

From: [Josh Wilner](#)
To: [Jacqueline Roberts](#)
Cc: [PRA Response](#)
Subject: Re: ACLU PRA-Del Norte DA
Date: Monday, October 18, 2021 3:33:53 PM

Dear Jacqueline Roberts,

Thank you for your reply. We apologize for the miscommunication. We see that you did in fact tell the ACLU that no in-house training materials existed. Nothing further is required regarding the previous request for training documents.

Thank you, also, for responding to our current requests. Please let us know the status of those requests, dated July 23, 2021 and September 2, 2021.

Best,
Joshua Wilner

Josh Wilner
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From: Jacqueline Roberts <jacqueline.roberts@co.del-norte.ca.us>
Sent: Thursday, September 9, 2021 9:37 AM
To: Ellen Leonida <Leonida@braunhagey.com>
Subject: ACLU PRA-Del Norte DA

***** EXTERNAL MESSAGE *****

Dear Ms. Ellen Leonida,

Hello, I am reaching out to you regarding the letter that was faxed to the Del Norte District Attorney dated July 23, 2021, but received by my office on September 8, 2021. I would like some clarification regarding what materials the ACLU believes that the District Attorney possesses that was not provided to them. The response letter dated February 27, 2020 responded to both requests, and indicated that the Del

Norte District Attorney's Office does not have any "in house" training materials related to jury selection or *Batson v. Kentucky* and *People v. Wheeler*.

The original ACLU California Public Act Request only made requests for documents related to these two issues. The letter from your office indicates that the Del Norte District Attorney did not provide responsive documents to the ACLU because the District Attorney's Office claimed they were "exempt from disclosure per Government Code Section 6254," but that is not the case. The District Attorney does not have any "in house" training materials to provide and that is what the response letter indicated. I have attached the relevant portions of that letter below.

Request No. 1:

Any training materials related to jury selection, from 1990 onwards.

Response :

The District Attorney's office does not have any "in house" training materials. The attorneys attend various trainings that cover this topic and get various materials at these trainings. The District Attorney, Katherine Micks, has attended a jury selection seminar put on by the California District Attorney Association and received various materials that are used by the office. Additionally, the District Attorney's office has access to the CEB, which has a section on jury selection.

Request No. 2:

Any training materials related to the constitutional requirements under *Batson v. Kentucky* and *People v. Wheeler*, including training materials related to handling *Batson-Wheeler* claims or motions.

Response :

The District Attorney's office does not have any "in house" training materials. The attorneys attend various trainings that cover this topic and get various materials at these trainings.

Please let me know what your thoughts are and any clarification regarding materials the ACLU is seeking. I understand that the original ACLU Public Record Act Request has been expanded and I am working with the District Attorney's Office to collect any and all materials that could be responsive to this new Public Record Act. However, the County is electing to extend its response time pursuant to California Government Code Section 6253 (c)(2) and (3). The District Attorney's office is collecting the necessary materials in order to reply to your request, but needs additional time to do so. Please note that every effort will be made to provide all of the information which may fall within the scope of your inquiry under Government Code Section 6254, except those materials that are exempt from disclosure. If we have electronic information, we will process it in that manner. However, if we have to make hard copies, you will be billed at \$0.20 cents per page. We will let you know the total amount due once we have finished processing this request.

Thank you,

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Jacqueline Stella Roberts
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