



# LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE

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GEORGE GASCÓN • District Attorney  
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## VIA ELECTRONIC MAIL

[leonida@braunhagey.com](mailto:leonida@braunhagey.com)

December 13, 2021

Ellen Leonida  
ACLU Northern California

Dear Ms. Leonida:

### CALIFORNIA PUBLIC RECORDS ACT REQUEST

The Los Angeles County District Attorney's Office (LADA) is in receipt of your California Public Records Act (PRA) request dated July 23, 2021, seeking:

*"This CPRA letter constitutes a renewal of the ACLU's two prior requests (as relevant, updated to the present day) and also a request for the additional following records in the possession or control of the Office of the District Attorney of Los Angeles for the time-period 2015 to Present:*

1. *Any and all written policies, memoranda, or guidance documents regarding:*
  - a. *Diversion eligibility and/or programming;*
  - b. *Custody and/or bail recommendations;*
  - c. *Charging recommendations and/or decisions, including, but not limited to:*
    - i. *Charging recommendations and/or decisions regarding enhancements;*
    - ii. *Charging recommendations and/or decisions regarding special circumstances; or*
    - iii. *Charging recommendations and/or decisions regarding wobblers;*
  - d. *Compliance with Brady v. Maryland, 373 U.S. 83 (1963);*
  - e. *Jury selection;*
  - f. *Sentencing recommendations;*
  - g. *Prosecution of minors;*
  - h. *Parole recommendations;*
  - i. *Pardon and commutation recommendations;*
  - j. *Reports to the State Bar relating to discipline and/or prosecutorial misconduct;*
  - k. *Data collection relating to criminal matters, including demographic data of defendants and victims; or*
  - l. *Referral of cases for federal prosecution.*

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2. *Any and all policies regarding training as well as any training materials, recorded trainings, or related materials:*
  - a. *Which are mandatory for prosecutors;*
  - b. *Which are optional for prosecutors;*
  - c. *Which relate to jury selection;*
  - d. *Which relate to bias, implicit bias, unconscious bias, and/or racism; or*
  - e. *Which relate to presentation and/or use of evidence from social media platforms (including but not limited to YouTube, Snapchat, Instagram, TikTok, Twitter, Facebook, Reddit and Tumblr) and other media (including but not limited to movies, song lyrics, and videos).*
3. *Records concerning the Racial Justice Act:*
  - a. *Implementation of and compliance with the RJA;*
  - b. *Communications concerning the RJA; or*
  - c. *Trainings related to the RJA.*
4. *All investigations into Batson-Wheeler motions, including, but not limited to:*
  - a. *Motions filed;*
  - b. *Motions granted;*
  - c. *Internal training and/or discipline; or*
  - d. *Reports to the State Bar relating to any Batson-Wheeler motions made and granted.”*

The ACLU's two prior requests referenced herein were attached as Exhibits 1 and 2 to the current request and are dated May 13, 2019 and July 29, 2019.

Attached are additional documents responsive to your request on the topics of Brady v. Maryland; Special Circumstances; Habeas Petitions; and Training. See Attachment 30.

The LADA will continue to disclose responsive documents on a rolling basis.

Very truly yours,

GEORGE GASCÓN  
District Attorney

By *Kimberly Toney*

Kimberly Toney  
Special Assistant  
Administration