Leading Teams with Empathy



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GIBSON DUNN

Agenda for Today

- **1.** What empathy is (and is *not*)
- 2. The basic neuroscience behind empathetic leadership
- 3. The business case for empathetic leadership
- 4. Key DEI implications of empathetic leadership
- 5. The importance of bilateral/360° empathy
- 6. How to prevent empathy from being misunderstood as weakness
- 7. Empathy Hacks: tangible tips for implementing empathetic leadership

What Empathy **IS**

 The ability to recognize, understand and relate to the thoughts and feelings of another

 The ability to sense other peoples' emotions and thoughts

 The ability to see things from another person's perspective

 The ability to relate to – and care about – the suffering and pain of others

What empathy is when we don't approve of another's behavior

An understanding of the unique facts and circumstances in a person's life that contributed to their undesirable/unacceptable behavior

Where understanding is not possible, an openness or curiosity about such facts

H.O

12:00

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BEHAVIOR V. INTENT

"walking in another's shoes"

"inquiring about another's footwear"

What Empathy is **NOT**

COMMON MISCONCEPTIONS

 Condonation, agreement or acquiescence of the underlying behavior

E.g., poor performance or disrespectful actions

 Lowering our standards of excellence

- Eliminating personal accountability
- Creating an "everything goes" environment

JUDGMENT MINDSET: If I subtly judge and disparage my team members when they perform, or question their commitment, they will improve their undesirable behavior.

"This is **unacceptable**. You just can't _____."

"You seem unfocused or distracted lately. Like you don't care enough. What's going on?"

"You keep making the same mistakes and I don't understand why."

"I've noticed you struggled with X and Y. You need to pick up your game in this area." **EMPATHY MINDSET:** If I demonstrate openness to and empathy for possible reasons for my team members' undesirable behavior, while drawing clear boundaries about the behavior, I maximize the odds of improving their behavior.

"I'd like to better understand ______."

____•

"You're normally **so prompt** in replying to emails even when you are on multiple competing projects, which shows your **dedication** to the firm and **professionalism** as a lawyer. But you've been a bit delayed on this project. **Is everything ok?**"

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"Sometimes there are personal or emotional things going on in life that can **make us a bit distracted or unfocused** in our work. That may not be the case here, but if it is, please let me know **if I can support you** with whatever you're dealing with."

"I've noticed **repetition of the same mistakes** on this particular type of project. **I'd like to better understand the obstacles you've been facing** with this sort of project **so I can support you in overcoming them**."

"Perhaps the **way I have communicated my feedback** in the past has been unclear or confusing to you. **What are your thoughts on this?**"

When a team member underperforms, disregards your guidance, or otherwise behaves poorly, how do you implement empathy without creating any condonation of the underlying behavior?

Assume Positive Intent (especially in ambiguous situations)

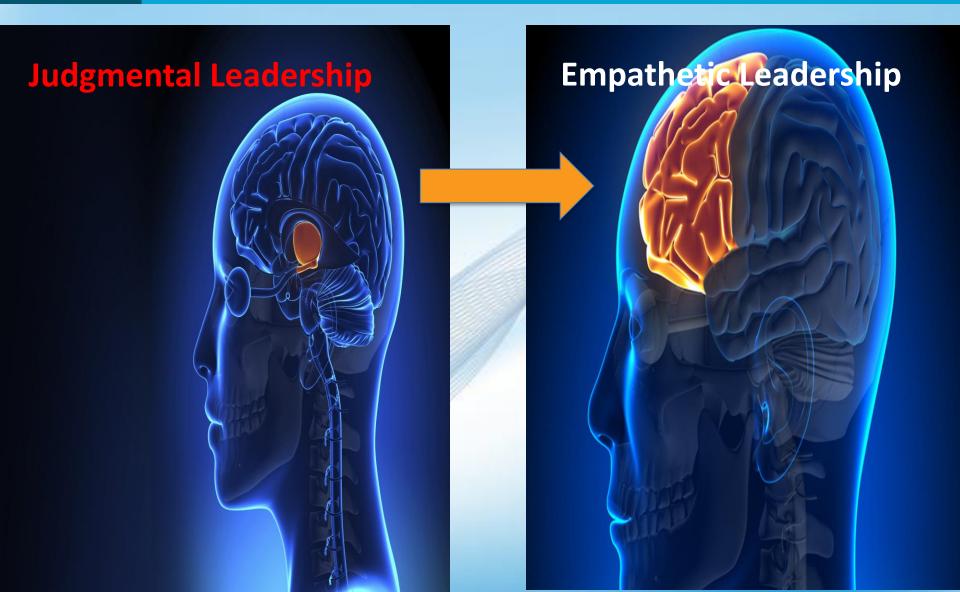


Assume Positive Intent (especially in ambiguous situations)

"My father was an absolutely wonderful human being. From him I learned to **always assume positive intent**. Whatever anybody says or does, assume positive intent. **You will be amazed at how your whole approach to a person or problem becomes very different**.

When you assume negative intent, you're angry. If you take away that anger and assume positive intent, you will be amazed. Your emotional quotient goes up because you are no longer almost random in your response. You don't get defensive. You don't scream. You are trying to understand and listen because at your basic core you are saying, 'Maybe they are saying something to me that I'm not hearing.' So 'assume positive intent' has been a huge piece of advice for me." Any thoughts on assuming positive intent?

The Basic Neuroscience Behind Empathetic Leadership



WARNING:

The Human Brain is Wired for *Maximizing Our Own Self-Interests* and *Judgment*



Cultivating empathy is a skill that requires effort to perform (& grow)

When you apply empathy v. judgment in response to mistakes from team members, what effect, if any, does it have on your own wellbeing and resilience?

Any thoughts on growing one's empathy over time as a leader?

The Business Case for Empathetic Leadership

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When you lead with empathy, what effect does it tend to have on the professional performance of your associates?

E.g., quality, effort, incorporation of feedback, accountability for errors, growth, etc.? Can you share an experience where your application of empathy to a colleague had a positive impact on their professional performance?

E.g., quality, effort, incorporation of feedback, accountability for errors, growth, etc.?

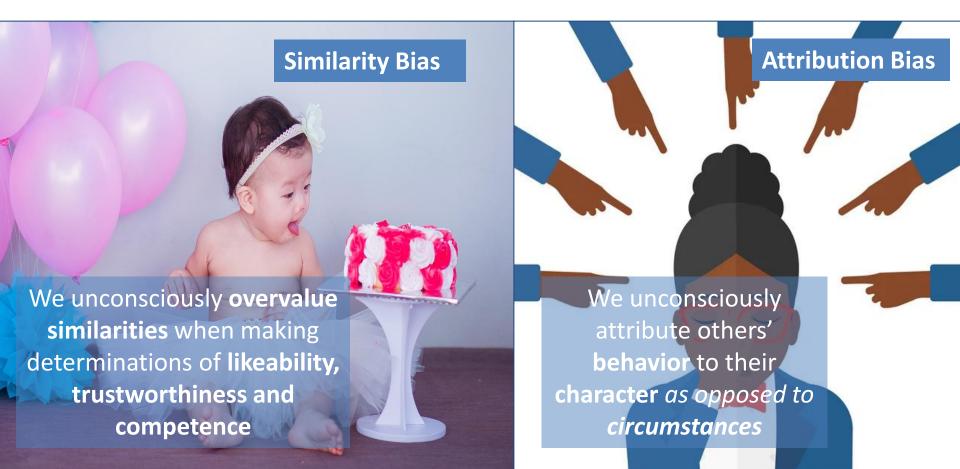
Key DEI Implications of Empathetic Leadership

Proactive empathy and humble curiosity are *even more critical* when working with diverse team members



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Any tips on how leaders can bring empathy specifically when working with diverse team members given implicit biases that may exist?

The Importance of Bilateral / 360° Empathy

The duty of employees to practice "upward empathy"

How leaders can foster upward empathy:

- proactive disclosure of leadership preferences/style
- vulnerability

What do you do, or suggest doing, when you are extending empathy to a team member but they are not reciprocating that empathy?

How to Prevent Empathy from Being Misunderstood as Weakness

- More active accountability: courage to have difficult conversations
- Open-ended yet incisive questions that impart responsibility

Meta-conversations about empathy

Any suggestions for how to deliver empathy while reducing the likelihood of it being misinterpreted as weakness?

As female leaders, is there a greater risk that your empathy will be exploited / will backfire? If so, any suggestions on how to navigate this?

Empathy Hacks: Tangible Tips For Implementing Empathetic Leadership

1. Ask more questions, make less statements. [Especially when you are frustrated or are certain about something]

2. "That's Me Too" Technique: attempt to find the closest or most analogous situation where you have been in their shoes

3. Overtly raise – and inquire about – your own potential contribution/role in their behavior

Empathy Hacks: Tangible Tips For Implementing Empathetic Leadership

- 4. Preface tough feedback with an explanation of why it's being provided: "Please understand that this feedback is being offered to help you continue to advance in your development as a litigator."
- Inquiring about potential external impacts on an attorneys performance: Request a 1:1 check in chat and ask: "How are you [personally/professionally]?"
- 6. Lead with positive attributes of your colleagues performance and offer to brainstorm effective ways to address potentially poor behavior. "I truly enjoy working with you and am generally pleased with your [insert positives (e.g., responsiveness, effective communication skills, research accuracy). Lately, I noticed [insert behavior that needs to be addressed] and I wanted to check in with you about strategies for addressing it."

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Empathy Hacks: Tangible Tips For Implementing Empathetic Leadership

- 7. Making clear that you are a resource throughout the assignment if needed
- 8. Being clear about expectations at the beginning so there is no confusion about what is an is not a mistake/underperformance

 Creating space for the colleague to share with you other things that are going on in their life that might impact their work "You never really understand a person until you consider things from his point of view, until you climb inside of his skin and walk around in it."

> ~ Atticus Finch To Kill a Mockingbird (1962)

STAY IN TOUCH





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