Charles and Margaret Pilgrim
Prometheus Charitable Trust
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Raffiani Family Foundation
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Sheila Saltiel
Stephen and Patsy Schulte

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Adam Stephens
Audrey Strauss and John Wing
Diane Tachmindji
Maricielo Tamayo
Taylor Family Charitable Fund
Teach A Man To Fish Foundation
Teaumen & Grace Fuite Foundation
Stephen and Merly Tenberg
Trocadero Holdings, Inc.
Vaughan McKee Family Trust
Wechsler Foundation
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We are profoundly grateful for your partnership, support, and generosity, all of which enable us to continue the fight to restore justice for the wrongly convicted, transform the systems responsible for their unjust incarceration, and advance the innocence movement.

Report Website

