

From: [ECivis Do Not Reply](#)
To: [REDACTED]
Subject: [eCivis] Grants Network - Weekly Search Agent Alert - "prosecution"
Date: Sunday, October 8, 2023 11:01:58 PM

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Grants Network - Weekly Search Agent Alert

Sunday, October 8, 2023

[REDACTED] your Search Agent "**prosecution**" has matched **2** new grants.

To add, remove, or modify Search Agents, please go to [My Search Agents](#).

New Search Agent Results

For full details on a particular grant, click on its title below and log in.

GN Code - Grant Title	Agency	Actual Funds	Due Date	Added
CA4286 - Human Trafficking Advocate (HA) Program (Limited Eligibility) - FY 2024	CA Other	Unspecified	11/27/2023	10/03/2023
... to provide funding to victim witness assistance centers to hire or dedicate at least one half-time advocate who will provide comprehensive services to victims/survivors of human trafficking, including sex and labor trafficking. Victim witness assistance centers funded through this program must meet the following requirements: Hire a minimum of one half-time victim witness...				
CA4277 - Racial Justice for All (RJA) Implementation Grant - FY 2024	CA Other	\$1,950,000.00 (Confirmed)	11/30/2023	10/06/2023
... to support the implementation of the state's Racial Justice for All Act (RJA), which states that "the state shall not seek or obtain a criminal conviction or seek, obtain, or impose a sentence on the basis of race, ethnicity, or national origin." Specifically, the program aims to help individuals who were sentenced for criminal convictions or juvenile adjudications prior to Janua...				

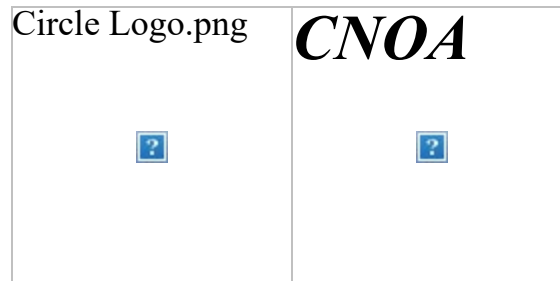
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eCivis Inc. - 418 N. Fair Oaks Ave., Suite 301 Pasadena, CA 91103

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From: Training@cvchidta.org
To: [REDACTED]
Subject: Changes in California Gang Laws & Invoking "the Privilege" per EC 1040-42
Date: Friday, May 19, 2023 6:26:44 AM

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK



Changes in California Gang Laws & Invoking the Privilege per EC 1040-42

**Monday, June 19, 2023
8:00 a.m. to 5:00 p.m.
Fresno Police Department Training Center
6375 W. Central, Fresno, CA 93706**

Course Description: This course will cover recent changes in Gang laws in the State of California and will provide an in-depth explanation of how to successfully claim the Evidence Code section 1040-41 privileges in court per the procedure in EC 1042. AB 333 will be discussed, as will the newly enacted Racial Justice Act and the restrictions placed on the use of rap lyrics with a look at the impact these changes will have on gang cases. The course will discuss claiming the privilege in the context of wall stops and other high-pressure situations implicating gangs, narcotics, and other assignments likely to deal with confidential informants, to ethically and legally maintain confidential information without running afoul of the 1963 U.S. Supreme Court case of Brady v. Maryland and avoid being placed on the Brady list.

Instructors:

- San Joaquin County Deputy District Attorney Cindy De Silva has been a prosecutor for 22 years. She teaches prosecutors and officers

regularly on ◆Brady◆ law, ◆Hobbs◆ warrants, and keeping confidential information privileged per Evidence Code sections 1040-42. She received the CNOA statewide ◆Prosecutor of the Year◆ award in 2022 and the CDAA statewide ◆Instructor of the Year◆ award in 2016, and has testified several times before the California Assembly◆s Public Safety Committee on proposed new laws, all while maintaining a busy case load as a Major Narcotics prosecutor.

- Los Angeles County Deputy District Attorney Maria Ghobadi has been a prosecutor for 14 years and has practiced in multiple jurisdictions, including the Central Valley. She is currently assigned to Los Angeles County◆s Gang Homicide Unit (formerly known as the Hardcore Gang Division), and has extensive experience trying cases before juries. She has prosecuted numerous gang homicides and has conducted trainings for several law enforcement agencies, including the Los Angeles County Sheriff◆s Department and the Los Angeles Police Department. She also instructs for HIDTA and CNOA.

This class is co-sponsored with the Fresno County District Attorney◆s Office courtesy of District Attorney Lisa Smittcamp and is eligible for 6 hours of MCLE, including 3 hours of General MCLE and 3 hours of Ethics MCLE.

Registration:

- Register: www.cnoaregionaltraining.org
- Questions/Payment arrangements: cnoaregion7@gmail.com
- Cost: \$40 CNOA members/\$60 non-members/Free with CNOA Class Certificate
- Limited seats available - Payment in advance required for registration confirmation (all registrants will be placed on waiting list until payment is made). Email cnoaregion7@gmail.com to pay in advance via credit card or to make arrangements for agency check.
Venmo: CNOAregion-7

Attachment Link(s):

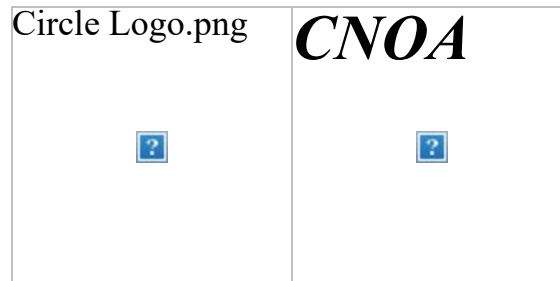
- [Changes in Gang Laws 2023.pdf](#) (1 page)

Link(s) will expire on 8/17/2023

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From: Training@cvchidta.org
To: [REDACTED]
Subject: Changes in California Gang Laws & Invoking "the Privilege" per EC 1040-42
Date: Friday, May 19, 2023 6:26:34 AM

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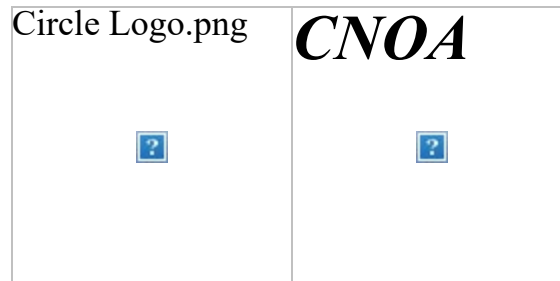
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From: Training@cvchidta.org
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Subject: Changes in California Gang Laws & Invoking "the Privilege" per EC 1040-42
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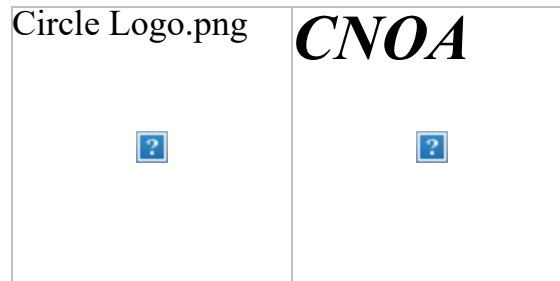
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From: Training@cvchidta.org
To: [REDACTED]
Subject: Changes in California Gang Laws & Invoking "the Privilege" per EC 1040-42
Date: Friday, May 19, 2023 6:26:52 AM

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Attachment Link(s):

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From: [REDACTED]
To: [REDACTED]
Cc: [REDACTED]
Subject: CRJA
Date: Tuesday, September 5, 2023 9:26:46 AM
Attachments: [A163074.PDF](#)

We conclude Lashon has forfeited her section 745 claim on direct appeal by not filing a section 745 motion in the trial court before judgment was entered and affirm the judgment. In light of our determination, we do not address her argument that she has alleged a prima facie showing for relief under section 745 and deny her request to remand the matter for an evidentiary hearing.

?????

[REDACTED]
Fresno County District Attorney's Office
Senior Paralegal
3333 E. American Ave
Fresno, CA 93725



From: [REDACTED]
To: [REDACTED]
Subject: FW: AB 2542 Racial Justice Act : Sealed reports
Date: Wednesday, April 19, 2023 1:09:27 PM
Attachments: [Young v Superior Court of Solano County.pdf](#)

FYI. Please review. After review discussion will be needed.

Thank you

[REDACTED]

From: [REDACTED]
Sent: Tuesday, April 18, 2023 10:54 AM
To: [REDACTED]
[REDACTED]
Subject: FW: AB 2542 Racial Justice Act : Sealed reports

Hi [REDACTED]

[REDACTED]

defendant's good cause showing of plausible justification under Racial Justice Act for discovery relevant to a potential violation of Act is merely a threshold consideration, and a trial court, in deciding discovery motion, must consider and balance whether: (1) requested material is adequately described, (2) requested material is reasonably available to governmental entity from which it is sought and not otherwise readily available to defendant, (3) production of records containing requested material would violate third party confidentiality or privacy rights or any protected governmental interest, (4) defendant acted in timely manner, (5) time required to produce material will necessitate an unreasonable delay of trial, and (6) production of records would place an unreasonable burden on government. [Cal. Penal Code §§ 745\(a\), 745\(d\)](#)

[REDACTED]

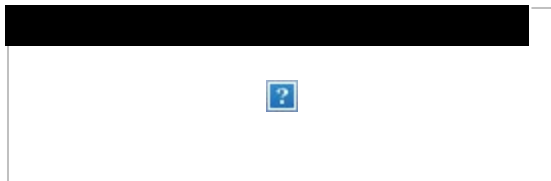
From: [REDACTED]
To: [REDACTED]
Subject: FW: Gangs Digest for Tuesday May 23, 2023
Date: Thursday, May 25, 2023 11:56:53 AM

Read this article.

“Testimony in this case demonstrates that the Contra Costa District Attorney’s Office does not have policies, procedures, or guidelines for imposing life without parole enhancements, which causes implicit bias to influence charging decisions,” McDonnell said in an email to reporters. “This has a disparate and damaging impact on Black people and leads to the dramatic overrepresentation of Black people in our county’s criminal legal system.”

[REDACTED]
Sent: [REDACTED]
[REDACTED]
Subject: Gangs Digest for Tuesday May 23, 2023

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] ☐

1. For your consideration: Judge finds Contra... [REDACTED]

[REDACTED]



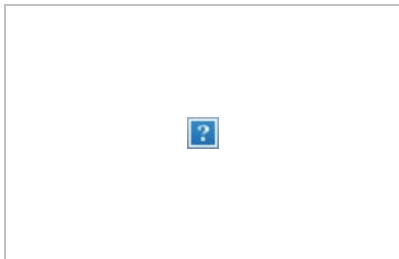
May 23, 2023 9:05 AM



For your consideration:

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

Times-Herald



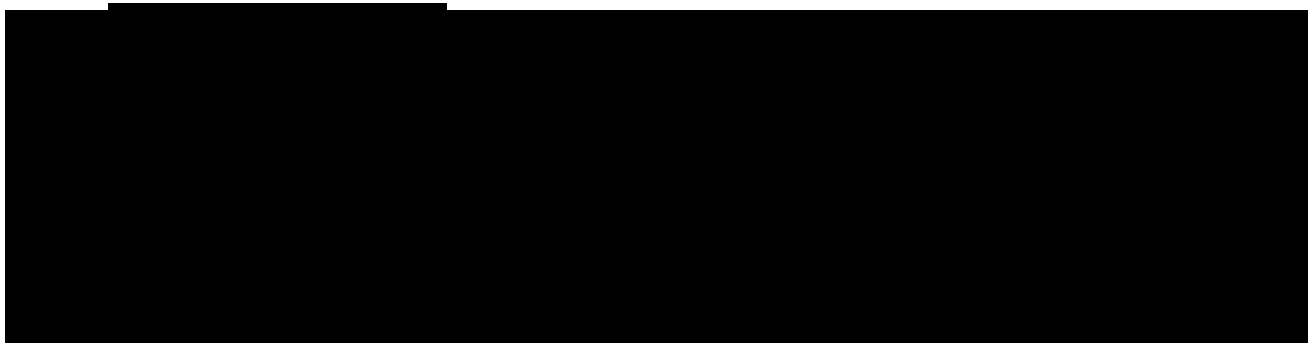
Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

MARTINEZ - In an unprecedented ruling statewide, a Contra Costa judge on Friday dismissed gang charges against four men under the California Racial Justice Act, ruling that county prosecutors have disproportionately targeted Black people with sentencing enhancements that open the door for life in prison without parole.

[View this on Times-Herald >](#)



Supervising Deputy District Attorney
San Bernardino



From: [REDACTED]
Subject: FW: Gangs Digest for Tuesday May 23, 2023
Date: Wednesday, May 24, 2023 4:26:55 PM

FYI

[REDACTED]

[REDACTED]

Sent: Wednesday, May 24, 2023 3:15 AM

To: [REDACTED]

Subject: Gangs Digest for Tuesday May 23, 2023

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

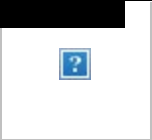
[REDACTED]

[REDACTED]

[REDACTED] ☐

1. For your consideration: Judge finds Contra... [REDACTED]

[REDACTED]



May 23, 2023 9:05 AM

[REDACTED]

For your consideration:

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

Times-Herald

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case



MARTINEZ - In an unprecedented ruling statewide, a Contra Costa judge on Friday dismissed gang charges against four men under the California Racial Justice Act, ruling that county prosecutors have disproportionately targeted Black people with sentencing enhancements that open the door for life in prison without parole.

[View this on Times-Herald >](#)

[REDACTED]

Supervising Deputy District Attorney
San Bernardino County

[REDACTED]

[REDACTED]

From: [REDACTED]
To: [REDACTED]
Subject: FW: Gangs Digest for Tuesday May 23, 2023
Date: Friday, May 26, 2023 9:52:04 AM

I'm sure [REDACTED] probably sent this to you two already but wanted to forward it just in case. Relates to stuff we've talked about regarding RJA.

From: [REDACTED]
Sent: Friday, May 26, 2023 9:51 AM
To: [REDACTED]
Subject: RE: Gangs Digest for Tuesday May 23, 2023

[REDACTED]

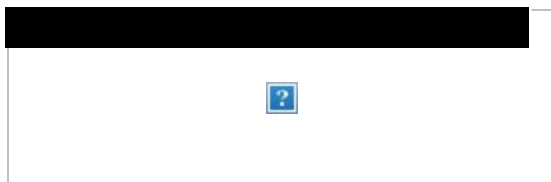
From: [REDACTED]
Sent: Thursday, May 25, 2023 11:57 AM
To: [REDACTED]
Subject: FW: Gangs Digest for Tuesday May 23, 2023

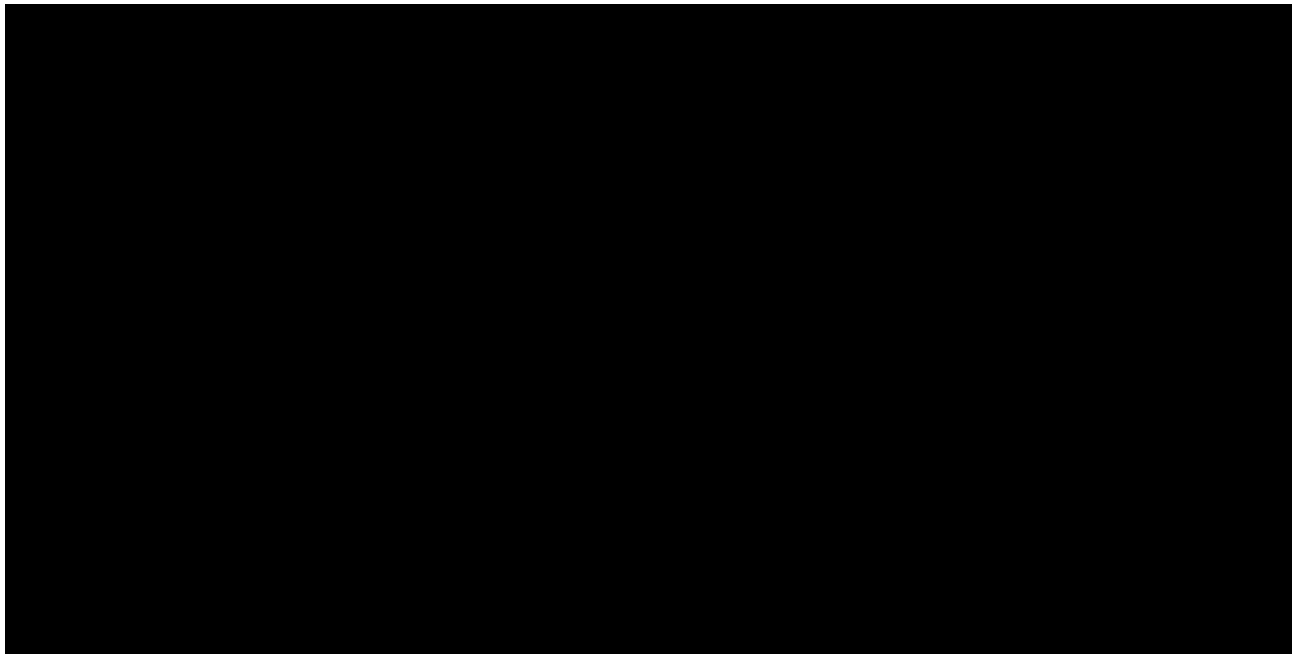
Read this article.

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[REDACTED]
Sent: Wednesday, May 24, 2023 3:15 AM
To: [REDACTED]
Subject: Gangs Digest for Tuesday May 23, 2023

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May 23, 2023 9:05 AM



For your consideration:

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

Times-Herald



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[View this on Times-Herald >](#)

[REDACTED]

Supervising Deputy District Attorney
San Bernardino County

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

From: [REDACTED]
To: [Smittcamp, Lisa](#); [REDACTED]
Subject: FW: PC 745(d) denial
Date: Thursday, February 23, 2023 4:28:11 PM
Attachments: [F13902883 - Order Denying Request.pdf](#)

This is the 745 Denial that I was talking about earlier this week.

I thought you all would want to see.

This was denied without it being set on calendar.

Thank you

[REDACTED]

From: [REDACTED]
Sent: Friday, February 17, 2023 1:56 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: PC 745(d) denial

Here is the order. [REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Friday, February 10, 2023 2:54 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: PC 745(d) denial

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
Senior Deputy District Attorney
Writs & Appeals Unit
Fresno County District Attorney's Office
[REDACTED]

DA



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From: [REDACTED]
To: [Smittcamp, Lisa](#); [REDACTED]
Subject: FW: PC 745(d) denial
Date: Thursday, February 23, 2023 4:27:53 PM
Attachments: [F13902883 - Order Denying Request.pdf](#)

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I thought you all would want to see.

This was denied without it being set on calendar.

Thank you

[REDACTED]

From: [REDACTED]
Sent: Friday, February 17, 2023 1:56 PM
To: [REDACTED]
[REDACTED]
Subject: RE: PC 745(d) denial

Here is the order. [REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Friday, February 10, 2023 2:54 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: PC 745(d) denial

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
Senior Deputy District Attorney
Writs & Appeals Unit
Fresno County District Attorney's Office
[REDACTED]

DA

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From: [REDACTED]
To: [REDACTED]
Subject: FW: Racial Justice Act
Date: Thursday, September 28, 2023 9:36:07 AM
Attachments: [REDACTED] [Declaration in support of Motion to Quash.pdf](#)
[Motion to Quash OpenJustice subpoena.pdf](#)

Hello!

Here is the motion and a link to the case I was telling you about. Just in case you are interested.

[REDACTED]

From: [REDACTED]
Sent: Thursday, September 14, 2023 11:51 AM
To: 'shoedt@fresnocountyca.gov' <shoedt@fresnocountyca.gov>
Subject: FW: Racial Justice Act

Check out this opinion from the 1st district on the prima facia for an RJA motion. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[A167311.PDF \(ca.gov\)](#)

From: [REDACTED]
Sent: Wednesday, September 13, 2023 2:44 PM
To: [REDACTED]
Subject: RE: Racial Justice Act

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Thank you. I will check this out.

From: [REDACTED]
Sent: Wednesday, September 13, 2023 2:35 PM
To: [REDACTED]
Subject: Racial Justice Act

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[REDACTED]

My office filed this motion today. I thought it might be useful if you ever get a motion or SDT for records on an RJA case. 'm sending it to you as RJA was on your radar. But feel free to forward it. Also, I didn't know if you were aware that open justice had so much information on crimes available (the motion goes through it). [REDACTED]

[REDACTED] If you ever want to discuss you have my cell!

[REDACTED]
Deputy Attorney General | Government Law Section
2550 Mariposa Mall Ste 5090 | Fresno, CA 93720

[REDACTED] | [REDACTED]

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From: [REDACTED]
To: [REDACTED]
Subject: FW: Racial Justice Act
Date: Thursday, September 14, 2023 11:51:00 AM

Check out this opinion from the 1st district on the prima facia for an RJA motion. [REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[A167311.PDF \(ca.gov\)](#)

From: [REDACTED]
Sent: Wednesday, September 13, 2023 2:44 [REDACTED]
[REDACTED]
Subject: RE: Racial Justice Act

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Thank you. I will check this out.

[REDACTED]
Sent: Wednesday, September 13, 2023 2:35 PM
To: [REDACTED]
Subject: Racial Justice Act

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK

[REDACTED]

My office filed this motion today. I thought it might be useful if you ever get a motion or SDT for records on an RJA case. 'm sending it to you as RJA was on your radar. But feel free to forward it. Also, I didn't know if you were aware that open justice had so much information on crimes available (the motion goes through it). [REDACTED]
[REDACTED] If you ever want to discuss you have my cell!

[REDACTED]
Deputy Attorney General | Government Law Section
2550 Mariposa Mall Ste 5090 | Fresno, CA 93720
[REDACTED]

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From: [REDACTED]
To: [REDACTED]
Subject: FW: Racial Justice Act
Date: Tuesday, September 19, 2023 11:06:07 AM
Attachments: [Motion to Quash OpenJustice subpoena.pdf](#)

[REDACTED]

Here is a copy of a motion [REDACTED] office filed as well as a link to an opinion on the racial justice act. I wanted to pass these on to you in case we get one.

Thanks,

From: [REDACTED]
Sent: Thursday, September 14, 2023 11:51 AM
To: [REDACTED]
Subject: FW: Racial Justice Act

Check out this opinion from the 1st district on the prima facia for an RJA motion. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[A167311.PDF \(ca.gov\)](#)

From: [REDACTED]
Sent: Wednesday, September 13, 2023 2:44 PM
To: [REDACTED]
Subject: RE: Racial Justice Act

EXTERNAL EMAIL: This message was sent from outside DOJ. Please do not click links or open attachments that appear suspicious.

Thank you. I will check this out.

From: [REDACTED]
Sent: Wednesday, September 13, 2023 2:35 PM
To: [REDACTED]
Subject: Racial Justice Act

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK

[REDACTED]

My office filed this motion today. I thought it might be useful if you ever get a motion or SDT for records on an RJA case. 'm sending it to you as RJA was on your radar. But feel free to forward it. Also, I didn't know if you were aware that open justice had so much information on crimes available (the motion goes through it). [REDACTED]

[REDACTED]. If you ever want to discuss you have my cell!

[REDACTED]
Deputy Attorney General | Government Law Section
2550 Mariposa Mall Ste 5090 | Fresno, CA 93720
[REDACTED]

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From:

[REDACTED]

[REDACTED]; [REDACTED]

Subject:

FW: Upcoming CNOA Training

Date:

Friday, May 26, 2023 12:22:45 PM

Attachments:

[Changes in Gang Laws 2023.pdf](#)

From:

[REDACTED]

Sent: Friday, May 26, 2023 10:42 AM

To:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Subject: Upcoming CNOA Training

Good morning,

We are co-hosting a training with CNOA that is scheduled for Monday, June 19. It is an all day training that covers changes in gang law and invoking privilege under EC 1040-1042. It should qualify for 6 hours of MCLE credit (3 general and 3 ethics) and I believe may qualify for POST credit too. I have attached the flyer in case you feel there are members of your teams that would benefit.

Thanks,

[REDACTED]

From: [REDACTED]
To: [REDACTED]
Subject: Racial Justice Act
Date: Wednesday, September 13, 2023 2:38:58 PM
Attachments: [Motion to Quash OpenJustice subpoena.pdf](#)

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK

[REDACTED]

My office filed this motion today. I thought it might be useful if you ever get a motion or SDT for records on an RJA case. 'm sending it to you as RJA was on your radar. But feel free to forward it. Also, I didn't know if you were aware that open justice had so much information on crimes available (the motion goes through it). [REDACTED]
[REDACTED]. If you ever want to discuss you have my cell!

[REDACTED]
Deputy Attorney General | Government Law Section
2550 Mariposa Mall Ste 5090 | Fresno, CA 93720
[REDACTED]

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From: [REDACTED]
To: [REDACTED]
Subject: Racial Justice Act
Date: Thursday, August 31, 2023 3:45:28 PM
Attachments: [A167311.PDF](#)

Demond Finley was charged with several firearm possession crimes after police discovered a handgun during a search of his car. Finley filed a motion under the California Racial Justice Act of 2020 (Stats. 2020, ch. 317, § 1) (the Racial Justice Act) claiming that police stopped and searched his car because he is Black. The trial court denied Finley's motion for failure to state a prima facie violation of the Racial Justice Act. Because the trial court's review of Finley's motion went beyond the confines of determining whether it stated a prima facie case, we will grant Finley's petition for writ of mandate and direct the trial court to rehear the motion.

?????

[REDACTED]
Fresno County District Attorney's Office
Senior Paralegal
3333 E. American Ave
Fresno, CA 93725



From: [REDACTED]
To: [REDACTED]
Subject: RE: AB 2542 Racial Justice Act : Sealed reports
Date: Thursday, April 20, 2023 9:16:48 AM

[REDACTED]
[REDACTED] "The
Legislature was focused, instead, on creating a discovery-triggering standard that is low enough to *facilitate*
potentially substantial claims, even if it came at some cost to prosecutorial time and resources"

From: [REDACTED]
Sent: Wednesday, April 19, 2023 1:09 PM
To: [REDACTED]
Subject: FW: AB 2542 Racial Justice Act : Sealed reports

FYI. Please review. After review discussion will be needed.

Thank you

[REDACTED]

From: [REDACTED]
Sent: Tuesday, April 18, 2023 10:54 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: AB 2542 Racial Justice Act : Sealed reports

Hi [REDACTED]

[REDACTED]

defendant's good cause showing of plausible justification under Racial Justice Act for discovery relevant to a potential violation of Act is merely a threshold consideration, and a trial court, in deciding discovery motion, must consider and balance whether: (1) requested material is adequately described, (2) requested material is reasonably available to governmental entity from which it is sought and not otherwise readily available to defendant, (3) production of records containing requested

material would violate third party confidentiality or privacy rights or any protected governmental interest, (4) defendant acted in timely manner, (5) time required to produce material will necessitate an unreasonable delay of trial, and (6) production of records would place an unreasonable burden on government. [Cal. Penal Code §§ 745\(a\), 745\(d\)](#)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

“Testimony in this case demonstrates that the Contra Costa District Attorney’s Office does not have policies, procedures, or guidelines for imposing life without parole enhancements, which causes implicit bias to influence charging decisions,” McDonnell said in an email to reporters. “This has a disparate and damaging impact on Black people and leads to the dramatic overrepresentation of Black people in our county’s criminal legal system.”



[REDACTED]

1. For your consideration: Judge finds Contra... [REDACTED]

[REDACTED]

[REDACTED]

May 23, 2023 9:05 AM

[REDACTED]

For your consideration:

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

Times-Herald

Judge finds Contra Costa DA's filing practices are racist, dismisses gang charges in murder case

MARTINEZ - In an unprecedented ruling statewide, a Contra Costa judge on Friday dismissed gang charges against four men under the California Racial Justice Act, ruling that county prosecutors have disproportionately targeted Black people with sentencing enhancements that open the door for life in prison without parole.

[View this on Times-Herald >](#)

[REDACTED]

Supervising Deputy District Attorney
San Bernardino [REDACTED]

[REDACTED]

From:

To:

Subject:

Upcoming CNOA Training

Date:

Friday, May 26, 2023 10:42:13 AM

Attachments:

[Changes in Gang Laws 2023.pdf](#)

Good morning,

We are co-hosting a training with CNOA that is scheduled for Monday, June 19. It is an all day training that covers changes in gang law and invoking privilege under EC 1040-1042. It should qualify for 6 hours of MCLE credit (3 general and 3 ethics) and I believe may qualify for POST credit too. I have attached the flyer in case you feel there are members of your teams that would benefit.

Thanks,

[Redacted Signature]