

The background features a large, faint seal of the District Attorney of Eureka, California. The seal is a five-pointed star with intricate floral patterns. In the center is a circular emblem containing a figure holding a torch, with the word "EUREKA" above and "GREAT SEAL OF THE STATE" around the perimeter. The words "DISTRICT ATTORNEY" are written in a large arc across the top of the star.

# DISTRICT ATTORNEY

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We Dedicate Ourselves, While Recognizing The Dignity Of All Individuals, To Objectively And Effectively Investigate And Prosecute Matters Under The Law To Achieve Justice And To Minimize Trauma To Victims.

"[This is] El Dorado, bro.  
They want to make a statement.  
They're hard on crime."

- phone conversation with an El Dorado County Jail inmate being told why he is being kept behind bars after committing a crime.

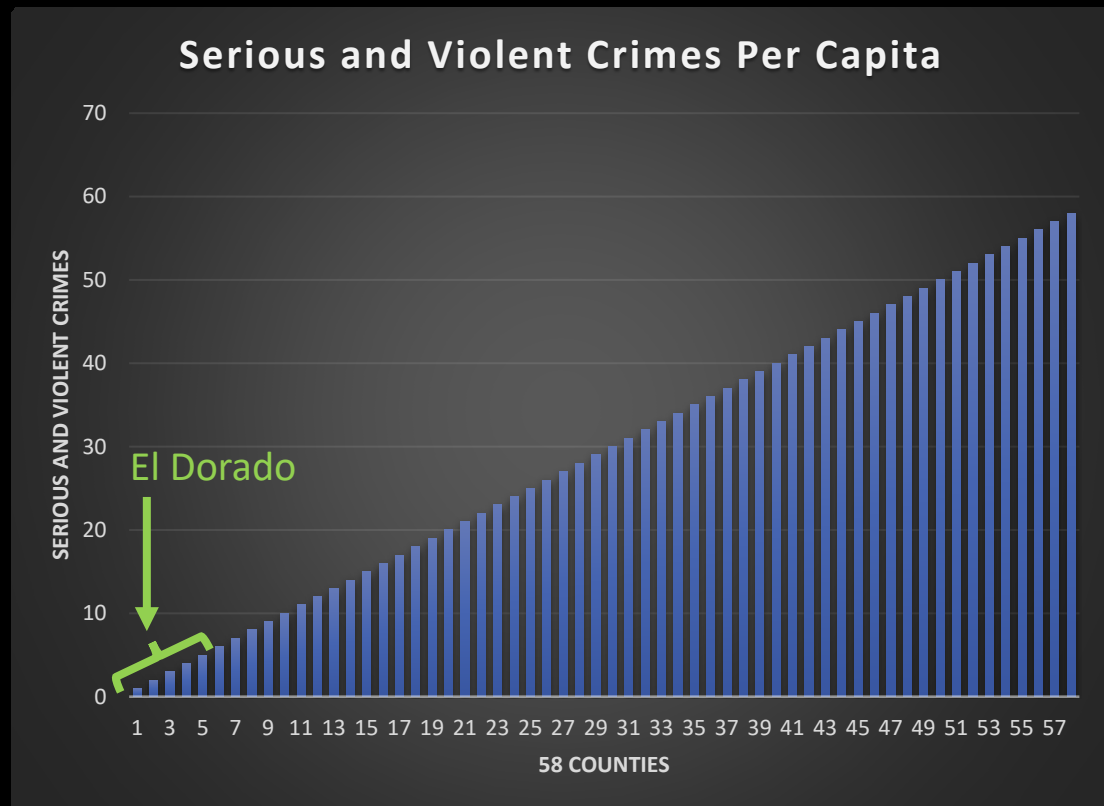
# El Dorado County Is A Desirable Place To Live





# El Dorado County Is A Safe Place To Live

El Dorado County has Among  
the Lowest Serious and  
Violent Crime Rates in the  
State of California



Decisions  
Made by the  
Governor  
Threaten to  
Ruin our  
County

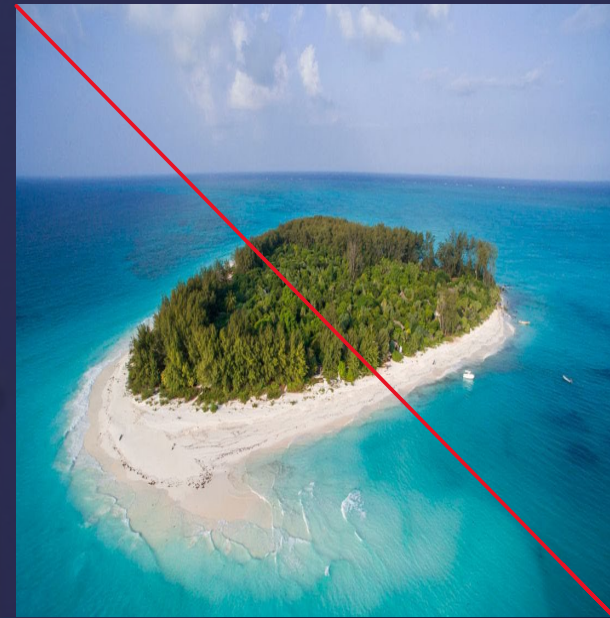




# Like A Viral Epidemic...

## What Happens Around The State Has An Impact On EDC

- Bail Reform
- Reduced Probation
- Mass Looting And Organized Retail Theft Rampant
- Misdemeanor Diversion
- Mental Health Diversion
- Essentially Legalizing Drugs
- Drug Use Epidemic
- Prisoners Released Early
- Increasing Homelessness, especially those with Mental Illness
- Sacramento Now Has More Homeless Than San Francisco



# Syringe Exchange Program



- The California Department Of Public Health Grant Program To Legalize And Pay For Passing Out Needles
- In EDC, Sierra Harm Reduction Coalition Submitted An Application To Pass Out 150,000 Needles
- The Sheriff, DA Vern Pierson, County Counsel and Board Of Supervisors Collectively Worked On A Plan To Help Stop This Program  
By:
  - ❖ *Forcefully Objecting To The Application; and*
  - ❖ *Working Together On Emergency Legislation Ordinance*

# Early Release & Resentencing

*“If You Get A Loan At The Bank You’ll Be Paying It Back For 30 Years, If You Rob A Bank, You’ll Be Out In 10 Years.”* — David Andrew Jarrell (Serial Bank Robber)

## Significant Changes In The Law:

- Early Parole Eligibility even when There are Prior Strikes and Gun Enhancements
- Retroactive Elimination of Enhancements for Prior Prison Terms and Prior Drug Convictions
- Resentencing for Persons Convicted of Felony Murder, Attempted Murder and Manslaughter
- *All off the above apply, Even If The Result Of A Plea Agreement*



## Gary Joseph Masse

- **2015 Convicted**
  - 6 Counts Residential Burglary
  - 2 Counts Attempted Residential Burglary Prior Strike Conviction
  - Out on Bail When He Committed Additional Crimes
  - Long Criminal History Including Theft, Firearms and Narcotic Trafficking
- Sentenced to **30 Years** in Prison
- **2020 Released**
  - Over DDA objection
- **2022 Convicted**
  - Possession Loaded, Operable .38 Revolver While in Possession of Narcotics for Purposes of Sales

## Clayton Webb

- 2009 Convicted by Jury of Multiple Forced Sex Acts Against a Child
- Sentenced to 30 Years 8 Months Prison
- After Only **13 Years**, *Already granted Parole Hearing*

## Joseph William MacDonald

- **06/06/22** Convicted of Felony Domestic Violence with a Prior Strike
- Sentenced to 4 Years Prison
- “Non-Violent” Early Release
- 10/14/23 Re-Arrested for Felony Auto Theft and DUI....

\$50 Million Statewide Per Year for Public Defenders, Alternate Defenders and Other Qualifying Entities to Attack Sentences Post Conviction

EDC Public  
Defender Receives  
\$200k Per Year

EDC District  
Attorney's Office  
*Does Not....*

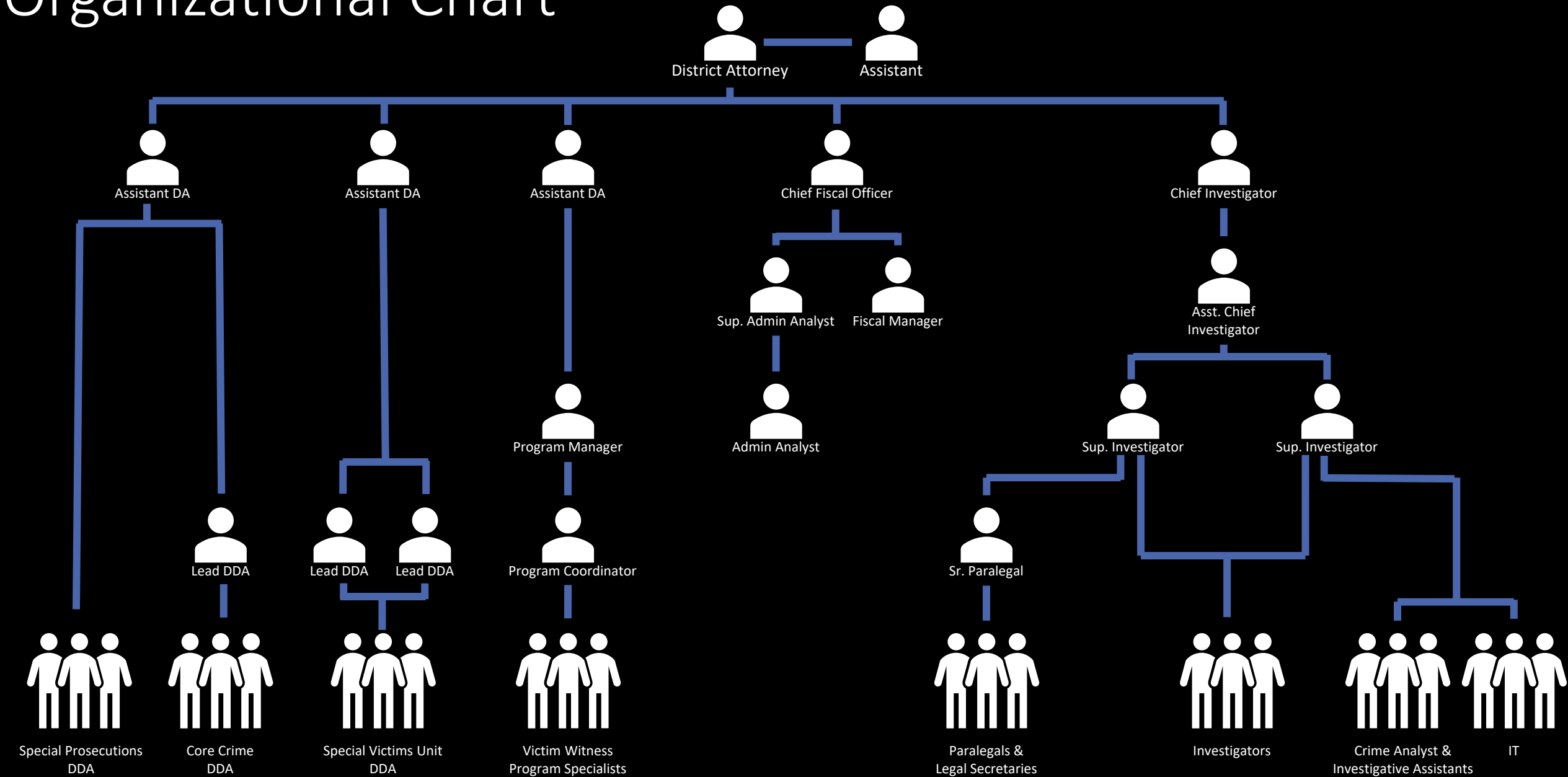
# Increase in DDA Workload Due To Additional Changes and Trends In Law

- Increased Digital Evidence That Must Be Reviewed
  - BWC/In-car Video
  - Ring Cameras
  - Cell Phone Data
- Expansion Of Bail Litigation
- Diversion Eligibility
- Specialty Courts
- Post-conviction Re-sentencing
- Parole Eligibility Hearings
- **An Analysis Of 2023 DDA Timecards Shows That DDA Have Been Collectively Working An Average Of 76 Additional Hours Per Week To Handle This Workload, The Equivalent Of Nearly 2 Full Time DDA**





# Organizational Chart



# DA BUDGET SUMMARY

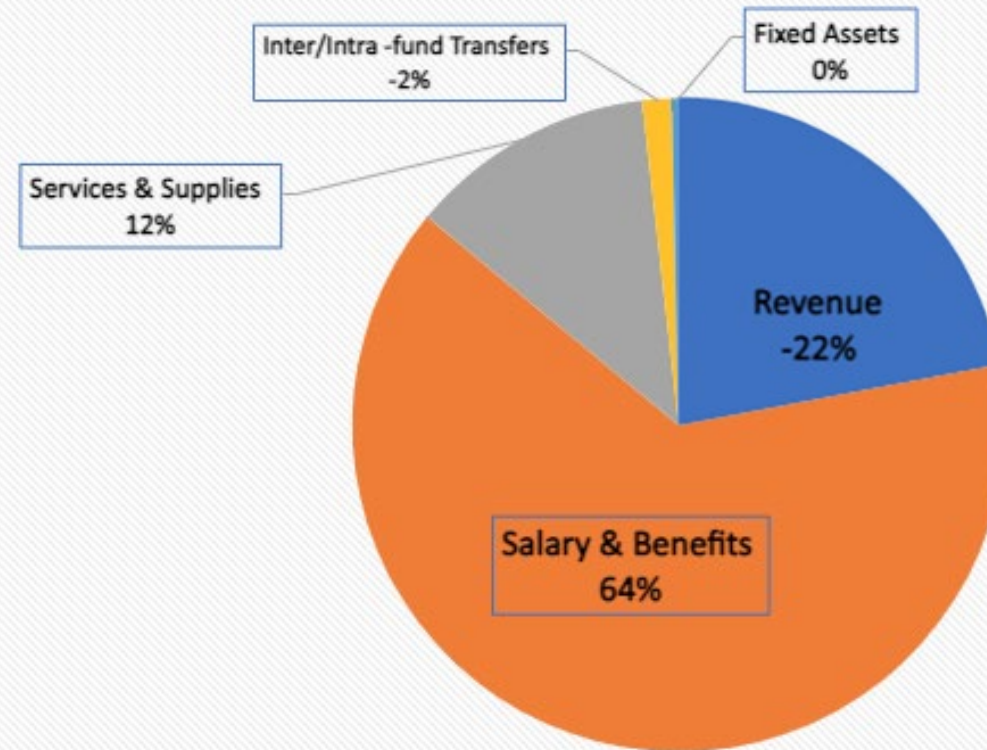
Revenue Categories	Amount
Fines & Fees (Court, DMV, etc.)	\$ 234,050.00
Grant Revenue	\$ 2,846,157.00
State - Public Safety Sales Tax	\$ 1,680,483.00
AB109	\$ 36,000.00
Asset Forfeiture/Equitable Sharing	\$ 34,871.00
Misc Revenue	\$ 1,000.00
<b>Total Revenue</b>	<b>\$ 4,832,561.00</b>

Appropriation Categories	Amount
Prosecution	\$ 5,958,298.00
Administration	\$ 1,724,490.00
Investigations	\$ 4,491,489.00
Support Staff	\$ 1,108,968.00
Fraud Crime: <b>Investigations and Prosecution</b>	\$ 1,056,047.00
Victim Witness Unit	\$ 2,142,272.00
<b>Total Appropriations</b>	<b>\$ 16,481,564.00</b>

Net County Cost Categories	Amount
Prosecution	\$ 5,561,186.00
Administration	\$ 1,454,569.00
Investigations	\$ 4,464,053.00
Support Staff	\$ 1,108,968.00
Fraud Crime: <b>Investigations and Prosecution</b>	\$ 103,807.00
Victim Witness Unit	\$ 636,903.00
State - Public Safety Sales Tax	\$ (1,680,483.00)
<b>Total NCC</b>	<b>\$ 11,649,003.00</b>

# Grant and Neighborhood Revenue Sources

FY 23-24 Total NCC = \$11,649,003



■ Revenue ■ Salary & Benefits ■ Services & Supplies ■ Inter/Intra-fund Transfers ■ Fixed Assets



A woman with dark hair in a braid, wearing a red long-sleeved shirt, is climbing a rope on a cliff. She is looking towards the camera with a slight smile. The background is a blurred, rocky cliff face.

# Additional Challenges



# Race Blind Charging

- Effective Date 01/01/25
- DAO Must Establish & Implement RBC Procedures
- DAO Must Record And Report RBC Decisions
- Make Data Available To Defense
- Make Data Available To Educational & Research Institutions (Governed By PRA Rules)
- Approximately 5,360 Cases Submitted Each Year Will be Subject to RBC Procedure
- **This New Process Will Add the Workload of Approximately 1 FT DDA**
- In Addition, the RBC Process Requires the Development of a Process to Redact Reports, Record Decisions, Audit, Maintain and Report Data

# Racial Justice Act



- Creates Post-Conviction Process To Challenge Any Conviction Based On Claims Of Racial Disparity
- Challenges May Be Based On Statistical Analysis Of Data
- Current Data Set Incomplete, **Thus Subject to Manipulative Interpretation**





## Race Blind Charging And Racial Justice Act = **Tip of the Data Iceberg....**

- Justice Data Accountability and Transparency Act (“J-DATA”)
  - Requires DAO to Track and Report **103 Specific Data Points**
  - Many of these Data Points are not Currently Recorded or Tracked by CMS
  - Timeline:

10/01/23 - Advisory Board Formed

07/01/24 - Release of Data Dictionary by DOJ

03/01/27 – DAO Data Collection Required

06/01/27 – DAO Data Reporting Required



# The Data Iceberg

- Racial Justice Act – Database
- Race Blind Charging – Application Development
- Justice Data Reporting Act - Database of 103 Specific Data Points
- 14 Grants Require Reporting Statistics
- PRA
  - 10 Days To Initially Respond To The Request
  - Records Must Be Provided “Promptly”
  - 59 Public Records Requests Since Jan 2020
- Database Development And Data Analysis
- Application Development

# Goal for 2024

## Seek Justice

- Advocate and Litigate
  - ❖ For Every Victim
  - ❖ In Every Case
  - ❖ At Every Stage of the Criminal Justice Process
- Develop Data Base, Software, and Procedures for New Laws
- Comply with New Laws
- *Going to Need Your Help To Do So*





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