

**Jasmine Cuenco**

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**From:** Anne Masterson via California District Attorneys Association [REDACTED]  
**Sent:** Monday, June 28, 2021 8:08 AM  
**To:** Nancy Georgiou  
**Subject:** RE: AB 2542 Racial Justice Act : Responding to defense request for District Attorney's Office case data under PC 745

## **AB 2542 Racial Justice Act**

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Jun 28, 2021 11:08 AM

Anne Masterson

Good morning, Lisa,

We have not yet received a request or any motion in Sonoma Co. but have been watching closely for others around the state in anticipation of receiving one. Would you mind sharing what defense has filed in SLO? I'm hoping that we can use the sidebar here to collect pleadings that will eventually start coming in so that we can put our collective heads together.

We have been in deep discussions for the past 6 months, with internal and external consultants, trying to decide what data to collect, how to collect it, whether it is truly reliable, what to turn over, what to object to, etc. We use Karpel - I think SLO does as well, correct? Would be helpful to brainstorm with you and I'd be happy to assist in any way I can. Message me if so.

Thank you,  
Anne

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Anne Masterson  
Chief Deputy District Attorney  
Sonoma County District Attorney's Office  
Santa Rosa CA  
[REDACTED]

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Original Message:

Sent: 06-25-2021 19:00

From: Lisa Muscari

Subject: Responding to defense request for District Attorney's Office case data under PC 745

Good afternoon-

We have just received our first informal request for DA office filings and prosecution statistics in accordance

with the Racial Justice Act, AB2542. The defense requested broad general statistics with regard to total filings against various ethnicities, our policies on striking strikes when in plea negotiations, and the data on the number of filings in general of a certain racial group. Their request is overbroad because the requests need to have at least some degree of specificity to the circumstances of the charged offenses and the request must be sustained by plausible justification. The defendant gives no justifications in support of his request, nor does he give any date ranges for the requested data nor does he narrow his request to similarly situated defendants by the same or similar type of crime. Thus, defense request will need to be more specific in order for us to respond to his request.

Once he tailors his request, what are other counties doing with regards to an **informal request** from defense for data? Are any counties requiring that a formal request be made by the defendant by written motion?

If your county is responding to an informal request, how and why are you proceeding in this manner? What do you perceive to be the advantages and/or disadvantages to answering an informal request? Thank you in advance to any guidance you can share.

Semper Fidelis,

Lisa B. Muscari

Chief Deputy District Attorney

County of San Luis Obispo

[REDACTED]

[REDACTED]

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Lisa Muscari  
Deputy District Attorney  
San Luis Obispo County District Attorney's Office  
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