

## Identifying and Responding to Stalking OVW Grantee Orientation

### Thank You OVW

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### Understanding Stalking





# Defining Stalking





# STALKING DEFINITION: BEHAVIORAL

Stalking is a pattern of behavior directed at a specific person that would cause a reasonable person to feel fear for the person's safety or the safety of others; or suffer substantial emotional distress.



# CONTEXT IS CRITICAL in stalking cases.

### Context

SPARC



- Something may be frightening to the victim but not to you
- Stalking behaviors often have specific meanings
- Stalking criminalizes otherwise non-criminal behavior

**VICTIM** ADVISED ON TODAY'S DATE AT APPROXIMATELY 0800 HOURS WHEN SHE GOT INTO HER CAR TO HEAD TO WORK, HER CAR DOORS WERE LOCKED AND ON THE DRIVER'S SEAT WAS A CORONA BEER BOTTLE CAP.

#### She called the police because of a beer cap?

VICTIM ADVISED ON TODAY'S DATE AT APPROXIMATELY 0800 HOURS WHEN SHE GOT INTO HER CAR TO HEAD TO WORK, HER CAR DOORS WERE LOCKED AND ON THE DRIVER'S SEAT WAS A CORONA BEER BOTTLE CAP. VICTIM STATED YESTERDAY SHE CELEBRATED HER TWO-YEAR ANNIVERSARY OF BEING SOBER AND SHE HAD RECEIVED MESSAGES FROM PEOPLE IN HER AA GROUP CONGRATULATING HER ON HER TWO-YEAR SOBRIETY. SHE BELIEVES THAT SUSPECT PLACED THE BEER CAP HER IN CAR TO MESS WITH HER EMOTIONALLY AS SEEING ANYTHING RELATED TO ALCOHOL IS A TRIGGER TO HER. SHE BELIEVES THAT SUSPECT TS MONITORING HER MESSAGES AS THAT IS THE ONLY WAY SUSPECT WOULD KNOW ABOUT THE ANNIVERSARY.



# CRIMINAL

### FEDERAL LEVEL

ALL 50 STATES, D.C., & U.S. TERRITORIES

**TRIBAL CODES** 

UNIFORM CODE OF MILITARY JUSTICE

### Stalking Prevalence and Behavior



## **Stalking Prevalence**

#### 

## experience stalking in their lifetimes.

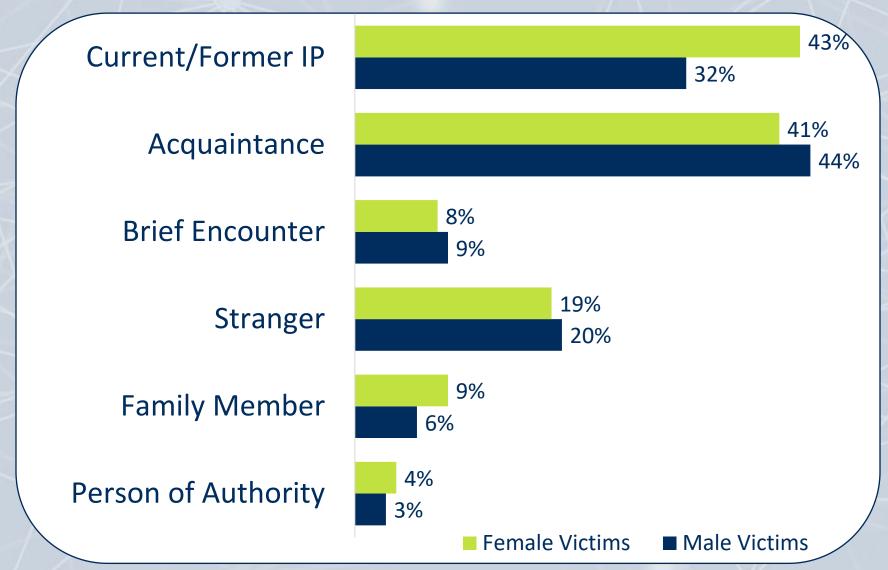
Smith, S.G., Basile, K.C., & Kresnow, M. (2022). The National Intimate Partner and Sexual Violence Survey (NISVS): 2016/2017 Report on Stalking. Atlanta, GA: National Center for Injury Prevention and Control, Centers for Disease control and Prevention.

#### "

Given these prevalence rates, why are we failing to see corresponding numbers of victims in the criminal justice system or in our victim services work?



### Victim and Offender Relationships



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.

# Stalking Dynamics



Black, M.C., Basile, K.C., Breiding, M.J., Smith, S.G., Walters, M.L., Merrick, M.T., Chen, J. & Stevens, M.R. (2011). The National Intimate Partner and Sexual Violence Survey (NISVS): 2010 Summary Report. Atlanta, GA: National Center for Injury Prevention and Control, Centers for Disease Control and Prevention.

## **Challenges: Stalking Cases**

- Contextual crime
- Individual acts may not be criminal
- Victim may not identify what they experience as stalking
- Evidence
- Long, resource-intensive responses required

## Institutional Barriers



Lack of report-taking or incident documentation



## Lack of cross-training across agencies and jurisdictions





# Lack of understanding of stalking as a lethality factor

Boehnlein, T., Kretschmar, J., Regoeczi, W., & Smialek, J. 2020). `Responding to Stalking Vic

2020). `Responding to Stalking Victims: Perceptions, Barriers, and Directions for Future Research.`Journal of Family Violence 2020 (1).

## **Stalking Behavior**



### **SLII Framework**

### SURVEILLANCE

==

LIFE INVASION

### INTIMIDATION

### INTERFERENCE

Logan, T.K. & Walker, R. (2017). Stalking: A Multidimensional Framework for Assessment and Safety Planning, Trauma, Violence and Abuse 18(2), 200-222.

**SURVEILLANCE** 

- Follow
- Watch
- Wait
- Show up
- Tracking software
- Obtain information about victim
- Proxy stalking

# 

- Unwanted contact at home, work, etc.
- Showing up
- Phone calls
- Property invasion
- Public humiliation
- Harass friends/family

# INTERFERENCE

- Financial and work sabotage
- Ruining reputation
- Custody interference
- Keep from leaving
- Road rage

- Attack family/friends/pets
- Physical/sexual attack

# INTIMIDATION

- Threats
- Property damage
- Symbolic violence
- Forced confrontations
- Threaten or actually harm self
- Threats to victim about harming others

## Why Do They Stalk?

Seeking affection

Power & control

Rejection

Obsession

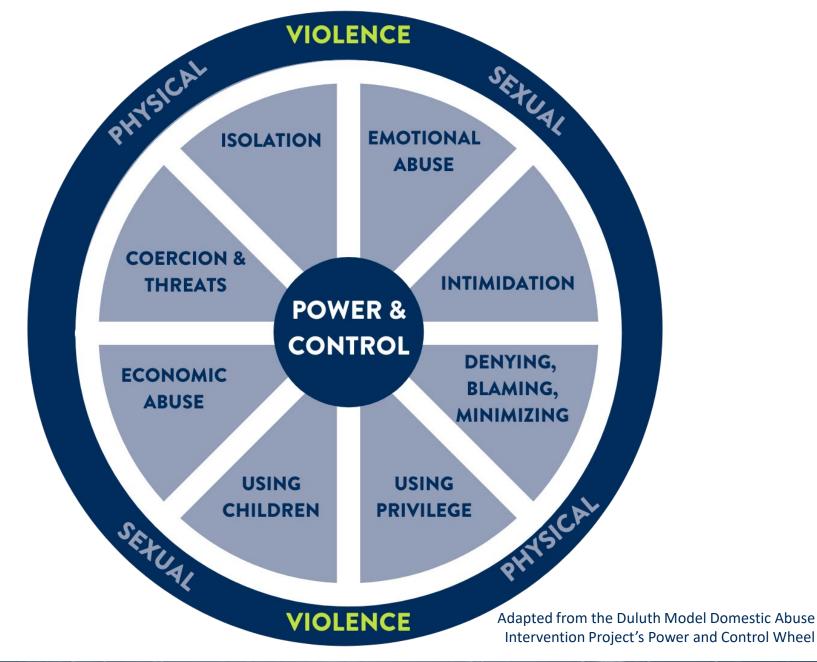
Planning to commit a crime

Because they can



### Stalking and Intimate Partner Violence





SPARC

## Intimate partner stalkers are more likely to:

## physically approach the victim

## be interfering, insulting, and threatening

### use weapons

### escalate behaviors quickly

### re-offend

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.

In 85% of attempted & 76% of completed intimate partner femicides, stalking occurred in the year prior to the attack.

McFarlane, J., Campbell, J.C., Wilt, S., Ulrich, Y., & Xu, X. (1999.) Stalking and Intimate Partner Femicide. Homicide Studies 3 (4), 300-316.

## **Stalking is a Lethality Risk**

Top 10 risk factors for intimate partner homicide

- 1) Direct access to guns
- 2) Threated victim with a weapon
- 3) Non-fatal strangulation
- 4) Perpetrated rape/forced sex
- 5) Controlling behaviors
- 6) Threated to harm the victim
- 7) Abused victim while pregnant
- 8) Perpetrated stalking
- 9) Jealousy
- 10) Substance abuse

Risk for male perpetrated & female IPH victimization

11-fold increase in risk of IPH -fold increase in risk -fold increase in risk -fold increase in risk -fold increase in risk 4-fold increase in risk -fold increase in risk 3-fold increase in risk of IPH -fold increase in risk -fold increase in risk

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.



## Screening for Stalking Has the Offender...

been tracking, following, or monitoring Victim in any way?





X

repeatedly invaded Victim's life/privacy by initiating unwanted contact with Victim?

#### significantly and directly interfered with Victim's life?

>physically/sexually assaulted Victim during course of conduct? >forcibly kept Victim from leaving, held against will, caused serious accident, assaulted others, or seriously attacked Victim?

more than one time, intimidated or scared Victim through threats, property damage, threatening or actual harming of pets, or other means?

Logan, T.K. & Walker, R. (2017). Stalking: A Multidimensional Framework for Assessment and Safety Planning, Trauma, Violence and Abuse 18(2), 200-222.

### Threat Assessment

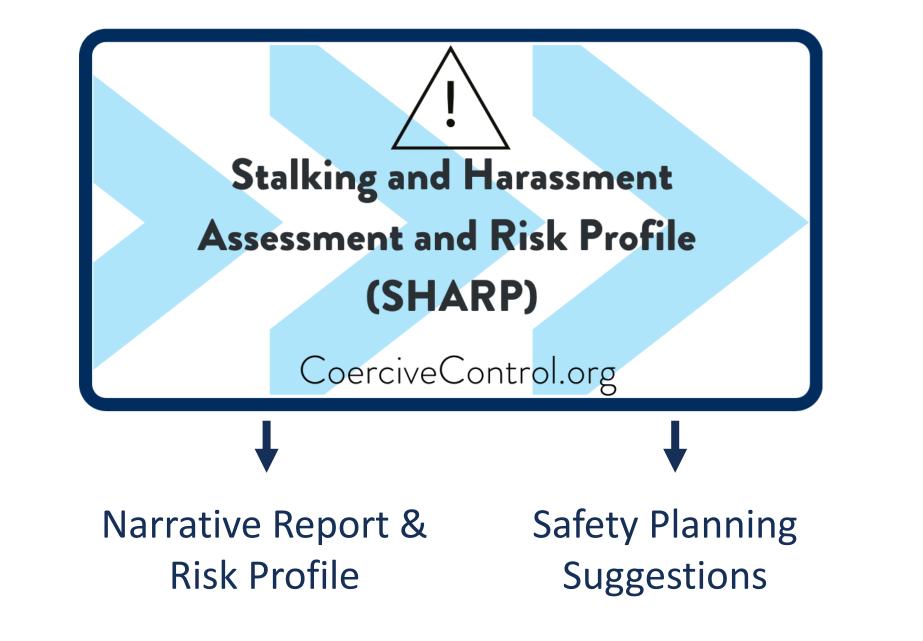


#### "

## Victim perceptions of risk are a strong predictor of reassault, equal to or even better than risk management tools

TK Logan & Robert Walker, *Stalking: A Multidimensional Framework for Assessment and Safety Planning*, 18(2) Trauma, Violence & Abuse 200-22 (2017)





SPARC

## 14 Risk Factors in Stalking Cases

## **BIG PICTURE**

- Course of Conduct
- Escalation, Triggers
- Nature and context of threats
- Threat follow-through, capability



### STALKER HISTORY

- History of abuse to victim
- History of abuse to others
- Guns, weapons & training
- Criminal history, mental health, substance abuse

### STALKER MINDSET



- Resistance & Persistence
- Stalker Motive
- Proxy Stalking

### VICTIM VULNERABILITY



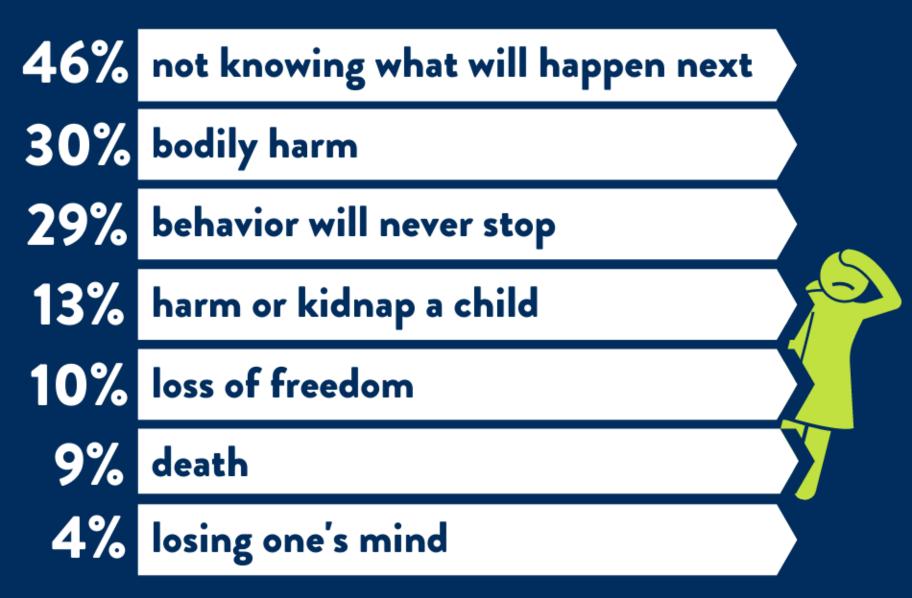
- Fear, life impact
- Use of Technology
- Victim Vulnerability

Logan, T.K. & Walker, R. (2017). Stalking: A Multidimensional Framework for Assessment and Safety Planning, Trauma, Violence and Abuse 18(2), 200-222.

### Working with Stalking Victims



# What are Victims Afraid of?



Baum, K., Catalano, S., & Rand, M. (2009). Stalking Victimization in the United States. Washington, DC: Bureau of Justice Statistics.

# Corroborating Fear



Personality Changes



Cost & Level of Effort for Safety



Witnesses



Increased Security/Privacy Measures



**Physical Signs** 



Isolation/Withdrawing from Typical Activities

## **Working with Stalking Victims**



#### STALKING INCIDENT LOG

Date	Time	Description of Incident	Location of Incident	Witness Name(s) (Attach Address and Phone #)	Police Called (Report #)	Officer Name (Badge #)
		- - - - - - -		- - - -		



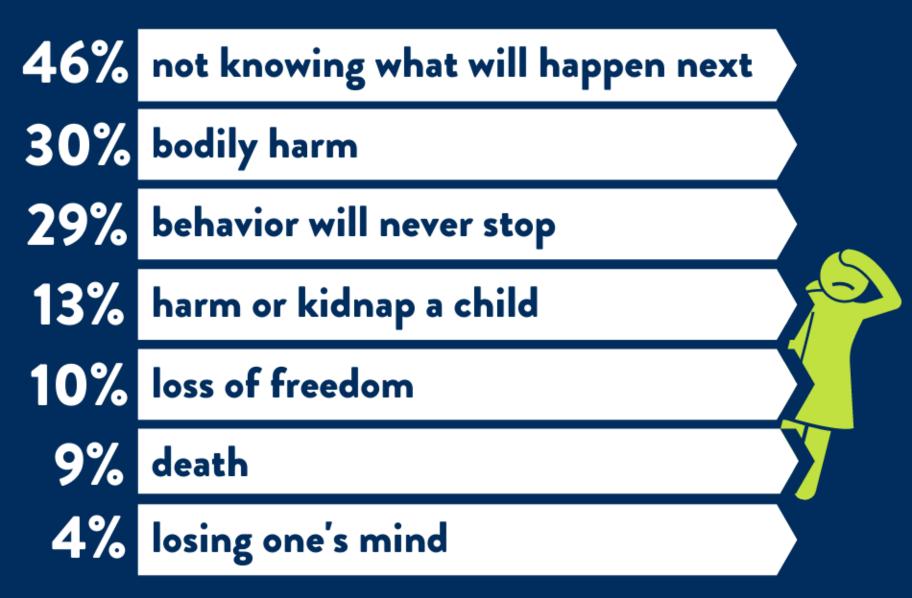
#### "

It is easy for practitioners to view stalking as a relatively mild trauma because there is often a lack of obvious physical harm or threat. Consequently, stalking victims often do not receive the same send of urgency from law enforcement and counselors as victims of domestic violence or assault.

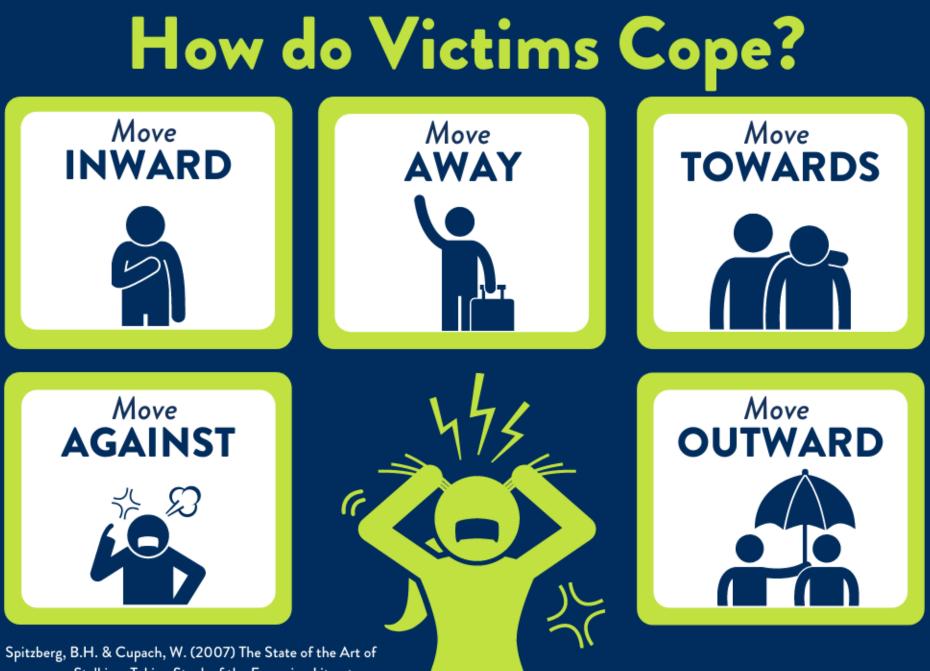
Spitzberg, B. The tactical topography of stalking victimization and management. <u>Trauma, Violence, & Abuse</u>, 3, 4, p.278



# What are Victims Afraid of?



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Stalking: Taking Stock of the Emerging Literature. Aggression and Violent Behavior 12(1): 64-86.

# **Advise Disengagement**

### Recommend no contact with the stalker



Explain intermittent reinforcement

### **BUT** realize victims engage in behaviors to keep themselves safe.



Maintain contact, negotiation, minimizing threat



Contact may be a safety strategy



#### The CCR





#### Focus on risk

> Stalking & Harassment Assessment & Risk Profile (SHARP)

Frequent multi-disciplinary case review

### Comprehensive and integrated approaches

#### Supervision strategies (restrictions, monitoring)

> Guide for Community Corrections & Probation Officers



# **CCR Response**

## TRAINING



> SPARC training request form > SPARC archives POLICIES/ PROCEDURES

> SPARC Guides:
Victim Services,
Prosecution,
Corrections, Law
Enforcement
(Coming soon!)
> Individualized
technical assistance



## PRACTICES



> Victim Services check list

#### Safety Planning



## What is Safety Planning?

An individualized plan that identifies specific strategies and interventions that may increase safety.

Provides practical ways to decrease risk

Puts victims in contact with a variety of services, agencies, and individuals who can help

Focuses on physical AND emotional well-being

## **Basic Considerations**

**Trust victim instincts** 

Safety planning should evolve

Consider stalker's next tactic

Anticipate stalker reaction

**Balance safety and freedom** 

#### Tour of SPARC Website





#### How are you planning to spread the word?

## LEARN\*TEACH\*SHARE\*REFLECT

StalkingAwareness.org

# NETHEDAY

# JANUARY 18 DAY OF ACTION FOR STALKING AWARENESS

SPARC invites you to spark a dialogue around stalking! Wear something sparkly or shiny on January 18th and share your picture as part of the NSAM Day of Action. #SparkleAgainstStalking #NSAMDayofAction

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