

**Subject:** \*\*PRESS RELEASE\*\*SF Public Defenders and Community Hold Mock Trial to Indict the Court for Violating Speedy Trial Rights Amid Crippling Backlog

**Date:** Friday, September 16, 2022 at 8:24:07 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations

**FOR IMMEDIATE RELEASE:** September 16, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org); [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Public Defenders and Community Hold Mock Trial to Indict the Court for Violating Speedy Trial Rights Amid Crippling Backlog**

*Public Defenders filed motions for release for a dozen clients languishing in jail & a batch of motions to dismiss cases beyond trial deadlines*

**SAN FRANCISCO** – Today, San Francisco Public Defenders, Supervisors Ronen and Preston, community leaders, and individuals impacted by trial delays and indefinite pre-trial detention held a mock trial on the steps of the Hall of Justice to indict the San Francisco Superior Court for violating speedy trial rights and failing to meaningfully address the alarming criminal trial backlog that has ballooned since the beginning of the pandemic. Attorneys also filed *habeas* petitions challenging the harsh conditions of confinement in County Jail on behalf of a dozen of the more than 150 individuals who are still in jail beyond their statutory trial deadline; and filed motions to dismiss several cases beyond deadline. Despite over 550 cases delayed past their trial deadline, and the Court's claim that it has fully reopened, 40% of the allotted trial courtrooms at the Hall of Justice sat empty as the community gathered to testify to the harm caused by these delays.

“San Francisco shamefully stands alone in violating constitutional speedy trial rights. Other counties all over the state have opened their courtrooms and available spaces to ensure residents, whose freedom is at stake, are given their day in court,” said **Mano Raju**, who joined a group of taxpayers to sue SF Superior Court one year ago in September 2021, part of which is under review in the California Court of Appeal. “There’s no excuse for this court to fail its residents so badly and exacerbate the humanitarian crisis in our jails, when we know that trials can be held safely. If you add up all the extra days that our clients who are currently in jail have been held past their deadline for trial, it comes to 15,333 days — that’s 42 years of wrongful incarceration.”

Many of the people in custody in San Francisco County Jails are subjected to 23-hour-a-day lockdown conditions, have had no exposure to sunlight, no in-person family visits, and almost nonexistent opportunities to attend programs. The *habeas* petitions filed today aim to free several people who have been detained pre-trial under these harsh conditions.

Community members who have been directly impacted by these delays spoke at the rally about the mental and physical harms and traumas associated with family separation.

“I haven’t hugged my daughter in two long years because the San Francisco Court has repeatedly delayed her trial. My daughter is currently in jail waiting for her day in court, and each day she is separated from me and her children, my grandchildren, is excruciating,” said **Mayra Borg**, whose daughter is represented by the Public Defender’s Office.

**Stephen Kloster** – a public defender client who spent 410 days in jail, unable to care for his 87-year-old mother; and who was eventually [acquitted](#) of all felony charges – contributed a statement that was read in his absence: “As an immunocompromised person, I lived in fear that I would get seriously sick or die while I was in jail. It’s ironic that the stated reason for trial delays is COVID-19 because the people in San Francisco’s jails waiting for their day in court are the most vulnerable to the spread of serious illnesses like COVID-19. It feels like the Court isn’t taking its responsibility to hold trials seriously, and they’re playing games with our lives.”

**Stephanie Irving** spoke about her 60-year-old partner, a public defender client, who has been in jail for five months where he caught COVID. “When he called me and he was coughing so much, I had to hang up the phone because it was too painful. I was scared he was going to die in there. This time was supposed to be our time to be together. He should be with me, not still be in that place.” Her partner’s trial deadline passed in August, and they have been told it may be months before he actually goes to trial.

**Robert Brewer**, another public defender client, said, “I was in jail for 288 days, the entire time during COVID. When I finally went to trial after over nine months, it lasted 5-7 days, but the jury only took *90 minutes* of deliberation to come out with the unanimous decision of [not guilty](#).”

The Sixth Amendment of the U.S. Constitution guarantees the right to a speedy trial, but the San Francisco Superior Court has been relying on the circumstances of the pandemic as an excuse to delay trials, sometimes for months past their statutory deadline. California state law requires that courts prioritize criminal trials, yet San Francisco continues to hold civil trials and has not made use of all available courtrooms nor sought alternative venues to accommodate the need. A number of other counties - such as Alameda, Contra Costa, San Mateo, and Marin - have made such accommodations and cut their trial backlog significantly while San Francisco’s backlog continues to expand. While there are over 550 cases that are currently beyond deadline in San Francisco, there are hundreds more in line behind them.

“The community has spoken, and we call on the San Francisco Superior Court to act with urgency, to follow its legal and ethical obligations to set and hold trials in all available venues, and to stop detaining people indefinitely while their lives, health, and families suffer,” said **Mano Raju**.

###

To view this press release online, along with photos and videos of today's action, please visit [SFPublicDefender.org/media](http://SFPublicDefender.org/media).

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**Subject:** Everyday Injustice Newsletter: Groups Call for Abolition of DBI in US; File Human Rights Complaint with UN

**Date:** Friday, September 16, 2022 at 5:10:28 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Caroline Hansen concluded, "These living death sentences are torture. There's no other way to describe it. Some days my husband loses the will to live, knowing that the state has already decided on the circumstances of his death, even if the date is uncertain."

## Everyday Injustice Newsletter - September 16, 2022

### Powerful Stories From Those Formerly and Currently Incarcerated

LWOP-bars-364x245 image

by David Greenwald

Our lead story today is a coalition calling for the UN to help end the proactive of LWOP or what is being called "death by incarceration."

We talked to Terrell Carter, who literally just came home last month after 30 years of incineration and Caroline Hansen, whose husband is serving an LWOP sentence for capital murder.

[Full article is here.](#)

Terrell Carter just came home from prison after 30 years of incarceration. He was sentenced to life without parole, but had his sentence commute.

“While I was in prison, I was part of a committee called Right the Redemption,” he told the Vanguard in a recent zoom interview. Their purpose was to “come up with a different way of looking at condemnation of life without parole or death by incarceration.”

Carter described his experience with life without parole as “feeling I was always walking on the edge of an abyss.”

But he said, “I always believed I would eventually go home. I couldn’t see it all the time, and that belief was under constant assault because there was this other thought in the back that I had to fight every conscious moment that I was in prison – there was this thought that said to me, Terrell, what are you fighting for – you’re going to die in prison.”

He explained it as a thirty year struggle “to hold on and cling to the hope versus giving up and falling into that abyss.”

For him, the key was, “People can transform. People can become better people. People aren’t the worst express of themselves for the remainder of their lives. There exist possibilities in humans and there exists possibilities for human beings to become better.”

Caroline Hansen, a RAPP Campaign Community Leader whose husband is serving an LWOP sentence in New York State prison for Capital Murder.

She described his tough upbringing, growing up in a trailer park, getting into drugs and selling drugs, getting kicked out of his home and going down a path led to the horrible crime he committed.

“My husband takes full responsibility for his victim,” Hansen explained. He faced the death penalty at the time, because he was implicated in an attack on a second cab driver. He admitted to shooting a guy in the head, but denied being involved in beating a cab driver. “They took the death penalty off the table, my husband was then pacing life without parole.”

By taking away the death penalty, ironically, “all the lawyers that had been there, there with him throughout everything was taken away because the death penalty was off the table.”

He pled to LWOP.

“I met my husband while he was incarcerated, so I wasn’t there throughout the beginning of his incarceration,” she said. At the same time, “the day they charged him (wth) the death penalty was the day he got his GED in county jail.”

“So really from day one that he was arrested, he started bettering himself,” she said. “He’s obtained his associate’s degree. He just graduated with his bachelor’s and he is waiting to get into the master’s program.”

At the same time, “he always has been so remorseful for what his part was in the crime.”

Read the full article [here...](#)

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## Criminal Justice News/ Commentary

### Groups Call for Abolition of DBI in US; File Human Rights Complaint with UN

LWOP-bars-364x245 image

Since the 1970s, the reliance on sentences of death by incarceration (DBI) or otherwise known as Life Without Parole (LWOP) have “increased exponentially since the 1970s and has played a major role in driving mass

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### Faith Groups Decry Biden’s Plans to Expand Title 42, Call for Humane and Welcoming Asylum System



The Biden administration reportedly the Biden administration plans to expand asylum-blocking Title 42 expulsions to Venezuelans, Cubans, and Nicaraguans.

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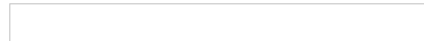
### State Investigation Reveals Racial Disparities in Student Discipline and Police Involvement



At Illinois’ largest high school district, Black and Latino students were suspended more often than white students, disciplined more often for subjective reasons like

[Read More](#)

### CA Governor Signs Bill Shielding Youth from ‘Coercive, Deceptive’ Interrogation by Law Enforcement



A CA measure that will shield youth from “coercive, manipulative and deceptive law-enforcement interrogation tactics” by law enforcement was signed into law this week by Gov. Gavin Newsom.

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### Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo-364x245 image

Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

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### Attorneys – You Should Be Advertising

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Man Sentenced to 9 Years in Prison for 'Dissuading' Witness, and Ordered to have No Contact with Children



After being found guilty of a felony charge of dissuading a victim of a crime from participating or testifying in a criminal investigation, "DavidX" was sentenced to nine years in prison here Wednesday in Santa Barbara County

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### Judge Denies Release to Man Charged with Concealed Weapon on University Grounds



Yolo County Superior Court Judge David Reed this week denied Deputy Public Defender Katie Ann De Anda's request here to release her client pretrial, who the PD claims is "trying to get his life together."

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## Everyday Injustice - Podcast

see our podcasts

## Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

A new report released in August by the nonpartisan California Policy Lab (CPL) found “that thousands of Californians saw their prison sentences lengthened because of this law, and more than one-third (36%) of

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## Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

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**Subject:** \*\*MEDIA ADVISORY\*\*SF Public Defenders & Community to Hold a Mock Trial on steps of 850 Bryant to “Open the Courts and Free Our People”  
**Date:** Thursday, September 15, 2022 at 6:48:51 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations  
**Attachments:** MEDIA ADVISORY - SF Public Defenders and Community to Hold a Mock Trial on steps of 850 Bryant to Open the Courts and Free Our People.pdf, Open the Courts - 9.16.22.PNG

**FOR IMMEDIATE RELEASE:** September 15, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org); [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*MEDIA ADVISORY\*\***

### **TOMORROW: SF Public Defenders & Community to Hold a Mock Trial on steps of 850 Bryant to “Open the Courts and Free Our People”**

*Over 150 people languish indefinitely in SF jails without trial as the Superior Court continues to violate state and federal speedy trial rights*

**WHAT:** A press rally in the form of a mock trial will call attention to the alarming and expansive criminal trial backlog in San Francisco Superior Court, which continues to violate speedy trial rights and jail people beyond their trial deadlines. Over 550 individuals have statutory trial deadlines that have passed, including over 150 people who remain locked in jail with no end in sight. Many people in jail face a 23-hour-a-day lockdown in their cells, damaging their mental/physical health. Hear testimony from public defenders, community leaders, and directly-impacted community members whose lives, well-being, and families have suffered immensely under the legal crisis in our courts

and the humanitarian crisis in our jails. Habeas petitions, challenging the harsh conditions of confinement in County Jail, will be filed.

**WHEN:** Friday, September 16, 2022 starting at 10am

**WHERE:** Steps of 850 Bryant Street, San Francisco

**WHO:**

From the San Francisco Public Defender's Office: Mano Raju, Elected Public Defender of San Francisco; Kathleen Natividad, Deputy Public Defender (MC); Jacque Wilson, Managing Attorney Misdemeanor Unit

Directly-impacted Public Defender clients and family members: Mayra Borg (mother); Stephanie Irving (partner); Stephen Kloster (client)

Supervisors: Hillary Ronen and Dean Preston

Community Leaders: Father Richard Smith, Clergy; Olga Miranda, SEIU 87 / SF Labor Council; Lucero Herrera, Advocacy and Policy Director of Young Women's Freedom Center; Tongo Eisen-Martin, San Francisco Poet Laureate

***\*\*We encourage all press to join us in person and to set up any cameras and microphones at 9:45am. We also will be live-streaming at <https://www.instagram.com/sfpublicdefender/>.***

**##**

This media advisory is available online at [SFPublicDefender.org/media](https://www.sfpd.org/media).

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[SFPublicDefender.org/Media](https://www.sfpd.org/media)

**Subject:** Everyday Injustice Newsletter: Jenkins Has a Big Lead in SF – Or Does She?  
**Date:** Thursday, September 15, 2022 at 5:00:56 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Smart Justice California: "A prosecutor who is at all committed to both science and fairness must keep kids out of the adult system, because putting them into adult prisons all but guarantees they will lose the opportunity to get the care that kids need."

## Everyday Injustice Newsletter - September 15, 2022

**Skeptical on Racially  
Blind Charging**

Yolo-Racial-Blind-Charging image

## Blind Charging

by David Greenwald

A few weeks ago we were at a round table discussion at USC with LA District Attorney George Gascón. He described in some detail the racial blind charging pilot they had experimented with when he was the SF DA and why eventually they went another route.

It was interesting because on a Zoom Townhall discussion with the Yolo County DA's office, the Alex Chohlas-Wood, the Executive Director of the Stanford Computational Policy Lab, noted that they had originally done the program as a pilot project in San Francisco not naming Gascón by name.

Yolo County reached out to Stanford and "wanted to bring what we had done there to Yolo County."

While what Gascón described seemed very arduous and cumbersome, Deputy DA Deanna Hays "Like anything, change is a little hard and it's a little cumbersome, but now that I read all of my police reports in this format, I'm very comfortable with it."

Legislation is on the Governor's desk supported by Assemblymember Kevin McCarty to make this statewide.

But does it work? That they don't know because they don't have enough data. They admit it. So why rush to push this through at the state level when you don't know if the local pilot program works?

I get a little skeptical on these things when someone like Gascón really doesn't think the policy is that helpful, but Yolo County is leading the way.

But consider some other factors. Is racial disparity really creeping in at the charging level?

Deanna Hays for example argued, "I don't see any occasions of explicit bias. I'm not trying to be obstinate or uninformed, I just don't see that."

But she noted that they have a lot of training on implicit bias, "and it's really eye opening. When you go through these trainings, how a person thinks, oh, I have zero biases. I am the most non-racist person ever, and you find little biases about yourself. And so I truly do believe there is implicit bias."

But from the perspective of racial disparities - they tend to start with policing and where police operate and what police choose to arrest. That's a huge factor that not touched by this.

Are prosecutors then making unconscious charging decisions impacted by race? Perhaps. But perhaps those unconscious decisions are already baked into the process because they evaluate the cases they get which are overwhelmingly crimes of poverty committed by people of color.

That's the real problem in the system. I perfectly support the notion of making racially blind charging decisions, but I don't expect it to change much except along the margins because racial bias is systemic, it's not necessarily even implicit.

Thanks for reading.

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## Criminal Justice News/ Commentary

**Commentary: Jenkins Has a Big Lead in SF – Or Does She?**

Brooke-Jenkins-364x245 image

Brooke Jenkins rolled out a new poll that shows she's up by more than 20 points over her nearest opponent. and thus

were than 20 points over her nearest opponent, and that would easily secure a majority of voters if the election were held today.

[Read More](#)

## Yolo DA Discusses Racial Blind Charging in Yolo County and Beyond



The Yolo County District Attorney's Office has touted their racial blind charging project as a reform mechanism to create greater equity in charging decisions in Yolo County. On Tuesday, Yolo Chief Deputy DA Jonathan Raven

[Read More](#)

## Guest Commentary: Disability Rights California Disappointed with Governor Newsom's Signing of SB 1338 (Umberg) CARE COURT into Law



Governor Newsom signed SB 1338 (Umberg) into law and Disability Rights California (DRC) is extremely disappointed and saddened, as signing this bill sets California back as opposed to progressing the State forward.

[Read More](#)

## State, Local Lawmakers Attack 'Politically Motivated' Effort to Remove Progressive Philly DA – Call It 'Stunt'

Civic leaders and elected officials rallied here Wednesday on behalf of embattled, progressive District Attorney Larry Krasner, calling the effort to remove the prosecutor from office by the Pennsylvania House "unconstitutional and

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## Announcing the 2022 Vanguard Justice Award Recipients



Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

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## Attorneys – You Should Be Advertising Here

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Sounds of Distress Fill Courtroom as Judge Denies Release, Sets \$20,000 Bail

Alameda-Superior-364x245 image

An arraignment ended Tuesday with high emotions and a not guilty plea to a second-degree burglary felony charge in the Wiley M. Manuel Courthouse in Alameda County Superior Court.

[Read More](#)

### Judge Disagrees with Appeals Court Decision, but Concedes; DA to Decide to Retry Case – Or Not.

“Personally, I think the Fourth District Court of Appeal’s decision is wrong at many levels, but it is the decision. I am bound by that decision, and I must grant the motion, against my better judgment,” said Judge David Rosenberg this

[Read More](#)

### Man Tells Court He’ll Represent Himself in DUI Case for ‘No Particular Reason’

A man appeared in Ventura County Superior Court this week as his own attorney in a DUI (driving under the influence) case.

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## Everyday Injustice - Podcast

[see our podcasts](#)

## Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

A new report released in August by the nonpartisan California Policy Lab (CPL) found “that thousands of Californians saw their prison sentences lengthened because of this law, and more than one-third (36%) of

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## Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

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**Yolo County Court Watch:**

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**Subject:** Everyday Injustice Newsletter: SF District Attorney Lays Out New Juvenile Justice Policy - Critics  
Once Again Fire Back  
**Date:** Wednesday, September 14, 2022 at 5:00:09 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Smart Justice California: "A prosecutor who is at all committed to both science and fairness must keep kids out of the adult system, because putting them into adult prisons all but guarantees they will lose the opportunity to get the care that kids need."

## Everyday Injustice Newsletter - September 14, 2022

**Brooke Jenkins is a  
Mess That London**

Brooke-Jenkins-364x245 image



## mess that London Breed Created, But...

by David Greenwald

Lincoln Mitchell of the [San Francisco Examiner](#) wrote a great op-ed yesterday on San Francisco and nailed a few really important points. But the column suffers from one main problem as I will discuss shortly.

Mitchell writes, "Breed's decision to appoint a DA more in the political center and less committed to reforming the criminal justice system than Boudin was entirely expected and reasonable. Nonetheless, the current scandal around Jenkins reflects very poorly on the mayor."

As I have noted and opponent John Hamasaki has as well - had Breed simply appointed someone who was more aligned with her vision of the criminal justice system, everyone would have kind of moved on. By selecting one of the faces of the recall, Breed threw gas in the fire or poured salt in the wounds of reformers.

This is not incidental to the problem: the fact that Jenkins - "was a paid consultant for Neighbors for a Better San Francisco, an organization closely tied to, and sharing a similar name, address and donor base with Neighbors for a Better San Francisco Advocacy. The latter organization was a strong backer of the Boudin recall." - is kind of a huge problem now.

Mitchell notes, "Jenkins **has asserted** that her consulting work will not influence her views or actions as district attorney. That is probably true, but it's also not the point." More important, "What's relevant is that Jenkins essentially misled people during the recall effort by claiming to be a volunteer, while being paid by an organization only a few steps removed from the recall effort."

And that's actually a charitable reading of the situation.

As Mitchell further notes, "Jenkins' path to the DA's Office just seems kind of sketchy — she broke with Boudin, built close relationships with wealthy donors who paid her while she was presenting herself as a volunteer and then got herself appointed by the mayor. Those actions do not scream independence from the mayor or strong ethics."

The basic problem now is that Breed is really now married to Jenkins.

Writes Mitchell: "The effort to recall Boudin presented Breed with an opportunity to both consolidate her political power and align key parts of San Francisco government with her goals and strategies. Instead, it has backfired."

Well okay, but has it actually "backfired."

Mitchell concludes with this: "Breed herself is not on the ballot, but if Jenkins loses, especially to Hamasaki, the narrative around both the recall and Breed's political fortunes will change. And the problem of Jenkins will be almost entirely of Breed's own making."

That's all true, but the problem is that Jenkins is highly unlikely to lose to Hamasaki. So as much as I agree with most of Mitchell's analysis here, there may be very little downside for Breed.

At the end of the day, while it was closer than a lot of people thought, the progressives were helpless to save Boudin and while Jenkins may come across as a bit naive and perhaps even unsavory, it seems unlikely that Breed actually pays any real price.

It is what it is. Breed has a nice little path laid out for her by people like Kamala Harris, it just requires throwing progressives under the bus and backing up over the body a few times.

Thanks for reading.

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## Criminal Justice News/ Commentary

### SF District Attorney Lays Out New Juvenile Justice Policy

Brooke-Jenkins-364x245 image

The San Francisco DA Brooke Jenkins announced on Tuesday that her office will not file transfer petitions for juveniles, to try them as adults, in cases involving 16- and 17-year-olds, "unless they are accused of a heinous

[Read More](#)

### Guest Commentary: Youth Defender Unit Leads Calls DA's Juvenile Policy, "Harmful"

Juvenile-Offenders-364x245 image

Any movement towards putting children in adult prisons is a step backwards that ignores scientific research and recent criminal justice reforms, is a direct threat to community health and safety, and is harmful to our youth and families.

[Read More](#)

### Ethnic Caucus Leadership Applaud Governor's Executive Order on Equity and Highlights the Racial Equity Commission



Governor Gavin Newsom on Tuesday announced he was signing an Executive Order on Equity, articulating the state's commitment to address racial disparities within government departments, policies, programs, and establishing

[Read More](#)

### Pamela Price Earns Major Endorsement From Democratic Clubs in Bid To Become Alameda DA

Pamela-Price-PC-12-364x245 image

This week, Civil Rights Attorney Pamela Price scored a major victory when the Tri Valley Democrats endorsed her candidacy following a forum on Monday evening.

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### Federal Judge Blocks Arizona Law that Limits Recording Police Officers



A federal judge has granted a preliminary injunction against a potential law that would have limited the people's right to record Arizona police officers, preventing the law from being implemented.

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## Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo-364x245 image

Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Parties Not on Same Page Regarding New Felony Charge Against Accused

"It doesn't sound like the parties are on the same page yet," Judge Peter M. Williams stated in Yolo County Superior Court Monday, as both parties deliberated what should be done regarding the case of Marcus Daniel Tafoya.

[Read More](#)

### Judge Denies Warrant Recall Request



Dp00IQ

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**Subject:** Everyday Injustice Newsletter: Woman Sues San Francisco For Using Rape Victim DNA Sample To Arrest Her Years Later

**Date:** Tuesday, September 13, 2022 at 5:00:28 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Adante Pointer said, "Jane Doe is a person, She is a woman. She is a human who deserves all the creed and credit of anyone in our society, as it relates to their civil rights, being protected safeguarded and kept from being violated in such an egregious way, in such an overreach by our government by way of using something that is as sacred as the essence of our being our DNA against her, her DNI was weaponized against her in furtherance of the government's goal of suppressing law."

Everyday Injustice Newsletter - September 13, 2022

# Data Transparency Is Good But Reisig Needs To Get Better At Analysis

Yolo-DA-Forum-2022-30 image

by David Greenwald

Over the last four years or so, DA Jeff Reisig of Yolo County has attempted to remake his image. He doesn't want to be like Chesa Boudin or George Gascon, but he acknowledges that the system needs to change and that throwing the book at everyone is not good public policy.

I have been critical of him because (not only do I live in his county) but I don't think he has gone nearly far enough. But things like data transparency are a no-brainer and something everyone should support.

We need data transparency in order to hold the DA accountable, to understand what the DA is doing well and where he is falling down on the job.

My problem as someone who was a trained methodologist through years of graduate study at UC Davis is that data do not speak for themselves. You can't just throw out data and let the chips fall where they may. You need to analyze those data, bring them into context, and allow for perspective.

That's where the Yolo County DA in my opinion has fallen down on this. Let's not kid ourselves either, he took to Fox News last week to talk about his zero bail findings. That should tell you a lot. Fox News has been leading the way against progressive and reform minded prosecutors, against criminal justice reform and for a return to tough on crime policies.

At the end of the day though, the biggest problem is that the DA simply did a very bad job of data analysis.

Yesterday's column points the reader towards a very good analysis done in Los Angeles County, by the County's Chief CEO. Why is it better? Because it puts the data into perspective.

Their critical finding: "FTA and rearrest rates remained either below or similar to those of the overall released population."

For Yolo, it was a report that there was a 70.6 recidivism rate.

Jeff Reisig: "It's a staggering number. I mean, it frankly is, it shocks the conscience to think that that many new crimes were committed by these people, uh, released on zero bail and all of the new victims. That's what I thought about all of the new victims who had been created as a result of this policy."

As we pointed out, however, they present raw recidivism rates without providing a baseline for those rates.

We have no way to evaluate based on the data released whether the numbers they are seeing are in fact normal.

Raw data without baseline data is useless. We don't know if there is an actual problem because while 70 percent sounds very bad, it might be normal. Also, they present the number of new crimes without showing us a baseline for how many people would have been released without zero bail.

In short, a plain data jump without context is not data analysis, and it tells us nothing about a given policy. The DA needs to either hire a data analyst or contract with a researcher to do a real report - much like LA County did.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Woman Sues San Francisco For Using Rape Victim DNA Sample To Arrest Her Years Later



Last February embattled San Francisco DA Chesa Boudin got national attention when he announced that the San Francisco Police had used rape kit DNA samples to tie a rape victim to a crime years later.

[Read More](#)

### Guest Commentary: Despite Backlash, Voters and Lawmakers Continue to Choose Criminal Justice Reform



Last month, voters in Shelby County, Tennessee, ousted an 11-year incumbent district attorney with a national reputation for being overly-punitive. Amy Weirich aggressively pursued the death penalty, fought against bail reform,

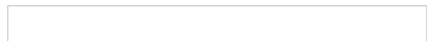
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### Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

A new report released in August by the nonpartisan California Policy Lab (CPL) found “that thousands of Californians saw their prison sentences lengthened because of this law, and more than one-third (36%) of

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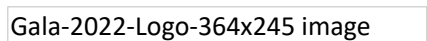
### Monday Morning Thoughts: LA Provides Better Analysis and a Different Conclusion Than Yolo in their Pre-Trial Release Report



As the Vanguard reported over the last few weeks, the Yolo County DA claimed that there was a 70 percent re-arrest rate for zero bail in Yolo County. Jeff Reisig went as far as to take to Fox News and cite his data as reasons to oppose

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Motion Filed to Suppress Illegally Obtained Evidence in Man's DUI Case, Now Set for Trial

A motion to suppress illegally obtained evidence was filed Monday in Stanislaus County Superior Court by attorney Scott D. Levy on the behalf of a man accused of driving under the influence.

[Read More](#)

### Cooperative Accused Released with No Prison after Felony Plea Deal



Eric Robert Polk, in custody, took a deal in his case with his attorney, Deputy Public Defender Rodney J. Beede, this past week in Yolo County Superior Court in front of Judge Tom Judge Dyer.

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### Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

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### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

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YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzo5ODdjNzAxZDYyMTVhMml2ZjQ5YjlxMmU2NmQxOTRhZDo2OjM2ZmM6N2lxODQ2Y2UxNjQ3ZTNmNzhlMzhIMDkwM2I5NjFmNzViYTFiNzlwZDE3NzAyYTI1ZWY2YWRhNjhiMzhmOTExNDp0OIQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzo5ODdjNzAxZDYyMTVhMml2ZjQ5YjlxMmU2NmQxOTRhZDo2OjM2ZmM6N2lxODQ2Y2UxNjQ3ZTNmNzhlMzhIMDkwM2I5NjFmNzViYTFiNzlwZDE3NzAyYTI1ZWY2YWRhNjhiMzhmOTExNDp0OIQ)

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**Subject:** Assemblymember Ash Kalra To Join Us, Discuss Racial Justice Act at the Vanguard Awards Gala

**Date:** Monday, September 12, 2022 at 9:00:10 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## Justice Awards Gala

Big News! We have confirmed that Assemblymember Ash Kalra will be on hand to receive his Vanguard Justice Award and speak about his groundbreaking legislation, the Racial Justice Act.

Hope you can be on hand with us - we have much more news to break this week.

We have a new location for our Vanguard Justice Award Gala!

The Bank

Located: 629 J St, Sacramento

October 13 - at 6 pm

[Tickets and sponsorships are now available!!!](#)

### Announcing the Vanguard Justice Award Recipients

**Vanguard Award:** Mano Raju, San Francisco Public Defender

**Civil Rights Award:** Brendon Woods, Alameda Public Defender

**Organization Award:** Emily Galvin-Almanza/ Partners For Justice

**Elected Official Award:** Ash Kalra, State Assembly

**Law School Award:** UCLA COVID Behind Bars Data Project

**Formerly Incarcerated Leadership Award:** Stephen Liebb, SF Public Defender's Office

**Formerly Incarcerated Leadership Award:** James King, Ella Baker Center

**Wrongful Conviction Award:** Jarrett Adams

**Lifetime Achievement:** Ellen Eggers

**Lifetime Achievement:** LaDoris Cardell

The event will take place at 6:00 p.m. (PST) in Sacramento, CA - location to be determined.

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The Vanguard news coverage focuses on criminal justice reform, wrongful convictions, and police reform.

Proceeds from the event will go towards our operations including our journalists and the internship program.

For more information: [Event page](#)

Tickets can also be purchased by checks to: Davis Vanguard, PO Box 4715, Davis, CA 95617

**October 13th, 2022**

6:00pm -9:00pm

[Slim and Husky's 3413 Broadway, Sacramento, CA](#)

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: Podcast Examines Report on Three Strikes; A Tale of Two Counties on Pretrial Release and Bail Reform  
**Date:** Monday, September 12, 2022 at 4:55:16 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Helping substance users access treatment and services through the Community Justice Center will save lives," said District Attorney Brooke Jenkins

John Hamasaki, who is running against Jenkins in November, tweeted on Thursday, "Treatment for people suffering from drug addiction, that sounds great! This isn't that. What this does is ramps up policing of people struggling with addiction."

## Everyday Injustice Newsletter - September 12, 2022

**We have a new location for our**

The-Bank image

## Vanguard Justice Award Gala!

The Bank  
Located: 629 J St, Sacramento

**Tickets and sponsorships are now available!!!**

Announcing the Vanguard Justice Award Recipients

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Civil Rights Award: Brendon Woods, Alameda Public Defender

Organization Award: Emily Galvin-Almanza/ Partners For Justice

Elected Official Award: Ash Kalra

Law School Award: UCLA COVID Behind Bars Data Project

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Davis Vanguard, PO Box 4715, Davis, CA 95617

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

A new report released in August by the nonpartisan California Policy Lab (CPL) found “that thousands of Californians saw their prison sentences lengthened because of this law, and more than one-third (36%) of

[Read More](#)

### Monday Morning Thoughts: LA Provides Better Analysis and a Different Conclusion Than Yolo in their Pre-Trial Release Report



As the Vanguard reported over the last few weeks, the Yolo County DA claimed that there was a 70 percent re-arrest rate for zero bail in Yolo County. Jeff Reisig went as far as to take to Fox News and cite his data as reasons to oppose

[Read More](#)

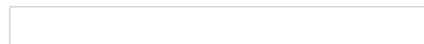
### SF City Attorney Finally Dismisses Tenderloin Injunctions



Nearly two years after former San Francisco City Attorney, Dennis Herrera, filed civil injunctions to ban individuals from the Tenderloin under civil nuisance laws, his successor, David Chiu, finally dismissed the 28

[Read More](#)

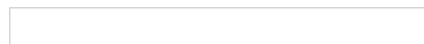
### Ousted Because of Stand on Abortion Rights, District Attorney Takes Florida Gov. DeSantis to Court



On August 4, Governor Ron DeSantis suspended democratic state attorney Andrew Warren for refusing to pursue criminal charges in abortion, transgender rights and low-level cases—now the two officials are going to trial.

[Read More](#)

### Los Angeles Uses Twitter Episodes to Answer Questions from Public



District Attorney of the Los Angeles County, George Gascón, commented on a variety of topics last week through his Q&A session on Twitter, #AskTheDA, ranging from resentences to DA employees, by using short twitter episodes.

[Read More](#)

## ACLU Files over ‘Abysmal’ Conditions at LA County Jail

Prison-Getty-364x245 image

An emergency court filing by the American Civil Liberties Union (ACLU) and the ACLU Foundation of Southern California last week found the Inmate Reception Center (IRC) was not only confining people in

[Read More](#)

## Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo-364x245 image

Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

[Read More](#)

## Attorneys – You Should Be Advertising Here

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff’s offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

## Defense Grills Police on Lack of Evidence against Accused at Prelim Hearing

Alameda-2021-2-364x245 image

In a preliminary hearing in the East County Hall of Justice of Alameda County Superior Court, Nasir Sharifi late last week faced felony charges related to possession of controlled substances with the intent to sell.

[Read More](#)

## Judge Corrected after Initially Issuing Bench Warrant for Missing Accused

"It's a lot easier to have good intentions when you're locked up," Stanislaus County Superior Court Judge Dawna Reeves told a Modesto man here last week who was charged with bringing a controlled substance into a

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 165: California Policy Lab Examines Three Strikes Law

A new report released in August by the nonpartisan California Policy Lab (CPL) found "that thousands of Californians saw their prison sentences lengthened because of this law, and more than one-third (36%) of

[Read More](#)

### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

[Read More](#)

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHqyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OmM0NjE6NTM4ZDNkMjY4Yjg3MDFwMTVhYjYjZmRhNmM5ODU0ZGE5YTliMzViZjJhNmM2MmFhODIxMWY4MWU2](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHqyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OmM0NjE6NTM4ZDNkMjY4Yjg3MDFwMTVhYjYjZmRhNmM5ODU0ZGE5YTliMzViZjJhNmM2MmFhODIxMWY4MWU2)



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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjhjZjM6ZmJmMWFkNTImZDQ0YjY5YzAxYzgwZmZmNDJkNmQxZmRhOTk2MzBkZDc5YmRjODc4ZjEzOGYyOWlyZGFjNWJkMTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjhjZjM6ZmJmMWFkNTImZDQ0YjY5YzAxYzgwZmZmNDJkNmQxZmRhOTk2MzBkZDc5YmRjODc4ZjEzOGYyOWlyZGFjNWJkMTp0OIQ)

Twitter: [https://url.avanan.click/v2/\\_\\_\\_https://twitter.com/DavisVanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjlyOWM6MGU2YWU1NTMxZjM5NDAwZTVjNTQ5NGFjZTUwNjA3MWUyNTRhMGE1MmVIZmYzYmMwYTtzNTZkYjFhOTg5MzBNDp0OIQ](https://url.avanan.click/v2/___https://twitter.com/DavisVanguard___YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjlyOWM6MGU2YWU1NTMxZjM5NDAwZTVjNTQ5NGFjZTUwNjA3MWUyNTRhMGE1MmVIZmYzYmMwYTtzNTZkYjFhOTg5MzBNDp0OIQ)

YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjQ5ZTQ6MmQ2ZmVhYWQ2ZTJiMjA3ZGM1M2M5OTYzYjA1NzA4MmU4MWE0ODA4ODVhYWY5OWVhMWJjZWM3NWQ2NTBkNzc0Mzp0OIQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzpjYmNiZTZjM2QyNDg5Y2FmNDMyZmRiMzE2OWZkNTg0Njo2OjQ5ZTQ6MmQ2ZmVhYWQ2ZTJiMjA3ZGM1M2M5OTYzYjA1NzA4MmU4MWE0ODA4ODVhYWY5OWVhMWJjZWM3NWQ2NTBkNzc0Mzp0OIQ)

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**Subject:** Re: Annual Justice Awards Gala in Sacramento  
**Date:** Friday, September 9, 2022 at 9:31:38 PM British Summer Time  
**From:** David M. Greenwald  
**To:** Raju, Manohar (PDR)  
**CC:** Liu, Judy (PDR), Ibarra, Valerie (PDR)

We now have a location for the event!

The Bank  
Located: 629 J St, Sacramento

On Wed, Sep 7, 2022 at 9:50 AM Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)> wrote:

Thank you David. Great talking this morning.

---

**From:** David M. Greenwald [mailto:[info@davisvanguard.org](mailto:info@davisvanguard.org)]  
**Sent:** Monday, August 29, 2022 11:07 AM

**Subject:** Annual Justice Awards Gala in Sacramento

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

I am writing to you asking if your group would be a sponsor at our annual Gala.

On October 13, 2022, the Vanguard will host its annual Gala and Awards Ceremony, honoring nine individuals and groups who have been champions for criminal justice reform. (We will be unveiling the award winners next week).

Confirmed speakers:

San Francisco Public Defender Mano Raju  
Emily Galvin-Almanza, Partners for Justice

The event will take place at 6 pm (PST) in Sacramento, CA at Slim and Husky on Broadway. There will be speeches, awards, food, an art auction from incarcerated artists and more.

[The Vanguard](#) is an innovative and cutting edge 501c3 non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties (including San Francisco, Alameda, Sacramento, and Los Angeles), as well as a criminal justice reform watchdog and news group that reports around the country on critical events and has a weekly podcast ([Everyday Injustice](#)) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

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--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

530.400.2512

"The Investigative Eye"

Log on daily to get the latest news, commentary, and information about the city of Davis, Yolo County, and the Sacramento Region.

"Journalism is printing what someone else does not want printed: everything else is public relations." — George Orwell

[Support the Vanguard - become a \\$10 monthly subscriber](#)

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Follow us on Twitter: <https://twitter.com/DavisVanguard>

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Follow us on Twitter: <https://twitter.com/DavisVanguard>

**Subject:** \*\*PRESS RELEASE\*\*SF Public Defender's Office Lauds City Attorney's Dismissal of Tenderloin Injunctions  
**Date:** Friday, September 9, 2022 at 9:18:59 PM British Summer Time  
**From:** PUBDEF-Media Relations  
**To:** PUBDEF-Media Relations  
**Attachments:** PR - 09.09.2022 - SF Public Defender's Office Lauds City Attorney's Dismissal of Tenderloin Injunctions .pdf

**FOR IMMEDIATE RELEASE:** September 9, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Public Defender's Office Lauds City Attorney's Dismissal of Tenderloin Injunctions**

*Court of Appeal Decision Could Set Precedent for the State*

**SAN FRANCISCO** – After a nearly two-year legal battle, the San Francisco City Attorney has dismissed the 28 civil injunction lawsuits that former San Francisco City Attorney Dennis Herrera filed to ban individuals from the Tenderloin under civil nuisance laws. Earlier this year, the California Court of Appeal affirmed a San Francisco trial court's ruling which denied the City's motion for preliminary injunctions on constitutional grounds. Many of these individuals were clients of the San Francisco Public Defender's Office at the time the civil injunctions were announced, and nearly all of them are Latinx community members. Thanks to a large outpouring of community opposition and

pro bono legal representation by Swanson & McNamara LLP, ACLU of Northern California, and DLA Piper, the proposed injunctions were defeated in both the trial and appellate courts. The City's dismissals bring this harrowing journey to an end for the vulnerable individuals named in the lawsuits.

**San Francisco Public Defender Mano Raju** commented, "These civil injunctions would have criminalized Latinx community members for merely being present in the Tenderloin neighborhood. They were antithetical to the values of equality and freedom that San Franciscans hold. I'd like to express our deep appreciation to Swanson & McNamara, ACLU of Northern California, and DLA Piper for the hundreds of hours they put into this successful litigation to stop these unlawful injunctions. And now that these injunctions are behind us, I reiterate my call for immediate and substantial investments in community-based services and treatment for individuals struggling with substance use disorders or trapped in an exploitative drug trade, rather than in further attempts at criminalization and incarceration of low-income communities of color."

**Mamta Ahluwalia**, Deputy Public Defender who led the Public Defender's Office's support for this litigation, commented, "Our clients who would have been harmed by these injunctions have families, jobs, and/or obtain vital social and health services in the Tenderloin. A City Attorney should be involved in the business of protecting and upholding the interests and concerns of the working class, not targeting them for banishment using public funds. I am glad that the ultimate result of this litigation is a published opinion that will have a wide-reaching impact in preventing future unlawful attempts by cities at targeting and profiling communities of color for exclusion from public spaces."

##

To view this press release online and access the Court of Appeal decision, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---  
Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** We have a new location for our Vanguard Justice Award Gala!  
**Date:** Friday, September 9, 2022 at 9:00:06 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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Image



## Justice Awards Gala

We have a new location for our Vanguard Justice Award Gala!

The Bank

Located: 629 J St, Sacramento

October 13 - at 6 pm

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**Civil Rights Award:** Brendon Woods, Alameda Public Defender

**Organization Award:** Emily Galvin-Almanza/ Partners For Justice

**Elected Official Award:** Ash Kalra, State Assembly

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**Formerly Incarcerated Leadership Award:** Stephen Liebb, SF Public Defender's Office

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**Wrongful Conviction Award:** Jarrett Adams

**Lifetime Achievement:** Ellen Eggers

**Lifetime Achievement:** LaDoris Cardell

The event will take place at 6:00 p.m. (PST) in Sacramento, CA - location to be determined.

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For more information: [Event page](#)

Tickets can also be purchased by checks to: Davis Vanguard, PO Box 4715, Davis, CA 95617

**October 13th, 2022**

6:00pm -9:00pm

Slim and Husky's 3413 Broadway, Sacramento, CA

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: Location Announcement For October Gala; SF DA Announces New Misdemeanor Drug Policy – Critics Worry without Resources It Will Lead to a New War on Drugs  
**Date:** Friday, September 9, 2022 at 5:20:18 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Helping substance users access treatment and services through the Community Justice Center will save lives,” said District Attorney Brooke Jenkins

John Hamasaki, who is running against Jenkins in November, tweeted on Thursday, “Treatment for people suffering from drug addiction, that sounds great! This isn’t that. What this does is ramps up policing of people struggling with addiction.”

## Everyday Injustice Newsletter - September 8, 2022

**We have a new location for our**

The-Bank image



## Vanguard Justice Award Gala!

The Bank

Located: 629 J St, Sacramento

**Tickets and sponsorships are now available!!!**

Announcing the Vanguard Justice Award Recipients

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Civil Rights Award: Brendon Woods, Alameda Public Defender

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## Criminal Justice News/ Commentary

### SF DA Announces New Misdemeanor Drug Policy – Critics Worry without Resources It Will Lead to a New War on Drugs

Brooke-Jenkins-364x245 image

Appointed San Francisco District Attorney Brooke Jenkins has shifted the focus of her department to combat drug offenses. On Thursday, she announced a new policy whereby the DA's office "will bundle misdemeanor drug

[Read More](#)

### ACLU Files Lawsuit Challenging SF Sheriff's Unconstitutional Search and Surveillance Conditions for Pretrial Electronic Monitoring



As a matter of U.S. and California constitutional law, only a court may determine the conditions of release on electronic monitoring that are reasonable under the circumstances of each case. But in San Francisco, Sheriff Miyamoto

[Read More](#)

### Judge Rules against Susanville, Allowing CA to Continue Plans to Close Prison – More CA Prisons Could Be Next to Shutter



The state of California is free to continue efforts to immediately close the California Correctional Center (CCC), after visiting Lassen County Judge Robert F. Moody ruled against the city of Susanville Thursday which attempted to

[Read More](#)

### Michigan District Attorney Suggests Takeaways from Court's Ruling that MI Anti-Abortion Law Unconstitutional

sentencing-gavel-364x245 image

Michigan's Court of Claims Wednesday ruled Michigan's 1931 law banning abortion in the state is unconstitutional.

[Read More](#)

### Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo-364x245 image

Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

[Read More](#)

## Attorneys – You Should Be Advertising Here

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Judge Corrected after Initially Issuing Bench Warrant for Missing Accused



In Yolo County Superior Court Thursday morning, Judge Tom Dyer stood corrected—being informed of a 2022 law change—after initially ruling the accused, Paul Jamal Barnes, was nowhere to be found and there should have a

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

[Read More](#)

## Everyday Injustice Podcast Compilation – Best of Everyday Injustice Reflecting on Progress

Since 2019, Everyday Injustice has brought you interviews with the leaders of the criminal justice realm as well as the tragic stories of everyday injustice. In this brief compilation, among other things we talk about disturbing police

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHqYOmE6bzo1ODY2NGE5ZjBmNzRINGY1YzhhYmQ2MzgyYzAwMDdhYjo2OjY2MmE6YmQyMDgxMTE4NTI2ZTFmZGI3N2YxMzkwYzNmY2I5MWQxMDQ1NGYxNDdmNGM0Y2U2MGM0YjMzOTQyM2NkMGYwYjpw0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHqYOmE6bzo1ODY2NGE5ZjBmNzRINGY1YzhhYmQ2MzgyYzAwMDdhYjo2OjY2MmE6YmQyMDgxMTE4NTI2ZTFmZGI3N2YxMzkwYzNmY2I5MWQxMDQ1NGYxNDdmNGM0Y2U2MGM0YjMzOTQyM2NkMGYwYjpw0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqYOmE6bzo1ODY2NGE5ZjBmNzRINGY1YzhhYmQ2MzgyYzAwMDdhYjo2OjY0ZWQ6MTNkYmUzNDIzOGQ1NTQyNzk3OGVIYTY4NTZmOTQ2MjZmMDhhZTI3OTVhMTc3Nzc1M2I3ZTZhZmE2NzI4NGI2Mzp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqYOmE6bzo1ODY2NGE5ZjBmNzRINGY1YzhhYmQ2MzgyYzAwMDdhYjo2OjY0ZWQ6MTNkYmUzNDIzOGQ1NTQyNzk3OGVIYTY4NTZmOTQ2MjZmMDhhZTI3OTVhMTc3Nzc1M2I3ZTZhZmE2NzI4NGI2Mzp0OIQ)

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**Subject:** Everyday Injustice Newsletter: Burriss, Quinto Family Hold Press Conference Disputing Report From Contra Costa DA's Office

**Date:** Thursday, September 8, 2022 at 5:06:28 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Ben Nisenbaum said, "The District Attorney's report contains serious inaccuracies about what happened during the incident, the actual cause of Mr. Quinto's death, and ignores relevant law in deciding not to charge the officers."

## Everyday Injustice Newsletter - September 8, 2022

### Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo image

### Some are calling it an all-star line up of heavy hitters

**Vanguard Award:** Mano Raju, San Francisco Public Defender

**Civil Rights Award:** Brendon Woods, Alameda Public Defender

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**Law School Award:** UCLA COVID Behind Bars Data Project

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The event will take place at 6:00 p.m. (PST) in Sacramento, CA – location to be determined.

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## Announcing Vanguard Justice Awards Gala

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## Criminal Justice News/ Commentary

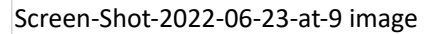
### Burris, Quinto Family Hold Press Conference Disputing Report From Contra Costa DA's Office



The family Angelo Quinto along with Civil Rights Attorney John Burris held a press conference on Wednesday in Oakland in response to a report from the Contra Costa DA's office that concluded "there is no evidence of criminal

[Read More](#)

### Guest Commentary: The Cowardice of California Legislators Has Endangered Immigrant Survivors of Domestic Violence



One year ago, on my third wedding anniversary, I worked up the courage to tell my then-husband I no longer felt safe or happy in our marriage. In response, he broke our bedroom door off its hinges, fracturing his right arm.

[Read More](#)

### CA Attorney General Bonta Intervenes in Sacramento/Natomas Unified Case, Urges District to Address Discipline Issues but Still Keep Kids in School



California Attorney General Rob Bonta filed an amicus brief last week in the Natomas Unified School District v. Sacramento County Board of Education, urging an appellate court to overturn what the brief called the unlawful

[Read More](#)

### Disability, Civil Rights, Racial Justice and Housing Advocacy Organizations Urge CA Governor Newsom to Veto 'CARE Court' Legislation



After the CA Legislature approved SB 1338, the “CARE Court,” Gov. Gavin Newsom last week provided a full-throated statement in support of the measure designed to help those with mental health illness—however, advocacy

[Read More](#)

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Gala-2022-Logo-364x245 image

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### COVID cases rise in Bay Area county jails and sheriff’s offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Potential Jurors Admit May Not Remain Impartial if Accused Doesn’t Testify in Drunk Driving Case





"I do have difficulty remaining unbiased and keeping an open mind," one potential juror told Judge Daniel P. Maguire here during jury selection in Yolo County Superior Court Tuesday in a DUI (driving under the influence) case.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

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**Subject:** Sept 22-Honoring Sen Skinner-Vanguard at Davis-Chesa Boudin  
**Date:** Thursday, September 8, 2022 at 4:59:24 PM British Summer Time  
**From:** It Could Happen to You  
**To:** valerie.ibarra@sfgov.org

[View this email in your browser](#)

Good Morning California Leaders For State Criminal Justice Reform,

The It Could Happen To Northern California Servants of Justice Awards Banquet is less than 3 weeks away.

Please join California Justice Reform leaders in honoring Senator Nancy Skinner along with David Greenwald and the Vanguard at Davis.

Also we have added to the Program the 2022 Northern California Minister of Justice Award which will be given annually to a Progressive Prosecutor, Judge or Law Enforcement leader.

This first annual award will be presented to Chesa Boudin. Chesa will be in NYC attending as event honoring his mom who recently passed away.

However his former Director of Communications and Policy Advisor Rachel Marshall will be attending to accept the award for him. Chesa may join us virtually.

The banquet is an opportunity for reform leaders to gather together, build morale, reflect on the 2022 Legislative session and strategy for the 2023 session.

There will be a brief presentation on legislation drafted with the assistance of the office of Senator Skinner to establish the nation's second State Commission on Prosecutorial Conduct .

You may register via the Eventbrite on the attached program and registration form or by mail.

Feel free to reach out via e-mail or give me a call with any questions.

Watch for the final program next week.

Best Regards

Bill Bastuk

Chair

It Could Happen To You

585-503-6826

Please use the link to register, purchase individual tickets or a table:

<https://servants-of-justice-sacramento.eventbrite.com>



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**Subject:** RE: Annual Justice Awards Gala in Sacramento  
**Date:** Wednesday, September 7, 2022 at 5:50:24 PM British Summer Time  
**From:** Raju, Manohar (PDR)  
**To:** David M. Greenwald  
**CC:** Liu, Judy (PDR), Ibarra, Valerie (PDR)

Thank you David. Great talking this morning.

---

**From:** David M. Greenwald [mailto:info@davisvanguard.org]  
**Sent:** Monday, August 29, 2022 11:07 AM  
**Subject:** Annual Justice Awards Gala in Sacramento

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

I am writing to you asking if your group would be a sponsor at our annual Gala.

On October 13, 2022, the Vanguard will host its annual Gala and Awards Ceremony, honoring nine individuals and groups who have been champions for criminal justice reform. (We will be unveiling the award winners next week).

Confirmed speakers:

San Francisco Public Defender Mano Raju  
Emily Galvin-Almanza, Partners for Justice

The event will take place at 6 pm (PST) in Sacramento, CA at Slim and Husky on Broadway. There will be speeches, awards, food, an art auction from incarcerated artists and more.

[The Vanguard](#) is an innovative and cutting edge 501c3 non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties (including San Francisco, Alameda, Sacramento, and Los Angeles), as well as a criminal justice reform watchdog and news group that reports around the country on critical events and has a weekly podcast ([Everyday Injustice](#)) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

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--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

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“Journalism is printing what someone else does not want printed: everything else is public relations.”  
— George Orwell

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**Subject:** Everyday Injustice Newsletter: Court Unanimously Overturns a Man’s Death Sentence Over “Racialized” Evidence  
**Date:** Wednesday, September 7, 2022 at 5:10:23 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“The men and woman charged here,” however, “are entitled to a prosecution not clouded by political or personal advantage to the prosecutor.”

## Everyday Injustice Newsletter - September 7, 2022

### Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo image

### Some are calling it an all-star line up of heavy hitters

**Vanguard Award:** Mano Raju, San Francisco Public Defender

**Civil Rights Award:** Brendon Woods, Alameda Public Defender

**Organization Award:** Emily Galvin-Almanza/Partners For Justice

**Elected Official Award:** Ash Kalra

**Law School Award:** UCLA COVID Behind Bars Data Project

**Formerly Incarcerated Leadership Award:** Stephen Liebb, SF Public Defender’s Office

**Formerly Incarcerated Leadership Award:** James King, Ella Baker Center

**Wrongful Conviction Award:** Jarrett Adams

**Lifetime Achievement:** Ellen Eggers



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## Announcing Vanguard Justice Awards Gala

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## Criminal Justice News/ Commentary

### Court Unanimously Overturns a Man's Death Sentence Over "Racialized" Evidence



An Ohio federal appeals court last week overturned the death sentence of an African American man whose trial lawyer relied on expert testimony from a clinical psychologist who misinformed and improperly

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### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

[Read More](#)

### Guest Commentary: Education Behind



## Bars Unlocked New Meaning for Me

When I came to prison, I did not see my 57-years-to-life sentence as license to continue doing wrong. On the contrary, I figured that by keeping my nose clean and pursuing an education, I would be giving myself the best

[Read More](#)

## Former Innocence Project Attorney Nina Morrison Now a Judge – Why It Matters

Nina Morrison, former senior litigation counsel for The Innocence Project, was sworn in as a District Judge for the Eastern District of New York in late August.

[Read More](#)

## Announcing the 2022 Vanguard Justice Award Recipients

Check out the amazing line up of awardees - and get your tickets to the October 13 event today.

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## Attorneys – You Should Be Advertising Here

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Gala-2022-Logo-364x245 image

## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Potential Jurors Admit May Not Remain Impartial if Accused Doesn't Testify in Drunk Driving Case

"I do have difficulty remaining unbiased and keeping an open mind," one potential juror told Judge Daniel P. Maguire here during jury selection in Yolo County Superior Court Tuesday in a DUI (driving under the influence) case.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

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**Subject:** Everyday Injustice Newsletter: Interview with Ash Kalra on Racial Justice Act; Podcast with Retired Judge LaDoris Cordell  
**Date:** Tuesday, September 6, 2022 at 5:00:54 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"The men and woman charged here," however, "are entitled to a prosecution not clouded by political or personal advantage to the prosecutor."

## Everyday Injustice Newsletter - September 6, 2022

### Announcing the 2022 Vanguard Justice Award Recipients

Gala-2022-Logo image

### Some are calling it an all-star line up of heavy hitters

**Vanguard Award:** Mano Raju, San Francisco Public Defender

**Civil Rights Award:** Brendon Woods, Alameda Public Defender

**Organization Award:** Emily Galvin-Almanza/Partners For Justice

**Elected Official Award:** Ash Kalra

**Law School Award:** UCLA COVID Behind Bars Data Project

**Formerly Incarcerated Leadership Award:** Stephen Liebb, SF Public Defender's Office

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**Wrongful Conviction Award:** Jarrett Adams

**Lifetime Achievement:** Ellen Eggers

**Lifetime Achievement:** LaDoris Cardell

The event will take place at 6:00 p.m. (PST) in Sacramento, CA – location to be determined.

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## Criminal Justice News/ Commentary

### Ash Kalra Discusses the Implications of the Expansion of the Racial Justice Act

Santa-Clara-Jail-36-364x245 image

Last week the state legislature sent the Governor the expanded Racial Justice Act – when it was first passed in 2020, a legislative compromise removed retroactivity – this version adds it back it. Late last week, the Vanguard [Read More](#)

### Everyday Injustice Podcast Episode 164: Pathbreaking Judge LaDoris Cordell

Retired Judge LaDoris Cordell joins Everyday Injustice to discuss her experience as a woman of color, appointed to the bench in Santa Clara County at a time when there were not many women of color

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## Senator Wiener's Legislation to Protect Sexual Assault Victim's DNA Passes Assembly

Screen-Shot-2022-09-05-at-10 image

CA State Senator Scott Wiener's Senate Bill 122, entitled the Genetic Privacy for Sexual Assault Victim's Act, passed the Assembly with a unanimous vote late last week.

[Read More](#)

## New Data Shows Effects of Mass Incarceration on Californian Communities

Folsom-Prison-364x245 image

In a new report, "Where people in prison come from: The geography of mass incarceration in California," the Essie Justice Group and the Prison Policy Initiative provides crucial information about populations of state prisons,

[Read More](#)

## CA Attorney General Bonta Signs Amicus Brief, Continues Defending ATF Rule to Protect Public from 'Ghost' Guns

California Attorney General Rob Bonta joined a coalition of 20 attorneys general this past week in an amicus brief supporting the U.S. Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF) and efforts to protect the public

[Read More](#)

## Study Analyzes Effects of Misdemeanor Bail Reform

Screen-Shot-2022-09-05-at-10 image

The Quattrone Center for the Fair Administration of Justice has conducted an ongoing research study designed to inform the current public debate over the necessity and proper scope of pretrial reform because jurisdictions

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Drive-by Bar Shooting Case Set for Trial after Suspect's Friend Talks to Deputy



After a pre-Labor Day holiday preliminary hearing last Friday in Stanislaus County Superior Court, Judge Carrie Stephens determined enough evidence had been presented to tie James Ingram to a bar shooting.

[Read More](#)

### Man Released from Pre-Trial Custody in 20-Year-Old Sex Assault Case after Friends Vouch for Him – Judge Overrules DA and Probation



Ignacio Gutierrez was released from custody on Friday morning—despite protestations by the prosecutor and probation—after his hearing here in Yolo County Superior Court when a judge found that no one personally involved

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Compilation – Best of Everyday Injustice Reflecting on Progress



Since 2019, Everyday Injustice has brought you interviews with the leaders of the criminal justice realm as well as the tragic stories of everyday injustice. In this brief compilation, among other things we talk about disturbing police

[Read More](#)

## Everyday Injustice Episode 163: Kanya Bennett and Leadership Conference on Civil & Human Rights

This week on Everyday Injustice we talk with Kanya Bennett of the Leadership Conference on Civil and Human Rights. The Vision for Justice 2020 focused on core principles of decarceration, police reform and reinvesting in

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**Subject:** Announcing the 2022 Vanguard Justice Awards Winners!  
**Date:** Friday, September 2, 2022 at 7:00:06 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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## Justice Awards Gala

### Announcing the Vanguard Justice Award Recipients

**Vanguard Award:** Mano Raju, San Francisco Public Defender

**Civil Rights Award:** Brendon Woods, Alameda Public Defender

**Organization Award:** Emily Galvin-Almanza/ Partners For Justice

**Elected Official Award:** Ash Kalra, State Assembly

**Law School Award:** UCLA COVID Behind Bars Data Project

**Formerly Incarcerated Leadership Award:** Stephen Liebb, SF Public Defender's Office

**Formerly Incarcerated Leadership Award:** James King, Ella Baker Center

**Wrongful Conviction Award:** Jarrett Adams

**Lifetime Achievement:** Ellen Eggers

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The event will take place at 6:00 p.m. (PST) in Sacramento, CA - location to be determined.

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**October 13th, 2022**

6:00pm -9:00pm

[Slim and Husky's 3413 Broadway, Sacramento, CA](#)

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: Court Rules in Favor of Protesters in 2020 BLM Case Recusing the SLO DA's Office

**Date:** Friday, September 2, 2022 at 4:55:16 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"The men and woman charged here," however, "are entitled to a prosecution not clouded by political or personal advantage to the prosecutor."

## Everyday Injustice Newsletter - September 2, 2022

### **We Will Be Unveiling the Recipients of the Vanguard Justice Awards This Week**

Gala-2022-Logo image

Perhaps today or certainly tomorrow, we will be unveiling the recipients of the 2022 Vanguard Justice Awards.

In the meantime, now is the time to get your tickets or sponsor the event.

On October 13, 2022, the Vanguard will host its annual Gala and Awards Ceremony, honoring nine

individuals and groups who have been champions for criminal justice reform.

Confirmed speakers:

San Francisco Public Defender Mano Raju  
Emily Galvin-Almanza, Partners for Justice

The event will take place at 6 pm (PST) in Sacramento, CA at Slim and Husky on Broadway. There will be speeches, awards, food, an art auction from incarcerated artists and more.

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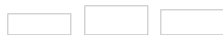
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## Criminal Justice News/ Commentary

### Court Rules in Favor of Protesters in 2020 BLM Case Recusing the SLO DA's Office

An appellate court this week ruled in favor of the respondents, Tianna Arata, et al, college protesters who face criminal charges for marching through the City of San Luis Obispo following the murder of George Floyd, Jr. in

[Read More](#)

### Guest Commentary: When Release Conditions End in Unjust Confinement

Shannan-Davis-hs-364x245 image

After being charged with several non-violent drug possession and driving offenses, 43-year-old Shannan Davis spent five months languishing in jail awaiting trial. In an effort to get Shannan released pending trial, her attorney,

[Read More](#)

## Guest Commentary: UN Racial Justice Experts Call on Biden to End the 287(g) Program



One way in which Russia has been retaliating against countries who oppose its invasion of Ukraine is through something seemingly unimportant in the face of a momentous war: trademarks.

[Read More](#)

## California Attorney General Rob Bonta Joins Multistate Amicus Brief Challenging Idaho Abortion Law



Two weeks ago California Attorney General Rob Bonta joined 21 other state attorneys general in filing an amicus brief supporting the U.S. Department of Justice's decision to file legal action against Idaho's near total ban on abortion.

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## Court Watch Coverage

### Cell Records Indicate Communication between Accused, and Proximity to Victim in Murder Jury Trial

The jury trial of Kenyatta Crockett and Anthony Salcida, both of Eastvale, CA, for the murder of a 28-year-old woman shot dead in 2018 continued here this week in Riverside Hall of Justice.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Compilation – Best of Everyday Injustice Reflecting on Progress

Since 2019, Everyday Injustice has brought you interviews with the leaders of the criminal justice realm as well as the tragic stories of everyday injustice. In this brief compilation, among other things we talk about disturbing police

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This week on Everyday Injustice we talk with Kanya Bennett of the Leadership Conference on Civil and Human Rights. The Vision for Justice 2020 focused on core principles of decarceration, police reform and reinvesting in

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**Subject:** Everyday Injustice Newsletter: Racial Justice Act for All Passes California Legislature; SB 467, the End Wrongful Convictions Act, ensures expert testimony used as admissible evidence in court has s  
**Date:** Thursday, September 1, 2022 at 5:02:58 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“When we passed the Racial Justice Act, we did so with a promise to not leave behind those with past criminal convictions and sentences that were tainted by institutionalized and implicit racial bias in our courts. For those incarcerated because of unjust racial bias, AB 256 will extend the possible remedies to cure the harm and seek justice,” said Assemblymember Kalra.

## Everyday Injustice Newsletter - September 1, 2022

**We Will Be Unveiling  
the Recipients of the**

Gala-2022-Logo image

## Vanguard Justice Awards This Week

Perhaps today or certainly tomorrow, we will be unveiling the recipients of the 2022 Vanguard Justice Awards.

In the meantime, now is the time to get your tickets or sponsor the event.

On October 13, 2022, the Vanguard will host its annual Gala and Awards Ceremony, honoring nine individuals and groups who have been champions for criminal justice reform.

Confirmed speakers:

San Francisco Public Defender Mano Raju  
Emily Galvin-Almanza, Partners for Justice

The event will take place at 6 pm (PST) in Sacramento, CA at Slim and Husky on Broadway. There will be speeches, awards, food, an art auction from incarcerated artists and more.

**The Vanguard** is an innovative and cutting edge 501c3 non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties (including San Francisco, Alameda, Sacramento, and Los Angeles), as well as a criminal justice reform watchdog and news group that reports around the country on critical events and has a weekly podcast (**Everyday Injustice**) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

The Vanguard news coverage focuses on criminal justice reform, wrongful convictions, and police reform.

Proceeds from the event will go towards our operations including our journalists and the internship program.

For more information: [Event page](#)

Tickets can also be purchased by checks to: Davis Vanguard, PO Box 4715, Davis, CA 95617

## Announcing Vanguard Justice Awards Gala

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## Criminal Justice News/ Commentary

### Racial Justice Act for All Passes California Legislature

Racial-Justice-Act-29-364x245 image

In 2020, the seminal Racial Justice Act was passed by the state legislature and signed by the Governor. While this was pathbreaking legislation which prohibits the state from seeking or obtaining a criminal conviction, or from

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## SB 467 Heads to the Governor, Bill Would End Wrongful Convictions Due to Faulty Expert Witness Testimony

A Bill that that would address critical causes of wrongful convictions passed the Assembly this week and is now headed to the Governor's desk.

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## Guest Commentary: UN Racial Justice Experts Call on Biden to End the 287(g) Program

On Tuesday, 18 independent human rights experts who serve on the UN Committee on the Elimination of Racial Discrimination issued a scathing report on the U.S. government's racial justice record. High on the committee's

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## New Report Finds Inequality of Court Diversion within U.S. Juvenile System

A new report here appears to demonstrate that in the U.S. the juvenile criminal justice system has the same racial disparities discussed by activists, politicians and social justice groups related, to the adult system.

[Read More](#)

## Report Claims 'Long-Term Racist Policies' in California Lead to Mass Incarceration

Criminal justice reform groups released a report Wednesday suggesting "long-standing racist policies and decisions about where to invest resources rather than the result of criminality or other behavioral issues within

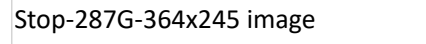
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## One Man's 'COVID-19 Reality' at California State Prison in Lancaster, California

On March 22, 2020, California State Prison, Los Angeles County (CSP-LAC) reported the first confirmed COVID-19 case in the California Department of Corrections and Rehabilitation (CDCR). Over two years later, COVID-19

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A woman here in Yolo County Superior Court Tuesday alleged the person against whom she has a protective order is attempting to find loopholes to stalk her at work—Judge Peter Williams suggested ways to resolve the difficulty.

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**Subject:** Everyday Injustice Newsletter: New SF DA Backs Out of Release of Man Many Believe Wrongly Convicted  
**Date:** Wednesday, August 31, 2022 at 5:05:31 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"All these things made us uncomfortable with the conviction and that's why I filed the petition to resentence," Hurtado said.

## Everyday Injustice Newsletter - August 30, 2022

### **We Continue to Fail At Dealing With Wrongful Convictions**

**by David Greenwald**

Last week, Oklahoma executed a man on Thursday for killing a co-worker in 1997, rejecting the recommendation of a state pardon board for clemency. At least (and I say that with the true meaning of

Wrongful-Convictions image

“least”) in this case, James Coddington admitted to killing the victim.

Then there is Richard Glossip who was scheduled to be executed on September 22, but Oklahoma Governor Kevin Stitt granted a 60 day stay of execution two weeks ago. The Vanguard covered a press conference where Republican legislators having reviewed the case and an independent report concluded that Glossip was an innocent man. And yet, we still could possibly see this man executed this year.

From red Oklahoma to blue San Francisco, the same problem still exists.

The case of Ronnie Louvier, now 37 and serving a life sentence despite substantial evidence of police and prosecutorial misconduct as well as racial bias.

The Innocence Commission weighed in and according to Arcelia Hurtado, now fired from the DA's office, could not agree on whether he was factually innocent.

“We investigate it, we make a recommendation, and then the DA decides what he wants to do,” she explained. In this case, “we didn't unanimously find (for factual innocence). Some people on the innocence commission felt that he was factually innocent.”

Hurtado said that “what we did agree on is that there were a lot of problems with the prosecution, including police misconduct, the use of gang lyrics to show someone's intent to kill, which, as you know, is the subject of legislation now.”

They also found that “there was racial discrimination on behalf of the police officers towards many young black men in the Western edition at that time, it was during that time when there was an active gang unit at the DA's office that was prosecuting cases based on gang enhancements.”

His attorney Marc Zilversmit also told me that police pressured witnesses to identify Louvier as the shooter.

Because the DA fumbled the case, the judge did not reduce the sentence enough to allow Louvier to be immediately eligible for parole.

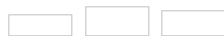
Here we are, we have known for two decades plus with absolute certainty that innocent people get convicted of crimes they didn't do and we have no reliable system to adjucate it once they are. It is relatively easy to convict an innocent person and it takes decades and often blind luck to get them out. That is in my, the greatest injustice in this system and one that makes us less safe by locking up the innocent and allowing the guilty to go free, where all too often they perpetrate more crimes on innocent people.

Thanks for reading.

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## Criminal Justice News/ Commentary

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The DA's office under Chesa Boudin was supportive of a resentencing of Ronnie Louvier, now 37 and serving a life sentence at Solano Prison. Louvier has maintained that he

sentence at Solano Prison. Louvier has maintained that he didn't shoot 17-year-old Marquise

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## Guest Commentary: The Sinister and Racist Practice Infecting Death Penalty Juries

Every person accused of a crime is entitled to a jury of their peers. While this is a fundamental right, it is not the case in death penalty trials. Jury selection in death penalty trials is unconstitutionally discriminatory and exclusionary

[Read More](#)

## Report: One in Three People Had Sentences Lengthened Due to Three-Strikes Law

A new bail process, created by Shelby County, TN, will make the county's system one of the fairest in the nation, supporters claim.

[Read More](#)

## The Sentencing Project Releases New Report Showcasing Rise and Fall of Private Prisons

The Sentencing Project released a new fact sheet last week showing a 15 percent increase in private prison populations over the last 20 years, yet a decline since 2012.

[Read More](#)

## Why Yolo County Needs to Improve COVID Data Reporting in its Local Jails

The Yolo County Sheriff's Office (YCSO) is one of the few jail authorities in California that autonomously report COVID-19 data onto its website. Though the data provides policymakers and the public a basic understanding of the

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[1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo2YWMwNWNmZDg4NzU4NTFiZjNhMWNmZDM4OGI2Zjg0OT02OjY5OWQ6ODIhNmRiY2RmYTZhN2U4MDJiNWl5NTc5NzFkMzQwNjFhNDMyZjQ2MTM2MGZmMzBmNzViNGFmNGE4MmY5NmZlNjp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo2YWMwNWNmZDg4NzU4NTFiZjNhMWNmZDM4OGI2Zjg0OT02OjY5OWQ6ODIhNmRiY2RmYTZhN2U4MDJiNWl5NTc5NzFkMzQwNjFhNDMyZjQ2MTM2MGZmMzBmNzViNGFmNGE4MmY5NmZlNjp0OIQ)

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**Subject:** Everyday Injustice Newsletter: Report: One in Three People Had Sentences Lengthened Due to Three-Strikes Law

**Date:** Tuesday, August 30, 2022 at 5:02:38 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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NRA: A closely related concern is soft-on-crime policies, with “a majority of voters support[ing] proposed new laws that would replace local district attorneys who fail to prosecute criminals,” and large percentages of respondents agreeing that soft-on-crime policies do nothing to improve public safety.

## Everyday Injustice Newsletter - August 29, 2022

### It's Good That Yolo County DA Reisig Wants To Be a Data Guy... But...

Yolo-DA-Office image

**By David Greenwald**

A few weeks ago, Robert Hansen and I met with one of the analysts for Measures for Justice and they walked us through the Yolo County data portal. It's good stuff and I encourage data transparency by DA Reisig. I view that as one of the positive changes he has made.

Unfortunately, we had to have the blow up with the DA and the Public Defender in which the DA had leveled charges and accusations against the Public Defender for pointing out that there were and are

tremendous inequities in the racial composition of the jail population in Yolo County.

Unfortunately, the data analysis I have seen from the DA's office leaves a lot to be desired.

We saw this when he presented raw data and at least implicitly drew inferences from it on zero bail.

As he said in the statement in the press release, "When over 70% of the people released under mandated \$0 bail policies go on to commit additional crime(s), including violent offenses such as robbery and murder, there is simply no rational public safety-related basis to continue such a practice post-pandemic, especially in light of the increasing violent crime rates across California."

The problem as I pointed out last week is that the analysis fails to baseline the data. That's a real problem.

Not only does that fail to tell us how many get rearrested without zero bail, but because they present a variable timeline, it also doesn't tell us even how many were out of custody who would not have been without zero bail.

In short, we have no idea of zero bail made things worse, as the DA at least implies, or better.

That's like a stats 101 level error. All they would need would be a graduate student with statistics training or a professor to do the analysis to avoid that problem.

The DA seems to believe that all he has to do is put data out there and that's the end of the game and occasionally release a brief report - but data without baseline and context is gibberish. There is a reason why comparative statics require controls and points of comparison for the analysis to be valid.

The good news for the DA is that he lives in Yolo County, the home of UC Davis where every other person has a PhD and every fourth person knows how to do rudimentary multivariate regression analysis. The bad news as we saw is that without at least a cursory baseline analysis, the numbers put out are less than helpful and as we saw, merely serve to feed agenda's like that of the NRA.

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## Criminal Justice News/ Commentary

### Commentary: NRA Touts Reisig's Zero Bail Analysis as an Argument against Bail Reform

Last week, we criticized Yolo DA Jeff Reisig's analysis of zero bail, noting among other things that the DA's office failed to baseline the data—which meant that any comparison of the impact of the policy could not be inferred

[Read More](#)

### Report: One in Three People Had Sentences Lengthened Due to Three-

## Strikes Law

A new report released on Tuesday by the nonpartisan California Policy Lab (CPL) found “that thousands of Californians saw their prisons sentences lengthened because of this law, and more than one-third (36%) of

[Read More](#)

## Critics Charge More Work Needed by Biden Administration on DACA Protection

DACA-Defend-364x245 image

The Biden Administration and the Department of Homeland Security recently collaborated on a regulation to codify the DACA (Deferred Action for Childhood Arrivals) program, intended to increase the

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## New CA Measure to Expand California’s Gun Violence Prevention Efforts

gun-violence-364x245 image

Newly passed California legislation that targets the national issue of gun violence—Assembly Bill 1929, authored by Assemblymember Jesse Gabriel (D-Woodland Hills)—has now been signed into law by Gov. Gavin Newsom.

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### COVID cases rise in Bay Area county jails and sheriff’s offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Domestic Violence Victim's Comments Convince Judge to Modify Protection Order



After a man accused of domestic violence pleaded guilty to two felonies here in Stanislaus County Superior Court this week, the preferred criminal protective order was modified by the judge at the request of the victim.

[Read More](#)

### Support Letters Don't Matter – Judge Sentences Man to 8 Years in Prison for Attempted Murder



Randy Magallon was sentenced to eight years in prison here in Ventura County Superior Court Monday, after attempting to murder a woman Sept. 26, 2019.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Compilation – Best of Everyday Injustice Reflecting on Progress

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**Subject:** Honoring Senator Skinner & David Greenwald September 22nd  
**Date:** Tuesday, August 30, 2022 at 11:59:24 AM British Summer Time  
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Hope you have been well and enjoying your summer.

ATTACHED IS A PERSONAL INVITATION TO THE FIRST ANNUAL IT COULD HAPPEN TO YOU NORTHERN CALIFORNIA SERVANTS OF JUSTICE AWARDS BANQUET THIS COMING SEPTEMBER 22.

Please bring your energy and ideas to this networking of California justice reform leaders and exonerees honoring Sen. Nancy Skinner and David Greenwald & The Vanguard at Davis.

Also share this invitation with your circle of justice reform allies and on social media.

Feel free to call me or e-mail with any questions or suggestions on invites.



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Best Regards,

Bill Bastuk

Chair

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NOTE: Sen. Skinnners office has lent support in the drafting of the legislation to establish the California Commission on Prosecutorial Conduct. We will be discussing this during the networking at the banquet.

We will also be presenting the It Could Happen To 2022 Northern California Minister of Justice to Chesa Boudin. His longtime assistant Rachel Marshall will be accepting the award on his behalf as he has a conflict in NYC.

This is an award we have been giving annually to Progressive Prosecutors and Judges in New York State known as the Ken Thompson Minister of Justice Award.

Please use the link to register, purchase individual tickets or a table:

<https://servants-of-justice-sacramento.eventbrite.com>



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**Subject:** Everyday Injustice Newsletter: Where Is Violent Crime Spiking? Not in SF or LA, but in Red California  
**Date:** Monday, August 29, 2022 at 5:01:40 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** [valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)

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Mano Raju: "Most concerning, DA Jenkins's policy will increase the number of people caged prior to "trial.

## Everyday Injustice Newsletter - August 29, 2022

### The Forces of Hate Are Emboldened

By David Greenwald

Yesterday, I received a message over Facebook with an image taken from a freeway overpass that is quite disturbing. Dressed in black with masks, the four white men, had unfurled banners "Communism is Jewish" and "The Holocaust is an anti-white lie."

Holocaust-is-a-Lie-Banner-113-364x245 image

According to the incident report, at 3 pm, the banner was spotted. One of the witnesses confronted the subjects and attempted to remove the signs. A verbal argument ensued but there were no injuries reported.

The disturbing thing is that it really wasn't that surprising. It was more like, here we go again. Proud Boys? Some other hate group? One thing is clear - the forces of hate were emboldened by the past president. And that is not stopping.

A Time article from July noted that 18 months after January 6, 2021, "the Oath Keepers, the Proud Boys and other extremist groups involved in the violence on Jan. 6 are still spoiling for a fight." Moreover, "evidence in hundreds of federal cases, hours of Congressional testimony and online posts among their members show that their efforts to overturn the 2020 election were just a small part of their larger ambitions."

Last week, the Sacramento Bee's Sam Stanton wrote, "Are Proud Boys growing in Northern California?"

The Arizona Mirror reported, "White nationalism, fueled by social media, is on the rise and attracting violent young white men."

"Jan. 6 was not an isolated event," Wray testified before the Senate Judiciary Committee. "The problem of domestic terrorism has been metastasizing across the country for a long time now, and it's not going away anytime soon."

Meanwhile I got a taste of it myself.

On Saturday, citing in part an article in the LA Times, I wrote, "[Where Is Violent Crime Spiking? Not in SF or LA, but in Red California.](#)"

I got a few responses that were angry.

This one was interesting: "To write such a misleading and damaging article is truly criminal! The crime indeed occurs where the wealth is, not in the poor democratic communities. But of course that conveniently wasn't mentioned. Shame on you and your publication! Hopefully soon your kind will be dealt with." (Emphasis added).

Not exactly sure her point, but the last sentence was a bit chilling. The remarkable part of it - she wrote it from her business email, which included her address, phone number, and real estate license number!"

These people have no shame!

Thanks for reading

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## Criminal Justice News/ Commentary

### My View: Where Is Violent Crime Spiking? Not in SF or LA, but in Red California



Moderate Democrats backed by deep red money were able to oust San Francisco DA Chesa Boudin and nearly got LA DA George Gascón on the ballot as well. One of the major contentions has been that a rise of crime can be tied to the

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### LA County Sheriff's Custody Assistant Pleads to Trying to Bring Drugs into Men's Central Jail



Los Angeles County Sheriff's custody assistant Jose Flores pleaded no contest late this last week to attempting to import methamphetamine into the Men's Central Jail four years ago.

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### Everyday Injustice Podcast Compilation – Best of Everyday Injustice Reflecting on Progress

Since 2019, Everyday Injustice has brought you interviews with the leaders of the criminal justice realm as well as the tragic stories of everyday injustice. In this brief compilation, among other things we talk about disturbing police

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### CA Attorney General Annual Crime Reports Note Crime Below 'Historical Highs,' but Gun Crime 'Devastating'

firearm-violence-364x245 image

A series of California crime "statistical reports" were announced late this week by CA Attorney General Rob Bonta, who noted while crime remains below "historical highs," gun crime is having "devastating consequences for

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### LA County Sheriff's Custody Assistant Pleads to Trying to Bring Drugs into Men's Central Jail

sentencing-gavel-364x245 image

Los Angeles County Sheriff's custody assistant Jose Flores pleaded no contest late this last week to attempting to import methamphetamine into the Men's Central Jail four years ago.

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Judge Rejects Defense Claim Alleging Excessive Force in DUI Blood Draw by Police

Deputy Public Defender Anders Iverson filed a motion to dismiss evidence obtained through what the PD called an illegal search and seizure, in violation of the Fourth Amendment, here in Santa Barbara Superior Court.

[Read More](#)

### Man Sentenced to 23 Years for Kidnapping and Endangering the Life of a Child

Scott Nils Holmstead walked inside Yolo County Superior Court last Thursday, knowing he was being sentenced for three felony counts against him, just a fraction of the total of 16 felonies and 21 enhancements he was originally

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## Everyday Injustice - Podcast

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**Subject:** Everyday Injustice Newsletter: SF Public Defender Opposes New Bail Policies Set Forth by DA

**Date:** Friday, August 26, 2022 at 5:01:46 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** [valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)

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Mano Raju: "Most concerning, DA Jenkins's policy will increase the number of people caged prior to "trial.

## Everyday Injustice Newsletter - August 26, 2022

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## Criminal Justice News/ Commentary

### Guest Commentary: SF Public Defender Opposes New Bail Policies Set Forth by DA

SF-Courts-24-364x245 image

Even before District Attorney Jenkins issued this policy, we've seen her office expand the use of money bail to detain people accused of misdemeanors, and we are concerned that more of our clients will be harmed in light of this

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### Guest Commentary: Arizona's New Law Banning People from Recording Police Violates our First Amendment Rights

It is disturbingly easy to find examples of law enforcement wielding brutal violence against people while claiming to protect or safeguard. Black and Brown communities in particular have long-experienced disproportionate targeting

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### CA Attorney General Leads Multistate Opposition to Alabama Law Criminalizing Gender-Affirming Medical Care for Transgender Youth

Screen-Shot-2022-07-27-at-7 image

Led by California Attorney General Rob Bonta, an alliance of 21 attorneys general filed an amicus brief this week, opposing an Alabama-law that criminalizes transgender youth from seeking gender-affirming care, although being

[Read More](#)

### Scrapyard Next to LA High School Raided Over Health and Safety Violation Concerns

Screen-Shot-2022-08-25-at-7 image

A scrapyard next to Jordan High School in Watts was raided by authorities this week – Atlas Metals has been reported for a myriad of violations endangering the students and staff of Jordan High School, prompting students and staff to protest

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### Attorneys – You Should Be Advertising



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## Court Watch Coverage

### Man Faces Competency Confusion and Virtual Issues in Court

An accused here – with an alleged long history with crime and mental competency – had a pretrial hearing here this week in Santa Barbara County Superior Court via Zoom, and it caused some confusion.

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### Defense Makes Game Argument in DUI Trial – Jury Doesn't Buy It

A woman was found guilty in Ventura County Superior Courtroom this week after a misdemeanor jury trial for two counts related to drunk driving a woman, according to Deputy District Attorney Julia McAndrew. The Vanguard won't

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**Date:** Thursday, August 25, 2022 at 5:01:42 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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JohnHamasaki:"Like many of you, I hoped the interim DA would put the people first, not politics. That hasn't happened."

## Everyday Injustice Newsletter - August 25, 2022

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## Criminal Justice News/ Commentary

### Guest Commentary: Why I Jumped Into the Race To Be San Francisco's Next District Attorney Just 12 Days Ago

John-Hamasaki-364x245 image

I want to talk a bit about why I jumped into this race to be San Francisco's next District Attorney just 12 days ago. Like many of you, I hoped the interim DA would put the people first, not politics. That hasn't happened. So let's talk about

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### Guest Commentary: Can Andrew Warren Win His Job Back?

Andrew-Warren-364x245 image

August 4 started like any other Thursday for Andrew Warren, the twice-elected State Attorney for Florida's Hillsborough County.

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### SF District Attorney Announces New Pre-Trial Release, Bail Policies; Promises to Keep Bail 'Limited'

Brooke-Jenkins-364x245 image

San Francisco District Attorney Brooke Jenkins announced a new "pre-trial release and detention" policy Wednesday, including a promise to require cash bail only in "limited" misdemeanor cases.

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### CA Innocence Project Announces Marilyn Mulero Exonerated – Victim of 'Notorious' Dirty Chicago Cop

Screen-Shot-2022-08-25-at-12 image

The California Innocence Project said Wednesday a Cook County judge this month vacated the wrongful murder conviction of Marilyn Mulero, whom they called "a victim of the notorious former Chicago Detective Reynaldo Guevara who

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### Majority of Voters Support Right to Vote for All Citizens, Regardless of Criminal Status

Voted-Latino-364x245 image

A national poll has revealed that 56 percent of voters “[support] a law to guarantee the eligibility to vote for all citizens 18 and older.”The survey was run by Lake Research Partners and commissioned

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## Court Watch Coverage

### Judge Rejects Defense Motion Charging ‘Unacceptable’ Police Action in ‘Forced Blood Draw’ in DUI Arrest

Judge Peter M. Williams denied a motion to suppress evidence in the case of a 64-year-old woman who was held down by as many as five officers and injured while they attempted to get a blood sample after a misdemeanor

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### Old DUI Case Set for Trial after Accused Failed to Take Training Course; Judge Not Impressed with Defense Arguments



Screen-Shot-2022-08-20-at-8 image

A two-year-old DUI (driving under the influence) case was set for jury trial this week in Chittenden County Superior Court, Vermont, because the accused didn't take the state-issued online training course.

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### Everyday Injustice Episode 163: Kanya Bennett and Leadership Conference on Civil & Human Rights

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**Subject:** Everyday Injustice Newsletter: ACLU Sues Arizona on Police Videos; DA Claims a 70% Re-Arrest Rate For Zero Bail in Yolo County  
**Date:** Wednesday, August 24, 2022 at 5:08:00 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo District Attorney Jeff Reisig stated: "When over 70% of the people released under mandated \$0 bail policies go on to commit additional crime(s), including violent offenses such as robbery and murder, there is simply no rational public safety-related basis to continue such a practice post-pandemic, especially in light of the increasing violent crime rates across California."

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## Criminal Justice News/ Commentary

### Commentary: Yolo DA Claims a 70% Re-Arrest Rate For Zero Bail in Yolo County – But the DA’s Analysis Suffers From Glaring Omissions

The Yolo County DA has been attacking zero bail almost from its inception in April 2020 – the zero bail provision was in place just over a year from April 2020 until it ended on June 1, 2021.

[Read More](#)

Bail-Bonds-2019-364x245 image

### ACLU, News Media Sue to Stop ‘Unconstitutional’ AZ Law That Prevents Recording Law Enforcement

A new law in Arizona that would make it a crime for the public to record law enforcement within eight feet of a police action is unconstitutional, according to a lawsuit filed here by the American Civil Liberties Union (ACLU) of Arizona and joined

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Screen-Shot-2022-08-23-at-10 image

### California General Attorney Rob Banta Joins Coalition Opposing Florida Discriminatory Voting Law

California Attorney General Rob Banta has joined a group of 17 attorneys general in an amicus brief advocating the U.S. Court of Appeals for the 11th Circuit reject a Florida discriminatory voter suppression law after the district court

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AG-Ghost-Guns-37-364x245 image

### Courts Must Consider ‘Alternatives’ to Incarceration Under New CA Legislation

Screen-Shot-2022-08-23-at-10 image



Courts must consider alternatives to incarceration under legislation approved by the CA Legislature this week. But “Judges will retain full judicial discretion as to the final sentence and have the option to incarcerate when

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## Court Watch Coverage

### Vermont Court Balances Prosecution Vs Treatment for Accused Struggling with Opioid Addiction

Two different cases this week in Chittenden County Superior Court dealt with individuals struggling with opioid addiction, and both cases brought criminal charges against the accused, while simultaneously trying to balance treatment

[Read More](#)

Screen-Shot-2022-08-20-at-8 image

### Burglar Found in a Garage, Trapped by Neighbor

The alleged burglar in this Stanislaus County Superior Court case became trapped in a house's garage, according to witnesses in a preliminary hearing last week.

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**Subject:** Everyday Injustice Newsletter: Sentencing Kids To Die in Prison is Cruel and Unusual; Religious Migrant Mistreatment Continues at U.S. Border

**Date:** Tuesday, August 23, 2022 at 5:01:38 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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ACLU: "For years, advocates and the media have repeatedly raised concerns about the seizure of religious headwear and other articles of faith, as well as the denial of religious diets by CBP."

**Everyday Injustice Newsletter - August 23, 2022**

This column will return

Everyday-Injustice-Square-300 image

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## Criminal Justice News/ Commentary

**Guest Commentary: Courts have ruled that sentencing kids to die in prison is cruel and unusual. Now they're reconsidering when adulthood starts.**

Incarceration-Bars-364x245 image

Sheldon Mattis was 18 years old when he committed the crime that would lead him to be sentenced to die in prison. In 2013, a jury **found** that he handed fellow teen Nyasani Watt the gun that Watt would

[Read More](#)

**Religious Migrant Mistreatment Continues at U.S. Border, Charge ACLU, 160-Plus Groups in Letter to Homeland Security**

Screen-Shot-2022-07-09-at-6 image

The U.S. Dept of Homeland Security (DHS) Secretary Alejandro Mayorkas received a letter here Monday signed by 162 organizations urging an end to the "mistreatment of religious migrants by U.S. border officials in Arizona and a

[Read More](#)

**Former GOP Lawmaker, Victim, Former Corrections Chief Urge Governor to Commute Thursday Death Sentence**

Screen-Shot-2022-08-03-at-11 image

James Coddington is due to be executed here Thursday, but Monday received strong support from a myriad of people who said they believe Coddington is a changed man and urged Gov. Kevin Stitt to commute Coddington's death

[Read More](#)

**'The O. Smith Perspective:' Incarcerated Artist Orlando Smith's Stunning Solo Exhibition of Social and Political Commentary**

O-Smith-Perspective-364x245 image

52-year-old Orlando Smith lives in a shoebox; well, that's what he calls his shared cell in San Quentin State Prison, measuring only 4 feet by 9 feet. As an incarcerated artist, or as Smith puts it, an "artist who happens to be incarcerated," [Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man Charged with Multiple Counts of Sex Assault of Minor, Acknowledges Accusations, Judge Sets Trial**

A preliminary hearing was held late last week in Yolo County Superior Court for Ramon Ignacio Gutierrez, charged with 12 counts of rape by force, forcible oral copulation on minor over 14, forcible sexual penetration

[Read More](#)

### **Manuel and Moses Olaez Murder Trial Ongoing; Manuel Olaez Delivers Personal Testimony**

The jury trial of the Olazaez brothers – Manuel and Moses – continued Monday in the Larson Justice Center for the murder of a 25 year old man and an attempted murder of a minor in 2016.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Episode 163: Kanya Bennett and Leadership Conference on Civil & Human Rights

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In 2019, George Gascón resigned from his position as San Francisco DA, moved to Los Angeles and ran for DA as a reformer against incumbent Jackie Lacey. Gascón had gone from a traditional “tough on crime” beat officer to Police Chief

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**Subject:** Everyday Injustice Newsletter: A Bombshell Report on the Failures of the Gascón Recall  
**Date:** Monday, August 22, 2022 at 5:02:06 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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George Gascón said, "We cannot continue to live in gated communities and somehow believe that that is going to insulate us and somehow make us safer."

**Everyday Injustice Newsletter - August 22, 2022**

**Yes Right Wingers**

Gascon-Rally-06-364x245 image

## Right Wingers Really Were Behind the Gascón Recall Attempt

By David Greenwald

During the SF Recall Campaign of Chesa Boudin, the anti-recall campaign continually attempted to link the campaign to right wing efforts. They had reason for doing so - campaign finance analysis showed big money from right wing sources.

The problem they had is that the message did not resonate and as we have seen - the true enemy of reform in San Francisco were actually moderate Democrats like London Breed and Brooke Jenkins rather than right wing Republicans like Richie Greenberg and Bill Oberndorf.

In Los Angeles this week, we see strong evidence that the recall committee is aligned with right wing sources.

As we reported on Saturday, there was a bombshell on the Gascón recall failure. The entity that broke it - the right wing blog, [Redstate](#).

There are a lot of important revelations here beyond simple incompetence. The first one is the source of the article itself is revealing. RedState is a far right political blog. One of the arguments made by the anti-recall people is that the recall movement—and not just in Los Angeles—has been backed by the far right.

RedState clearly got the inside scoop from at least one campaign insider. The fact that the insider went to RedState is pretty telling about who is running the recall. After all, a more mainstream presence there would have gone to the LA Times or perhaps one of the TV news stations. The only people that are going to think to go to RedState are right wingers. Once again, this demonstrates that this really was a right wing backed action.

What's the big deal? It just shows where the money is coming from? The right has not found a way to be directly competitive in California. When they attempted to recall Gavin Newsom, they had to put up actual alternative candidates and that didn't go well and Newsom blew them out of the water.

But they have made inroads by disguising who they are and finding moderate Democrats like London Breed and Brooke Jenkins in San Francisco to carry their water.

But you don't have to go far into the red state article to realize what we are dealing with.

Opening line: "If anyone was ever a ripe target for a recall, it was Los Angeles County DA George Gascón. He's unapologetically implemented terrible "criminals first" policies resulting in death and destruction in Los Angeles, has called parents of crime victims "not very bright" if they don't agree with his policies, and has become a folk hero to hardened criminals."

They close with: "While George Gascón is taking a victory lap, mothers whose children were murdered, who spent hundreds of hours working to recall him, feel re-victimized by the loss, and the people of Los Angeles County can't leave their homes without having their heads on a swivel."

The author of this: "Jennifer Van Laar, RedState's Managing Editor, is an unapologetic California conservative..."

Sorry but the only people leaking the story to this entity are themselves right wingers... The only thing we are missing here is reference to "woke" prosecutors...

Thanks for reading

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## Criminal Justice News/ Commentary

### A Bombshell Report on the Failures of the Gascón Recall

Gascon-Rally-06-364x245 image

Although they are well-intentioned, eligibility criteria for recent automatic criminal record relief laws used around the country can inadvertently perpetuate racial inequity within the criminal justice system.

[Read More](#)

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### LAPD Officer Sentenced for Recorded Assault of Unarmed Man

Screen-Shot-2022-08-21-at-8 image

Los Angeles Police Officer Frank Hernandez pleaded no contest to the on-duty assault of an unarmed man that was recorded, Los Angeles County District Attorney George Gascón announced Thursday.

[Read More](#)

### Former San Diego Police Officer Arrested by DOJ for Illicit Massage Businesses

Judge-Courtroom-364x245 image

A former San Diego police officer and three others were charged this week by the U.S. Dept of Justice in connection with several illicit massage businesses, operating in California and Arizona.

[Read More](#)

### CA Capitol Rally to Urge End to ‘Racist, Cruel’ Life without Parole Sentences



Hundreds of people representing families of life without parole prisoners were expected to swarm the CA State Capitol here Monday to advocate an end to “extreme sentencing.”

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Man Allegedly Sneaks Up on Ex-girlfriend, Beats Her; Deputies Arrest Him with Shovel Held Over Her Head

Witness testimony in a preliminary hearing late last week in Riverside County Superior Court targeted Rodney Riggs, Jr., and his alleged attack Aug. 3 of a former girlfriend and threats to her family.

[Read More](#)

### Accused Claims He Tried to Surrender Himself – Twice; Judge Tells Him to Try Again

An accused sat in Yolo County Superior Court last week awaiting the hearing of his case in front of the Honorable David W. Reed.

[Read More](#)

## Meat Cleaver Defense Argues Accused Needs More Resources to Nepalese Translation for Upcoming Murder Trial

Screen-Shot-2022-08-20-at-8 image

The topic of Nepalese translators dominated pre-trial courtroom discussion last week in Chittenden County Superior Court in the case against Aita Gurung, who allegedly killed his wife with a meat cleaver in Burlington in

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**Subject:** Everyday Injustice Newsletter: With Recall Effort Failing, Gascón Turns to What He Was Elected to Do; SF Public Defender Accuses Police of Biased Stop

**Date:** Friday, August 19, 2022 at 5:00:26 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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George Gascón said, "We cannot continue to live in gated communities and somehow believe that that is going to insulate us and somehow make us safer."

## Everyday Injustice Newsletter - August 19, 2022

### Announcing Vanguard Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

There will be speeches, awards, food, an art auction from incarcerated artists and more.

**The Vanguard** is an innovative and cutting-edge non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties, as well as a criminal justice reform watchdog and news group that reports around the country on critical events and has a weekly podcast (**Everyday Injustice**) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

Confirmed speakers so far are SF Public Defender Mano Raju and Emily Galvin-Almanza of Partners For Justice.

General admission is \$100 but \$20 are available. Sponsorships are beginning at \$250.

Seating is limited - reserve your spot today.

To purchase tickets or sponsorships - [click the link](#)

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### Criminal Justice News/ Commentary

#### Sister of Sheriff Shooting Victim Speaks at Gascón Rally

Gascon-Rally-15-364x245 image

The second attempt at forcing a recall election of George Gascón has fallen short. While 715,833 petition signatures were submitted, just 520,050 were found to be valid and 195,783 were found to be invalid.

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## With Recall Effort Failing, Gascón Turns to What He Was Elected to Do

DA George Gascón this week learned that the recall effort against him fell short of the required number of citizens and, on Wednesday at SEIU Local 2015, he told a group of union members that the work of his office at reform must go on.

[Read More](#)

Gascon-Rally-05-364x245 image

## SF Public Defender Calls Shooting Incident ‘Biased Police Stop,’ Demands Release of Man

This week, more than a week after the escalation of violence that took place Aug. 6, the San Francisco Police Department held a virtual town hall concerning four police officers firing shots at Jose Corvera in the residential 300-block of

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SFPD-Car-364x245 image

## Florida Governor’s Firing of Prosecutor for Abortion Views ‘Tyrannical,’ Charges Fair and Just Prosecution

The Hillsborough County (Florida) State Attorney suspended earlier this month by Florida Gov. Ron DeSantis for his views on abortion announced this week he is going to appeal, and Fair and Just Prosecution accused the GOP governor of a

[Read More](#)

Andrew-Warren-364x245 image

## Law Journal Article Finds Recently Implemented Criminal Record Relief Laws Can Unintentionally Maintain Racial Disparities

Although they are well-intentioned, eligibility criteria for recent automatic criminal record relief laws used around the country can inadvertently perpetuate racial inequity within the criminal justice system.

[Read More](#)

Racial-Equity-364x245 image

## Everyday Injustice Episode 162: George Gascón Discusses Facing a Possible Recall

In 2019, George Gascón resigned from his position as San Francisco DA, moved to Los Angeles and ran for DA as a reformer against incumbent Jackie Lacey. Gascón had gone from a traditional “tough on crime” beat officer to Police Chief

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## COVID CDCR and Jail Dashboards

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Manuel and Moses Olaez Murder Trial Ongoing; Testimony Suggests Brothers Dealt Murder Weapon to Undercover Police Contacts

Manuel and Moses Olaez appeared again in Riverside County Superior Court Wednesday for their ongoing jury trial for the murder of a 25-year-old man and attempted murder of a minor in 2016.

[Read More](#)

### DUI Accused Found Guilty by Jury after Prosecutor Notes Accused May be 'Truthful,' but Needs New Friends

A jury here in County Superior Court this week found the accused guilty Thursday, after a one-day trial, on all four charged misdemeanors counts, including driving under the influence, drunk driving, hit and run causing

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 161: Stephen Munkelt from CACJ

California Attorneys for Criminal Justice (CACJ) is a statewide association of criminal defense attorneys, who help advocate for justice in the legislature, the courts and the media.

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### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice's Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1YWU0YWY5NWRiOGEzNzhmOTExZmRIZGE0YTZkNmQzMjo2OmM5ODc6MGJjMzNIMDI0NmJkNDFkZjliNGE5MmEyNzk0NGU0OWNmNGE3YTE3ODdiODhInjhzDjkmWRhYTRmOTcwZWJiOTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo1YWU0YWY5NWRiOGEzNzhmOTExZmRIZGE0YTZkNmQzMjo2OmM5ODc6MGJjMzNIMDI0NmJkNDFkZjliNGE5MmEyNzk0NGU0OWNmNGE3YTE3ODdiODhInjhzDjkmWRhYTRmOTcwZWJiOTp0OIQ)

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**Subject:** Everyday Injustice Newsletter: Recall Attempt against Gascón Fails to Qualify a Second Time

**Date:** Tuesday, August 16, 2022 at 5:01:44 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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George Gascón said, "Grateful to move forward from this attempted political power grab—rest assured LA County, the work hasn't stopped."

## Everyday Injustice Newsletter - August 16, 2022

### Announcing Vanguard Justice Awards Gala

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The second attempt at forcing a recall election of George Gascón has fallen short. While 715,833 petition signatures were submitted, just 520,050 were found to be valid and 195,783 were found to be invalid.

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## **California's 'Three Strikes' Law Still Carries a Devastating Human and Financial Cost – End It Now**

The stories of those who have served three-strikes sentences in California are heartbreaking and should trouble us all. Leandro Andrade was sentenced to 50 years to life for stealing \$153 worth of videotapes. Curtis Wilkerson

[Read More](#)

## **Class Action Federal Suit Filed Against Sheriff, County for 'Sweeping Campaign' to Drive Asian Americans Out of Siskiyou County**

Siskiyou County and Sheriff Jeremiah LaRue are attempting to "drive a disfavored racial minority" out of the county by engaging "in a sweeping campaign to harass and intimidate Hmong and other Asian Americans," according to a class

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## **U.S. Policies 'Harmed Non-White Racial Groups' Charge ACLU, Human Rights Watch at UN Anti-Racism Committee**

The American Civil Liberties Union and Human Rights Watch have published a report suggesting the United Nations Committee on the Elimination of Racial Discrimination urge the U.S. government to take immediate,

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## **Cat Brooks Debuts New KPFA Morning Show 'Law & Disorder'**

Longtime Bay Area racial and gender justice organizer and artist Cat Brooks launched her new show "Law & Disorder" on Pacifica Network's flagship station KPFA Monday, August 15, 2022, between 8 and 9 a.m.

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## **Everyday Injustice Episode 162: George Gascón Discusses Facing a Possible Recall**

In 2019, George Gascón resigned from his position as San Francisco DA, moved to Los Angeles and ran for DA as a reformer against incumbent Jackie Lacey. Gascón had gone from a traditional "tough on crime" beat officer to Police Chief

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Judge Sentences Man to 29 Years in Prison, Then Wishes Him 'Good Luck'

Joseph Vincent Gonzalez, II, was sentenced here in Yolo County Superior Court Monday morning—after already waiting 415 days in custody—for a long list of 11 felonies, including attempted manslaughter and voluntary

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### Main Informant's Credibility Questioned in Olaez Brothers Ongoing Murder Jury Trial Monday

The trial for brothers Moses Olaez and Manuel Olaez proceeded Monday here in Riverside County Superior Court —among their charges are murder and attempted murder with other felonies and misdemeanors, including

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## Everyday Injustice - Podcast

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**Subject:** \*\*PRESS STATEMENT\*\*SF Public Defender Says Police Escalated a Biased Stop to Shootout on City Street  
**Date:** Tuesday, August 16, 2022 at 4:06:07 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations  
**Attachments:** PS - 08.15.2022 - SF Public Defender Says Police Escalated a Biased Stop to Shootout on City Street.pdf

**FOR IMMEDIATE RELEASE:** August 15, 2022

**MEDIA CONTACT:** SF Public Defender's Office | PubDef-MediaRelations@sfgov.org

**\*\*PRESS STATEMENT\*\***

**SF Public Defender Says Police Escalated a Biased Stop to Shootout on City Street**

SAN FRANCISCO – Today, the San Francisco Police Department held a virtual town hall about an incident in which four police officers fired shots at Jose Corvera on the residential 300 block of Shotwell Street in the Mission District on the morning of Saturday, August 6, 2022. Mr. Corvera is now in jail and facing several charges, including resisting arrest and brandishing an imitation gun. Deputy Public Defender Alexa Horner, who is representing Mr. Corvera, is issuing the following statement in response to the SFPD shooting and the town hall:

“This unnecessary police stop instigated and escalated a situation which endangered the public, Mr. Corvera, and members of the SFPD.

The officers who stopped Mr. Corvera had not observed him commit any crime, and during today's police town hall, representatives of the SFPD only gave vague explanations for the stop without providing any evidence of a reported crime. This appears to be an example of police relying on their own bias to initiate a stop of a man who was riding a bicycle and pushing another. Notably, Mr. Corvera is not being charged with any theft.

Mr. Corvera is Latino, Limited English Proficient, and suffers from mental health challenges. A police interaction can be frightening precisely because an unnecessary stop of a person with mental health challenges and language needs can quickly escalate. When an officer exited a police car, Mr. Corvera tried to walk away. He then hid behind a parked car while holding onto a prop gun he carries for protection. It remains unclear whether he fired any of the blank rounds before police responded with gunshots.

What ensued was a disorganized scene in which numerous officers were called to surround the block, including a large police tactical vehicle. At one point, shots can be heard in the body worn camera footage followed by officers questioning who fired the shots. At least four officers discharged their firearms before Mr. Corvera threw his prop gun into the street, where it went off on its own.

Thankfully, Mr. Corvera came away with his life. However, he remains traumatized, detained, and is unfairly facing charges. Too often prosecutors and judges use mental health conditions to justify jailing people even when they pose no threat to themselves or others and may otherwise benefit from medical support, housing, and other necessary services. We ask for his immediate release as the victim of a biased police stop and officer involved shooting by SFPD.”

##

This press statement will be posted on [SFPublicDefender.org/media](https://www.sfpd.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://www.sfpd.org/Media)



**Subject:** Join Us on October 13 in Sacramento For the Annual Vanguard Awards Gala

**Date:** Monday, August 15, 2022 at 9:00:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image



### Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

There will be speeches, awards, food, an art auction from incarcerated artists and more.

[The Vanguard](#) is an innovative and cutting edge non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties, as well as a criminal justice reform watchdog and news group that reports around the country on critical events and has a weekly podcast ([Everyday Injustice](#)) featuring

leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

Confirmed speakers so far are SF Public Defender Mano Raju and Emily Galvin-Almanza of Partners For Justice.

General admission is \$100 but \$20 are available. Sponsorships are beginning at \$250.

Seating is limited - reserve your spot today.

**October 13th, 2022**

6:00pm -9:00pm

[Slim and Husky's 3413 Broadway, Sacramento, CA](#)

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: New Podcast - EXCLUSIVE INTERVIEW: George Gascón Discusses Facing a Possible Recall

**Date:** Monday, August 15, 2022 at 5:00:40 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"The death penalty and life without the possibility of parole (LWOP) are punishments so extreme they are virtually unheard of in much of the world," the Felony Murder Elimination Project said in support of the bill.

## Everyday Injustice Newsletter - August 15, 2022

### Announcing Vanguard Justice Awards Gala

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## Criminal Justice News/ Commentary

### **Everyday Injustice Episode 162: George Gascón Discusses Facing a Possible Recall**

In 2019, George Gascón resigned from his position as San Francisco DA, moved to Los Angeles and ran for DA as a reformer against incumbent Jackie Lacey. Gascón had gone from a traditional “tough on crime” beat officer to Police Chief

[Read More](#)

### **Gangland**

It was the late nineteen-nineties, and 61-year old truck driver Toby MacFarland was headed into Los Angeles to drop off a load of paper towels and Dixie cups to a Hollywood big-box store. It was a humid, muggy night and MacFarland was on

[Read More](#)

### **Bill Aiming to Reduce LWOP Sentences Headed to Assembly for Final Vote**

A bill that would expand judicial discretion to judges, allowing them to order a sentence other than the death penalty or life in prison without parole (LWOP) for “felony murder special circumstances” cases passed the Assembly

[Read More](#)

### **CA Measure to Legalize LSD, Magic Mushrooms Gutted for 2022; Author Claims Move Hurts Military Vets, People of Color**

Legislation to decriminalize certain psychedelic drugs such as “magic mushrooms,” MDMA and LSD was gutted by the California Legislature late last week, according Senate Bill 519 author Senator Scott Wiener (D-SF).

[Read More](#)

### **CA Schools Mandated in New Legislation to Inform Families of State Firearm Storage Laws**

The CA Legislature last week gave its final approval to AB 452—authored by Assemblymember Laura Friedman (D-Glendale)—that would require schools to inform families of California’s firearm storage laws.

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff’s offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Denies Sentence Reduction Despite Knowledge of Accused’s Childhood Emotional Neglect**

A Ventura County Superior Court judge denied Oscar Eulloque’s request for a sentence reduction last Thursday, despite his counsel’s effort to explain his child neglect situation.

[Read More](#)

### **Victim Testimony Leads to Dismissal of Charges against 1 of 2 Accused in Assault Case**

The prosecution's victim testimony provided salvation for one of two individuals accused in an assault case in the courtroom of Judge Dawna Reeves here in Stanislaus County Superior Court late last week.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 161: Stephen Munkelt from CACJ

California Attorneys for Criminal Justice (CACJ) is a statewide association of criminal defense attorneys, who help advocate for justice in the legislature, the courts and the media.

[Read More](#)

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqYomE6bzphOTFIN2M3MjFkZjZiNWlxNTM3MWUxOWRjNjJjODE2Zjo2OjhmN2Q6ZTZlZmZjOTA0YjI3ZGYzNTNkYTgzNzZmM1OWZjNzE3ZWY4ODYwMTY0ZmYwNDVhMmZkNWQ5OWE2ODFkYzQ5MTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqYomE6bzphOTFIN2M3MjFkZjZiNWlxNTM3MWUxOWRjNjJjODE2Zjo2OjhmN2Q6ZTZlZmZjOTA0YjI3ZGYzNTNkYTgzNzZmM1OWZjNzE3ZWY4ODYwMTY0ZmYwNDVhMmZkNWQ5OWE2ODFkYzQ5MTp0OIQ)

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**Subject:** Monday Morning Thoughts: Did Jenkins Just Bring Back a Notorious Former Prosecutor? | Davis Vanguard

**Date:** Friday, August 12, 2022 at 9:58:23 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

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**Subject:** Monday Morning Thoughts: Did Jenkins Just Bring Back a Notorious Former Prosecutor? | Davis Vanguard

**Date:** Friday, August 12, 2022 at 9:58:22 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/08/monday-morning-thoughts-did-jenkins-just-bring-back-a-notorious-former-prosecutor/>

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**Subject:** Everyday Injustice Newsletter: Historic CA Supreme Court Chief Justice Nomination; Public Opposition Mounts To Newsom's CARE Court  
**Date:** Friday, August 12, 2022 at 5:00:57 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Senator Harkin remarked "The disability movement has pushed for years to be at the table when policymakers try to help them, using the slogan 'Nothing About Us Without Us.' Governor Newsom and the State Legislature need to listen to the people who are the intended beneficiaries of this policy if they want the policy to work."

## Everyday Injustice Newsletter - August 12, 2022

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## Criminal Justice News/ Commentary

### **Public Opposition Mounts To Newsom's CARE Court**

Former United States Senator Tom Harkin (D-Iowa) and former Congressman Tony Coelho, co-authors of the Americans with Disabilities Act (ADA), joined Disability Rights California and more than 500 individuals and

[Read More](#)

### **Death at the Border: Dying to be Free**

RECENTLY, THE TRAGEDY of the alarming number of immigrant deaths at the southern border has been reported [in the news]. The impact has been far-reaching on both sides of the U.S.-Mexican border. While the spotlight has

[Read More](#)

### **Albuquerque Disturbed by Potential Hate Crime Killing of 4 Shia Muslim Men**

Although we are waiting to learn more about these crimes, we are disturbed by early indications that the alleged killer may have been targeting particular members of the Shia community." said CAIR National Executive Director

[Read More](#)

### **Philly Police Officer Arrested, Charged with Domestic Violence Against Intimate Partner**

Police Officer Ramon Chaulisant of the Philadelphia Police Dept. was recently charged and arrested after threatening and assaulting his former partner and the mother of their four children.

[Read More](#)

### **CA Governor Announces Historic CA Supreme Court Chief Justice Nomination, Appellate Pick**

CA Gov. Gavin Newsom Wednesday announced his historic nomination of Supreme Court Associate Justice Patricia Guerrero to serve as California's next Chief Justice after Chief Justice Tani Cantil-Sakauye concludes her term

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## **Court Watch Coverage**

### **Drunk Driver Who Killed Friend Hears from Victim's Father at Sentencing**

The father of a man killed by a drunk driver, a close friend of the driver, told the court about the loss of his son at a sentencing hearing here in Ventura County Superior Court this week.

[Read More](#)

### **Jailhouse 'Evidence' at Trial Suggests Gang Activity for Brothers Charged with Murder**

The jury trial here in Riverside Superior Court Wednesday for Moses Daniel Olaez and his brother Manuel Sandoval Olaez proceeded with strong testimony and jailhouse evidence regarding their alleged gang affiliation.

[Read More](#)

## **Everyday Injustice - Podcast**

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3YmE4OWJIMTM0ZDBiODI1ZDc4ZGVhMWI1ZmE2NDQ4Zjo2OmU4Nzk6MjBIZTk5NzU4ZGM3ZTBhMzA5ZTQwYmI0MmYxMzJmZjM4YzhiYWU1OTImNGU4Zjk5NmY2ZTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo3YmE4OWJIMTM0ZDBiODI1ZDc4ZGVhMWI1ZmE2NDQ4Zjo2OmU4Nzk6MjBIZTk5NzU4ZGM3ZTBhMzA5ZTQwYmI0MmYxMzJmZjM4YzhiYWU1OTImNGU4Zjk5NmY2ZTp0OIQ)

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**Subject:** Everyday Injustice Newsletter: Abortion Protesters Allege That SF Police Forcibly Injected Them with a Sedative

**Date:** Thursday, August 11, 2022 at 5:01:04 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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John Burris: "I've never had a case where a person was injected with a sedative of some kind without there being a significant medical condition that exists."

## Everyday Injustice Newsletter - August 11, 2022

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## Criminal Justice News/ Commentary

### **Abortion Protesters Allege That SF Police Forcibly Injected Them with a Sedative**

Attorney John Burris held a press conference in San Francisco on Wednesday alleging that Kareim McKnight, while in the act of civil disobedience, protesting the Roe vs. Wade decision by the United States Supreme Court was

[Read More](#)

### **Yolo County Receives Grant for Harm Reduction Pilot Program**

Yolo County Health & Human Services Agency (HHSA) and the Yolo County District Attorney (DA) announced they will receive \$7M in state grant funding meant to reduce recidivism by expanding services to address “complex

[Read More](#)

### **LA Sheriff's Deputy Indicted for Sexual Assault of Four Girls**

It was a case where the DA's office under Steve Cooley declined to prosecute in 2006 when a victim reported the abuse. However, under DA George Gascón, an indictment was unsealed today charging a Los Angeles County

[Read More](#)

### **Los Angeles County Sheriff Alleged Cover-up of 2021 Deputy Misconduct Now Being Investigated by Grand Jury and Used as Evidence in Vanessa Bryant's Public Lawsuit**

Just a day later at the San Fernando Courthouse in Los Angeles, Deputy Douglas Johnson got into an altercation with 24-year-old inmate Enzo Escalante. After Escalante and his friend disobeyed orders to be quiet, Johnson angrily

[Read More](#)

### **Northeastern Professor Wins Case in Effort to Hold Prosecutors Responsible for Misconduct**



This summer a Northeastern University Law School professor won a major legal battle in New York's federal court following a long effort to hold criminal prosecutors responsible for violations of prosecutorial misconduct.

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[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Severely Traumatized Attempted Murder Victim Declares She Is 'Voice' of 'Justice'**

As Randy Magallon requested a continuance in his attempted murder case Tuesday here in Ventura County Superior Court, the victim of the felony stabbing appeared in court with a tearful impact statement.

[Read More](#)

### **Fentanyl to Firearms Felonies – Another Busy Day in Stanislaus Courtroom**

From fentanyl to firearms, felonies dotted the day's work in Stanislaus County Superior Court this week. One case involved a mother of three, Savannah Rizo, who was allegedly transporting and carrying 44.5 grams of fentanyl.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

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**Subject:** Everyday Injustice Newsletter: Paper Reports That Jenkins Was Paid Six Figures During the Recall By Non-Profit Tied to Recall Organization

**Date:** Wednesday, August 10, 2022 at 5:00:35 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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That nonprofit, “shares an address and virtually the same name as the organization behind the district attorney’s recall but is legally a separate entity. A board member for both groups was also one of the biggest funders supporting the recall,” the Standard reported.

## Everyday Injustice Newsletter - August 10, 2022

### Announcing Vanguard Justice Awards Gala

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There will be speeches, awards, food, an art auction from incarcerated artists and more.

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General admission is \$100 but \$20 are available. Sponsorships are beginning at \$250.

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## Criminal Justice News/ Commentary

### **Paper Reports That Jenkins Was Paid Six Figures During the Recall By Non-Profit Tied to Recall Organization**

The narrative told to the voters was that Brooke Jenkins resigned from her job with the San Francisco DA's office to volunteer and work for the recall against Chesa Boudin. But in a bombshell story reported first by the San Francisco

[Read More](#)

### **Pima County Attorney Discusses a More Balanced Approach to Fentanyl Overdoses**

Last week, Pima County Attorney Laura Conover co-wrote an article with Miriam Krinsky and Leo Beletsky that was republished in the Vanguard on addressing overdose deaths and when homicide charges should be filed..

[Read More](#)

### **ABA House Reaffirms Long Standing Reproductive Rights Support**

The American Bar Association (ABA) adopted a series of resolutions during their Tuesday session that had sought to expand protective rights for individuals who are affected by reproductive rights along with other privacy rights.

[Read More](#)

### **CA State Bar Surveys Shows Attorney Population Not as Diverse as It Would Like**

The State Bar of California has released the Diversity of California's Legal Profession report, which surveys responses from active attorneys in California and highlights diversity, work environment, leadership, and working

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### **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Judge Tells Accused to Be 'Choirboy' in Addiction Battle, Stalking Charge

In Yolo County Superior Court Tuesday morning, in a motion to revoke bail hearing, two major problems were to be considered—the accused's trouble with drug use and, as Judge David Rosenberg called it, the "drumbeat" of

[Read More](#)

### Trial for 2 Brothers Charged with Murder 6 Years Ago Begins in Riverside County

The trial for Moses Olaez and his brother Manuel Olaez began Tuesday here in Riverside County Superior Court, nearly six years after the murder of a 25-year-old man.

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 161: Stephen Munkelt from CACJ

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**Subject:** Vanguard Justice Awards, Feat. Mano Raju (SF Public Defender) and Emily Galvin-Almanza

**Date:** Tuesday, August 9, 2022 at 7:00:05 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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### Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

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events and has a weekly podcast ([Everyday Injustice](#)) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

Confirmed speakers so far are SF Public Defender Mano Raju and Emily Galvin-Almanza of Partners For Justice.

General admission is \$100 but \$20 are available. Sponsorships are beginning at \$250.

Seating is limited - reserve your spot today.

**October 13th, 2022**

6:00pm -9:00pm

[Slim and Husky's 3413 Broadway, Sacramento, CA](#)

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: Brooke Files Paperwork to Run; Questions Arise about In-Custody Death at El Dorado County Jail

**Date:** Tuesday, August 9, 2022 at 5:01:53 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"It doesn't make much sense to me why he'd choose to go right back to jail," Blaiser said.

## Everyday Injustice Newsletter - August 9, 2022

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## Criminal Justice News/ Commentary

### **Appointed San Francisco District Attorney Brooke Jenkins Pulls Papers to Run for Office**

This week newly-appointed San Francisco District Attorney Brooke Jenkins announced that her office was rescinding plea offers to at least 30 people facing misdemeanor drug charges. It is part of her strategy of cracking down on drug

[Read More](#)

### **Questions Arise about In-Custody Death at El Dorado County Jail**

An incarcerated man with epilepsy, in the custody of the El Dorado Sheriff's Office, died at Marshall Hospital shortly after being booked in the county jail on Thursday, July 28, according to a spokesperson with the sheriff's office.

[Read More](#)

### **Innocence at the Board**

A READER OF this column wrote the following to me: "There are obviously people in the prison system who are innocent of the crime for which they were convicted [who] are convinced they must lie to be paroled, falsely accepting

[Read More](#)

### **ACLU Files Complaint with DHS after Texas Governor Issues New Order to Kick Migrants Out**

The American Civil Liberties Union (ACLU) has filed a complaint with the U.S. Dept. of Homeland Security (DHS) Office for Civil rights and Civil Liberties, urging them to investigate civil rights violations after Texas Gov. Greg Abbott

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Alleged Knife Assault in Trailer Leads to Preliminary

In a preliminary hearing for Grady Keith Owings Monday in Yolo County Superior Court, he was charged with threatening a crime with intent to terrorize, assault likely to produce great bodily injury and multiple enhancements in

[Read More](#)

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see our podcasts

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**Subject:** Everyday Injustice Newsletter: Gascon Questions Weather Drug War will Help Tenderloin; Did Jenkins Just Bring Back a Notorious Former Prosecutor?

**Date:** Monday, August 8, 2022 at 5:01:39 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Attorney John Hamasaki tweeted on Friday, "as predicted, Brooke Jenkins brought back notorious dirty prosecutor Don du Bain. Famous for cheating to win a murder case, just like his new boss. No way we can let this happen to San Francisco."

## Everyday Injustice Newsletter - August 8, 2022

### Announcing Vanguard Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

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Seating is limited - reserve your spot today.

To purchase tickets or sponsorships - [click the link](#)

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## Criminal Justice News/ Commentary

### **Gascón Explains Why Crackdown in the Tenderloin Won't Work**

This week newly-appointed San Francisco District Attorney Brooke Jenkins announced that her office was rescinding plea offers to at least 30 people facing misdemeanor drug charges. It is part of her strategy of cracking down on drug

[Read More](#)

### **Did Jenkins Just Bring Back a Notorious Former Prosecutor?**

Attorney John Hamasaki tweeted on Friday, "as predicted, Brooke Jenkins brought back notorious dirty prosecutor Don du Bain. Famous for cheating to win a murder case, just like his new boss. No way we can let this happen

[Read More](#)

### **Everyday Injustice Podcast Episode 161: Stephen Munkelt from CACJ**

California Attorneys for Criminal Justice (CACJ) is a statewide association of criminal defense attorneys, who help advocate for justice in the legislature, the courts and the media.

[Read More](#)

### **Prisoners Face Challenges Searching for a Second Chance**

ACCORDING TO VICE Magazine's article "What It's Like to Look for a Job After Prison" (April 2022), one of the most difficult issues for a parolee is finding a job, and the number one reason for this is employer prejudice. For many

[Read More](#)

### **Los Angeles Supes Approve Ballot Measure That Would Allow Supervisors to Remove Controversial LA Sheriff**

Following decades of organizing by civil rights groups and families of victims of sheriffs' deputy violence, the Los Angeles County Board of Supervisors last week voted 4-1 to put a measure on the November ballot that, if approved,

[Read More](#)

### **U.S. Dept. of Justice Charges Officers**

## **Involved in Breonna Taylor's Death**

The four officers involved in the death of Breonna Taylor have been charged with federal crimes by the U.S. Dept. of Justice. On March 13, 2020, police officers shot Taylor in her own home. Allegedly, the police officers were following an

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Apartment Tenant Allegedly Threatens to Kill Leasing Manager over Mail Keys**

A preliminary hearing for Lance Kelsey, accused of burglary and trying to dissuade a witness while threatening to kill a leasing manager, was held here in Riverside County Superior Court last week.

[Read More](#)

### **Defense Attorneys Cite Undiscovered Alleged Police Misconduct in Co-Defendant Kidnapping Case**



This past week, in a co-defendant kidnapping case here in Yolo County Superior Court, the defense team filed several discovery motions, detailing what it called undiscovered evidence and multiple incidents of alleged police

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice's Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHqYomE6bzplZjQ2MjcwOWJhMDIiNWRIMTIkOTU2MjNhNmFIMzMwYjo2OmMyZDQ6YTQ4NDZmNDViMGRiYzUyMmNkZmQ4YmYwYTJjZWZmMWI4M2EzN2IzOWIwNmQ5NWU2MzUyNzkwN2UyNDQ2ZGQ2Njpo0IQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHqYomE6bzplZjQ2MjcwOWJhMDIiNWRIMTIkOTU2MjNhNmFIMzMwYjo2OmMyZDQ6YTQ4NDZmNDViMGRiYzUyMmNkZmQ4YmYwYTJjZWZmMWI4M2EzN2IzOWIwNmQ5NWU2MzUyNzkwN2UyNDQ2ZGQ2Njpo0IQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqYomE6bzplZjQ2MjcwOWJhMDIiNWRIMTIkOTU2MjNhNmFIMzMwYjo2OmZjNjU6NzdjZGU4ZDczYzY1OTVhMmM1ZmRiNzcyOTA1MzIhOTg3NDIkdjUwZTQyN2NhODIhYjYwNGFjMWFkMDIyZTI4Zjpo0IQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqYomE6bzplZjQ2MjcwOWJhMDIiNWRIMTIkOTU2MjNhNmFIMzMwYjo2OmZjNjU6NzdjZGU4ZDczYzY1OTVhMmM1ZmRiNzcyOTA1MzIhOTg3NDIkdjUwZTQyN2NhODIhYjYwNGFjMWFkMDIyZTI4Zjpo0IQ)

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**Subject:** Fw: Tickets and Sponsors for Annual Vanguard Justice Awards Gala  
**Date:** Friday, August 5, 2022 at 8:12:36 PM British Summer Time  
**From:** Chan, Angela (PDR)  
**To:** Ibarra, Valerie (PDR)

FYI - I assume you are already on his recipient list, but just in case. We should plan to do some social media on Mano's speech when this comes up on Oct. 13th.

---

**From:** David M. Greenwald <info@davisvanguard.org>  
**Sent:** Friday, August 5, 2022 11:00 AM  
**Subject:** Tickets and Sponsors for Annual Vanguard Justice Awards Gala

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Alright! Here we go. We are looking for sponsors and ticket sales for our Annual Justice Awards Gala on October 13 in Sacramento. The event features speakers Mano Raju, SF Public Defender and Emily Galvin-Almanza of Partners For Justice

[Sign up here](#)

### Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

There will be speeches, awards, food, an art auction from incarcerated artists and more.

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General admission is \$100 but \$20 are available. Sponsorships are beginning at

\$250.

Seating is limited - reserve your spot today.

--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

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**Subject:** Fwd: Google Alert - San Francisco Public Defender  
**Date:** Friday, August 5, 2022 at 6:31:53 PM British Summer Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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Date: Thu, Aug 4, 2022 at 10:03 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## San Francisco Public Defender

Daily update · August 5, 2022

NEWS

### [New SF DA Announces She's Rescinding Drug Pleas; Public Defender Warns Policies Will ...](#)

Davis Vanguard

By David M. Greenwald Executive Editor **San Francisco**, CA – Critics are concerning that newly-appointed **San Francisco** DA Brooke Jenkins is ...

Flag as irrelevant

### [San Francisco D.A. revokes plea deals, toughens policies on fentanyl cases](#)

Los Angeles Times

Brooke Jenkins, the district **attorney** of **San Francisco**, is withdrawing plea deals offered by her predecessor in more than 30 fentanyl-dealing ...

Flag as irrelevant

### [Ousted progressive San Francisco DA Chesa Boudin won't run again in fall, citing family](#)

Fox 29

Ousted **San Francisco** District **Attorney** Chesa Boudin, who was recalled two months ago, announced Thursday on Twitter that he will not run this fall ...

Flag as irrelevant

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## [Former \*\*San Francisco\*\* DA Chesa Boudin Says He Will Not Run for Office in November](#)

NBC Bay Area

Former **San Francisco** district **attorney** Chesa Boudin announced Thursday he will not be running for office in November. Boudin, a former public ...

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## [SF DA announces policy to hold drug dealers accountable - Yahoo News](#)

Yahoo News

In DA's comments on drug charges, **San Francisco public defender** says he hears echoes of war on drugs. 6h ago · KFRON San Francisco.



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## [San Francisco DA launches harsher punishments for drug dealers - Yahoo News](#)

Yahoo News

Brooke Jenkins, San Francisco's new DA says harsher punishments will be ... In DA's comments on drug charges, **San Francisco public defender** says ...



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## [DA Jenkins Wants Drug Court To Be Reserved for Users. But the Reality is Complicated](#)

The San Francisco Standard

At the defendant's required court hearings, an assistant district **attorney**, their **public defender** and a judge call into the courtroom over Zoom.

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## [Ousted \*\*San Francisco\*\* District \*\*Attorney\*\* Chesa Boudin won't run for his old seat](#)

The Press Democrat

The progressive criminal justice reformer tweeted that nonstop campaigning has taken a toll on his family.

Flag as irrelevant

---

## [Gavin Newsom opposes death penalty, hasn't commuted any sentences](#)

San Francisco Chronicle

District **Attorney** Chesa Boudin speaks to his supporters in **San Francisco**, Calif. Chesa Boudin says he won't run for S.F. D.A. this year. Former San ...

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## SF DA seeks return to the failed approach of the War on Drugs - 48 Hills

48 Hills

In fact, Jenkins is about to create a huge mess in the local criminal-justice system. **Public Defender** Mano Raju issued a press statement on the ...



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**Subject:** Everyday Injustice Newsletter: Boudin Announces he Won't Run This Year, Outrage Over Florida Governor's Suspension of Prosecutor Opposed to State's New Anti-Abortion Law

**Date:** Friday, August 5, 2022 at 5:01:31 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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I am choosing to put my family first: I will not be running for office in 2022," Boudin tweeted

## Everyday Injustice Newsletter - August 5, 2022

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## Criminal Justice News/ Commentary

### **Boudin Will Not Seek to Run Again in 2022 for DA**

In a tweet thread, Chesa Boudin ended speculation that he would run against Brooke Jenkins for DA. "I am choosing to put my family first: I will not be running for office in 2022," Boudin wrote.

[Read More](#)

### **Outrage Over Florida Governor's Suspension of Prosecutor Opposed to State's New Anti-Abortion Law**

Gov. Ron DeSantis' decision Thursday to suspend elected Tampa-area state attorney Andrew Warren for pledging not to prosecute people under the state's new anti-abortion law was called a "unprecedented and dangerous

[Read More](#)

### **Yolo DA's Office Fails to Show A Nexus For Sex Offender Terms and Conditions in Parole Hearing**

Judge Peter Williams on Wednesday granted a defense motion to strike sex offender terms and conditions for a man convicted of misdemeanor indecent exposure (PC 314) and misdemeanor possession of meth (11377).

[Read More](#)

### **The Reporter's Notebook Criminal Continuum: The Enculturation of a Convict**

"Once established, culture has a life of its own, so to speak; that is, it is a continuum of things and events in a cause and effect relationship; it flows down through time from one generation to another."

[Read More](#)

### **National Effort to Reform Local Fines & Fees Announces New City and County Members**

Six new jurisdictions were announced this week to be new members of the Cities and Counties for Fine and Fee Justice, a network that started in San Francisco that pursues innovative local solutions toward reforming fines and fees.

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Improper Defense Filing Delays Trial, Could Cost Chance of Some Accused's Felony Counts Being Dismissed**

In Alameda County Superior Court this week, a jury trial did not continue as planned simply because the notice was not filed to the court, and it could hurt the chances some charges against an accused will be dismissed.

[Read More](#)

### **Judge Maintains Felony Charges in Series of Home Depot Shoplifting Crimes**

A preliminary hearing was heard here in Yolo County Superior Court this week for Alejandro Lopez and Christina Granados, a duo that allegedly stole about \$5,000 of merchandise from four Home Depots across Northern

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice’s Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjdiZTI6YWlyZGEzZmY2MzVkNTViNGJjZjMzRkMTMxNjBIMzZDA4YzE4NDJhOTFjNDQxM2Y1MjMwYzVkOGM1OGEiMDp00IQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjdiZTI6YWlyZGEzZmY2MzVkNTViNGJjZjMzRkMTMxNjBIMzZDA4YzE4NDJhOTFjNDQxM2Y1MjMwYzVkOGM1OGEiMDp00IQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjY4YTM6YTk1ODk5Mjc2NThhNDliMmJkMzNmYTJiYWFkN2Y1YTg3OGY2YzgzYjE4ZDQ0Y2Y3Mjg5YjQ3ZTA5YTdjZjc2ODp00IQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjY4YTM6YTk1ODk5Mjc2NThhNDliMmJkMzNmYTJiYWFkN2Y1YTg3OGY2YzgzYjE4ZDQ0Y2Y3Mjg5YjQ3ZTA5YTdjZjc2ODp00IQ)

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YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjhhNzY6NzU5YmZlZDBjNzI2MjJjZDYyZmZYTm2OGQ4ZjdjMjQ4MzlhNjQzZTQ4NDJhNDY2MWlyYWMwMWI0MjdhNTAxZDp00IQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAZOnNmZHQyOmE6bzpmMGUyZGY2MTIkY2NIZTY5MThkNzgxM2UwOWVknTRkNDo2OjhhNzY6NzU5YmZlZDBjNzI2MjJjZDYyZmZYTm2OGQ4ZjdjMjQ4MzlhNjQzZTQ4NDJhNDY2MWlyYWMwMWI0MjdhNTAxZDp00IQ)

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**Subject:** Join Us on Oct 13 for Vanguard Justice Awards, Featuring Mano Raju (SF Public Defender) and Emily Galvin-Almanza

**Date:** Thursday, August 4, 2022 at 7:00:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image



### Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

There will be speeches, awards, food, an art auction from incarcerated artists and more.

[The Vanguard](#) is an innovative and cutting edge non-profit that trains dozens of court watch interns to monitor and report on court cases in at least eight California counties, as well as a criminal justice reform watchdog and news group that reports around the country on critical

events and has a weekly podcast ([Everyday Injustice](#)) featuring leaders in the justice reform movement. Last year the Vanguard helped place at least 50 interns - most of them women of color in top law schools across the country.

Confirmed speakers so far are SF Public Defender Mano Raju and Emily Galvin-Almanza of Partners For Justice.

General admission is \$100 but \$20 are available. Sponsorships are beginning at \$250.

Seating is limited - reserve your spot today.

**October 13th, 2022**

6:00pm -9:00pm

[Slim and Husky's 3413 Broadway, Sacramento, CA](#)

[Purchase Tickets](#)

**Subject:** Everyday Injustice Newsletter: New SF DA Announces She's Rescinding Drug Pleas; Public Defender Warns Policies Will Worsen Community Health Outcomes  
**Date:** Thursday, August 4, 2022 at 5:00:49 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"The District Attorney's newly announced policies around drug cases are exactly the type of regressive and carceral practices that have exacerbated the public health crisis of substance abuse, and have only fueled the mass incarceration of impoverished people and disproportionately harmed BIPOC communities for decades," Elected Public Defender Mano Raju pushed back in a statement.

## Everyday Injustice Newsletter - August 4, 2022

### Announcing Vanguard Justice Awards Gala

Join us on Thursday, October 13 at Slim and Husky on Broadway in Sacramento for the Vanguard Annual Awards Gala honoring nine recipients of Vanguard Justice Awards (to be announced in the coming weeks).

There will be speeches, awards, food, an art auction from incarcerated artists and more.

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Seating is limited - reserve your spot today.

To purchase tickets or sponsorships - [click the link](#)

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## Criminal Justice News/ Commentary

### **New SF DA Announces She's Rescinding Drug Pleas; Public Defender Warns Policies Will Worsen Community Health Outcomes**

Critics are concerning that newly appointed San Francisco DA Brooke Jenkins is reigniting the failed war on drugs. On Wednesday, she announced a new policy that claims to hold drug dealers accountable by prohibiting dealers arrested

[Read More](#)

### **Guest Commentary: In overdose deaths, should homicide charges be filed?**

On Aug. 31, 2018, Heather Crimaldi asked her brother Christopher to buy her heroin in McHenry County, Illinois. While under the influence that night, Heather fell in the shower at his apartment and died. Christopher was taken

[Read More](#)

### **Oklahoma Pardon And Parole Board Recommends Clemency For James Coddington – Up to Governor Now**

The Oklahoma Pardon and Parole Board voted 3-2 to Wednesday to recommend death row prisoner James Coddington's death sentence be commuted to life without the possibility of parole after a clemency hearing

[Read More](#)

### **Guardian: Report Indicates Police Kill Thousands of People Fleeing, Posing No Threat**

A research group that tracks lethal force cases said this month "nearly one third of people killed by U.S. police since 2015 were running away, driving off or attempting to flee when the officer fatally shot or used lethal force against

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**



Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Officer in Murder Trial Admits He Assumed Accused in Gang Based on T-Shirt Choice, Where Accused Was Raised and Friends**

The murder trial continued Wednesday in San Francisco County Superior Court for Thomas Ortiz, who allegedly murdered a man outside of a liquor store in the Mission District in 2017.

[Read More](#)

### **Man Convicted in Jury Trial of Multiple Counts of Drunk Driving and Related Charges**

A man was convicted here in Yolo County Superior Court Wednesday after a two-day-plus jury trial on two misdemeanor charges for allegedly driving under the influence and drunk driving, along with two enhancements

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice’s Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

[Read More](#)

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn’t Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1ODgyZmQ1Zjg5ODdjYjg1NjA0ZTU3MzI4YWM0MTVhZDdo2OjFiNDE6ZTJiNzFjYmM3YjFiYzMyMGViZDg2Y2U4MDEzZmU5ODIyYmU4ZjliMml3MjJkYzkyZzA2NTM0NDZiOTM1NTA2OTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo1ODgyZmQ1Zjg5ODdjYjg1NjA0ZTU3MzI4YWM0MTVhZDdo2OjFiNDE6ZTJiNzFjYmM3YjFiYzMyMGViZDg2Y2U4MDEzZmU5ODIyYmU4ZjliMml3MjJkYzkyZzA2NTM0NDZiOTM1NTA2OTp0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1ODgyZmQ1Zjg5ODdjYjg1NjA0ZTU3MzI4YWM0MTVhZDdo2OmQ4MjQ6MGVhZDdo2OjY4ZjI6MzkyNDFiODE2ZTIkODRiNGUxYWY4M2FmNmZiNDEyZjNINWZmOThjNGJjN2JiMzQ1YWFmNTY4ODMyN2M3ZDRjODp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo1ODgyZmQ1Zjg5ODdjYjg1NjA0ZTU3MzI4YWM0MTVhZDdo2OmQ4MjQ6MGVhZDdo2OjY4ZjI6MzkyNDFiODE2ZTIkODRiNGUxYWY4M2FmNmZiNDEyZjNINWZmOThjNGJjN2JiMzQ1YWFmNTY4ODMyN2M3ZDRjODp0OIQ)

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**Subject:** Defense and Accused's Family Question Gang Narrative in Murder Trial | Davis Vanguard

**Date:** Thursday, August 4, 2022 at 1:54:21 AM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Yali Corea-Levy

FYI — please let me know when you're closing. Thank you & good luck!

<https://www.davisvanguard.org/2022/08/defense-and-accuseds-father-question-gang-narrative-in-murder-trial/>

**Subject:** \*\*PRESS STATEMENT\*\*Public Defender Mano Raju Warns DA Jenkins's Drug Policies Will Lead to Worse Community Health Outcomes  
**Date:** Thursday, August 4, 2022 at 1:15:07 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 08.03.2022 - Public Defender Mano Raju Warns DA Jenkins's Drug Policies Will Lead to Worse Community Health Outcomes.pdf

**FOR IMMEDIATE RELEASE:** August 3, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org) | (628)249-7946

## **\*\*PRESS STATEMENT\*\***

### **Public Defender Mano Raju Warns DA Jenkins's Drug Policies Will Lead to Worse Community Health Outcomes**

District Attorney Brooke Jenkins today announced policies with regard to drug cases. Mano Raju, the elected Public Defender of San Francisco, issues the following statement in response:

"The District Attorney's newly announced policies around drug cases are exactly the type of regressive and carceral practices that have exacerbated the public health crisis of substance abuse, and have only fueled the mass incarceration of impoverished people and disproportionately harmed BIPOC communities for decades.

Seeking pretrial detention for more people will only intensify the public health crisis in our jails which are in the midst of a record COVID outbreak, and the constitutional crisis in our courts where hundreds of people are waiting for trials past their speedy trial deadline. Judges still must adhere to the California Supreme Court's *Humphrey* decision that prevents jailing people simply because they are too poor to post cash bail.

We know that jailing people who are suffering from addiction can lead to worse health outcomes, such as overdoses. We also know that many of the people who get arrested for drug sales also use drugs and have been set up by police in 'buy-bust' operations to sell small subsistence amounts to undercover officers.

To use an arbitrary amount of drugs to exclude people from participating in Community Justice Court will prevent meaningful intervention and support for people trying to get out of drug sales and overcome substance abuse.

With the number and proximity of schools in San Francisco, the DA is using a broad stroke to threaten people with sentence enhancements, which will not address the public health crisis of drug addiction. Enhancements for any offense have never been shown to be effective at prevention or intervention, and have never been applied in a race-neutral way.

If District Attorney Jenkins truly wants to address the issues facing our city, she should not be relying

on outdated and politically expedient soundbites about harsher enforcement. Fifty years of evidence from the war on drugs have shown that these punitive practices have not prevented recidivism nor improved community health and safety. San Francisco can and must do better than this. We should instead invest our city's resources in funding more effective solutions, such as housing, jobs, and treatment."

##

To view this press statement online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** \*\*PRESS RELEASE\*\*SF Public Defender Announces Leadership Advancement of M.A.G.I.C. Directors  
**Date:** Wednesday, August 3, 2022 at 6:11:09 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 08.03.2022 - SF Public Defender Announces Leadership Advancement of .pdf

**FOR IMMEDIATE RELEASE:** August 3, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Public Defender Announces Leadership Advancement of M.A.G.I.C. Directors**

*M.A.G.I.C. Programs Continue to Serve Local Youth & Families with Year-Round Resources & Annual Backpack Giveaways in August*

**SAN FRANCISCO** – San Francisco Public Defender Mano Raju is announcing leadership changes at the Public Defender's Office M.A.G.I.C. programs, which serve as a community connector and convener for those empowering the advancement of the education, health, and economic mobility for children, youth and their families in Bayview Hunters Point and Fillmore Western Addition. Longtime Executive Director of the B'MAGIC program, Lyslynn Lacoste, will be the new Chief of Staff for the Public Defender's Office. Executive Director of Mo'MAGIC, Brittany Ford, will now lead both M.A.G.I.C. programs.

"Ms. Lacoste and Ms. Ford have become anchors in the community and I am proud and grateful to have them advance their leadership and further integrate the resources and opportunities for the neighborhoods we serve," **said Mano Raju**. "Ms. Lacoste is a world-class administrator and champion for the community who is beloved throughout the city, and I am thrilled for her to take on her new role as Chief of Staff at the Public Defender's Office. It has been amazing to witness Ms. Ford's growth over the past three years and I am inspired by her ability to facilitate organizational connections while maintaining beautiful connections with our youth."

M.A.G.I.C. – which stands for Mobilization for Adolescent Growth in our Communities – serves thousands of youth with year-round activities and community-building events. The San Francisco Public Defender's Office established its first MAGIC program (B'MAGIC) in 2004 in collaboration with community-based organizations in the Bayview to connect youth and their families to neighborhood resources and opportunities with the goal of helping to keep local youth out of the criminal legal system. The program expanded to the Fillmore (Mo'MAGIC) in 2006.

“This integration will allow us to further build on and coordinate the MAGIC services we provide to the Western Addition and Bayview communities,” **said Lyslynn Lacoste**, who has led the award-winning B’MAGIC program for the past decade. “It’s an honor to transition into Chief of Staff for the Public Defender’s Office and to bring with me the spirit of community collaboration to our entire staff.”

“After three years leading the MAGIC program in the Fillmore Western Addition, I am thoroughly excited and overwhelmed with extreme gratitude to also serve the Bayview Hunters Point neighborhood. I look forward to carrying on the legacy of my predecessor through the MAGIC of collaboration and advocacy for children, youth and their families in the Bayview Hunters Point community,” **said Brittany Ford**.

This month, Mo’MAGIC and B’MAGIC will host their annual back-to-school events, which also serve as health and resource fairs, with free backpacks and school supplies for neighborhood K-12 students, music, food, prizes, and more – Mo’MAGIC on Saturday, August 6th at the Ella Hill Hutch Community Center at 1050 McAllister Street from 10am-2pm; and B’MAGIC on Saturday, August 13th at NOW Hunters Point at 155 Jennings Street from 11am-2pm.

“Community is at the center of our work as public defenders, and the ongoing work of our M.A.G.I.C. programs is designed to build community power for youth and their families and to end the school to prison pipeline,” **said Mano Raju**.

### **Background on Lyslynn Lacoste**

Lyslynn Lacoste’s new role is the Chief of Staff for the San Francisco Public Defender’s Office. As the Executive Director of B’MAGIC for the last 11 years, Ms. Lacoste brings her experience supporting a collaborative network of more than 75 community-based organizations, schools, faith-based organizations, and city departments. Much of her work has centered on Black youth and community, who represent a disproportionately large percentage of the Public Defender’s clients.

Ms. Lacoste is a first generation American, whose family is originally from Haiti. For 25 years, she has diligently served youth through engaging in leadership development, mentoring and advocating for juvenile justice reform. Ms. Lacoste entered Suffolk University Law School to focus on juvenile justice reform and prevention. There, she honed her skills through meaningful internships at Suffolk University’s Juvenile Justice Clinic and New York’s Legal Aid Society Criminal Defense Practice and Juvenile Rights Practice, eventually gaining her attorney license in New York.

Ms. Lacoste was nominated in 2012 and 2018 by the late Public Defender Jeff Adachi for the City’s Public Managerial Excellence Award, and developed and implemented three research and strategic reports (i.e. B’MAGIC’s Landscape Analysis 2013, 2017, 2021).

### **Background on Brittany Ford**



Brittany Ford is the new Executive Director overseeing both MAGIC programs. Ms. Ford was named Director of the Mo'MAGIC community collaborative in February 2019, and is passionate about making the Fillmore and Bayview Districts a safe place with excellent opportunities for everyone. She has been part of the Collective Impact staff team since 2014, and previously served as Magic Zone Middle School Lead, where she managed all aspects of programming for grades 6 to 8; she also took on the role of Finance & Operations Assistant, providing administrative support for the organization.

Ms. Ford was born and raised in Oakland, and graduated from California State University, Northridge in 2012 with a B.A. in Journalism, with an emphasis in Public Relations. She has served as a Community Advocate for the Community Youth Center of San Francisco, instructing earthquake preparedness workshops in the Western Addition, and as an Educational Advisor for PACT Inc.

##

**To view this press release online and access images and fliers for the events, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).**

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Valerie Ibarra  
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[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter: Soros Explains His Support for Reform Prosecutors and Criminal Justice Reform  
**Date:** Wednesday, August 3, 2022 at 5:02:58 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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George Soros: "our system is rife with injustices that make us all less safe."

## Everyday Injustice Newsletter - August 3, 2022

### **Soros Has Become the Boogeyman, But He's speaking Common Sense Here**

**By David Greenwald**

George Soros has become a boogey-man not just of the right, but of the status quo, anti-reform movement. In a Wall Street Journal op-ed on Tuesday, Soros laid out why he continues to support reform prosecutors.

For Soros, there is a need to have a discussion about the response to crime without "demagoguery and divisive partisan attacks that dominate the debate and obscure the issues."

He expressed his concern about crime, the need for the government to ensure public safety. Yet he also recognizes, "our system is rife with injustices that make us all less safe. The idea that we need to choose between justice and safety is false. They reinforce each other: If people trust the justice system, it will work. And if the system works, public safety will improve."

This is critical to understanding the reform mindset. 95 percent of those who will be incarcerated will one day be released and currently, the system does a poor of helping to support them once released, which has led to increased recidivism.

Moreover, as Soros points out, the system is inherently unfair, reflecting the racial divides of America. "We need to acknowledge that black people in the U.S. are five times as likely to be sent to jail as white people. That is an injustice that undermines our democracy," he writes.

Not only does the system not work well, not only is inherently racist, but it is also expensive.

Full article [here](#)

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## Criminal Justice News/ Commentary

### [Soros Explains His Support for Reform Prosecutors and Criminal Justice Reform](#)

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### [Guest Commentary: Is Prison Labor Involuntary Servitude?](#)

A FORMER OREGON prisoner wrote an article in the April/May edition of Esquire magazine. The headline said it all: “When I Did Time, I Was Legally, Officially Enslaved: Oregon And 19 Other States Still Use Language From the

[Read More](#)

### [Female Journalist Told Skirt Too Short to Watch Alabama Execution – Another Reporter Questioned](#)

A female journalist reporting on an execution in Alabama was barred from entering the death chamber for her “short skirt,” and another female journalist was subjected to a full-body inspection last week.

[Read More](#)

### [Free Court Date Notification Tool Announced in Los Angeles](#)

A new program that will provide those in Los Angeles accused of a crime with a free court date notification to remind them when they need to be in court has been announced by The Fund for Guaranteed Income (F4GI), in .

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### [The Story of the Vanguard – Exposing Everyday Injustices through Innovative](#)

## Journalism

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Woman Voices Concern About Needing to Appear in Person

Yolo County Superior Court Judge David Reed presided over a felony arraignment this week where the accused stated limitations in housing and transportation made it problematic for her to appear in person – and she also

[Read More](#)

### Unknown 'Chan' Committed Crimes, Claims Accused Handyman – But It's Handyman Not 'Chan' Now Set for Trial

The alleged victim of a sexual assault testified here in Stanislaus County Superior Court Tuesday in the preliminary hearing for Jose Luis Rivera Ramos, accused of sexual assault during his job as a handyman.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice's Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter: Jenkins in Hot Water? Social Justice Group/Jail Watchdog Wants Embattled Sacramento County Jail Closed

**Date:** Tuesday, August 2, 2022 at 5:00:45 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"It is imperative that the Board of Supervisors to completely cancel the contract with the U.S. Marshals and ensure county staff are working urgently to create a jail population reduction plan that enacts policy changes and budget investments to reduce jail bookings, expand pretrial releases, and build community-based care infrastructure," said Decarcerate Sacramento

## Everyday Injustice Newsletter - August 2, 2022

### More Evidence of Prosecutorial Misconduct by Brooke Jenkins

By David Greenwald

Carter-Bibbs, that is the first case we covered in San Francisco featured Brooke Jenkins caught on video attempting to coach a young witness.

But we always figure - if they get caught on one, that is generally the tip of the iceberg and sure enough, the [San Francisco Standard](#) is reported a "clear failure" to disclose evidence in a murder case she oversaw.

Records obtained by the Standard show notes that "contained leads to potential witnesses who could have helped the defense. The new evidence, which did not emerge until the eve of trial after another prosecutor took over the case, prompted Jenkins' former supervisors to dismiss the case and restart the

prosecution.”

Apparently the findings led Boudin’s office to launch a review of her past work to determine whether there were similar problems. That squares with what I heard when she resigned from the office and sided with the recall, though no one at that time was willing to give us enough to pursue.

Jenkins admitted her error in the 2019 murder case - the same year as Carter-Bibbs, but defended her conduct as prosecutor arguing that she “has never been found to have committed misconduct throughout her entire career.”

I suppose that’s true since no one ever took the Carter-Bibbs matter to the state bar, in part I suppose because Carter-Bibbs was acquitted and therefore any conduct would have been deemed harmless.

“I hold myself and everyone in our office to the highest ethical standards,” Jenkins said. “The public deserves and expects we operate with integrity to advance justice, and our office delivers on that promise daily.”

A spokesperson for Jenkins’s office, Randy Quezada, said in a statement that “nothing ever came to light of the review” launched by Boudin’s office.

“I made an error during discovery, the judge did not find that the omission was intentional, or that any misconduct had occurred, and the case continued forward,” Jenkins said in a statement. “I find it odd that nearly a year after I resigned from the office that my integrity is now being questioned because of a mistake that had no material impact on the case.”

But what should be concerning to observers is this: “Quezada said that instead of dropping the case and recharging Penn, Boudin’s office could have argued that the previously undisclosed evidence was not significant enough to harm the defense and require a dismissal.”

In other words, the spokesperson is defending prosecutorial misconduct and signalling that the Interim DA will allow her prosecutors to make similar mistakes without serious consequences. That’s what has gotten us into this mess to begin with.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Commentary: Is Reisig the Jeidi Master of Reform? Follow the Thread on Drug Treatment As One Example

There I was interviewing Akhi Johnson on the Reshaping Prosecution Initiative for the Vera Institute of Justice, and he surprised me by signing the offices of Yale County DA Jeff



surprised me by singing the praises of Yolo County DA Jeff Reisig.

[Read More](#)

## **Social Justice Group/Jail Watchdog Wants Embattled Sacramento County Jail Closed to Federal Prisoners – Urges County Cancel U.S. Marshal Service Contract**

A social justice group and jail watchdog of sorts is urging the Sacramento County Board of Supervisors to cancel its long-standing contract with the U.S. Marshal Service that allows the jailing of people charged with federal crimes

[Read More](#)

## **New Evidence Emerges in Decades Old Tholmer Case**

Lionell Tholmer has been in prison since 1985 after being convicted of second-degree murder by a Placer County court for killing John Meadows in what Tholmer maintains was self-defense.

[Read More](#)

## **Newspaper Says Police Union Blocked Access To Press Conference**

The newspaper that covers Vallejo said it was prevented from attending a press conference held by attorneys representing the city's police union last week, despite receiving an invitation to cover the event earlier in the week.

[Read More](#)

## **Study finds substantial undetected COVID-19 infections, inadequate testing among jail populations**

The incarcerated population in the United States has been disproportionately impacted by COVID-19. For example, nearly half of California state prisons had three to four times more COVID-19 cases than the general population.

[Read More](#)

## **ACLU Files Amicus Brief with Supreme Court to Uphold a University's Ability to Consider Race**

The American Civil Liberties Union, the ACLU of Massachusetts and the ACLU of North Carolina filed an amicus brief Monday in the U.S. Supreme Court urging it to uphold universities' ability to consider race in college

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Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Defense and Accused's Father Question Gang Narrative in Murder Trial**

A murder trial continued Monday in San Francisco County Superior Court for Thomas Ortiz, who allegedly murdered a man outside of a liquor store in the Mission District in 2017.

[Read More](#)

### **Alleged Repeat Counterfeiter Pleads No Contest After Found with Counterfeit Bills**

Stanislaus County Superior Court Judge Dawna Reeves Monday accepted a no-contest plea for an alleged counterfeiter, placing her on two years of felony probation until further sentencing for being found in possession of

[Read More](#)

## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative**

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice's Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Tuesday, August 2, 2022 at 12:04:42 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Wilson, Jacque (PDR)  
**CC:** Lindsay, Andrea (PDR), Chan, Angela (PDR), Raju, Manohar (PDR)

Hi Jacque,

Based on feedback, it seems like most people read my weekly news roundups by email. I also post the news roundups on Teams>News, but I don't know if IT has any systems in place to track clicks, etc. We are on the threshold of building out our comms teams, and one of our priorities is to enhance internal comms to share victories with the staff.

In the meantime, I've reached out to Elly to get some information about the acquittal you mentioned. I'll let you know what next steps may look like after she and I touch base.

Thank you,  
Valerie

On Jul 28, 2022, at 8:08 AM, Wilson, Jacque (PDR) <jacque.wilson@sfgov.org> wrote:

Welcome back hope you are better. My issue is do we have a way to determine how many people look at teams, the weekly round up, Defender Files or Email. We can discuss later.  
Thank you. Jacque

---

**From:** Lindsay, Andrea (PDR)  
**Sent:** Wednesday, July 27, 2022 4:16 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Chan, Angela (PDR) <angela.chan2@sfgov.org>; Wilson, Jacque (PDR) <jacque.wilson@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>  
**Subject:** RE: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

Hi Valerie:

Benjy is here until Friday. His farewell is today at 5 at Mars.

Elly is with us through September.

Thanks!

---

**From:** Ibarra, Valerie (PDR)  
**Sent:** Wednesday, July 27, 2022 4:02 PM  
**To:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>; Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>  
**Cc:** Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)>; Lindsay, Andrea (PDR) <[andrea.lindsay@sfgov.org](mailto:andrea.lindsay@sfgov.org)>  
**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

Hi Jacque,

I'm back [from vacation + COVID] and catching up. I'd be happy to touch base with the attorneys in the DV case to get the details. Are Benjy & Eli still working with us? I saw a farewell to Benjy happened yesterday. If I'm mistaken, please let me know how to reach either of them for a summary.

We can always do internal shout-outs on Teams; and I can include a blurb in the weekly news roundup. When getting the details, I also assess whether to send it to press. With cases that have more of a legal-educational value for our staff (i.e. "What worked, what didn't?"), I've traditionally asked the attorney to draft a write-up for Defender Files.

Thank you,  
Valerie

---

**From:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>  
**Sent:** Friday, July 22, 2022 12:30 AM  
**To:** Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>; Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Cc:** Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)>; Lindsay, Andrea (PDR) <[andrea.lindsay@sfgov.org](mailto:andrea.lindsay@sfgov.org)>  
**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

Thanks Jacque for flagging this David Vanguard article. It's terrible that the judges are treating our staff this way.

And congrats to Benji and Eli on winning their DV trial. I'll add this to my check in with Valerie next week to see if we should do a press release on it or publicize it only internally.

Regarding your suggestion about sending a summary around the office, Valerie usually does that with her Friday weekly round-up emails (which I really enjoy reading every week). Are you suggesting that the round up also be posted on Wiki?

Best wishes,  
Angela

---

**From:** Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>  
**Sent:** Wednesday, July 20, 2022 8:13 AM  
**To:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Cc:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>; Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)>; Lindsay, Andrea (PDR) <[andrea.lindsay@sfgov.org](mailto:andrea.lindsay@sfgov.org)>  
**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

Thank you Valerie  
I sent this article to research as well  
Myself and Angela also met with David Greenwald yesterday

On another note Benji & Eli won a dv trial under the Jenkins regime. NG all counts. Client AA

In the old days even when an article did not get big press there was at least a summary sent around the office of the case. Anyway we can bring that back. We could send officewude email and then put on wiki. Helps with morale.

Thank you  
Jacque

Sent from my iPhone

> On Jul 19, 2022, at 9:18 PM, Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:  
>  
> FYI —  
> <https://www.davisvanguard.org/2022/07/judge-storms-out-during-heated-debate-with-public-defender/>

**Subject:** Everyday Injustice Newsletter: Interview with Vera Institute Director; New 'War on Drugs' or Accountability? Drug Possession Cases Continue under New SF District Attorney Brooke Jenkins  
**Date:** Monday, August 1, 2022 at 5:00:53 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Mark Merin: "jailers failed to come to his assistance as he was being bludgeoned to death by his cellmate despite three emergency notifications during an 11-minute period."

## Everyday Injustice Newsletter - August 1, 2022

### Here's Why Our Court Watch Program is So Valuable

Because we have our court watch interns on the ground, we go into court rooms that most in the media never will monitor. We can thus see what is happening on the ground in real time. That proves really valuable in San Francisco, where there has been question about the new DA's drug policies. This article from Stewart Lucas published on Sunday gives us some insight...

### New 'War on Drugs' or Accountability? Drug Possession Cases Continue under New SF District Attorney Brooke Jenkins



**By Stewart Lucas**

SAN FRANCISCO, CA – Deputy District Attorney Dennis Chow brought felony drug possession charges against Erlin Hernandez Friday in front of San Francisco County Superior Court Judge Diane Northway—but Deputy Public Defender Eden Schwartz argued the court should release Hernandez before his trial with no bail conditions.

DDA Chow said little throughout the hearing, and Judge Northway asked PD Schwartz, “What would be the difference?” between the court releasing Hernandez subject to the condition that he report to SF Assertive Case Management three times a week and not doing the check-ins.

[Read the whole thing here...](#)

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## **Criminal Justice News/ Commentary**

### **New ‘War on Drugs’ or Accountability? Drug Possession Cases Continue under New SF District Attorney Brooke Jenkins**

Deputy District Attorney Dennis Chow brought felony drug possession charges against Erlin Hernandez Friday in front of San Francisco County Superior Court Judge Diane Northway—but Deputy Public Defender Eden Schwartz

[Read More](#)

### **Taxpayers Pay \$1.5 Million for Another Death at Sacramento County Jail – Activists Called Antonio Thomas Death an ‘In-Custody Murder’**

The family of Antonio Thomas, who was found comatose in his Sacramento County Jail cell in 2019 in what Black Lives Matter Sacramento called an “in-custody murder,” is receiving a \$1.5 million settlement from Sacramento County,

[Read More](#)

### **California’s Chief Justice Blames State Legislature For Stalling Legislation That**

## **Expand Would Access To Justice**

Tani Gorre Cantil-Sakauye, chief justice of the California Supreme Court, said that the state legislature is responsible for stalling efforts to bring about regulatory reforms to address the state's gap in access to justice at the annual

[Read More](#)

## **Everyday Injustice Podcast Episode 160 – Akhi Johnson Discussing Reshaping Prosecution Initiative**

This week on Everyday Injustice we visit with Akhi Johnson, Director of the Vera Institute of Justice's Reshaping Prosecution project. Vera just issued a new RFP to elected prosecutors interested in making reforms.

[Read More](#)

## **Progressive Los Angeles District Attorney Gascón Reaffirms Opposition to Death Penalty**

Los Angeles District Attorney George Gascón sparked controversy here last week after reaffirming his position against the death penalty, citing racism, classism, cost and overall ineffectiveness as his reasoning.

[Read More](#)

## **Sentencing Project Releases Report on Jail-Based Voting for 2 Million Incarcerated**

The Sentencing Project has released a new report, "[Voting in Jails: Advocacy Strategies to #UNLOCKtheVOTE](#)," which examines strategies to improve ballot access for an estimated two million people incarcerated but who are

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Man with 11 Open Cases Fails to Appear – He's in Hospital After Jumping Off Bridge Onto Freeway

Despite 11 open cases against him, Alan Nelson was absent in Yolo County Superior Court Friday morning, with a warrant out for him after violating his pretrial release – turns out he's in the hospital with serious injuries.

[Read More](#)

### Misdemeanor Case Sneaks Onto Felony Court Calendar

It was, last Friday, a day in the life of a superior court judge here in Stanislaus County Superior Court. After explaining in detail how her court is a "felony only" court, and the rights of those

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 160 –

## Akhi Johnson Discussing Reshaping Prosecution Initiative

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[Read More](#)

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This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OjYjc6MzIxMGE2MTJhNjMxYzVhMGVhNTMzMGFIMjgyNmZMGYxYTY4NjEwZWVhNzNmM2MyMTNkYmEzZmUyMzM2NGY1ODp0IQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OjYjc6MzIxMGE2MTJhNjMxYzVhMGVhNTMzMGFIMjgyNmZMGYxYTY4NjEwZWVhNzNmM2MyMTNkYmEzZmUyMzM2NGY1ODp0IQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OmE1NjA6YzEyYTYgyMmNiNzJhMTJkNjNjZGY5NmM2ZmQ4NzA4NTVhZTRmM2Y5MjhkYTYwN2ExMDIzYmQzOWY4MGVhYmE0ZDp0IQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OmE1NjA6YzEyYTYgyMmNiNzJhMTJkNjNjZGY5NmM2ZmQ4NzA4NTVhZTRmM2Y5MjhkYTYwN2ExMDIzYmQzOWY4MGVhYmE0ZDp0IQ)

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YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OjhmMjQ6MTNIZjcZTU2MTBhMzZIZjg4NWUxM2VhOTRkNzU1N2FjMDk2ZTcxOTcwYzgzMzJkN2M5MGVhZDgxZjA1OGRkOTp0IQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzpkMjZIOGU5NmMxYmVhNTUzMmJjZGJhMjEyNDQ2NWQxYTo2OjhmMjQ6MTNIZjcZTU2MTBhMzZIZjg4NWUxM2VhOTRkNzU1N2FjMDk2ZTcxOTcwYzgzMzJkN2M5MGVhZDgxZjA1OGRkOTp0IQ)

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**Subject:** Nominations For the 2022 Vanguard Justice Awards  
**Date:** Monday, August 1, 2022 at 4:00:00 PM British Summer Time  
**From:** David M. Greenwald  
**To:** undisclosed-recipients;

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## Opening the Nomination Period For the Vanguard Justice Awards

In the coming week, we will be launching the full event.

Nominate an individual or organization committed to criminal justice reform for one of The Vanguard's 2022 Justice Awards. Please submit your nominations by August 12, 2022. If you would like to make multiple nominations, you can click the "submit another response" link that will pop up after you submit this form.

Awards will be presented on Thursday October 13, 2022 at the Vanguard Award Gala in Sacramento, CA.

The Vanguard Awards will honor the work of individuals and groups on behalf of criminal justice reform, decarceration, anti-

racism, and other social justice efforts.

-----

### **Award Categories:**

Youth Social Justice - Honors a youth (college or high school age) whose work on behalf of criminal and/or social justice reform is worthy of commendation.

Civil Rights Award - Honors an individual's overall achievement in the area of criminal and/or social justice reform.

Organization Award - Honors a group or organization's work on criminal and/or social justice issues.

Elected Official Award- Honors an elected official who sponsors policies or legislation that benefit the cause of justice reform.

Law School Award - Honors the work of law schools in the above fields. Examples include: programs like the UC Davis Immigration Clinic, Law School organizations, or Innocence Projects.

Distinguished Attorney Award - Honors the work of an attorney who goes above and beyond the call of duty in the area of criminal justice reform.

Formerly Incarcerated Award - Honors the work of a formerly incarcerated individual who has turned their life around and is giving back to their community.

Wrongful Conviction Award - Honors a wrongfully convicted individual who has been freed and is now paying it forward with their furthering of the cause of justice.

Lifetime Achievement Award- Honors the body of work of someone who has dedicated their life to criminal justice reform.

**Go to our nomination page - [here](#).**

--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

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**Subject:** Everyday Injustice Newsletter: A Debilitating Disease Called Life Without Parole; Trump Urges Executions for Drug Sellers, Homeless Internment Camps  
**Date:** Friday, July 29, 2022 at 5:00:43 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I think either it's suggesting disarray, chaos, incompetence, or some combination, none of that's good or she's lying," Peter Calloway said.

## Everyday Injustice Newsletter - July 29, 2022

### My fun week continues...

As some of you know already, the Vanguard is going to be working with a film crew in Los Angeles to do a documentary on the George Gascon recall. We got approval from the DA's folks to do a series of inside looks and interviews. The main filming will be later this month. We won't find out until August 17 (perhaps slightly sooner) if the recall qualifies for the November ballot.

I was supposed to fly down to LA at 6 am this morning. I was going to get some b-roll footage, meet with our LA interns, and meet with some other folks.

Woke up bright and early at 2:30 am, and checked my email only to find that they had canceled the flight and rebooked me on a flight that would take me to LA at 1:30 pm - too late for several of the meetings. We were able to get one that got us there at noon, but had to pay additional money for the inconvenience. Lovely.

This has already been a challenging week. It began with a theft of the catalytic converter from our Prius - fortunately covered by insurance, but still a big hassle and then a month long problem with PayPal has forced us to off load a number of our recurring accounts because we've been unable to bill this entire month and PayPal still hasn't figured out how to fix the problem.

On Saturday it will make 16 years since the Vanguard (July 30, 2006). I have learned in this time, it's always something.

Yesterday we sent an email out announcing we are taking justice awards nominations. Our event is set for October 13, 2022 at 6 pm at a location still in the works, but somewhere in the Sacramento area. We have two confirmed speakers, SF Public Defender Mano Raju and Partners for Justice director Emily Galvin-Almanza.

We botched the send out yesterday, but here is the nomination form if you want to nominate people... [link](#)

Thanks for reading. I'm sure I'll have some stories tomorrow.

David Greenwald

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## Criminal Justice News/ Commentary

### **Guest Commentary: A Debilitating Disease Called Life Without Parole**

Although I am surrounded by people to the point of suffocating, I feel utterly alone. I have a debilitating disease that controls and consumes every fiber of my body, every aspect of my life. Some days are better than others, but still

[Read More](#)

### **Trump's Public Safety and Crime Speech Urges Executions for Drug Sellers, Homeless Internment Camps**

Former President Donald Trump discussed crime during his address Tuesday to the America First Policy Institute, presenting policy proposals – including urging executions for drug sellers and homeless internment camps – aimed at

[Read More](#)

### **Law School Takes on Wage Theft Program to Help Prosecutors Attack Theft of Workers' Wages**

The Institute for Innovation in Protection launched a new project named "Protecting Workers: Wage Theft Enforcement for the Local Prosecutor," designed to help prosecutors take on wage theft prosecutions.

[Read More](#)

### **Regardless of What DA Jenkins Did with Standalone Drug Charges, Enforcement is Not the Answer to SF's Drug Problems, Public Defenders Say**

Last week it was reported that appointed DA Brooke Jenkins recently filed over a dozen cases where the only charge was possession of drug paraphernalia.

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Jury Convicts Woman Who Allegedly Threatened Employee With Wire Cutters in Tool Theft at Home Depot**

On April 25 2022, while intoxicated, Alma Garcia entered a Home Depot and allegedly threatened an employee with a pair of wire cutters – she was convicted by a jury of robbery here in Stanislaus County

[Read More](#)

### **Man Accused of Assaulting Mother Describes Detailed Battle with Doctor-Prescribed Drugs**

Fredric Logsdon – pleading not guilty by reason of insanity – testified on behalf of himself here in Yolo County Superior Court Thursday on the charge of felony assault on his mother in January of 2018.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter: Regardless of What DA Jenkins Did with Standalone Drug Charges, Enforcement is Not the Answer to SF's Drug Problems, Public Defenders Say

**Date:** Thursday, July 28, 2022 at 5:02:45 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I think either it's suggesting disarray, chaos, incompetence, or some combination, none of that's good or she's lying," Peter Calloway said.

## Everyday Injustice Newsletter - July 28, 2022

### My fun week continues...

As some of you know already, the Vanguard is going to be working with a film crew in Los Angeles to do a documentary on the George Gascon recall. We got approval from the DA's folks to do a series of inside looks and interviews. The main filming will be later this month. We won't find out until August 17 (perhaps slightly sooner) if the recall qualifies for the November ballot.

I was supposed to fly down to LA at 6 am this morning. I was going to get some b-roll footage, meet with our LA interns, and meet with some other folks.

Woke up bright and early at 2:30 am, and checked my email only to find that they had canceled the flight and rebooked me on a flight that would take me to LA at 1:30 pm - too late for several of the meetings. We were able to get one that got us there at noon, but had to pay additional money for the inconvenience. Lovely.

This has already been a challenging week. It began with a theft of the catalytic converter from our Prius - fortunately covered by insurance, but still a big hassle and then a month long problem with PayPal has forced us to off load a number of our recurring accounts because we've been unable to bill this entire month and PayPal still hasn't figured out how to fix the problem.

On Saturday it will make 16 years since the Vanguard (July 30, 2006). I have learned in this time, it's always something.

Yesterday we sent an email out announcing we are taking justice awards nominations. Our event is set for October 13, 2022 at 6 pm at a location still in the works, but somewhere in the Sacramento area. We have two confirmed speakers, SF Public Defender Mano Raju and Partners for Justice director Emily Galvin-Almanza.

We botched the send out yesterday, but here is the nomination form if you want to nominate people... [link](#)

Thanks for reading. I'm sure I'll have some stories tomorrow.

David Greenwald

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<http://davisvanguard.networkforgood.com>

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### **Regardless of What DA Jenkins Did with Standalone Drug Charges, Enforcement is Not the Answer to SF's Drug Problems, Public Defenders Say**

Last week it was reported that appointed DA Brooke Jenkins recently filed over a dozen cases where the only charge was possession of drug paraphernalia.

[Read More](#)

### **Yolo DA Modifies Drug Diversion Program, Returns To Formally Charging All Drug Offenses**

In January 2021, the Yolo County District Attorney's office adopted a Harm Reduction Policy (HR-Diversion) however, because of the very low numbers of people who actually engaged in substance use treatment, District Attorney Jeff

[Read More](#)

### **San Jose Police Cleared by District Attorney in Shooting Death of Unarmed Man**

Although the tactics of police were questioned by experts, three San Jose police officers this week were cleared of criminal liability by the district attorney here in the 2021 fatal shooting of David Tovar Jr. — who was unarmed and sought

[Read More](#)

### **Texas Gov's Anti-Trans Directive Threatens Lives, Undermines Public Safety Argues Current and Former Prosecutors, Attorneys General and Law Enforcement Officials**

An amicus brief was filed this week by criminal justice leaders in the Court of Appeals for the Third District of Texas at Austin in Jane Doe v. Greg Abbott, supporting efforts to “block the State of Texas from prosecuting and criminalizing

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Won't Interfere with Jail Phone Policy, But Grants Woman Phone Access for Treatment Program Assessment Interview**

Ventura County Superior Court Judge Patricia Murphy Tuesday addressed a logistical issue regarding phone access in jail and ordered the Sheriff's Office to accommodate Ashley Sims with her treatment interview..

[Read More](#)

### **Discovery Delay for Unknown Reason Delays DUI Case Prosecution**

This week, in Alameda County Superior Court, during a pretrial hearing, the district attorney office apparently failed to provide full discovery to the defense, and the court was concerned enough to order the DDA to turn over discovery

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzoyODFhN2E2NjdjMml4NWl4MzM1MmNIMjJkZjlkZWVjMDo2OjQzNzU6ZTBIZTY2ZTc5Y2NhYTMyYzBhZmlwNTA5NmJhZDZiMGViZWE2N2U3MjNhOTlyODdjZjRkZTYyZDU3ODQyMzc4Nzp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzoyODFhN2E2NjdjMml4NWl4MzM1MmNIMjJkZjlkZWVjMDo2OjQzNzU6ZTBIZTY2ZTc5Y2NhYTMyYzBhZmlwNTA5NmJhZDZiMGViZWE2N2U3MjNhOTlyODdjZjRkZTYyZDU3ODQyMzc4Nzp0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzoyODFhN2E2NjdjMml4NWl4MzM1MmNIMjJkZjlkZWVjMDo2OmVmZDE6MjlkM2Y5MWQxZTE1Yzc2OTIhYmRiNTkxY2FkOWQ5NGFjNGM4Njk3NDEwYWJhZTY0NjU4MmQ3OTk3YmQ1YzU1NTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzoyODFhN2E2NjdjMml4NWl4MzM1MmNIMjJkZjlkZWVjMDo2OmVmZDE6MjlkM2Y5MWQxZTE1Yzc2OTIhYmRiNTkxY2FkOWQ5NGFjNGM4Njk3NDEwYWJhZTY0NjU4MmQ3OTk3YmQ1YzU1NTp0OIQ)

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**Subject:** RE: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Thursday, July 28, 2022 at 4:08:13 PM British Summer Time  
**From:** Wilson, Jacque (PDR)  
**To:** Lindsay, Andrea (PDR), Ibarra, Valerie (PDR), Chan, Angela (PDR)  
**CC:** Raju, Manohar (PDR)

Welcome back hope you are better. My issue is do we have a way to determine how many people look at teams, the weekly round up, Defender Files or Email. We can discuss later. Thank you. Jacque

---

**From:** Lindsay, Andrea (PDR)  
**Sent:** Wednesday, July 27, 2022 4:16 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Chan, Angela (PDR) <angela.chan2@sfgov.org>; Wilson, Jacque (PDR) <jacque.wilson@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>  
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Thanks!

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Thank you,  
Valerie

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**From:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>  
**Sent:** Friday, July 22, 2022 12:30 AM  
**To:** Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>; Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
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Regarding your suggestion about sending a summary around the office, Valerie usually does that with her Friday weekly round-up emails (which I really enjoy reading every week). Are you suggesting that the round up also be posted on Wiki?

Best wishes,  
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**Subject:** RE: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

**Date:** Thursday, July 28, 2022 at 12:48:41 AM British Summer Time

**From:** Lindsay, Andrea (PDR)

**To:** Ibarra, Valerie (PDR)

Yes.

---

**From:** Ibarra, Valerie (PDR)

**Sent:** Wednesday, July 27, 2022 4:44 PM

**To:** Lindsay, Andrea (PDR) <[andrea.lindsay@sfgov.org](mailto:andrea.lindsay@sfgov.org)>

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Thursday, July 28, 2022 at 12:43:33 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
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Thank you,  
Valerie

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**Sent:** Friday, July 22, 2022 12:30 AM  
**To:** Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>; Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Cc:** Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)>; Lindsay, Andrea (PDR) <[andrea.lindsay@sfgov.org](mailto:andrea.lindsay@sfgov.org)>  
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**Subject:** RE: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Thursday, July 28, 2022 at 12:15:56 AM British Summer Time  
**From:** Lindsay, Andrea (PDR)  
**To:** Ibarra, Valerie (PDR), Chan, Angela (PDR), Wilson, Jacque (PDR)  
**CC:** Raju, Manohar (PDR)

Hi Valerie:

Benjy is here until Friday. His farewell is today at 5 at Mars.

Elly is with us through September.

Thanks!

---

**From:** Ibarra, Valerie (PDR)  
**Sent:** Wednesday, July 27, 2022 4:02 PM  
**To:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>; Wilson, Jacque (PDR) <[jacque.wilson@sfgov.org](mailto:jacque.wilson@sfgov.org)>

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Thursday, July 28, 2022 at 12:01:40 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Chan, Angela (PDR), Wilson, Jacque (PDR)  
**CC:** Raju, Manohar (PDR), Lindsay, Andrea (PDR)

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

**Date:** Thursday, July 28, 2022 at 12:01:29 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Chan, Angela (PDR), Wilson, Jacque (PDR)

**CC:** Raju, Manohar (PDR), Lindsay, Andrea (PDR)

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**Subject:** (Corrected Version) - Nominate the 2022 Vanguard Justice Award Recipients! Valerie

**Date:** Wednesday, July 27, 2022 at 7:33:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Image

## Vanguard 2022 Justice Award Nomination

Coming in October the Vanguard will host its annual justice awards.

The Vanguard 2022 Justice Award Nomination Form

Nominate an individual or organization committed to criminal justice reform for one of The Vanguard's 2022 Justice Awards. Please submit your nominations by August 12, 2022. **If you would like to make multiple nominations, you can click the "submit another response" link that will pop up after you submit this form.**

Awards will be presented on Thursday October 13, 2022 at the Vanguard Award Gala in Sacramento, CA.

The Vanguard Awards will honor the work of individuals and groups on behalf of criminal justice reform, decarceration, anti-racism, and other social justice efforts.

-----  
**Award Categories:**

Youth Social Justice - Honors a youth (college or high school age) whose work on behalf of criminal and/or social justice reform is worthy of commendation.

Civil Rights Award - Honors an individual's overall achievement in the area of criminal and/or social justice reform.

Organization Award - Honors a group or organization's work on criminal and/or social justice issues.

Elected Official Award- Honors an elected official who sponsors policies or legislation that benefit the cause of justice reform.

Law School Award - Honors the work of law schools in the above fields. Examples include: programs like the UC Davis Immigration Clinic, Law School organizations, or Innocence Projects.

Distinguished Attorney Award - Honors the work of an attorney who goes above and beyond the call of duty in the area of criminal justice reform.

Formerly Incarcerated Award - Honors the work of a formerly incarcerated individual who has turned their life around and is giving back to their community.

Wrongful Conviction Award - Honors a wrongfully convicted individual who has been freed and is now paying it forward with their furthering of the cause of justice.

Lifetime Achievement Award- Honors the body of work of someone who has dedicated their life to criminal justice reform.

To nominate please click [here](#).

Tickets and sponsorships will be available shortly. In the meantime, to become a sustaining donor, hit the button below.

**I'll support the Vanguard**

The Peoples Vanguard of Davis Inc  
221 G St Ste 203  
Davis, CA 95616  
Email not displaying correctly?  
[View it in your browser](#)  
[Unsubscribe](#)



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**Date:** Wednesday, July 27, 2022 at 7:00:07 PM British Summer Time  
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**To:** valerie.ibarra@sfgov.org

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**Subject:** Everyday Injustice Newsletter: Family Files Lawsuit As Shocking Video of Modesto Police Killing Latino Father Released  
**Date:** Wednesday, July 27, 2022 at 5:04:41 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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John Burris said, "seeing the video is shocking, but worse yet is the realization that it was both egregious and avoidable."

## Everyday Injustice Newsletter - July 27, 2022

### **The Hysteria on Sex Offenses Does Not Match the Actual Science**

**By David Greenwald**

In 2020, I kept seeing social media memes on missing children. In a typical year, about half a million children go missing, but nearly all of them are found - 97.8% according to data. Moreover, most of those

children are taken by family members without custodial rights.

We have designed our Megan's law to turn sex offenders into social pariahs. And indeed, there have been incidents of shocking crimes committed by repeat offenders. But the science presents a different picture.

Those released from prison after being convicted of rape and sexual assault have among the lowest recidivism rate (46 and 41 percent respectively) along with murder. Much higher are offenses like thefts which run in the 70 to 80 percent range, drug offenders two-thirds of the time and drunk drivers at 52 percent.

This actually overstates the risk.

The vast majority for example of people convicted of rape who re-offend are not charged with violent crimes but rather things like public order, property and drugs. Only 18 percent were accused of a crime of violence - usually assault and only 2.5 percent are rearrested on rape charges.

Whereas, most drug offenders are arrested with a new drug charge and most property crime offenders are arrested on similar charges in the future, most sexual assault offenders are not accused of new sexual assaults.

So why are we justifying special surveillance of sex offenders when the threat of recidivism is actually very low?

As one researcher put it, "from the standpoint of preventing rape, the exclusive focus on sex offenders appears seriously misplaced."

In fact, those who suffer from "paraphiliac disorders" - the deregulation of desire, are those who, when they receive the correct diagnosis and care, are far less likely to reoffend.

One study by Johns Hopkins found that less than ten percent of exhibitionists, pedophiles, and perpetrators of sexual assault on women will re-offend. And in the case of pedophiles who complete the prescribed treatment program, it's barely three percent.

Not to diminish the impact of those crimes and certainly not to suggest there is no need for there to be consequences, but a lifetime scarlet letter that leaves people open to harassment and discrimination actually seems to do more harm than good for the community to mention the formerly incarcerated.

But no one wants to hear this of course and that's why we continue to have policies that are not supported by actual science.

Thanks for reading.

Support the Vanguard's innovative journalism by becoming a sustaining monthly donor - \$25/ month or what you can donate:

<http://davisvanguard.networkforgood.com>

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### **Family Files Lawsuit As Shocking Video of Modesto Police Killing Latino Father Released**

Legendary Civil Rights Attorney John Burris and his legal team held a press conference on Tuesday in Modesto to announce the filing of a federal lawsuit in the Eastern District of California alleging that Paul Chavez Jr's civil rights were

[Read More](#)

### **Guest Commentary: Chesa Boudin's Recall Isn't about Crime—It's about Gentrification**

Let me start out by thanking The Westchester Guardian for giving me this opportunity to speak directly to the public. Considering that I was released from prison with merely the clothes on my back to start

[Read More](#)

### **Alameda DA Candidate Pamela Price Gains Big Endorsement from Assemblymember Alex Lee**

Assemblymember Alex Lee, a progressive leader in the California Legislature announced on Tuesday his backing of Pamela Price for Alameda County District Attorney. Lee has been working to find successful solutions to issues that are

[Read More](#)

### **Chronicle Analysis of CA Cop Data Indicates Racial Profiling Worse, Not Better**

Black people in San Francisco in 2020 were nearly six times more likely to be stopped by law enforcement than whites, according to a report by the CA Attorney General, which indicates a disparity actually worse than in 2019 for both SF

[Read More](#)

### **ACLU Claims Arizona Prisons Withholding Selected News from Incarcerated, Violating First Amendment Rights**

The American Civil Liberties Union is charging Arizona Department of Corrections, Rehabilitation, and Reentry has withheld information to the incarcerated related to racial superiority and sexual acts in news outlets at least five times

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **10-Year-Old 'Jane Doe' Testifies about Sexual Assault While Mother Was in Vegas**

A young “Jane Doe” testified this week in the preliminary hearing against “John” in Stanislaus Superior Court, alleging he assaulted her multiple times from the weeks after her ninth birthday until shortly before her 10th birthday.

[Read More](#)

## Defense and Prosecution Disagree If Man with Firearm Posed Threat to Police Officer

Prosecution and defense Tuesday in San Francisco County Superior Court debated whether a man who allegedly walked up to a police officer with a firearm in his vest pocket broke the law.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)

Davis Vanguard | 530-400-2512 | [Email](#) | [Website](#)

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Vanguard on Facebook:

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjBiMzA6ZDk0ZTI5YzQ1NzJiZDY5NDA2ODMwYjIiYmZiZjA1NTk0YzE2ZGZiMDU1MTIxNTIjNzg1M2Y2NTUxMTg3ZWZlOTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjBiMzA6ZDk0ZTI5YzQ1NzJiZDY5NDA2ODMwYjIiYmZiZjA1NTk0YzE2ZGZiMDU1MTIxNTIjNzg1M2Y2NTUxMTg3ZWZlOTp0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjJiNjA6ZjRmMDE4ZmE0Y2EwNDJiYmRjNGQyZTBIZGUxMGE5ZjQwYTA2NDY5ZGQ0ZTE4YTI5NjZiZTIhNWY4MDQ4YzQwNz0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjJiNjA6ZjRmMDE4ZmE0Y2EwNDJiYmRjNGQyZTBIZGUxMGE5ZjQwYTA2NDY5ZGQ0ZTE4YTI5NjZiZTIhNWY4MDQ4YzQwNz0OIQ)

Twitter: [https://url.avanan.click/v2/\\_\\_\\_https://twitter.com/DavisVanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjM5NTQ6OTUwM2Q1OGY0ZmI1ZWJjMzViZDU4ZWZlOTp0OIQ](https://url.avanan.click/v2/___https://twitter.com/DavisVanguard___YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2OjM5NTQ6OTUwM2Q1OGY0ZmI1ZWJjMzViZDU4ZWZlOTp0OIQ)

YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2Ojk2ZWU6ODg3MTc2OWY1ODgwZWE4ZTIwMDM0NTBmMTBkNjZiYTYwYjYwMDgyMwJhZWYwNTAxMDUyMzE4MzVmMzkzMzY1NDp0OIQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzo3NjI2MzI1OTViZGQwOTNiMWRmMTUwMGUxYTA1NjA0MDo2Ojk2ZWU6ODg3MTc2OWY1ODgwZWE4ZTIwMDM0NTBmMTBkNjZiYTYwYjYwMDgyMwJhZWYwNTAxMDUyMzE4MzVmMzkzMzY1NDp0OIQ)

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**Subject:** Re: SF Public Defender's Office Charges Judge Used 'N-Word' Repeatedly, Gratuitously in Complaint with Judicial Performance Commission | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 4:11:52 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://twitter.com/davisvanguard/status/1550495888316846081?s=21&t=wEnv4Ud58cZhnvLBP3LWsw>

On Jul 27, 2022, at 8:11 AM, Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

<https://www.davisvanguard.org/2022/07/sf-public-defenders-office-charges-judge-used-n-word-repeatedly-gratuitously-in-complaint-with-judicial-performance-commission/>

Sent from my iPhone

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**Subject:** SF Public Defender's Office Charges Judge Used 'N-Word' Repeatedly, Gratuitously in Complaint with Judicial Performance Commission | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 4:11:10 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/07/sf-public-defenders-office-charges-judge-used-n-word-repeatedly-gratuitously-in-complaint-with-judicial-performance-commission/>

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**Subject:** Testimony by Victim Helps Convince Court Domestic Violence Accused Should Be Released to Treatment Program | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 4:02:47 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://www.davisvanguard.org/2022/07/testimony-by-victim-helps-convince-court-domestic-violence-accused-should-be-released-to-treatment-program/>

**Subject:** Testimony by Victim Helps Convince Court Domestic Violence Accused Should Be Released to Treatment Program | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 4:02:46 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/07/testimony-by-victim-helps-convince-court-domestic-violence-accused-should-be-released-to-treatment-program/>

**Subject:** Prosecution Short on Discovery, but Judge Rules Suspect to Remain in Jail without Bail | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 3:54:19 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://www.davisvanguard.org/2022/07/prosecution-short-on-discovery-but-judge-rules-alleged-phone-making-suspect-to-remain-in-jail-without-bail/>

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**Subject:** Prosecution Short on Discovery, but Judge Rules Suspect to Remain in Jail without Bail | Davis Vanguard

**Date:** Wednesday, July 27, 2022 at 3:54:18 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/07/prosecution-short-on-discovery-but-judge-rules-alleged-phone-making-suspect-to-remain-in-jail-without-bail/>

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**Subject:** Everyday Injustice Newsletter: Why Prison Doesn't Work – In One Graphic; The War on Drugs Does Not Work, and It's Worse Than That

**Date:** Tuesday, July 26, 2022 at 5:01:43 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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The evidence put forth was not enough for a three judge panel who ruled, "the Examiners did not demonstrate by clear and convincing evidence certain factual allegations leveled against Murray."

## Everyday Injustice Newsletter - July 26, 2022

If A Budget is a Statement of Values, Look What Happened with

## If A Budget is a Statement of values, LOOK what happened with PRisons and Higher Ed Since the 70s...

by David Greenwald

This is stunning data.

In 2021-22, California spent \$15.4 billion on prisons and just 4.2 billion on higher education. In 1979, the state spent 18% of its budget on higher education and just 3 percent on prisons.

To look at it another way, in 1979, higher ed was prioritized by a 6 to 1 margin over prisons, by 2021, prisons were prioritized nearly 4 to1 over higher ed.

The state's priorities flipped.

To look at it another way, in 1979, higher education, UC and CSU in particular, represented 18 percent of the state's general fund budget. By 2021-22, it was 1.4 percent.

As I point out in yesterday's column - we are spending money still, it's just on the back end rather than on things like education, job training and mental health to prevent the problems.

It costs California around \$106 thousand per year per incarcerated person. Think about that. That's more than it costs for a year at Harvard. That's 8 to 10 times more than we spent per pupil on K through 12. Imagine reinvesting that money into education, job training, housing, food, and mental health.

As I pointed out in yesterday's column, even within the massive amount that we spend on incarceration, most of the money goes to security, administration and maintenance of the incarcerated rather than toward programs that could help them rebuild their lives. Even here, we cheap out on rehabilitation and education - spending just \$3.5 cents on the dollar for those.

In other words, we house people in a prison where we spent 3.5 cents on the dollar on rehabilitative programs and then release people who are suffering from homelessness, mental illness, or drug addiction without the proper resources to deal with their trauma and substance abuse—and then we wonder why people go out and commit new crimes.

California used to invest in education, now it invests in cages. If a budget is a statement of values, what does that tell you about our values even here in deep blue California?

Thanks for reading.

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<http://davisvanguard.networkforgood.com>

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### Criminal Justice News/ Commentary

#### OC Judge, A Former Prosecutor Accused of Misconduct, About to Be Let Off the Hook By Watch Dog Panel

It seemed like Michael Murray, an Orange County judge was about to face discipline for failing to turn over Brady Evidence



as a report by CJP Trial Counsel Mark Lizarraga and Assistant Trial Counsel Melissa Murphy laid out findings

[Read More](#)

## **Two Men – After 35 Years in Prison – Finally Walk Free After Another Innocence Project Victory**

Let me start out by thanking The Westchester Guardian for giving me this opportunity to speak directly to the public. Considering that I was released from prison with merely the clothes on my back to start

[Read More](#)

## **Another NY ‘Central Park Jogger’ Conviction Vacated for ‘Lack of Evidence’**

Steven Lopez, who was charged and convicted in the 1989 Central Park jogger case, had his conviction vacated and indictment dismissed Monday here, announced Manhattan District Attorney Alvin Bragg, Jr., and Eric Renfroe of the Law

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## **Letter: CALDA Counsel Responds to Bar Association**

I am writing on behalf of the California Association of Legal Document Assistants (“CALDA”), as its General Counsel, to clarify some misstatements made by Leah Wilson, the Executive Director of the State Bar of California, in her recent

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There’s a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Man to Stand Trial for Sexually Violating Neighbor During Massage – Victim 'Still in Shock'

A judge here at a preliminary hearing here Monday in Alameda County Superior Court found Faazil Ali, who faces a charge of forcible sexual penetration with a foreign object, should stand trial, and will be arraigned Aug. 8.

[Read More](#)

### PD Argues Woman Not Violent, But Judge and Prosecutor Disagree in Misdemeanor Arraignment

A woman was arraigned Monday in San Francisco County Superior Court on a misdemeanor complaint, allegedly resisting an arresting officer while on duty – a public defender recommended the complaint be dismissed, but

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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## Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo5NDU2NDFiYzVhMDg0ZTU3NTAyOTg5MmM4NjJhZmYwYzo2OmRiMDI6NDkzZGI1NjQ4ZWl0MTkwNjczM2M3ZjBINTk3ZDcwYTQ0OTgwODlwN2VhMTZjYTY0NGNjMGY3ZTM0YmYyZDUzMjp00IQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo5NDU2NDFiYzVhMDg0ZTU3NTAyOTg5MmM4NjJhZmYwYzo2OmRiMDI6NDkzZGI1NjQ4ZWl0MTkwNjczM2M3ZjBINTk3ZDcwYTQ0OTgwODlwN2VhMTZjYTY0NGNjMGY3ZTM0YmYyZDUzMjp00IQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo5NDU2NDFiYzVhMDg0ZTU3NTAyOTg5MmM4NjJhZmYwYzo2OmM3Yjk6NGZhMTVhMzBhY2EwNTA2MGEwY2RmMzZjOTI2ODA4NzM5MjZkNmJkODZiNjBIZjJkxN2NINDdkMTA1YzAxZDYzYj00IQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo5NDU2NDFiYzVhMDg0ZTU3NTAyOTg5MmM4NjJhZmYwYzo2OmM3Yjk6NGZhMTVhMzBhY2EwNTA2MGEwY2RmMzZjOTI2ODA4NzM5MjZkNmJkODZiNjBIZjJkxN2NINDdkMTA1YzAxZDYzYj00IQ)

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**Subject:** Everyday Injustice Newsletter: Why Prison Doesn't Work – In One Graphic; The War on Drugs Does Not Work, and It's Worse Than That  
**Date:** Monday, July 25, 2022 at 5:00:48 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Our message to the criminals spreading illegal weapons in California is simple," Newsom said. "You have no safe harbor here in the Golden State."

## Everyday Injustice Newsletter - July 25, 2022

### Opening the Nomination Period For the Vanguard Justice Awards

In the coming week, we will be launching the full event.

Nominate an individual or organization committed to criminal justice reform for one of The Vanguard's 2022 Justice Awards. Please submit your nominations by August 12, 2022. If you would like to make multiple nominations, you can click the "submit another response" link that will pop up after you submit this form.

Awards will be presented on Thursday October 13, 2022 at the Vanguard Award Gala in Sacramento, CA.

The Vanguard Awards will honor the work of individuals and groups on behalf of criminal justice reform, decarceration, anti-racism, and other social justice efforts.

-----

### **Award Categories:**

Youth Social Justice - Honors a youth (college or high school age) whose work on behalf of criminal and/or social justice reform is worthy of commendation.

Civil Rights Award - Honors an individual's overall achievement in the area of criminal and/or social justice reform.

Organization Award - Honors a group or organization's work on criminal and/or social justice issues.

Elected Official Award- Honors an elected official who sponsors policies or legislation that benefit the cause of justice reform.

Law School Award - Honors the work of law schools in the above fields. Examples include: programs like the UC Davis Immigration Clinic, Law School organizations, or Innocence Projects.

Distinguished Attorney Award - Honors the work of an attorney who goes above and beyond the call of duty in the area of criminal justice reform.

Formerly Incarcerated Award - Honors the work of a formerly incarcerated individual who has turned their life around and is giving back to their community.

Wrongful Conviction Award - Honors a wrongfully convicted individual who has been freed and is now paying it forward with their furthering of the cause of justice.

Lifetime Achievement Award- Honors the body of work of someone who has dedicated their life to criminal justice reform.

**Go to our nomination page - [here](#).**

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## Criminal Justice News/ Commentary

### **Monday Morning Thoughts: Why Prison Doesn't Work – In One Graphic**

They say a picture is worth one thousand words – a good graphic might be worth even more than that. I pulled this graphic from CDCR because it shows the breakdown of the costs to incarcerate one person for one year in prison.

[Read More](#)

### **Commentary: The War on Drugs Does Not Work, And It's Worse Than That**

Let me start out by thanking The Westchester Guardian for giving me this opportunity to speak directly to the public. Considering that I was released from prison with merely the clothes on my back to start

[Read More](#)

### **Governor Newsom Signs Nation's First Legislation Allowing Individuals to Sue Those Who Distribute Illegal Weapons**

Governor Gavin Newsom signed the nation's first legislation—allowing individuals to sue anyone who distributes illegal assault weapons and ghost guns—yesterday at Santa Monica College, the site of a mass shooting that claimed the

[Read More](#)

### **Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials**

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

[Read More](#)

### **ACLU Lawsuit Produces Details of How Govt Agencies Side-Step 4th Amendment Rights**

The American Civil Liberties Union has published previously unreleased records about how multiple government agencies side-step the fourth amendment right against unreasonable search and seizures.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man Remains in Custody: Low IQ, Developmental Disability Noted as Causes for Uncontrolled Behavior that Led to Attempted Sexual Assault**

Behavioral evaluations of Emiliano Gutierrez were reviewed here in Yolo County Superior Court Friday regarding his attempted sexual assault charges from 2018, and the court determined that, despite his developmental disabilities, he

[Read More](#)

## Prosecution Short on Discovery, but Judge Rules Suspect to Remain in Jail without Bail

Deputy District Attorney Jency Breska last week asked in San Francisco Superior Court that Alejandro Perez be held in jail pretrial without bail for stalking, disobeying domestic relations court order, contempt of court regarding a

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter: SF Judge Used N-Word Repeatedly; New DA Has So Far Been Long on Safety and Short on Criminal Justice Reform

**Date:** Friday, July 22, 2022 at 5:02:37 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Brooke Jenkins: "San Francisco can have both important criminal justice reforms and public safety."

## Everyday Injustice Newsletter - July 22, 2022

### Opening the Nomination Period For the Vanguard Justice Awards

In the coming week, we will be launching the full event.

Nominate an individual or organization committed to criminal justice reform for one of The Vanguard's 2022 Justice Awards. Please submit your nominations by August 12, 2022. If you would like to make multiple nominations, you can click the "submit another response" link that will pop up after you submit this form.

Awards will be presented on Thursday October 13, 2022 at the Vanguard Award Gala in Sacramento, CA.

The Vanguard Awards will honor the work of individuals and groups on behalf of criminal justice reform, decarceration, anti-racism, and other social justice efforts.

-----

#### Award Categories:

Youth Social Justice - Honors a youth (college or high school age) whose work on behalf of criminal and/or social justice reform is worthy of commendation.

Civil Rights Award - Honors an individual's overall achievement in the area of criminal and/or social justice reform.

Organization Award - Honors a group or organization's work on criminal and/or social justice issues.

Elected Official Award- Honors an elected official who sponsors policies or legislation that benefit the cause of justice reform.

Law School Award - Honors the work of law schools in the above fields. Examples include: programs like the UC Davis Immigration Clinic, Law School organizations, or Innocence Projects.

Distinguished Attorney Award - Honors the work of an attorney who goes above and beyond the call of duty in the area of criminal justice reform.

Formerly Incarcerated Award - Honors the work of a formerly incarcerated individual who has turned their life around and is giving back to their community.

Wrongful Conviction Award - Honors a wrongfully convicted individual who has been freed and is now paying it forward with their furthering of the cause of justice.

Lifetime Achievement Award- Honors the body of work of someone who has dedicated their life to criminal justice reform.

**Go to our nomination page - [here](#).**

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## Criminal Justice News/ Commentary

### **Commentary: The New DA Has So Far Been Long on Safety and Short on Criminal Justice Reform**

In her first actions as DA, Brooke Jenkins fired 16 people in her department – all of them former Chesa Boudin hires. Of her first four hires, she signaled a clear change of direction, bringing in several people who clearly come down on a

[Read More](#)

### **Guest Commentary: Driver's License Suspensions for Unpaid Debt – Punishing Poverty**

Derrick Sprouse's driver's license was suspended in 1988—and it stayed that way for more than two decades. Sprouse lives in Memphis, where the Tennessee Department of Safety and Homeland Security (TDOS)

[Read More](#)

### **SF Public Defender's Office Charges Judge Used 'N-Word' Repeatedly, Gratuitously in Complaint with Judicial Performance Commission**

A San Francisco County Superior Court judge used the "N-Word" in court "repeatedly and gratuitously," according to a complaint filed against him with the Commission on Judicial Performance by the San Francisco Public Defender's Office.

[Read More](#)

### **ACLU Lawsuit Produces Details of How Govt Agencies Side-Step 4th Amendment Rights**

The American Civil Liberties Union has published previously unreleased records about how multiple government agencies side-step the fourth amendment right against unreasonable search and seizures.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices but vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Woman Deemed 'Incompetent' After Court-Ordered Evaluation**

Yolo County Superior Court Judge David Rosenberg, in a mental competency hearing for a woman accused of several minor misdemeanors, this week ultimately ruled she was mentally incompetent.

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## Accused Tells Court He Wants to Fire Defense and Plead Guilty – Judge Denies Requests, Sets Competency Hearing

A man facing several felony charges addressed the presiding judge directly Monday here in Yolo County Superior Court, stating he wanted his lawyer fired and that he wanted to plead guilty.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard  
**Date:** Friday, July 22, 2022 at 8:30:53 AM British Summer Time  
**From:** Chan, Angela (PDR)  
**To:** Wilson, Jacque (PDR), Ibarra, Valerie (PDR)  
**CC:** Raju, Manohar (PDR), Lindsay, Andrea (PDR)

Thanks Jacque for flagging this David Vanguard article. It's terrible that the judges are treating our staff this way.

And congrats to Benji and Eli on winning their DV trial. I'll add this to my check in with Valerie next week to see if we should do a press release on it or publicize it only internally.

Regarding your suggestion about sending a summary around the office, Valerie usually does that with her Friday weekly round-up emails (which I really enjoy reading every week). Are you suggesting that the round up also be posted on Wiki?

Best wishes,  
Angela

---

**From:** Wilson, Jacque (PDR) <jacque.wilson@sfgov.org>  
**Sent:** Wednesday, July 20, 2022 8:13 AM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Cc:** Chan, Angela (PDR) <angela.chan2@sfgov.org>; Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Lindsay, Andrea (PDR) <andrea.lindsay@sfgov.org>  
**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

Thank you Valerie  
I sent this article to research as well  
Myself and Angela also met with David Greenwald yesterday

On another note Benji & Eli won a dv trial under the Jenkins regime. NG all counts. Client AA

In the old days even when an article did not get big press there was at least a summary sent around the office of the case. Anyway we can bring that back. We could send officewude email and then put on wiki. Helps with morale.

Thank you  
Jacque

Sent from my iPhone

> On Jul 19, 2022, at 9:18 PM, Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org> wrote:  
>  
> FYI —  
> <https://www.davisvanguard.org/2022/07/judge-storms-out-during-heated-debate-with-public-defender/>

**Subject:** Everyday Injustice Newsletter: Murder Prelim Concludes in SF; Board of Supervisors Aims to Preserve SF Innocence Commission

**Date:** Thursday, July 21, 2022 at 5:00:44 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Supervisor Dean Preston: "the criminal legal system in this country and in the city is ultimately set up to preserve convictions, not to vacate them and without the innocence commission's assistance investigation, tireless work and recommendations, and the partnership with the district attorney's office, Mr. Ciria would no doubt have spent many more years imprisoned and fighting to be free despite being innocent."

## Everyday Injustice Newsletter - July 21, 2022

### I Keep Going Back to This: Yes, Elections Have Consequences But Consequences Also Have Elections...

One of the fired in San Francisco, Ryan Khojasteh spoke out with an op-ed yesterday.

Khojasteh writes, "Upon taking her oath on July 8, newly appointed San Francisco District Attorney Brooke Jenkins assured her staff that she wanted to unite the office. She wasn't concerned with what administration we came from. After witnessing Jenkins lead a rancorous recall campaign against her predecessor and the man who hired me, Chesa Boudin, I appreciated the sentiment."

Still as we now know, on Friday, Jenkins fired Khojasteh along with 14 or 15 other staffers.

Khojasteh writes:

*One of the most repeated talking points from the pro-recall campaign was that no one wanted to work for Boudin and that he was shedding staff. But multiple media outlets have quoted staffers **describing** their first meeting with Jenkins on July 9 as "uncomfortable" and "icy" with no clear directives. Combined with the staff bloodletting that followed, it seems unlikely that the new district attorney will be able to **"restore office morale to a much higher place"** as she recently vowed.*

*The reality is that Jenkins has just over three months to make good on a slew of promises that will require an office that is staffed and not drowning in caseloads. Firing 15 staffers, who were effective members of*



*the team, just a few months before voters decide in November who will finish out the year remaining in Boudin's term, makes it unlikely she'll be able to do so.*

*I was on vacation and on my way to a wedding the day Jenkins and two representatives from human resources called me on my personal cell phone to fire me. Jenkins spoke for about a minute to inform me of my termination before turning the conversation over to the representatives. One of them asked me to recount the names of any defendants whose cases I was still working on. I did my best, sitting in the back of my mom's car on the highway. The representative then requested I use my personal email to send them anything else I could remember, as I no longer would have access to my work email and servers by the end of the call. I was shocked. Jenkins said nothing.*

*I was a felony prosecutor with too many cases to count — easily over 150. I had hearings this week with defendants in custody accused of some of the most violent crimes in our city. And I was given no opportunity to check in with my already overworked colleagues to catch them up on the huge caseload they were about to inherit.*

*Will they be released if the District Attorney's Office can't comply with statutory deadlines? Will their cases be dismissed?*

We all have heard the line that elections have consequences, but we forget the lesson that Obama learned after using that line - the consequences also have elections. And for Jenkins that election is coming very quickly...

Thanks for reading

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## Criminal Justice News/ Commentary

### Board of Supervisors Aims to Preserve SF Innocence Commission

Days after appointed DA Brooke Jenkins fired the liaison to the Innocence Commission, Arcelia Hurtado, and various other Post-Conviction Unit attorneys, the San Francisco Board of Supervisors unanimously called on District

[Read More](#)

### Guest Commentary: We Didn't Release Enough People from Jails and Prisons during the Pandemic

When the pandemic took hold in 2020, advocates called for lawmakers and corrections leaders to reduce the number of people behind bars in order to help stem the virus's spread. People in congregate settings—like jails and prisons, where

[Read More](#)

## **Judge Voices Doubt, but Rules 2 Youths Be Held for Murder after Long, 11-Day Preliminary Hearing**

A preliminary hearing for two men accused of a murder in July of 2020 finished on its 11th day in San Francisco County Superior Court Wednesday—the victim of the homicide is the cousin of the husband of newly-

[Read More](#)

## **ANALYSIS: Overrepresentation of Youth Minorities in the Criminal Justice System – A Sociological Explanation**

The overrepresentation of minority youth in the juvenile justice system is startling and demands an explanation. According to the Office of Juvenile Justice and Delinquency Prevention's (OJJDP)

[Read More](#)

## **After 2-Plus Decades, Man Released from Prison after Innocence Project Investigates**

Way back on Nov. 5, 2001, more than two decades ago, Gilbert Merritt, III, was sentenced to up to 30 years for a murder that he did not commit.

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **COVID CDCR and Jail Dashboards**

## **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Voices Doubt, but Rules 2 Youths Be Held for Murder after Long, 11-Day Preliminary Hearing**

A preliminary hearing for two men accused of a murder in July of 2020 moved to its 10th day in San Francisco County Superior Court Tuesday—the victim of the homicide is the cousin of the husband of newly-appointed

[Read More](#)

### **Judge Releases Man Pre-Trial but Places Strict Restrictions**

Santa Barbara County Judge Raimundo Montes de Oca took a practical approach when a man already convicted of sexual felony charges against a minor allegedly struck again—the judge released the accused pretrial but

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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## Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Automatic reply: Judge Voices Doubt, but Rules 2 Youths Be Held for Murder after Long, 11-Day Preliminary Hearing | Davis Vanguard

**Date:** Thursday, July 21, 2022 at 4:44:07 PM British Summer Time

**From:** PUBDEF-FelonyLeads

**To:** Ibarra, Valerie (PDR)

Anita.Nabha@sfgov.org is the on-call Felony Manager from 7/18/2022 to 7/23/2022. If you do not hear back from a Felony Manager within one business day, we apologize. Please reach out to Anita directly by email, phone, or text.

**Subject:** Judge Voices Doubt, but Rules 2 Youths Be Held for Murder after Long, 11-Day Preliminary Hearing  
| Davis Vanguard

**Date:** Thursday, July 21, 2022 at 4:44:05 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Jesse Hsieh

**CC:** PUBDEF-FelonyLeads, Manohar Raju, Angela Chan, Matt ⚡ Gonzalez, Patti Lee

<https://www.davisvanguard.org/2022/07/judge-voices-doubt-but-rules-2-youth-be-held-for-murder-after-long-11-day-preliminary-hearing/>

**Subject:** Please Support Our Independent Journalism! Valerie  
**Date:** Wednesday, July 20, 2022 at 9:16:58 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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Image

## Support Our independent journalism

Every month we have been fighting the same battle since May - raise money to pay the bills. The economy is challenging. COVID relief is vanishing. We believe we perform a vital function in the community and we are asking our readers to help support us by either becoming sustaining or increasing their monthly contributions.

We have gotten to the point where about half our monthly expenses are covered by monthly donations. That's great, but it still leaves us with \$4000 to \$5000 every month to raise which is taking a toll.

Here's my ask: if you are not a monthly donor, become one. If you are a monthly donor and can afford to increase it - please do so. If you can't - no problem, I understand.

If you can make a one-time donation - please do so.

Go to: <http://davisvanguard.networkforgood.com>

**The Future of Criminal Justice Reform Depends on Good Journalism**

We watched in San Francisco as DA Chesa Boudin was taken down primarily due to bad media coverage of outlier crime events. We are watching the same thing happening in LA.

An [LA Times](#) article from two weeks ago noted, “There is often a disparity between fact and feeling when it comes to Gascón’s critics, however.”

The Times cited its own [analysis from earlier this year](#), which it said “raised significant questions about the recall campaign’s attempts to blame Gascón’s policies for increases in crime.”

For example, “While homicides have surged during Gascón’s tenure, violence also has climbed significantly in jurisdictions overseen by prosecutors who oppose Gascón, such as in San Diego and Sacramento.”

The reality is that while San Francisco experienced an uptick in crime, crime is going up everywhere - on the watch of traditional tough on crime prosecutors. Crime went up more in places like Alameda, Sacramento and Kern than in San Francisco. But the media overplayed a few high profile incidents and cemented in the public’s mind the perception that criminal justice reform was to blame.

How do we combat bad journalism? With good journalism.

At the Vanguard, we have a plan for doing exactly that - putting interns in the courts to monitor and report on cases, and hiring investigative journalists to dig out the facts from the fiction.

Examples...

- [Chronicle Calls Her a ‘Progressive Prosecutor’ but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct](#)
- [Public Defender Sets Record Straight on Knight Column and Gudino Case](#)
- [Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)

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With our thanks,  
David M. Greenwald  
Editor and Founder

**I'll support the Vanguard**

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**Subject:** Everyday Injustice Newsletter: SF Public Defender Mano Raju Calls Drug Arrest Plan by Replacement for Former DA Boudin 'Misguided'

**Date:** Wednesday, July 20, 2022 at 5:01:06 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I denounce these charging decisions by District Attorney Jenkins. San Francisco must not regress to the inhumane, cruel, and costly war on drugs. Let's remember that the war on drugs, which began under Richard Nixon in the 1970s, did nothing to reduce drug use or sales," said Public Defender Mano Raju

## Everyday Injustice Newsletter - July 20, 2022

### A Gang Case Without Gang Charges

Vanguard Court Watch Intern has covered the entire 10 day prelim which will go to an 11th day tomorrow. There are some interesting issues still - one is that the DA's office is prosecuting the case despite the fact that the victim of the homicide is the cousin of the husband of newly-appointed San Francisco District Attorney Brooke Jenkins.

They also had a gang expert come in, despite the lack of gang charges in the case.

Here's a snippet from Jojo Kofman's article today:

A preliminary hearing for two men accused of a murder in July of 2020 moved to its 10th day in San Francisco County Superior Court Tuesday—the victim of the homicide is the cousin of the husband of newly-appointed San Francisco District Attorney Brooke Jenkins.

The co-defendants in the case are two Black men, both 20, Sincere Pomar and Stevie Mitchell.

Pomar is represented by Deputy Public Defender Jessie Shay. Mitchell is represented by Defense Attorney Pamela Herzig, who has said Jenkins' link to the case is prejudicial to her client.

While in office, former DA Chesa Boudin stopped charging gang enhancements because he claimed

they've been disproportionately used in Black and brown communities, can add years to felony sentences, and don't deter crime.

However, despite the lack of substantive gang charges filed in this case, in earlier days of the hearing SF Deputy District Attorney Aaron Laycook stated "the People will maintain through evidence that the defendants' involvement in a gang motivated them to fire shots on July 5, 2020, killing our victim."

Tuesday's proceedings began with Deputy DDA Laycook bringing up Officer Bryan Zahn to testify. Zahn does investigative work surrounding criminal street gangs, specific to San Francisco.

DPD Shay objected to Officer Zahn being proffered as an expert in regard to criminal streets gangs, and outside attorney Herzig joined the objection, explaining, "I do not believe in his qualifications to testify as an expert in regard to the July 2020 events."

But Judge Victor M. Hwang accepted Officer Zahn as an expert witness.

[Full story here](#)

Support the Vanguard's innovative journalism by becoming a sustaining monthly donor - \$25/ month or what you can donate:

<http://davisvanguard.networkforgood.com>

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## Criminal Justice News/ Commentary

### **SF Public Defender Mano Raju Calls Drug Arrest Plan by Replacement for Former DA Boudin 'Misguided'**

Elected San Francisco Public Defender Mano Raju Tuesday issued a statement to "denounce" newly-appointed SF District Attorney Brooke Jenkins' recent filing of more than dozen petty drug cases, calling the filings a return

[Read More](#)

### **Letter: Clarifications in State Bar Article**

I wanted to point out some inaccuracies in the article, "Bar Wants Supervision and Control of Legal Document Assistant Professionals, Union Says." First, the State Bar of California is not seeking to supervise or control Legal

[Read More](#)

### **Guest Commentary: How Homelessness and Prison Helped Me Find Myself**

I don't look at prison as a punishment anymore. On the contrary, with ample time to expand your mind and scope of thinking through contemplation and meditation, I look at prison as a sort of higher education.

[Read More](#)

## **CA National Guard Commander Quits – On His Watch, Recon Plane Used to Discourage Anti-Police Brutality Protestors; Fighter Jets Considered**

Maj. Gen. David Baldwin—the California National Guard commander linked to several actions aimed at discouraging demonstrations over the killing of George Floyd—has resigned.

[Read More](#)

## **CA Judge Touts Successful LA Alternative Program, Laments It's Not Expanding**

California Superior Court Judge James Bianco in the Los Angeles Times this week discussed an LA program that helps people get mental health care instead of jail time, but yet is not being expanded.

[Read More](#)

## **Closing Arguments Begin, Claims of Gang Connections Continue in Homicide Prelim Despite No Gang Charges**

A preliminary hearing for two men accused of a murder in July of 2020 moved to its 10th day in San Francisco County Superior Court Tuesday—the victim of the homicide is the cousin of the husband of newly-appointed

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## COVID CDCR and Jail Dashboards

### COVID cases cross 1,000 in latest outbreak across California prisons

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID cases rise in Bay Area county jails and sheriff's offices

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Closing Arguments Begin, Claims of Gang Connections Continue in Homicide Prelim Despite No Gang Charges

A preliminary hearing for two men accused of a murder in July of 2020 moved to its 10th day in San Francisco County Superior Court Tuesday—the victim of the homicide is the cousin of the husband of newly-appointed

[Read More](#)

### Man's Request for Pre-Trial Funeral Leave Denied because of Extensive History of Failure to Appear

Daniel Blancarte—facing felony arms charges—asked a Ventura County Superior Court judge this week for leave to attend his grandmother's funeral; he was flatly turned down because of his alleged inability to return to court and stay

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 157:

## Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

## Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_.YXAzOnNmZHqyOmE6bzo4NzU3ZGM4OTNjMTVhMTkxMjUzODFkYWVhNTBmYzQwYjUyMTI0OTg1ODE6ZDhkYjYzNWU3NjdhMWI2MDFiMjVmNTEwOTE2NTdjYTFhNTg4ZTMxYjA5MDY0MzY3MTVjMWRjZGI0MTMxZmZlNTp0OIQ](https://url.avanan.click/v2/https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/_.YXAzOnNmZHqyOmE6bzo4NzU3ZGM4OTNjMTVhMTkxMjUzODFkYWVhNTBmYzQwYjUyMTI0OTg1ODE6ZDhkYjYzNWU3NjdhMWI2MDFiMjVmNTEwOTE2NTdjYTFhNTg4ZTMxYjA5MDY0MzY3MTVjMWRjZGI0MTMxZmZlNTp0OIQ)

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**Subject:** Re: Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

**Date:** Wednesday, July 20, 2022 at 4:13:25 PM British Summer Time

**From:** Wilson, Jacque (PDR)

**To:** Ibarra, Valerie (PDR)

**CC:** Chan, Angela (PDR), Raju, Manohar (PDR), Lindsay, Andrea (PDR)

Thank you Valerie

I sent this article to research as well

Myself and Angela also met with David Greenwald yesterday

On another note Benji & Eli won a dv trial under the Jenkins regime. NG all counts. Client AA

In the old days even when an article did not get big press there was at least a summary sent around the office of the case. Anyway we can bring that back. We could send officewude email and then put on wiki. Helps with morale.

Thank you

Jacque

Sent from my iPhone

> On Jul 19, 2022, at 9:18 PM, Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

>

> FYI —

> <https://www.davisvanguard.org/2022/07/judge-storms-out-during-heated-debate-with-public-defender/>

**Subject:** Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

**Date:** Wednesday, July 20, 2022 at 5:18:14 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR), Chan, Angela (PDR), Raju, Manohar (PDR), Wilson, Jacque (PDR), Lindsay, Andrea (PDR), McCray, Latisha (PDR)

FYI —

<https://www.davisvanguard.org/2022/07/judge-storms-out-during-heated-debate-with-public-defender/>

**Subject:** Judge Storms Out during Heated Debate with Public Defender | Davis Vanguard

**Date:** Wednesday, July 20, 2022 at 5:18:13 AM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra, Angela Chan, Manohar Raju, Jacque Wilson, Andrea Lindsay, Latisha McCray

FYI —

<https://www.davisvanguard.org/2022/07/judge-storms-out-during-heated-debate-with-public-defender/>



**Subject:** RE: San Francisco Public Defender's Office Files Complaint with the Commission on Judicial Performance Regarding Superior Court Judge Harry Dorfman  
**Date:** Tuesday, July 19, 2022 at 9:59:38 PM British Summer Time  
**From:** Chan, Angela (PDR)  
**To:** cres@davisvanguard.org, PUBDEF-Media Relations

Hi Cres,

Thanks for your inquiry. And I hope you are doing well. I can share a copy of the complaint with names of our staff redacted for your background and fact checking purposes, on the condition that you not publish the complaint itself. Would that work for you?

Best wishes,  
Angela

-----Original Message-----

From: [cres@davisvanguard.org](mailto:cres@davisvanguard.org) <[cres@davisvanguard.org](mailto:cres@davisvanguard.org)>

Sent: Tuesday, July 19, 2022 12:41 PM

To: PUBDEF-Media Relations <[PUBDEF-MediaRelations@sfgov.org](mailto:PUBDEF-MediaRelations@sfgov.org)>

Subject: re: San Francisco Public Defender's Office Files Complaint with the Commission on Judicial Performance Regarding Superior Court Judge Harry Dorfman

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I'm doing a story on this today - could I get a copy of the complaint and any other background and/or quotes you have on this?

Thanks,  
Cres

**Subject:** re: San Francisco Public Defender's Office Files Complaint with the Commission on Judicial Performance Regarding Superior Court Judge Harry Dorfman

**Date:** Tuesday, July 19, 2022 at 8:40:50 PM British Summer Time

**From:** cres@davisvanguard.org

**To:** PUBDEF-MediaRelations@sfgov.org

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I'm doing a story on this today - could I get a copy of the complaint and any other background and/or quotes you have on this?

Thanks,  
Cres

**Subject:** Everyday Injustice Newsletter: Krasner Defends Progressive Movement; Supports Price in Alameda; Things Get More Interesting in SF  
**Date:** Tuesday, July 19, 2022 at 5:03:06 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Larry Krasner: "It is all of this undemocratic stuff you do in between elections because you cannot win elections"

## Everyday Injustice Newsletter - July 19, 2022

### Judge Storms Out during Heated Debate with Public Defender in San Francisco

Take a look at this critical piece provided by Vanguard Court Watch Intern Stewart Lucas...

He wrote...

SF County Superior Court Judge Gail Dekreon stormed out of her own courtroom Friday afternoon after a heated debate with Deputy Public Defender Latisha McCray—tension between the judge and McCray bubbled beneath the surface of proceedings the entire afternoon.

Judge Dekreon presides over Dept. 17 and hears misdemeanor cases, calling nearly 20 cases during the afternoon session.

The first case that caused tension involved a man that Judge Dekreon issued a bench warrant for, meaning he would be found in contempt of court if he did not appear before his next court appearance. This ruling, argued PD McCray, was unfair because the accused did not willingly fail to appear—he's in custody in San Mateo County Jail. PD McCray asserted that it was unfair to penalize him for failing to appear when it would be impossible for him to do so.

In another case, the disagreement was over the same problem—a man was in custody in Alameda County and, therefore, could not appear in the Hall of Justice at 850 Bryant St.

The final time the two clashed, Judge Dekreon stormed out of the courtroom.

[Read the rest here...](#)

This is not the only critical piece coming out of San Francisco. We have also been covering a prelijm thanks to the great work from Jojo Kofman, another court watch intern.

She noted:

A preliminary hearing for two men accused of a murder in July of 2020 moved to its ninth day Monday in San Francisco County Superior Court—the victim of the homicide is the cousin of the husband of newly-appointed San Francisco District Attorney Brooke Jenkins. And SF District Attorney Jenkins' name was the focus of some of the dramatic questioning Monday in the trial of two 20-year-old Black men, Sincere Pomar and Stevie Mitchell.

Kofman has covered the full nine days of the prelim so far. The latest article is [here](#).

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## Criminal Justice News/ Commentary

### [Krasner Continues To Push For Reform, Pushes For Pamela Price in Alameda](#)

The forces of the status continue to try to take Larry Krasner down. They have tried to strip him of power, they tried to defeat him electorally only to see him win with more than 60 percent of the vote, now they are going to try to impeach him

[Read More](#)

### [Appeal Court Denies Alabama Death Row Appeal on Ineffective Counsel, Juror Misconduct](#)

Keith Gavin, an Alabama prisoner serving two death sentences and lifetime imprisonment, lost his appeal involving ineffective counsel and juror misconduct in a federal appeals court late last week.

[Read More](#)

### [Guest Commentary: Better Mental Health Services in Prisons Could Save Lives](#)

In the early 1970s, he came over just about every weekend. One night, when my parents were sleeping, he and I were in the living room. The only light came from the TV, which was broadcasting the musical variety show Don Kirshner's Rock

[Read More](#)

## **U.S. Sentencing Commission Releases New Firearms Offender Report, Indicating Major Increase in Firearms Arrests**

The U.S. Sentencing Commission released its most in-depth report on federal firearm offender statistics to date late last week against the grave backdrop of recent gun violence concerns, including more than 300 mass shootings

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## **New SF District Attorney Again Personally Linked to Victim in Murder Prelim, Now 9 Days Old**

A preliminary hearing for two men accused of a murder in July of 2020 moved to its ninth day Monday in San Francisco County Superior Court—the victim of the homicide is the cousin of the husband of newly-appointed

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## **Juvenile Justice Report Points to Failures of Juvenile Restitution Policies**

The Juvenile Justice Center Friday released a report highlighting the ineffective and extremely harmful use of juvenile restitution fees across multiple states.

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

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SF County Superior Court Judge Gail Dekreon stormed out of her own courtroom Friday afternoon after a heated debate with Deputy Public Defender Latisha McCray—tension between the judge and McCray bubbled beneath

[Read More](#)

### **Man Pleads No Contest to Domestic Violence; Felony Charges Reduced to Misdemeanors**

Quanya Mico Clay was released on her own recognizance Monday morning here in Alameda County Superior Court for charges involving a robbery at TJ Maxx in which she allegedly threatened a security guard with pepper spray.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo0MmVmYTI4MDM4YThjZjRiZjYzODBjMWJmNmQyYWViMT02OjViMDI6OTc4NzBjNGQ3NGVkdjYzODVjMmY3YzExYWY4ZjNIOGY1YjZiZWNiZDc3MmIxMTEkNDQzOWFhZjA4OTg1NjE1NWJmNjP0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo0MmVmYTI4MDM4YThjZjRiZjYzODBjMWJmNmQyYWViMT02OjViMDI6OTc4NzBjNGQ3NGVkdjYzODVjMmY3YzExYWY4ZjNIOGY1YjZiZWNiZDc3MmIxMTEkNDQzOWFhZjA4OTg1NjE1NWJmNjP0OIQ)

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**Subject:** Everyday Injustice Newsletter: Appointed DA Jenkins Purges Innocence Commission in a Friday Afternoon Massacre of 16 DA Employees  
**Date:** Monday, July 18, 2022 at 5:00:24 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Supervisor Preston called the shift in direction, "totally unnecessary, unprovoked, divisive and counterproductive."

## Everyday Injustice Newsletter - July 18, 2022

### Why Would One Want to Disband the Innocence Commission?

As I noted last week - elections do have consequences. But I think it's important to remember as well that consequences also have elections - and so what we have seen in San Francisco is perhaps what could be described as an overcorrection.

I believe that the voters were wrong to blame the problems of San Francisco on DA Boudin, but even if they weren't, I don't believe that they intended to reignite the war on drugs and disband the innocence commission.



In Oklahoma last month, Republican Representative Kevin McDugle held a press conference to proclaim, Richard Glossip who is set to be executed innocent.

“The investigative report confirmed in my mind that we do have an innocent man on death row,” McDugle said. “In my opinion, this entire case against Richard Glossip was manipulated by the detective in charge, and that Richard Glossip has now been behind bars because of the gross misconduct of the DA’s office and the investigation.”

“In Oklahoma, we don’t seek convictions, we seek justice,” he said.

Over the years, it would seem one area where most can agree – there is no public safety value to keeping innocence people behind bars. But in San Francisco, on Friday, two days after telling the Chronicle that she supported the Innocence Commission and it wasn’t going to be interfered with, newly appointed DA Brooke Jenkins disbanded the Innocence Commission created under Chesa Boudin and fired its liaison.

I can kind of understand wanting to crack down on drugs and open air drug markets - I don’t think they are going about it the right way. But to disband the Innocence Commission? That just seems to be self-defeating. There is no public safety upside to disbanding the innocence commission and keeping people who should not be in prison, locked away.

Preston called the shift in direction, “totally unnecessary, unprovoked, divisive and counterproductive.”

Supervisor Preston added, “it doesn’t make sense from a policy perspective.”

He said while he knew a new appointee would bring a different perspective on issues like low-level street crime and drug dealing, I think that was expected.”

He said, “But it’s not a given that someone’s going to come in and try to interfere with the work of the Innocence Commission.” He noted, “There are plenty of people who have a much more conservative approach to criminal justice issues, but who still value and see the importance of looking at where the system convicts someone who’s innocent.

“Plenty of people have championed Innocence Commissions who don’t have Chesa Boudin’s politics,” Preston added.

But here we go again, someone wanting to completely undo the legacy of Boudin is operating without much discernment.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **16 Former Boudin Hires Fired in a Friday Afternoon Massacre by Brooke Jenkins**

Don't call it a massacre, call it a reform prosecution genocide. A week after being appointed and pledging to not fire employees until she met with them and discussed their roles, newly-appointed DA Brooke Jenkins scheduled 15-

[Read More](#)

### **SF DA Shuts Down Innocence Commission Among Other Purges**

It was just in April when now former DA Chesa Bouin announced that Joaquin Ciria had been exonerated 32 years after being wrongly convicted of killing Felix Bastarrica.

[Read More](#)

### **Bar Wants Supervision and Control of Legal Document Assistant Professionals, Union Says**

The State Bar of California wants to have more rigorous regulation of the legal document assistant (LDA) profession by complete supervision and control according to the California Association of Legal Document Assistants

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### **Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe**

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

[Read More](#)

### **Groundbreaking Agreement that Limits the Use of Cash Bail and Ensures Public Safety**

A Court has agreed to greatly curtail the use of cash bail so that it will only rarely result in someone's detention. People will not be detained unless, after reviewing evidence presented, a judge determines that releasing a person

[Read More](#)

## **Police Misconduct Leads Contra Costa County DA to Admit to Dismissing Dozens of Cases in State, Federal Court**

Dozens of state cases—and at least a dozen federal cases—have been “compromised” and will be halted or reversed because of police officer misconduct and actual crimes, said Contra Costa County prosecutors, who

[Read More](#)

## **Federal Judge Agrees to Disqualify Herself after Husband’s Verbal Attack on Unhoused – Petition Remains Demanding City and County of Sacramento Protect Homeless from Extreme Heat**

Chief U.S. District Judge Kimberly J. Mueller disqualified herself from hearing a homeless matter here Friday in response to a pleading by counsel for the homeless that asked for her to recuse herself because of statements

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## **Juvenile Justice Report Points to Failures of Juvenile Restitution Policies**

The Juvenile Justice Center Friday released a report highlighting the ineffective and extremely harmful use of juvenile restitution fees across multiple states.

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## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Man Pleads No Contest to Domestic Violence; Felony Charges Reduced to Misdemeanors**

A man accused of domestic violence against his spouse/cohabitant pleaded no contest Friday here in Yolo County Superior Court after his charges were reduced to misdemeanors and a few consequences..

[Read More](#)

### **Judge Storms Out during Heated Debate with Public Defender**

SF County Superior Court Judge Gail Dekreon stormed out of her own courtroom Friday afternoon after a heated debate with Deputy Public Defender Latisha McCray—tension between the judge and McCray bubbled beneath

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### Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter: Sampling of Gascón Recall Petitions Come Up Short; Gascón Announces Challenge to Court Ruling Mandating 3 Strikes Charges  
**Date:** Friday, July 15, 2022 at 5:04:01 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Prosecutor's Alliance tweeted, "Great news! The LA recall attempt against [@GeorgeGascon](#) failed to qualify and will now have to get every signatures verified. As in past recalls, we can expect valid signatures to drop even lower so looks like it will fail."

## Everyday Injustice Newsletter - July 15, 2022

### The Future of Criminal Justice Reform Depends on Good Journalism

We watched in San Francisco as DA Chesa Boudin was taken down primarily due to bad media coverage of outlier crime events. We are watching the same thing happening in LA.

An [LA Times](#) article from two weeks ago noted, “There is often a disparity between fact and feeling when it comes to Gascón’s critics, however.”

The Times cited its own [analysis from earlier this year](#), which it said “raised significant questions about the recall campaign’s attempts to blame Gascón’s policies for increases in crime.”

For example, “While homicides have surged during Gascón’s tenure, violence also has climbed significantly in jurisdictions overseen by prosecutors who oppose Gascón, such as in San Diego and Sacramento.”

The reality is that while San Francisco experienced an uptick in crime, crime is going up everywhere - on the watch of traditional tough on crime prosecutors. Crime went up more in places like Alameda, Sacramento and Kern than in San Francisco. But the media overplayed a few high profile incidents and cemented in the public’s mind the perception that criminal justice reform was to blame.

How do we combat bad journalism? With good journalism.

At the Vanguard, we have a plan for doing exactly that - putting interns in the courts to monitor and report on cases, and hiring investigative journalists to dig out the facts from the fiction.

Examples...

**Chronicle Calls Her a ‘Progressive Prosecutor’ but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct**

**Public Defender Sets Record Straight on Knight Column and Gudino Case**

**[Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)**

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## **Criminal Justice News/ Commentary**

### **Suddenly the LA Recall of Gascón Has Some Doubt – Sampling of Signatures Failed to Make the Threshold**

It was a simple announcement by the Los Angeles County Clerk-Recorder, Dean Logan, who announced on Thursday that the random sampling of signatures for the George Gascón recall petition was only verified at a 78% rate.

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## **Letter: Honoring and Valuing Our Immigrant Community**

On behalf of the undersigned list of organizations, we respectfully urge you as the new interim District Attorney for San Francisco to honor our City's diverse and large immigrant community, reject xenophobic attempts to target

[Read More](#)

## **LA District Attorney Gascón Announces Challenge to Court Ruling Mandating 3 Strikes Charges**

Los Angeles District Attorney George Gascón, in a public statement Thursday, said he would be appealing what his office called a "dangerous precedent" by the CA Court of Appeals that ruled prosecutors file a strike in all

[Read More](#)

## **AG Selects New Director of Federal Bureau of Prisons – Prosecutors Don't Oppose the Pick**

U.S. Attorney General Merrick B. Garland announced this week he had selected Colette S. Peters to serve as Director of the embattled Federal Bureau of Prisons (BOP).

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## **LGBTQ Man Facing ICE Deportation, Fiji Persecution Should be Pardoned by Gov, SF Supes Resolve**

The American Civil Liberties Union (ACLU) of Southern California and How Law filed a public lawsuit against Immigration and Customs Enforcement (ICE) this week, seeking records it had filed for under in

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID cases rise in Bay Area county jails and sheriff's offices

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Self Defense or Gang Shooting? Murder Trial Begins in San Francisco

Deputy District Attorney Dane Reinstedt's opening statement in the murder trial here in San Francisco County Superior Court sought to frame Thomas Ortiz as a gang member getting revenge, but Deputy Public Defender

[Read More](#)

### Defense Expresses Concern with Main Investigator's Testimony in 7th Day of Homicide Prelim

A preliminary hearing for two men accused of a murder in July of 2020 moved to its seventh day Thursday in San Francisco County Superior Court—the victim of the homicide is the cousin of the husband of newly-appointed

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He

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This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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### Yolo County Court Watch:

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**Date:** Friday, July 15, 2022 at 5:47:19 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://www.davisvanguard.org/2022/07/judge-continues-murder-prelim-despite-defense-claim-conflict-involving-new-district-attorney/>

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**Date:** Friday, July 15, 2022 at 5:47:16 AM British Summer Time  
**From:** valerie.ibarra@sfgov.org  
**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/07/judge-continues-murder-prelim-despite-defense-claim-conflict-involving-new-district-attorney/>

**Subject:** Everyday Injustice Newsletter: Commission on Judicial Performance Narrows in on OC Judge Murray, Calling His Testimony Deceptive and Lacking in Candor  
**Date:** Thursday, July 14, 2022 at 5:03:08 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Jonathan Rave, Yolo Chief Deputy DA: the racial “disparity... is troubling in many ways.”

## Everyday Injustice Newsletter - July 14, 2022

### The Future of Criminal Justice Reform Depends on Good Journalism

We watched in San Francisco as DA Chesa Boudin was taken down primarily due to bad media coverage of outlier crime events. We are watching the same thing happening in LA.

An [LA Times](#) article from two weeks ago noted, “There is often a disparity between fact and feeling when

it comes to Gascón's critics, however.”

The Times cited its own [analysis from earlier this year](#) , which it said “raised significant questions about the recall campaign’s attempts to blame Gascón’s policies for increases in crime.”

For example, “While homicides have surged during Gascón’s tenure, violence also has climbed significantly in jurisdictions overseen by prosecutors who oppose Gascón, such as in San Diego and Sacramento.”

The reality is that while San Francisco experienced an uptick in crime, crime is going up everywhere - on the watch of traditional tough on crime prosecutors. Crime went up more in places like Alameda, Sacramento and Kern than in San Francisco. But the media overplayed a few high profile incidents and cemented in the public’s mind the perception that criminal justice reform was to blame.

How do we combat bad journalism? With good journalism.

At the Vanguard, we have a plan for doing exactly that - putting interns in the courts to monitor and report on cases, and hiring investigative journalists to dig out the facts from the fiction.

Examples...

**Chronicle Calls Her a ‘Progressive Prosecutor’ but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct**

**Public Defender Sets Record Straight on Knight Column and Gudino Case**

**[Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)**

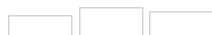
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## **Criminal Justice News/ Commentary**

### **Commission on Judicial Performance Narrows in on OC Judge Murray, Calling His Testimony Deceptive and Lacking in Candor**

In January the Vanguard reported on Judge Michael Murray’s conduct in which he is alleged to have committed prosecutorial misconduct in failing to disclose evidence in a murder case a decade ago while a prosecutor.

**[Read More](#)**

## **Commentary: Data Transparency Forces Yolo DA's Office To Acknowledge What We Have Known All Along About Racial Disparities**

One of the biggest issues facing the Yolo County DA is one of racial disparities. And while I remain skeptical of the Yolo County DA's push for data transparency, credit them with one thing – they did not shy away from unpleasant

[Read More](#)

## **Los Angeles County Board of Supervisors Asks Voters for Power to Remove Sheriff from Office.**

The Los Angeles County Board of Supervisors is asking voters for the power to be able to remove the elected Sheriff, Alex Villanueva, from office.

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## **LGBTQ Man Facing ICE Deportation, Fiji Persecution Should be Pardoned by Gov, SF Supes Resolve**

An LGBTQ man who faces deportation by ICE to Fiji where he faces discrimination and persecution as a queer man should be pardoned by Gov. Gavin Newsom, said the San Francisco Board of Supervisors Tuesday in a

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[Read More](#)

## COVID cases rise in Bay Area county jails and sheriff's offices

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Man Held for Trial in Alleged Torture Death of Family Dog

A felony preliminary hearing here Tuesday in Stanislaus County Superior Court dealt with the torture and killing of a family dog early this year.

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### Defense Points Out Surveillance System Timing Issues in 6th Day of Homicide Prelim

A preliminary hearing for two men accused of a murder in July of 2020 proceeded into its sixth day Wednesday in San Francisco County Superior Court—the victim of the homicide is the cousin of the husband of newly-

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### After Negotiation, Man Pleads to Crime and Retains Appeal Rights

After a little give and take here—and some old-fashioned “horse trading”—Jesse Yates agreed to plead guilty or no contest, and retained his appeal rights, too.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit



This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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**Date:** Wednesday, July 13, 2022 at 5:13:52 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 07.13.2022 - SF Supervisors Urge Governor Newsom to Pardon LGBTQ Man in ICE Custody.pdf

**FOR IMMEDIATE RELEASE:** July 13, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Supervisors Urge Governor Newsom to Pardon LGBTQ Man in ICE Custody**

**SAN FRANCISCO** – Yesterday, the San Francisco Board of Supervisors unanimously passed a [resolution](#) urging Governor Newsom to pardon [Salesh \(“Sal”\) Prasad](#) who is being represented in his deportation case by the Immigration Unit of the San Francisco Public Defender's Office. In August 2021, California state prison officials unnecessarily transferred Mr. Prasad directly into ICE custody on the day he should have been released from prison after transforming his life and earning parole. A pardon would prevent his deportation to Fiji, a country he left at age six, where he stands to face discrimination and persecution as a queer man and an Indo-Fijian minority.

“I am proud to have authored this resolution urging Governor Newsom, a former Mayor of San Francisco, to pardon Salesh Prasad. Sal is a beloved LGBTQ community member who has served almost three decades in prison. He demonstrated his rehabilitation and earned release, and should not be subjected to the inhumane double punishment of deportation,” **said Supervisor Hillary Ronen**, who introduced the resolution which was co-sponsored by Supervisors Dean Preston and

Rafael Mandelman.

“I’m honored to represent Sal, a beloved brother, uncle, nephew, and artist who has dedicated himself to rehabilitation and helping others,” said **Maddie Boyd, Mr. Prasad’s attorney** in the San Francisco Public Defender’s Office.

Mr. Prasad, now 50 years old, experienced domestic violence and sexual abuse as a child, and the trauma pushed him to numb himself with alcohol and narcotics and seek protection from gang members. At age 22, he took another person’s life during an argument, a crime for which he served 27 years in prison and is incredibly remorseful. While in prison, Mr. Prasad found healing through therapy, art, and helping others. He led Alcoholics Anonymous and Narcotics Anonymous groups, and practiced non-violence and de-escalation among his peers. He has also spoken out about work conditions and safety to CalOSHA on behalf of detained workers, and fought to ensure COVID-19 boosters for fellow ICE detainees. He has become an activist and advocate for California legislation such as the Mandela Act, to further limit the use of solitary confinement in prisons, and the VISION Act (AB 937) to prevent transfers from jails and prisons to ICE.

Several organizations have pledged their support for Mr. Prasad, including faith groups and reentry agencies who are poised to help him transition back into the community where he hopes to counsel others who have survived the traumas of childhood abuse.

“Sal is a freedom fighter and an artist, who generously shares his gifts with others around him. His spiritual path of redemption is a model for all of us,” said **Reverend Deborah Lee, Executive Director of the Interfaith Movement for Human Integrity**. “Sal has the support and love of his community, including the faith community here in San Francisco, and should be released.”

“Sal has taken some of the darkest moments of his life and has turned them into positive gifts to the community,” said **Edwin Carmona-Cruz, Community Engagement Director at the California Collaborative for Immigrant Justice**. “When his mother passed due to COVID-19, Sal fiercely advocated for individuals in ICE custody to have vaccine access. His efforts, quite literally, saved so many lives. I am in awe of his leadership and I hope he can continue to share his light with so many people.”

“I would not be where I am today if it weren’t for the positive influence of my uncle Sal,” said **Amitesh Diyal, Mr. Prasad’s nephew**. “Sal was the only real father figure I had growing up. Sal draws beautiful custom cards, and he would send me them all the time from prison. I can’t count the times I heard the words ‘I love you’ and ‘I’m proud of you’ from my uncle. My children speak to him regularly—he adores them and they adore him. I want Sal to be released so they can finally get to meet their beloved great-uncle.”

“I am humbled and speechless from this overwhelming support,” said **Sal Prasad**, learning of the passage of the resolution. “Thank you to the San Francisco Board of Supervisors from the bottom of my heart for their faith in me. I only hope to have the chance to show that healing and rehabilitation are always possible, and to continue giving back with love.”

###

To view this press release online and access a photo of Sal Prasad, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter: Advocacy Groups Blast Surveillance Proposal as Jenkins Holds a Talk in the Tenderloin

**Date:** Wednesday, July 13, 2022 at 5:02:48 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Saira Hussain, a staff attorney for EFF told the Vanguard, "the program that the SFPD wants to create is unprecedented in city history, and it would let SFPD co-op private cameras mounted on homes, businesses, and organizations to conduct sweeping live surveillance."

**Everyday Injustice Newsletter - July 13, 2022**

## The Future of Criminal Justice Reform Depends on Good Journalism

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An [LA Times](#) article from two weeks ago noted, "There is often a disparity between fact and feeling when it comes to Gascón's critics, however."

The Times cited its own [analysis from earlier this year](#), which it said "raised significant questions about the recall campaign's attempts to blame Gascón's policies for increases in crime."

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**Public Defender Sets Record Straight on Knight Column and Gudino Case**

**[Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)**

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## Criminal Justice News/ Commentary

### **Advocacy Groups Blast Surveillance Proposal as Jenkins Holds a Talk in the Tenderloin**

This week newly appointed DA Brooke Jenkins jumped onboard a brewing fight over surveillance cameras. Already, a coalition of community and civil rights organizations have sent a letter urging the San Francisco Board of

[Read More](#)

### **Elected Prosecutors Pledge to Visit Their Local Correctional Facilities**

Racial Disparity was the subject of this month's Commons Town Hall which was hosted by the Yolo County District Attorney's Office in partnership with Measures for Justice yesterday.

[Read More](#)

### **CA Continues to Spend Taxpayer \$\$ on 'Cages' in New Budget, State Prison Critic Charges**

California is "still prioritizing punishment driven systems as an answer to public safety with an overall Corrections budget of \$18 billion," charged critics of the state's 2022-23 new prison budget Tuesday.

[Read More](#)

### **Roman Polanski File Unsealed by Los Angeles DA Amid Decades-Long Allegations by Victim of Prosecutorial Misconduct**

Los Angeles County District Attorney George Gascón announced Tuesday his office no longer objects to the unsealing of the conditional examination transcripts of former Deputy District Attorney Roger Gunson in the case

[Read More](#)

### **CA Governor Signs New Law that Allows Suits against Gun Makers**

California's governor Tuesday signed into law a measure that would allow—as of July 1, 2023—anyone, from individuals to district attorneys to the CA attorney general, to sue firearms makers.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Court Error Requires Accused to Be Released on Supervised OR**

After a Yolo County Superior Court was unable to determine why an accused man was in custody, Judge David Reed released him Monday. The judge said, "Absent significant information, I would be inclined

[Read More](#)

## Homicide Prelim Moves into 5th Day – Forensic Experts Dominate Testimony

A preliminary hearing for two men accused of a July, 2020, murder proceeded into its fifth day Tuesday in San Francisco County Superior Court—the victim of the homicide was the cousin

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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Yolo County Court Watch:



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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzozZWU5MTA0MzQzOGEzNDI2NGZINjEyOTM5YWZIZGQ5Yjo2OjNkNTA6MDkyN2RlMGE5MDY4MTkwMmY0ZmJkNGMzYTFjYzQxYmZlMmUzZjRmNWU5M3MDZlMzU1ODI1ZDUwMDI5NzU0ZWUyNjpo0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzozZWU5MTA0MzQzOGEzNDI2NGZINjEyOTM5YWZIZGQ5Yjo2OjNkNTA6MDkyN2RlMGE5MDY4MTkwMmY0ZmJkNGMzYTFjYzQxYmZlMmUzZjRmNWU5M3MDZlMzU1ODI1ZDUwMDI5NzU0ZWUyNjpo0OIQ)

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## San Francisco Public Defender

Daily update · July 13, 2022

NEWS

### [D.A. Brooke Jenkins to review drug cases, may reverse decisions made under Chesa Boudin](#)

San Francisco Chronicle

Interim **San Francisco** District **Attorney** Brooke Jenkins has ordered a review of dozens of drug cases in which the office extended plea offers under ...

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### [San Francisco City Attorney settles with opioid manufacturers for \\$54 million | Health](#)

San Francisco Examiner

**San Francisco** has reached a \$54 million settlement with two major drug manufacturers in an ongoing landmark opioid trial, City **Attorney** David Chiu ...

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### [Will Chesa Boudin run again? His progressive allies hope so – J.](#)

The Jewish News of Northern California

Though recalled by **San Francisco** voters last month, Chesa Boudin may not ... supporters say the former **public defender** and **S.F. district attorney**, ...

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## [Allergan, Teva to pay \\$54M in San Francisco opioid lawsuit | The Kansas City Star](#)

The Kansas City Star

FILE - **San Francisco** City **Attorney** David Chiu, right, stands next to Mayor London Breed, left, and former City **Attorney** Dennis Herrera as he ...

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## [Mainstream Media's Warped Narrative On San Francisco Recall Election | Black Star News](#)

Black Star News

Photos: Wikimedia Commons\YouTube\Screenshots **San Francisco** voted on June 7 to recall its district **attorney**, Chesa Boudin, a reformer who had ...

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## [Allergan, Teva to pay \\$54M in San Francisco opioid lawsuit | RochesterFirst](#)

RochesterFirst

**SAN FRANCISCO** (AP) — Opioid makers Allergan and Teva have agreed to pay ... FILE – **San Francisco** City **Attorney** David Chiu, right, stands next to ...

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## [Letter | Gratitude for previous county public defenders - Santa Cruz Sentinel](#)

Santa Cruz Sentinel

When Larry Biggam, Jerry Christensen and Jon Minsloff stepped forward in 1975 to provide primary **public defender** services it was a great asset for the ...

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## [Allergan, Teva to pay \\$54M in San Francisco opioid lawsuit - Times Union](#)

Times Union

... **San Francisco** alleging the drug industry fueled an overdose and addiction surge that created a public nuisance. City **Attorney** David Chiu made ...

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## [Bay Area man sentenced to 16 years to life for killing his mother - The Mercury News](#)

The Mercury News

Deputy **Public Defender** Sara Johnson represented Riley, while Deputy District **Attorney** Eric Charm led the prosecution.

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## Judge Sustains Charges of Assault with a Deadly Weapon for Attack, Allegedly with Scissors

Davis Vanguard

By Sophia Tarantino & Stewart Lucas **SAN FRANCISCO**, CA - Deputy **Public Defender** Alexandra Pray and Deputy District **Attorney** Henderson faced off ...



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**Subject:** These are challenging times, please help support our work! Valerie

**Date:** Tuesday, July 12, 2022 at 7:00:14 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## These are tough times

### Support independent journalism

Every month we have been fighting the same battle since May - raise money to pay the bills. The economy is challenging. COVID relief is vanishing. We believe we perform a vital function in the community and we are asking our readers to help support us by either becoming sustaining or increasing their monthly contributions.

We have gotten to the point where about half our monthly expenses are covered by monthly donations. That's great, but it still leaves us with \$4000 to \$5000 every month to raise which is taking a toll.

Here's my ask: if you are not a monthly donor, become one. If you are a monthly donor and can afford to increase it - please do so. If you can't - no problem, I understand.

If you can make a one-time donation - please do so.

Go to: <http://davisvanguard.networkforgood.com>

**The Future of Criminal Justice Reform Depends on Good Journalism**

We watched in San Francisco as DA Chesa Boudin was taken down primarily due to bad media coverage of outlier crime events. We are watching the same thing happening in LA.

An [LA Times](#) article from two weeks ago noted, "There is often a disparity between fact and feeling when it comes to Gascón's critics, however."

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At the Vanguard, we have a plan for doing exactly that - putting interns in the courts to monitor and report on cases, and hiring investigative journalists to dig out the facts from the fiction.

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- [Public Defender Sets Record Straight on Knight Column and Gudino Case](#)
- [Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)

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With our thanks,  
David M. Greenwald  
Editor and Founder

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**Subject:** Everyday Injustice Newsletter: New DA Pushed For Police Surveillance – Public Push Back Forced It To Be Shelved For Now

**Date:** Tuesday, July 12, 2022 at 5:02:57 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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In a letter of support to the Board of Supervisors, Jenkins said, "This ordinance will provide law enforcement with a critical tool to make our city safer while also supporting accountability."

## Everyday Injustice Newsletter - July 12, 2022

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## **Criminal Justice News/ Commentary**

### **New DA Pushed For Police Surveillance – Public Push Back Forced It To Be Shelved For Now**

Critics alleged that the San Francisco Police was attempting to “sneak” a policy that “grants them sweeping live access” to what could be thousands of private cameras including those on doorbells and businesses. The Board of

[Read More](#)

### **Elected Prosecutors Pledge to Visit Their Local Correctional Facilities**

65 elected prosecutors pledged to personally visit the correctional facilities in which individuals prosecuted by their offices are placed and to require all prosecutors in their offices to do the same.

[Read More](#)

### **Progressive Boston District Attorney Candidate Ricardo Arroyo Nabs Big Endorsement**



Boston City Councilor Ricardo Arroyo has just announced his campaign for District Attorney in Suffolk County – if should win, Arroyo would be the first Latino District Attorney in Massachusetts.

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## **Defense Questions DNA Analysis as SF Homicide Prelim for 2 Men Continues Into 4th Day**

A preliminary hearing investigating a murder that occurred on July 5, 2020 continued into its fourth day Monday in San Francisco County Superior Court, and it's expected to continue much of this week.

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### **Father Going to Trial over Charge of Sexually Assaulting Daughter Decade Ago**

In Yolo County Superior Court last Friday, "Mr. XX" (the name is changed to protect the identity of the victim) had a preliminary hearing involving allegations of sexual assault of a minor—his own daughter.

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### **Judge Sustains Charges of Assault with a Deadly Weapon for Attack, Allegedly with Scissors**

Deputy Public Defender Alexandra Pray and Deputy District Attorney Henderson faced off Friday in a preliminary hearing for William Mason, in custody and charged with assault with a deadly weapon—not a firearm, but allegedly

[Read More](#)

### **Two Members of Court Audience Removed by Judge during Intense Bail Hearing**

Two people were removed from a courtroom by bailiffs here Monday in Stanislaus County Superior Court during a tense pretrial bail hearing for 28-year-old Jonathan Alexander Ray, who allegedly fatally shot 40-year-old Salvador

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter: Mayor Breed Opts To Antagonize Reformer; Federal Judge Asked to Disqualify Self in Hearing on Sac Homeless

**Date:** Monday, July 11, 2022 at 5:01:31 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Jenkins demurred, "At this point, I really am trying to move away from a lot of the discussion we had in the recall."

## Everyday Injustice Newsletter - July 11, 2022

### The Future of Criminal Justice Reform Depends on Good Journalism

We watched in San Francisco as DA Chesa Boudin was taken down primarily due to bad media coverage of outlier crime events. We are watching the same thing happening in LA.

An [LA Times](#) article from two weeks ago noted, "There is often a disparity between fact and feeling when it comes to Gascón's critics, however."

The Times cited its own [analysis from earlier this year](#), which it said "raised significant questions about the recall campaign's attempts to blame Gascón's policies for increases in crime."

For example, “While homicides have surged during Gascón’s tenure, violence also has climbed significantly in jurisdictions overseen by prosecutors who oppose Gascón, such as in San Diego and Sacramento.”

The reality is that while San Francisco experienced an uptick in crime, crime is going up everywhere - on the watch of traditional tough on crime prosecutors. Crime went up more in places like Alameda, Sacramento and Kern than in San Francisco. But the media overplayed a few high profile incidents and cemented in the public’s mind the perception that criminal justice reform was to blame.

How do we combat bad journalism? With good journalism.

At the Vanguard, we have a plan for doing exactly that - putting interns in the courts to monitor and report on cases, and hiring investigative journalists to dig out the facts from the fiction.

Examples...

[Chronicle Calls Her a ‘Progressive Prosecutor’ but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct](#)

[Public Defender Sets Record Straight on Knight Column and Gudino Case](#)

[Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back](#)

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## **Criminal Justice News/ Commentary**

### **Mayor Breeds Opts For the Risky Approach and To Antagonize Reformers**

The San Francisco DA management team was called into a meeting – by the Mayor’s office with new DA Brooke Jenkins. It was described to the Vanguard as an awkward and icy meeting, where the mayor’s deputy Chief of Staff

[Read More](#)

### **The City Where Investigations of Police Take So Long, Officers Kill Again Before Reviews Are Done**

Around dinner time on Feb. 13, 2018, Ronell Foster was riding his bike on a wide road that runs through the historic downtown of Vallejo, California. The 33-year-old did not own a car, and cycled nearly everywhere he went around his

[Read More](#)

## **Everyday Injustice Podcast Episode 148: Jarrett Adams from Wrongful Conviction to Attorney**

Jarrett Adams was a high school student and made one mistake—he went to a college party and ended up wrongly convicted for the rape of a white college woman, having been convicted by an all-white jury and facing nearly 30

[Read More](#)

## **Federal Judge Asked to Disqualify Self in Hearing Set Friday on Petition Demanding City and County of Sacramento Protect Homeless from Extreme Heat**

Homeless advocates continue to press the city and county of Sacramento in federal court to provide thousands in the unhoused community with relief from extreme summer heat – temps will hit 100 degrees or more several days

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

## **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Preliminary Hearing Starts for Suspect in 2019 Hemet Double Shooting that Left 1 Dead, 10-Year-Old Boy Injured**

Robert Whitecloud Trujillo, a suspect in a 2019 fatal shooting in Hemet, CA, had his preliminary hearing in Riverside County Superior Court begin Friday—it will be ongoing this week.

[Read More](#)

### **Advanced Age a Factor, but Judge Still Sentences Man to 16 Years in Prison for Motel Arson**

James Pulford received his final prison sentence Friday morning here in Yolo County Superior Court for his arson conviction from last year, which included starting a fire in an occupied motel and tampering with the smoke detectors,

[Read More](#)

### **Difficult Court Testimony Finally Leads to Trial Setting for Grand Theft**

Despite halting, and sometimes confusing, testimony by the alleged victim here last week in Stanislaus County Superior Court, a woman was bound over to trial for grand theft after her preliminary hearing.

[Read More](#)

### **Teen Takes Deal, Judge 'Mothers' Him Through It – and His Mom Picks Him Up from Court**

San Francisco County Superior Court Judge Carolyn Gold had to feel a little bit more like a mother than a judge in some ways last week after sentencing a young 19-year-old man to 68 days in jail, with 68 days

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpiZmUxNzk2OWRhNjM1NzRmZDc2NjI0NDNjZDBIZTIjZTo2OmU5MGQ6MjkxMzdjMGI1OWZkZTUzZWm1MTRkOTE5MGY0ZDE5OGVkmTcxMWFjZmY5ZWlyN2ZjOTk3NGJlYmYwZGFjMTkzNzp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpiZmUxNzk2OWRhNjM1NzRmZDc2NjI0NDNjZDBIZTIjZTo2OmU5MGQ6MjkxMzdjMGI1OWZkZTUzZWm1MTRkOTE5MGY0ZDE5OGVkmTcxMWFjZmY5ZWlyN2ZjOTk3NGJlYmYwZGFjMTkzNzp0OIQ)

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**Subject:** Join Us For a Hip Hop and Civil Rights Symposium!

**Date:** Saturday, July 9, 2022 at 1:10:32 AM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## Hip Hop and Civil Rights Symposium

Image

## Let's get together!

The Vanguard is collaborating a new event, and we'd love to see you there!

Join us for a [Hip Hop and Civil Rights Symposium](#), **July 16, 2022 at 6:00 PM** with host comedian Mars Parker!

Tickets are only \$10 for a limited time so get them before they run out.

[Register](#) soon because space is limited.

We hope you're able to join us!

**July  
16th, 2022**

6:00 - 9:00 pm

The Guild Theater  
2828 35th Street  
Sacramento, CA 95817

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**Subject:** Everyday Injustice Newsletter: Mayor Breed Opts to Go with Recall Leader Brooke Jenkins for Appointment – A Move That Already Has Reformers Seething  
**Date:** Friday, July 8, 2022 at 5:00:28 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Gil Duran notes that if Breed were to pick Brooke Jenkins, "it would be his moral duty to run."

## Everyday Injustice Newsletter - July 8, 2022

### Mayor Breeds Opts For the Risky Approach

Mayor Breed Had a Choice – She Could Go With a Unity Pick and try to heal her city or she could pick someone like Brooke Jenkins who would inflame it and probably precipitate Boudin to run again.

Twice Mayor London Breed has had to fill an opening in the DAs office over her tenure as Mayor. Both times she has opted to pour gas on the fire rather than taking a safe route. Why that is – I don't know. But it is worth noting.

In October of 2019, George Gascon suddenly resigned to move to LA. Breed decided to appoint one of the candidates – Suzy Loftus to the office rather than a placeholder who was not on the ballot. As Gil Duran noted earlier this week, “Many political observers think Breed's decision to appoint DA candidate Suzy Loftus to the office during the 2019 campaign created a backfire effect that boosted Boudin's campaign to victory.”

He advised, “Best not to make the same mistake twice.”

But she did. In the wake of the recall, many have argued that reform is needed, but that Chesa Boudin went too far, too fast. Breed had the option to tamp down on things by naming a consensus candidate that might appeal to the progressives demand for reform and the traditionalists demand for more accountability for criminal acts.

Instead, she opted for Brooke Jenkins. Jenkins pours gas on the fire. She publicly resigned from Boudin's office to join the recall effort and was at times a visible spokesperson for it.

Critics were quick to note, “Jenkins previously said she would like to see San Francisco prosecutors regain the power to ask for cash bail, gang enhancements, ‘strikes’ from prior convictions and to charge juveniles as adults.”

In a [commentary from October](#), the Vanguard noted, “Chronicle Calls Her a ‘Progressive Prosecutor’ but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct.” Duran, himself not big fan of Boudin although he thought the recall was an abuse of democracy. He wrote on Tuesday, if Breed were to pick Brooke Jenkins, “it would be (Boudin's) moral duty to run.”

If Breed wanted to tamp things down, she made an awful pick. If she wanted to pour gas on the fire in San Francisco, she hit a home run.

Now we'll see what Boudin does.

Thanks for reading

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## Criminal Justice News/ Commentary

### **Mayor Breed Opts to Go with Recall Leader Brooke Jenkins for Appointment – A Move That Already Has Reformers Seething**

Mayor London Breed had a choice on which way to go after the tumultuous recall process. But instead of calming down the atmosphere, she appears to have chosen to dump gasoline on it. The choice of

[Read More](#)

### **Prominent Civil Rights Attorneys Back Alameda DA Candidate Price; Opponent Takes \$\$ from Law Enforcement**

Supporters for district attorney candidates here in Alameda County couldn't be more different. The prominent civil rights lawyers in the John Burris Law Office—which recently won

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### **ICE Prevented from Using Outside Contractors to Make Immigration Arrest after ACLU/Asian Law Caucus Lawsuit**

ICE (Immigration and Customs Enforcement) will now be prevented from using G4S Secure Solutions, Inc., a contractor, to “arrest people at jail and prisons to funnel them into the deportation pipeline,” according to a

[Read More](#)

### **Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back**

Wednesday marked the deadline to turn at least 569,000 valid signatures to force the recall of Los Angeles District Attorney to be placed on the ballot. Local media has reported that the campaign has already spent over \$8 million

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### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Man Claims Unlawful Search, but Judge Sets Trial Anyway in Drug Case**

Although the accused complained arresting officers conducted an unlawful search, Judge Carrie Stephens found a drug-related felony case against Shawn Reid should be set for trial after Reid's preliminary hearing

[Read More](#)

### **Judge Recalls Warrant in Traffic Case When Accused Demonstrates Will to Take Responsibility**

During a man's arraignment hearing this week, the judge decided to recall a warrant because the man expressed his willingness to take responsibility for his actions.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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**Subject:** Everyday Injustice Newsletter: Recall in LA Likely To Proceed; Supports of Gascon Push Back; Why Chesa Could Run Again and Win

**Date:** Thursday, July 7, 2022 at 5:00:31 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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That plaintiff “may succeed, on appeal or in habeas, in getting the conviction reversed,” Justice Kagan wrote, quoting from past rulings. “But then, what remedy does he have for all the harm he has suffered? The point of Section 1983 is to provide such redress—because a remedy ‘is a vital component of any scheme for vindicating cherished constitutional guarantees.’ The majority here, as elsewhere, injures the right by denying the remedy.”

## Everyday Injustice Newsletter - July 7, 2022

### Comments Are Down, Traffic Remains Steady

At the beginning of May the Vanguard recognizing a longstanding problem with negativity in the comment section, changed its comment policy. Instead of allowing people to post comments and moderating after publication, all comments go into the queue and have to be approved. That resulted in a lot of comments never getting published, some commenters stopping making comments and one getting booted.

We know from just observing that comments are way down. The question was whether comments were driving traffic to the site, either because people making comments were logging on more to see if there were responses or make further comments or because people were actually logging on to see what comments were being made.

Two months of data shows that traffic has not been impacted. Traffic rose slightly in May over April and it fell slightly in June over May. June was very slightly higher than April. Given that May had one more day, and average views per day is virtually unchanged.

Our board met last night and one thing we would like to see are more comments by a wider variety of people.

A few notes:

You have to register to comment - you can do so **here**  
It has to be under your own real name - first and last name  
Keep it civil

For more information - see our [comment policy](#).

**Hope you had a great July 4 - are you a sustaining member? Can you become one at \$25 per month? Can you make a one-time donation?**

[Please support our work with a monthly or one time donation](#)

Dear readers -

Why is the Vanguard so important?

Strong local coverage. The Vanguard started as a local non-profit news source in Yolo County and

continues to provide exclusive coverage.

Independent journalism. We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

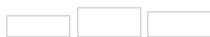
Cutting edge journalism. The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are raising money for July - please read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

**Please support our work with a monthly or one time donation - TODAY**

Support the Vanguard's innovative journalism by becoming a sustaining monthly donor - \$25/ month or what you can donate:  
<http://davisvanguard.networkforgood.com>

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## Criminal Justice News/ Commentary

### **Gascón Recall Campaign Turns In Over 700,000 Signatures, Supporters of the DA Push Back**

Wednesday marked the deadline to turn at least 569,000 valid signatures to force the recall of Los Angeles District Attorney to be placed on the ballot. Local media has reported that the campaign has already spent over \$8 million

[Read More](#)

### **Commentary: Boudin Could Run Again – And Win**

When the Vanguard spoke with ousted DA Chesa Boudin last week, he Chesa Boudin told the Vanguard that he is definitely considering running again.

[Read More](#)

### **Guest Commentary: The Supreme Court Benches the Separation of Church and State**

In two cases this term, the conservative majority on the Supreme Court made it abundantly clear that there's little room for the separation of church and state in its regressive constitutional framework. For nearly 75 years,

[Read More](#)

## **LA District Attorney Gascón Announces Murder Charges in Double Murder Case**

District Attorney for Los Angeles County George Gascón announced this week his office had charged two men allegedly connected to the deaths of Hilda Marcela Cabrales-Arzola and Christy Giles.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **COVID cases cross 1,000 in latest outbreak across California prisons**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Judge Recalls Warrant in Traffic Case When Accused Demonstrates Will to Take Responsibility**

During a man's arraignment hearing this week, the judge decided to recall a warrant because the man expressed his willingness to take responsibility for his actions.

[Read More](#)

### **Man Claims Unlawful Search, but Judge Sets Trial Anyway in Drug Case**

Although the accused complained arresting officers conducted an unlawful search, Judge Carrie Stephens found a drug-related felony case against Shawn Reid should be set for trial after Reid's preliminary hearing

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### **Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project**

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter: PD Fails to Protect LGBTQ Event from Proud Boys; Supreme Court Makes Qualified Immunity a Big Winner This Term

**Date:** Wednesday, July 6, 2022 at 5:00:27 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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## Everyday Injustice Newsletter - July 6, 2022

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## **Criminal Justice News/ Commentary**

### **Woodland PD Fails to Protect LGBTQ Event from Proud Boys**

A drag show planned at Mojo's Lounge & Kitchen428 Restaurant in Woodland was disrupted by Sacramento Proud Boys last Thursday.

**[Read More](#)**

### **Supreme Court Makes Qualified Immunity a Big Winner This Term**

While cases involving abortion, conceal-carry and prayer at football games drew the headlines, the Supreme Court drew far deeper than that.

**[Read More](#)**

### **Guest Commentary: Indefinite Solitary Confinement is Purgatory**

"Indefinite solitary confinement" is a phrase coined by the Third Circuit Court of Appeals in 2017 to define a sub-class of prisoners, who are being held in solitary confinement indefinitely, without any clear path back to the prison's

**[Read More](#)**

### **Despite Big Questions, Oklahoma Court Announces Execution Dates for 6 Men**

## **after They Challenged Constitutionality of OK Execution Laws**

The Oklahoma Court of Criminal Appeals late last week announced the execution dates of six men, including individuals with claims of innocence, mental illness and severe trauma.

[Read More](#)

## **The Homelessness Issue – Housing First Versus Mental Health and Addiction First**

Twice now in the past two years we have seen major efforts at coerced treatment in California raised as a solution or at least part of a solution to homelessness. Last year and earlier this year, we saw a Yolo County pilot project

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County



Jails

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## Court Watch Coverage

### Judge Revokes Probation, Sets High Bail for Veteran Repeat Offender, Who Reacts Violently

Santa Barbara County Superior Court Judge Raimundo J. Montes de Oca Tuesday revoked the probation of a veteran with a long history of serious criminal activity and set \$50,000 bail—in response, the

[Read More](#)

### Man Claims Unlawful Search, but Judge Sets Trial Anyway in Drug Case

Although the accused complained arresting officers conducted an unlawful search, Judge Carrie Stephens found a drug-related felony case against Shawn Reid should be set for trial after Reid's preliminary hearing

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**Subject:** Support the Vanguard's innovative journalism project Valerie  
**Date:** Tuesday, July 5, 2022 at 9:15:07 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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Image



**Hope you had a great July 4 - are you a sustaining member? Can you become one at \$25 per month? Can you make a one-time**

# donation?

## [Please support our work with a monthly or one time donation](#)

Dear readers -

Why is the Vanguard so important?

**Strong local coverage.** The Vanguard started as a local non-profit news source in Yolo County and continues to provide exclusive coverage.

**Independent journalism.** We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

**Cutting edge journalism.** The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are raising money for July - please read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

## [Please support our work with a monthly or one time donation - TODAY](#)

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, “Chief” Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*“The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.*

*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”*

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*“The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program.*

*Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").*

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

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With our thanks,  
David M. Greenwald  
Editor and Founder

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**Subject:** Everyday Injustice Newsletter: New Trial Sought in Glossip Case; Some Want to Keep Emergency Zero-Bail Policy in Place  
**Date:** Tuesday, July 5, 2022 at 5:01:49 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“The data on wrongful convictions has long shown that prosecutorial misconduct is a significant source of injustice in the criminal legal system,” DPIC executive director Robert Dunham said. “But this research documents that what some judges have described as an ‘epidemic’ of misconduct is even more pervasive than we had imagined.”

## Everyday Injustice Newsletter - July 5, 2022

**Everyday Injustice  
Podcast Episode 159: Ron Hochbaum and Homeless Advocacy  
Law**

One of the bigger issues these days is homelessness. Ron Hochbaum joined McGeorge School of Law in 2021 and directs the Homeless Advocacy Clinic, teaching poverty law. Prior to arriving at McGeorge, Hochbaum directed the UDC (University of the District of Columbia) Housing and Consumer Law Clinic in which students represented housed and unhoused District residents in efforts to access and maintain healthy, safe, and affordable housing.

Hochbaum worked on AB 1883, saying, "It is a bill I am working on with Assemblywoman Quirk Silva and it was born out of an article I published called 'Bathrooms as a Homeless Rights Issue.'"

He also discussed the issue of bail, its impact on homelessness as well as the root causes of homelessness, city sanctioned encampments, and anti-panhandling laws.

Listen as Ron Hochbaum joins Everyday Injustice to discuss issues of homelessness and how we can better serve the unhoused community.

To listen or watch - [click here](#).

Thanks for reading.

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## Criminal Justice News/ Commentary

### Some Want to Keep Emergency Zero-Bail Policy in Place

While most counties have ended zero-bail and critics have often charged the policy with allowing people to be released to commit additional crimes, supporters of the policy in Los Angeles County recently argued to keep it in place

[Read More](#)

### Report by DPIC Finds Prosecutorial Misconduct Implicated in More than 550 Death Penalty Reversals or Exonerations

An analysis released last week by the Death Penalty Information Center found prosecutorial misconduct at the center of reversals and exonerations of those on death row.

[Read More](#)

### New Evidence Leads Attorney to Urge New Court Trial for Death Row Inmate Richard Glossip



After an investigation yielded new evidence concerning the case for death row inmate Richard Glossip, his attorney, Don Knight, is calling for a court trial before setting his client's new execution date.

[Read More](#)

## **Everyday Injustice Podcast Episode 159: Ron Hochbaum and Homeless Advocacy Law**

One of the bigger issues these days is homelessness. Ron Hochbaum joined McGeorge School of Law in 2021 and directs the Homeless Advocacy Clinic, teaching poverty law. Prior to arriving at McGeorge, Hochbaum

[Read More](#)

## **The Homelessness Issue – Housing First Versus Mental Health and Addiction First**

Twice now in the past two years we have seen major efforts at coerced treatment in California raised as a solution or at least part of a solution to homelessness. Last year and earlier this year, we saw a Yolo County pilot project

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

**New COVID outbreaks reported in California's prisons, vaccination rates remain stagnant**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Rules Felonies Remain in Case Where Suspected Shoplifter Attacked Raley's Security with Knives**

Deputy District Attorney Samantha Adhikari attempted to admit testimony about an incriminating video into evidence during a preliminary hearing in San Francisco County Superior Court Friday, but Judge

[Read More](#)

### **Defense Suggests Improper Appointment – Judge Disagrees, Insists Lawyer Remain on Case with Upcoming Trial**

Stanislaus County Superior Court Judge Dawna Reeves and Defense Attorney Aaron Villalobos debated which legal course of action to take following new information introduced in the case last Friday.

[Read More](#)

### **Judge Tosses Evidence after Woodland Officers Fail to 'Mirandize' Suspect**

Yolo County Superior Court Judge Timothy Fall late Friday tossed out much of the evidence against Dustin Robert Ray after arresting officers failed to Mirandize him properly, as noted by Deputy Public

[Read More](#)

### **Creole Language Interpreter Lacking, Highlighting Shortage of Superior Court Interpreters**

A case was continued here last week in Alameda County Superior Court after a judge admitted a “Creole” interpreter wasn’t available—if there ever was one available in the superior court.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter: Community Members, Mothers of Gun Violence Victims and Leaders Speak Out at Capitol

**Date:** Friday, July 1, 2022 at 5:02:37 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** [valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)

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Attorney Curtis Briggs told the Vanguard, "If the judge exercises discretion in striking the gun enhancement and the special circumstances, he will be immediately eligible for parole. Given his impeccable behavior over the past two decades, he will likely be released as soon as he gets to the parole board."

**Everyday Injustice Newsletter - July 1, 2022**

**And the Children**

## Shall Lead Them

On Tuesday in Sacramento at the California Capitol there was a rally against gun violence. Two of the features that were most compelling - the mothers telling the story of their children getting gunned down, including the mother of slain DJ Gio, who was shot and killed in front of his home in Natomas, Sacramento.

The other was the Voices of Youth...

"My name is Sincere and I'm working with voice of the youth today I'm gonna be speaking my truth," she said. "See me as an African American girl, I can relate to gun violence. I lost cousins, brothers and close friends, but they aren't just my cousin, brothers and close friends. They're someone son, daughter, brother, uncle, father, and mother. This world that we live in, we have some that normalize gun violence. It is not okay, nor fair."

She added, "We lose loved ones. Over gang activity, pride and foolishness. It's pure foolishness. There are kids also being killed."

Sean Jefferson said, "Gun violence is a big issue that has did nothing but grief over time, I have lost family, family members and friends due to gun violence. As a young black man in this world, I have been around a lot of gun violence, and honestly, it's sad to see everybody's everybody's younger ones and family members dying to do the gun violence."

Niama said, "What events come to mind once you hear gun violence, do you think of all the unjust acts done to Kids and adults hate crimes, implied justified killings, police brutality in mass shootings, or do you think these events aren't targeted at all, perhaps random as a public, we should know what is happening in our communities from birth we should know what's wrong with our world and how to navigate and survive in America. All of us here could be a victim or know a victim of gun violence. Someone could do absolutely nothing wrong and not know that it was their last day."

Also speaking was Sacramento Mayor Darrell Steinberg.

He said, "Let me just say this world would be a lot better off. If we listened more to our young people, they have more than a few answers."

Indeed.

To read the full story including photographs - [click here](#).

Thanks for reading.

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## Criminal Justice News/ Commentary

### Community Members, Mothers of Gun Violence Victims and Leaders Speak Out at Capitol

A Capitol rally was held, by Organized Voices and Voice of the Youth to bring attention to gun violence in Sacramento, which has surged in recent years (the Vanguard was a co-

which has surged in recent years (the Vanguard was a co-sponsor and organizer of the event).

[Read More](#)

## **Guest Commentary: Why We Vehemently Oppose the Governor's 'CARE Court' Proposal – and So Should You**

All Californians deserve permanent, affordable housing, and healthcare that meet their needs and allow our communities to flourish. Nobody should be forced to languish, deteriorate, and die on our streets.

[Read More](#)

## **League of Women Voters Charges SCOTUS Concealed Gun Ruling This Past Week 'Unconstitutional'**

The U.S. Supreme Court's 6-3 ruling this past week in New York State Rifle & Pistol Association v. Bruen that New York's 100-year-old law restricting certain individuals from carrying concealed weapons

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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**New COVID outbreaks reported in California's prisons, vaccination rates remain stagnant**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **After Prelim Hearing, Woman to Face Trial – Accused of Stabbing Man in Back**

During a preliminary hearing Wednesday in Santa Barbara County Superior Court, Judge Thomas Adams decided to proceed with a jury trial in an attempted murder case involving great bodily injury.

[Read More](#)

### **Judge Tosses Charges, Ruling Prosecution Failed to ID Accused in Crime**

Yolo County Superior Court Judge Tom M. Dyer this week dismissed all charges against an accused man, ruling the prosecution did not establish the man violated a restraining order or attempted to

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter: Longest Serving Person on California's Death Row, Stankewitz Granted Resentencing

**Date:** Thursday, June 30, 2022 at 5:02:15 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Attorney Curtis Briggs told the Vanguard, "If the judge exercises discretion in striking the gun enhancement and the special circumstances, he will be immediately eligible for parole. Given his impeccable behavior over the past two decades, he will likely be released as soon as he gets to the parole board."

## Everyday Injustice Newsletter - June 30, 2022

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### Read More Exclusive Coverage From the Vanguard

Here is some of our exclusive coverage from the past few days...

**Longest Serving Person on California's Death Row, Stankewitz Granted Resentencing**

In November 2020, [the Vanguard broke](#) the story about Douglas “Chief” Stankewitz, the longest serving incarcerated person on death row at San Quentin, who many believe to be wrongly convicted of murder in 1978.

Now an appellate court panel has granted Stankewitz a resentencing and remanded the case back to the lower court.

[Full story here](#)

### **Advocates Argue against the Governor’s Proposed CARE Court**

Governor Gavin Newsom has proposed a new policy framework—CARE Courts—to provide community-based mental health and substance use disorder treatment services to Californians with the most acute challenges, many of whom are experiencing homelessness.

SB 1338, authored by Senator Thomas Umberg and Senator Susan Eggman, has been moving through the legislature.

While the legislation has had strong support in the legislature and from Democrats, progressives have been concerned about its impacts. The ACLU of Southern California and LA Progressive recently hosted a webinar, “We Oppose CARE Court – and You Should Too.”

[Full story here](#)

### **Exclusive coverage of Santa Rita Jail**

From Patty Yao - [Family, Community Rally after 59th Death in 10 Years Linked to Santa Rita Jail](#)

From Cres Vellucci - [Santa Rita Jail Practices ‘Racist Discrimination’ against ‘Non-White’ Attorney, Charges Civil Rights Lawyer in Internal Affairs Complaint](#)

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## **Criminal Justice News/ Commentary**

### **Longest Serving Person on California’s Death Row, Stankewitz Granted Resentencing**

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[Read More](#)

### **Guest Commentary: Egbert Ruling Is a**

## **Blow to Federal Police Accountability**

The Supreme Court recently dealt a blow to federal police accountability in *Egbert v. Boule*. The case, in which the ACLU filed an amicus brief, centers on Robert Boule, who runs a bed-and-breakfast on the U.S.-Canada border. Boule

[Read More](#)

## **SCOTUS Ruling on Church and State Separation ‘Harms Youth,’ ACLU Claims**

The U.S. Supreme Court, ruling in *Kennedy v. Bremerton School District*, diminished the already fine line of the separation of church and state in public schools in a decision this past week.

[Read More](#)

## **San Francisco Police Chief Condemns Action of Officer Arrested for Fraud in Fake Insurance Claims**

Earlier this week, San Francisco Police Dept. Internal Affairs announced the arrest of a current officer after a lengthy investigation into an incident involving fraud.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Sex Crimes with Minor Case Goes to Trial after Preliminary Hearing**

Judge David Rosenberg ruled a sex crimes case should go to trial after the preliminary hearing of Alejandro Sotelo this week in Yolo County Superior Court.

[Read More](#)

## **Everyday Injustice - Podcast**

see our podcasts

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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**Subject:** Everyday Injustice Newsletter: Could Boudin Run Again? Chesa Boudin Talks about the Recall and the Future of the Movement  
**Date:** Wednesday, June 29, 2022 at 5:01:53 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I knew it was something we had to be worried about for a couple reasons," Boudin explained. "One is it's a classic conservative police union playbook, you know, it's, it's not new, it's not creative, it's not original, but it has been used for decades and it has worked."

## Everyday Injustice Newsletter - June 29, 2022

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**Ousted DA Chesa  
Boudin Speaks with the Vanguard**

**By David Greenwald**

I interviewed Chesa Boudin last night for the first time since his recall.

It wasn't the 20-point blow out it looked like when the votes were initially counted on Election Day, but the voters of San Francisco have turned out DA Chesa Boudin after just two and a half years.

His term ends on July 8—Mayor London Breed has yet to announce whom she is appointing to replace him.

Boudin told the Vanguard on Tuesday in a phone interview that he has a number of options but has yet to decide, and he again left open the possibility that he will run for DA again.

One of the triggering events to the recall was Troy McAllister on New Year's 2021 and his killing of two pedestrians—McAllister had been released from custody and many questioned whether he should have been.

Boudin in an early conversation with the Vanguard in 2019 was concerned that, at some point, someone released from prison or jail might commit a serious crime and there could be a backlash. As it turns out, he was right.

[Click here to read the whole interview/ story.](#)

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**Dear readers –**

**Why is the Vanguard so important?**

**Strong local coverage.** The Vanguard started as a local non-profit news source in Yolo County and continues to provide exclusive coverage.

**Independent journalism.** We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

**Cutting edge journalism.** The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are in need of \$2000 this month – please help us today – read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

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**Criminal Justice News/ Commentary**

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Governor Gavin Newsom has proposed a new policy framework—CARE Courts—to provide community-based mental health and substance use disorder treatment services to Californians with the most acute challenges,

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## **Guest Commentary: Finding Humanity with Project Free Write**

The Yolo County Public Defender's Office introduces you to Project Free Write, an eight-week storytelling workshop created for system-impacted persons with a mission to bear witness to their voices, their experiences, and their common

[Read More](#)

## **Family, Community Rally after 59th Death in 10 Years Linked to Santa Rita Jail**

Jose "Nick" Cardenas' family, community members and activists from the Ella Baker Center and the Anti-Terror Police Project, held a vigil for the late Cardenas last week outside the Alameda County Sheriff's Office to protes

[Read More](#)

## **Santa Rita Jail Practices 'Racist Discrimination' against 'Non-White' Attorney, Charges Civil Rights Lawyer in Internal Affairs Complaint**

Yolanda Huang—a civil rights and defense lawyer who makes it a habit of suing jails and police for mistreating people—said Tuesday she has filed an internal affairs complaint against deputies at Alameda County's Santa Rita

[Read More](#)

## **Western States Commit to Protecting Those from Other States Seeking Abortion Access**

Although the U.S. Supreme Court last week overturned Roe v. Wade, CA Gov. Gavin Newsom agreed June 24 that the western states of Oregon, California and Washington are committed to a multi-state plan to protect those

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Sets Trial in Attempted Robbery Case Where Alleged Victim Outran Assailants**

During a preliminary hearing this week in Stanislaus County Superior Court, Judge Dawna Reeves concluded that, because of a dispute over facts, a jury trial should be held in a felony robbery case.

[Read More](#)

### **Victim Recounts Experiences in Violation**



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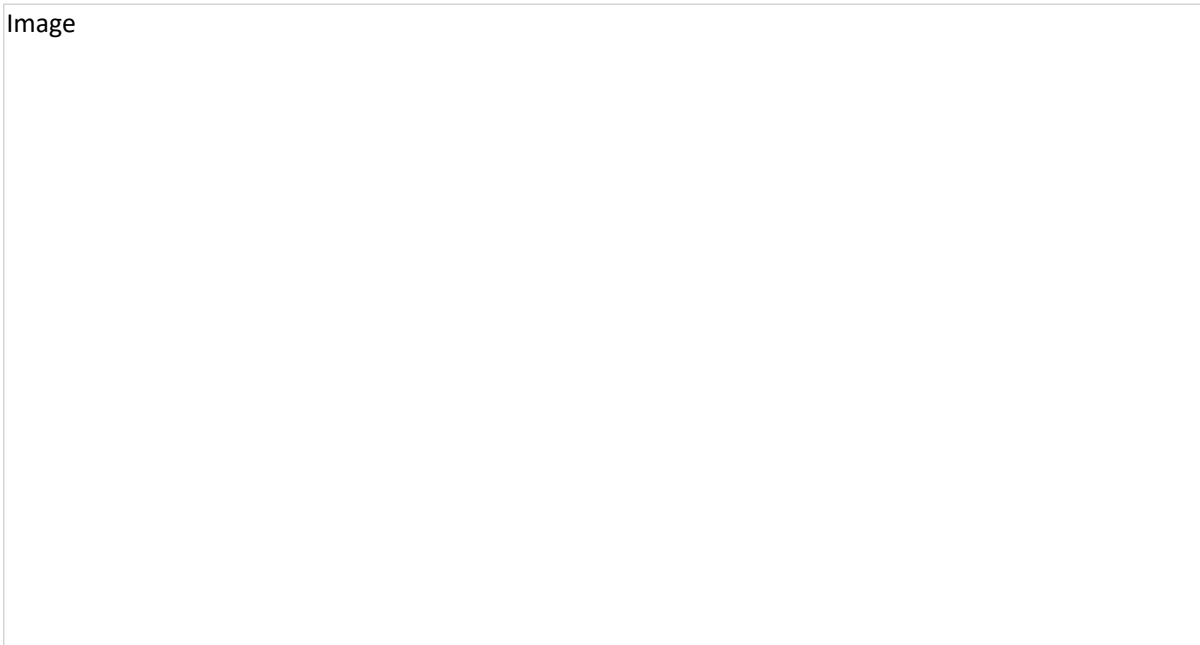


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Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, “Chief” Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*“The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.*

*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”*

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*“The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program.*

*Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").*

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

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With our thanks,  
David M. Greenwald  
Editor and Founder

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**Subject:** Everyday Injustice Newsletter: SFDA Files Charges Against Officer For Fraud, Grand Theft; Krasner Calls on Other DA's to Step Up on Roe  
**Date:** Tuesday, June 28, 2022 at 5:02:27 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Our office is committed to ensuring that no one is above the law," said District Attorney Boudin, adding, "Officers who break the law, whether in their official or personal capacities, must be held accountable."

## Everyday Injustice Newsletter - June 28, 2022

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**Please support our  
work with a monthly or one time donation**

**Dear readers –**

**Why is the Vanguard so important?**

**Strong local coverage.** The Vanguard started as a local non-profit news source in Yolo County and continues to provide exclusive coverage.

**Independent journalism.** We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

**Cutting edge journalism.** The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are in need of \$2000 this month – please help us today – read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

[Please support our work with a monthly donation \(\\$25 a month\) or one time donation – TODAY](#)

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## [Criminal Justice News/ Commentary](#)

### [SF District Attorney Files Insurance Fraud, Grand Theft and Identity Theft Felonies against SF Police Officer Involved in Car Scheme](#)

A San Francisco police officer was charged with five felonies today, according to a statement from the office of recently recalled but still very active SF District Attorney Chesa Boudin.

[Read More](#)

### [Sentencing Project Applauds Passage of Measure to Allow Incarcerated to Vote](#)

Massachusetts has joined other states in giving voting rights to those incarcerated, as Gov. Charlie Baker signed a new act into law here, called "VOTES," which allows thousands of incarcerated people within the state

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### [Philly District Attorney Krasner Calls on Other DAs to Publicly Declare They Will Support & Protect Reproductive Rights](#)



Following the U.S. Supreme Court overturning Roe v. Wade, Philly District Attorney Larry Krasner vowed to support and protect reproductive rights in Philadelphia from authoritarian efforts to criminalize patients and medical

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## **ACLU and Planned Parenthood Suing for Right to Abortion for Kentuckians**

On behalf of Kentucky abortion clinics and a health care provider, the ACLU, ACLU of Kentucky, and Planned Parenthood Northwest, Hawai'i, Alaska, Indiana, Kentucky have now filed a state court challenge looking to block two

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## **Social Justice Groups Demand LA County Budget 'Invest' in Community, Not Sheriff's Dept**

Social justice groups—including JusticeLA, Re-Imagine LA and the Los Angeles Youth Uprising Coalition—rallied last week to criticize the proposed LA County's budget, calling for supervisors to close youth jails, and prioritize monies

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**New COVID outbreaks reported in California's prisons, vaccination rates remain stagnant**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Modesto Man Convicted of DUI Crash, Sentenced to 15 Years to Life in Prison.**

Manpreet Singh Atwal has been sentenced to 15 years to life in prison for second degree murder, hit and run drunk driving by Stanislaus County Superior Court Judge Dawna Reeves.

[Read More](#)

### **Judge Tosses One Felony, but Woman to Stand Trial on Another One**

Ruby Torres, after her Yolo County Superior Court preliminary hearing Monday, found she would be going to trial for felony robbery in the second degree with the enhancement of use of a deadly weapon—a second felony

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter: As Speak Out across the Nation Vowing Not to Prosecute Abortion Cases – CDAA Silent  
**Date:** Monday, June 27, 2022 at 5:01:32 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“This is a sad day in America,” said Los Angeles County District Attorney George Gascón, who, again, is one of the 83 elected prosecutors who signed the pledge. “The Supreme Court has told half the population that it has no right to bodily autonomy.”

## Everyday Injustice Newsletter - June 27, 2022

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### DA’s Could Be on the Front Line of the Abortion Fight

As we reported, more than 83 elected prosecutors signed a letter last week indicating that they would not

criminalize abortion. While California is highly unlikely to do so, five DA's (out of 58 counties) signed onto the letter:

Diana Becton (Contra Costa), Chesa Boudin (San Francisco), George Gascón (Los Angeles), Nancy O'Malley (Alameda), and Jeff Rosen (Santa Clara).

"This is a sad day in America," said Los Angeles County District Attorney George Gascón, who, again, is one of the 83 elected prosecutors who signed the pledge. "The Supreme Court has told half the population that it has no right to bodily autonomy."

DA's are now a last line of defense for abortion rights in several key states. But as an article in Vox points out, "there are also limits to how much they can resist bans and shield abortion providers from criminal and financial liability."

In some states, "those district attorneys will be able to use their extensive legal discretion to decide whether abortion bans will be enforced at the local level."

"District attorneys in Louisiana have unbridled discretion to decide what sorts of cases to prosecute and which sorts of offenses to let go unprosecuted," Loyola University New Orleans law professor Dane Ciolino [told WWL-TV](#).

On one end of the spectrum, Jason Williams, the district attorney for Orleans Parish, Louisiana, has [already indicated](#) that he does not intend to enforce the trigger law.

But Vox reports, "in other states, including Texas, district attorneys' refusal to enforce abortion bans may have a limited impact."

They explain, "Under Texas's trigger law, which will go into effect 30 days after the Supreme Court issues its official judgment in the case overturning *Roe*, the state's Republican attorney general, Ken Paxton, could override local district attorneys and go after abortion providers and funds.

"The Texas law creates first- and second-degree felony offenses for providing or aiding in any abortion starting at fertilization that carry up to lifetime prison sentences. Paxton can't prosecute abortion providers under the law on his own. But he can unilaterally seek potentially ruinous civil penalties — up to \$100,000 per abortion — against them."

In the short term, people who can, will likely travel to states that still allow the procedure. But perhaps more ominously, in Texas, "Republicans are now discussing legislation to potentially allow district attorneys to prosecute people who are involved in abortions in neighboring counties and criminally punish anyone who helps a woman get an abortion in another state."

It's hard to imagine that would pass constitutional muster, but it again puts the onus on DA's both in states that ban abortion and potentially in states that do not.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **DAs Speak Out across the Nation Vowing Not to Prosecute Abortion Cases – Why Are Reisig and the CDAA Silent on Dobbs?**

If you want to know a public official's values, don't listen to what they say, but to what they do. Yolo County DA Jeff Reisig spent the last election cycle trying to convince voters that he was more progressive than they had

[Read More](#)

### **California Senate Votes to Keep Legalized Slavery in its Prisons**

Removing the language allowing for indentured servitude from California's Constitution began a couple of years ago when Samuel Nathaniel Brown, author of the proposal that is now ACA 3, had to clean a cell after an inmate died of

[Read More](#)

### **Everyday Injustice Episode 155: Emily Galvin-Almanza on Decarceration**

This week on Everyday Injustice we talk with Emily Galvin-Almanza—she's a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for The Appeal and currently heads up

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### **Despite Heat Wave, Federal Court Denies Appeal by Homeless Union to Require City and County of Sacramento to Protect Unhoused – Union Buoyed As Judge Does Set Early July Hearing**

Despite daily 100 degree temperatures for most of the past week, a U.S. District Court here has denied a petition for an ex parte temporary order by the Sacramento Homeless Union that sought to require the city and county of

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### **Social Justice Groups Demand LA County Budget 'Invest' in Community, Not Sheriff's Dept**

Social justice groups—including JusticeLA, Re-Imagine LA and the Los Angeles Youth Uprising Coalition—rallied last week to criticize the proposed LA County’s budget, calling for supervisors to close youth jails, and prioritize monies

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### **COVID cases rise in Bay Area county jails and sheriff’s offices**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Woman Takes Deal in 13 Pounds of Pot Case after Ensuring Care for Children**

Sahari Delgadillo agreed to take a plea during her preliminary hearing here last Friday in Stanislaus County Superior Court, but only after she was first given time to take care of her children.

[Read More](#)

## Woman Sentenced to Jail for Stealing Baby Formula, Despite Attorney's Plea

Erica Torres joined the Ventura County Superior Court via Zoom from the Todd Road Jail Facility last Thursday to hear the sentencing for her felony of conspiracy to commit a crime—stealing baby formula for a relative.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

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**Subject:** Time Is Running Out... please donate! Valerie  
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Image

## Time Is Running Out... please donate!

[Please support our work with a monthly or one time donation](#)

Dear readers -

Why is the Vanguard so important?

**Strong local coverage.** The Vanguard started as a local non-profit news source in Yolo County and continues to provide exclusive coverage.

**Independent journalism.** We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

**Cutting edge journalism.** The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are in need of \$2000 this month - please help us today - read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

[Please support our work with a monthly or one time donation - TODAY](#)

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to

demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowicz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.*

*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today."*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*"During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career*

*path I was passionate about."*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

"I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail."

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*"The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").*

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,  
David M. Greenwald  
Editor and Founder

**I'll support the Vanguard**

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**Subject:** Everyday Injustice Newsletter: Supreme Court Obliterates State Gun Laws; Miranda Protections  
**Date:** Friday, June 24, 2022 at 5:02:18 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Governor Newsom: "make no mistake: this is a radical decision. Today's Court thinks that gun regulations should be frozen in time, and that if there wasn't a similar law in existence in the 1700s or 1800s, then a state can't pass it now, no matter how important it is to protect people from the modern horror of gun violence."

**Everyday Injustice Newsletter - June 24, 2022**

## Things Are Getting More Urgent for Funding

I was just reading an email from the Daily Kos, they were talking about the state of journalism and declining funding. They need to raise over \$100,000 to avoid cuts. While we don't have the vast national donor base they do, our situation, while not good is not nearly so dire. We only need to raise \$2000 by the end of the month. That's very feasible. But it is urgent.

### Why is the Vanguard so important?

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I need to emphasize this last point - no one is doing what we are doing in terms of court watch, training young future lawyers and journalists, and helping them succeed while at the same time we hold local government and the courts accountable.

### What we need!

We are in need of \$2000 this month - please help us today - read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

**Please support our work with a monthly or one time donation - TODAY**

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### Supreme Court Gun Ruling Injects New Life into State Gun Efforts

On Thursday, the US Supreme Court, in *New York State Rifle & Pistol Association, Inc. v. Bruen*, held that New York's requirement that a person show "proper cause" in order to receive a license to carry firearms in public is

[Read More](#)

### Guest Commentary: Alameda DA Candidate Pamela Price Blasts SCOTUS

## Rulings

The Supreme Court conservative majority advanced its assault on civil rights and all the reform and progress we have achieved over the last few decades. In a far-reaching 6-3 ruling on New York State Rifle & Pistol Association

[Read More](#)

### **Guest Commentary: Supreme Court Ruling Rejects the Promise of Miranda Rights**

For more than half a century, nearly every American with a television has been able to recite the words that, under the Constitution, protect their right not to incriminate themselves under government interrogation. "You have the right to

[Read More](#)

### **Los Angeles District Attorney George Gascón Promises to Make Communities Safer through Crime Prevention, Not Over-Criminalization**

During his recent town hall on violent crime, Los Angeles District Attorney George Gascón acknowledged the alarming increase in homicides nationally and adds that this increase is not exclusive to progressive jurisdictions but

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### **CA Lawmakers, Communities Rally at State Capitol for Passage of 'VISION' Act to End 'Double Punishment' for Immigrants Turned Over to ICE**

Marking one year since California aided Immigration and Customs Enforcement's (ICE) deportation of domestic violence survivor Gabby Solano, California parents, community groups, faith leaders, union workers, re-entry

[Read More](#)

### **Murder Conviction Collapses in Orange County In Wake of Informant Scandal**

The murder conviction of Ramon Alvarez was overturned by a US District Court Central District of California in March. In late May, Assistant Orange County DA Troy Pino wrote, "After a thorough review of the case, the Office of the

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## **COVID CDCR and Jail Dashboards**

### **New COVID outbreaks reported in California's prisons, vaccination rates remain stagnant**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID cases rise in Bay Area county jails and sheriff's offices**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Jury Claims Deadlock in DUI-Drunk Driving Case – Judge Sends Jury Back**

The jury in a DUI/drunken driving trial here in Yolo County Superior Court told the judge they were hopelessly deadlocked Thursday—but the judge still sent the jurors back for further deliberations.

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## **Everyday Injustice - Podcast** see our podcasts

### **Everyday Injustice Podcast Episode 157:**





**Subject:** Everyday Injustice Newsletter:Murder Conviction Collapses in OC Due to Informant Scandal; Judge Lets Stand Plea Agreement in Yolo Murder Case Despite Marcy's Law Complaints  
**Date:** Thursday, June 23, 2022 at 5:02:15 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo DA Jonathan Raven: "It seems like over the last few months or so, there's been lots of references to individuals in jail being in cages. We hear that a lot and the mothers and the family of Erik Sanchez and Bruce Wayne will forever be in a proverbial cage for the rest of their lives. And I'll bet those moms... would be willing to spend the rest of their lives in a jail cell if they could only have Erik and Bruce back."

**Everyday Injustice Newsletter - June 23, 2022**

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## **Sometimes a Seemingly Lenient Plea Agreement is Due to Evidentiary Problems**

**By David Greenwald**

The family was outraged - here was a woman accused of two murders and she was only going to get six years in prison for the crime. How could that be? Particularly in a county like Yolo County where the DA is inclined to throw the book at the defendant, especially when charged with a serious crime.

The family said they didn't understand the agreement, they also blamed the DAs and the Public Defender in this case.

But ultimately, there were two murders in separate counties - Yolo County and Contra Costa County - and they couldn't link the two together. That made it much more challenging.

As the Judge put it on Wednesday, "as the Yolo county case progressed, there were proof problems that evolved that made it harder and harder for the district attorney in Yolo county to prove the charges in this case. And I totally understand that family says, well, she murdered my son, nephew, Erik. She should be punished and in a perfect world that happens, but in the real world where guilt and innocence has to be proven in court, you work with what you have."

Further, he noted, "if the district attorney thought they could easily win, get a murder conviction, this deal would not have been made."

This was an interesting case.

We covered last summer a motion by the public defender that cast doubt on the forensic techniques to match the bullets in the two counties.

Responding to a motion from Public Defender Tracie Olson and her office, Judge David Reed, while denying the motion "to exclude all evidence of the similarities of markings on the bullets" relating to bullets found in West Sacramento and Richmond homicides, nevertheless agreed to "limit testimony of the similarities of the markings on the bullets."

That proved crucial because it forced the counties to sever their cases, Judge Reed noted, "that that case in Contra Costa county might not ever be filed because absent developments and finding witnesses and witnesses that might cooperate that case was not provable."

That reality left the family angry and looking for blame. The DA's office took up their cause, but as Olson pointed out, while this case is tragic, there is no legal cause to set aside the plea.

Olson said that she thinks "this is a proper resolution given the evidence" in this case, but "It's not a proper resolution in terms of the worth of the men who died. Of course not. There's nothing that could ever equal the worth of the men that died. The criminal justice system, frankly, isn't set up to deal with grief, especially overwhelming grief, especially grief in this nature."

She said, "My argument to you is a legal one. It's a legal one that says that there is no legal cause from the district attorney to ask to withdraw from the plea. There's no legal basis to say there's a Marcy's law violation. There's no legal basis to say that the district attorney's office did anything that requires setting aside the plea."

The judge agreed. We can all agree this is a tragic case and two people are dead and were taken from their families. We can understand the anger, the anguish and the heartache, but ultimately, the plea agreement had to stand.

Thanks for reading

**\$4000 is What We Need, Maybe You Can Help Us**

UPDATE: Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

Last week we put out a note, "We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member."

\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

So here is the ask:

If you are already a monthly donor, can you up your donation to \$25 per month?

If you are not a monthly donor, can you become one?

If you don't want to make a monthly donation, can you make a one-time donation?

The biggest thing is every bit counts? A \$25 one-time donation is great, a \$5 monthly donation is great - they all add up and get us closer to the sustainability.

Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

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## **Judge Leaves Stand Plea Agreement in Yolo Murder Case**

Judge Reed on Wednesday set aside a prosecution motion to set aside a plea agreement that the victim's family claimed to have misunderstood and was too lenient.

[Read More](#)

## **Guest Commentary: Confronting the Tragic Legacy of Forced Boarding**

In May 2022, the United States Department of the Interior released Volume 1 of the Federal Indian Boarding School Initiative Report, investigating the centuries-long project that forcibly separated hundreds of thousands of Native

[Read More](#)

## **SCOTUS Ruling Asks State Taxpayers to Support Religious Instruction**

The U.S. Supreme Court issued a ruling Tuesday in Carson v. Makin that orders the state of Maine to fund religious education at private religious schools as part of its "tuition assistance program."

[Read More](#)

## **LA DA Gascón Addresses Handling of the Case Involving the Shooter of Two El Monte Police Officers**

Once against Los Angeles County District Attorney George Gascón held a press conference, offering his condolences to the families, friends and colleagues of El Monte Police Cpl. Michael Paredes and

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### New COVID outbreak reported in Alameda County's Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Witness Testimony Concludes in Misdemeanor Drunk Driving Trial

The evidence portion of a drunk driving misdemeanor trial concluded Tuesday in Yolo County Superior Court, one day after a Monday start.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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### Yolo County Court Watch:

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**Subject:** Please Support Our Innovative Journalism Program, Valerie  
**Date:** Wednesday, June 22, 2022 at 7:00:07 PM British Summer Time  
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**To:** valerie.ibarra@sfgov.org

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Image





# Exposing Everyday Injustices Through Innovative Journalism

[Please support our work with a monthly or one time donation](#)

Dear readers -

Why is the Vanguard so important?

**Strong local coverage.** The Vanguard started as a local non-profit news source in Yolo County and continues to provide exclusive coverage.

**Independent journalism.** We are living in a time of declining newspaper coverage, consolidation of big media, the growing corporate influence. The Vanguard is non-profit and free of the influence government or corporations to sanitize our reporting.

**Cutting edge journalism.** The Vanguard covers criminal justice reform from the bottom up. Training interns on the ground to monitor and report on what's happening in the courts and illuminating everyday injustices.

We are in need of \$2000 this month - please help us today - read below for more about our story and our impact and how your money can help us continue our mission to bring transparency and accountability to local government and the criminal legal system.

[Please support our work with a monthly or one time donation - TODAY](#)

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in

Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.*

*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today."*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*"During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about."*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*"I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail."*

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*"The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").*

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,  
David M. Greenwald  
Editor and Founder

**I'll support the Vanguard**

The Peoples Vanguard of Davis Inc  
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Davis, CA 95616

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**Date:** Wednesday, June 22, 2022 at 5:00:10 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Understandably, many of us are angry, including myself, and we all wish that we could predict violence. But the reality is that we can’t,” George Gascon said. “In this particular case, the history of the suspect, Mr. Flores, did not contain any evidence of violence. He was basically someone that had been drug addicted for many years.”

## Everyday Injustice Newsletter - June 21, 2022

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### Gascón Fights Back

By David Greenwald

Not only is hindsight 20/20, it focuses us on cases that take things immediately out of context because we know exactly what happens. This is the problem that LA DA George Gascón is facing.

His policies led to early release for a man who ended up killing two cops. It looks bad for him.

The problem is that most people - 95% of them - are going to be released at some point. We know that prison doesn't stop people from committing new crimes when they are released. The real problem therefore is recidivism and providing support and services to reduce that very high reoffending rate.

On Tuesday, the DA fought back and pointed out that there was nothing in this guy's background that would have led an objective person to believe he was a risk to murder two police officers.

"Understandably, many of us are angry, including myself, and we all wish that we could predict violence. But the reality is that we can't," he said. "In this particular case, the history of the suspect, Mr. Flores, did not contain any evidence of violence. He was basically someone that had been drug addicted for many years."

Gascón noted that Flores had been arrested mostly for drug related offenses, and "almost a decade ago, he was arrested and convicted for burglarizing his grandparents' home and stealing a TV." But since then, he "remained pretty much away from the criminal justice system until the arrest in this particular case where he was arrested for possession of drugs, for personal use and the possession of a gun."

He said "the outcome in this particular case, given what we knew, then no history of violence, very little contact with the criminal justice system for nearly 10 years, was appropriate."

Gascón said, "When people are arrested for serious crimes, we work hard to ensure that there are serious consequences, including lengthy periods of incarceration, but we have an imperfect system and that's not only here in LA that's everywhere. I know this is frustrating to hear, and they may not help heal the wounds for some, but we do not serve our community when we try to pretend that we can predict 100% of the time when these cases are going to occur."

The DA is right, but from what we saw in San Francisco, it seems doubtful that enough people will listen.

Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

Last week we put out a note, "We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member."

\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

So here is the ask:

If you are already a monthly donor, can you up your donation to \$25 per month?

If you are not a monthly donor, can you become one?

If you don't want to make a monthly donation, can you make a one-time donation?

The biggest thing is every bit counts? A \$25 one-time donation is great, a \$5 monthly donation is great - they all add up and get us closer to the sustainability.

Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## **Criminal Justice News/ Commentary**

### **Burris Goes to Black Wall Street to Hold Presser for Woman Mistreated by Arkansas Police**

The day after Juneteenth, John Burris and his staff used the historic backdrop of Tulsa's Black Wall Street, the site of racial violence against a burgeoning community 100 years ago, to announce he and his staff were filing

[Read More](#)

### **LA DA Gascón Addresses Handling of the Case Involving the Shooter of Two El Monte Police Officers**

Once against Los Angeles County District Attorney George Gascón held a press conference, offering his condolences to the families, friends and colleagues of El Monte Police Cpl. Michael Paredes and

[Read More](#)

### **Rally Held to Support Incarcerated Man Who Was Allegedly Over-Sentenced**

A rally was held at the California State Capitol in support of an incarcerated man who was sentenced to 39 years to life for a crime where no one was physically hurt.

[Read More](#)

## **Sacramento Homeless Union Threatens Federal Legal Action if Unhoused Not Provided 24-Hour Cooling Center Relief from Dangerous Summer Heat**

Legal counsel for the Sacramento Homeless Union Tuesday threatened to take federal legal action against the city and county of Sacramento if they do not immediately take “measures” to provide cooling centers

[Read More](#)

## **U.S. Sentencing Commission’s 2022 Report: Lower Rates of Recidivism Associated with Longer Sentences**

The United States Sentencing Commission’s 2022 report, detailing the relationship between length of incarceration and recidivism, has concluded that federal offenders incarcerated for longer sentences have lower

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There’s a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **New COVID outbreaks reported in CA prisons with over 200 positive cases**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **New COVID outbreak reported in Alameda County's Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Witness Testimony Concludes in Misdemeanor Drunk Driving Trial**

The evidence portion of a drunk driving misdemeanor trial concluded Tuesday in Yolo County Superior Court, one day after a Monday start.

[Read More](#)

### **Complications in Pre-Jury Trial Logistics Related to Alleged Jail Gang Fight**

Stanislaus County Superior Court Judge Dawna Reeves, Defense Attorney Willard Bakeman, and Deputy District Attorney Patrick Hogan Monday discussed logistics for an upcoming trial regarding an alleged gang-related jail

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### **Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project**

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)



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**Yolo County Court Watch:**

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## San Francisco Public Defender

Daily update · June 22, 2022

NEWS

[Alameda County public defender pleads to free man with gang tattoos from Salvadorian jail](#)

KTVU

The Salvadorian Consulate in **San Francisco** did not return a request for comment. Jorjani represented Cruz-Zavala, whose mother and sister live in ...



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## Commentary: Why **San Francisco** May Not Be the Best Test Case for Progressivism

Davis Vanguard

For city **attorney**, civil rights lawyer Faisal Gill is in the lead after vowing to repeal the city's anti-camping law and enact a pause on prosecutions ...

Flag as irrelevant

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## Opening Statements Held in Drunk Driving Misdemeanor Trial – Defense Claims Police ...

Davis Vanguard

WOODLAND, CA – In a pre-trial conference in a DUI jury trial here in Yolo County Superior Court Monday, Deputy District **Attorney** Gustavo Figueroa ...

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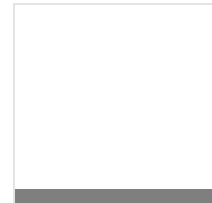
## Progressive **San Fran** DA Ousted —Which Other Soft-On-Crime Prosecutors Could Be Next?

Townhall

The Boudin StandardFrisco district **attorney** Chesa Boudin, born to a pair of convicted Weather Underground domestic terrorists, was sent packing ...

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## Honduran Migrants and the **San Francisco** Drug Trade - Center for Immigration Studies

Center for Immigration Studies

I recently explained that then-**San Francisco** District **Attorney** (DA) Chesa Boudin (D) was refusing to prosecute Honduran national drug dealers in ...

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## Guest Commentary: Civilized Californians Will Continue Anti-Capital Punishment Fight

Davis Vanguard

This column was originally published in 2017 in the Times of **San Diego** ... Stephen Cooper is a former District of Columbia **public defender** who ...

Flag as irrelevant

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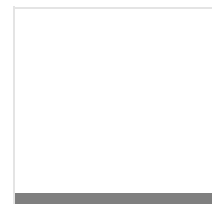
## Right from the Middle: Continuation of the beginning of the end - Suburban Chicagoland

Suburban Chicagoland

The progressive Democrats' **San Francisco** district **attorney** Chesa Boudin was recalled by an overwhelming vote of 60 percent. He was the poster-boy ...

Flag as irrelevant

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## Public Service Fellowships Benefit Dozens of UVA Law Students, Grads

UVA Law - The University of Virginia

University of Virginia School of Law **public** service fellowships are ... From New York to **San Francisco**, This Year's Fellows Take Advantage of ...



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## Lara Bazelon | Law Professor, Writer, and Advocate on the Criminal Justice System and Her ...

Arizona PBS

Bazelon spoke about how her experiences as a **public defender** and as an **attorney** with the University of **San Francisco's** Racial Justice Clinic have ...



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## Bodycam Footage Shows Four Cops Shooting Two Men Fighting on the Ground

The Daily Beast

**San Francisco** Deputy **Public Defender** Alexandra Pray, who once represented one of the men, called the deadly encounter "an inexcusable tragedy."



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**Subject:** Everyday Injustice Newsletter: Why San Francisco May Not Be the Best Test Case For Progressivism  
**Date:** Tuesday, June 21, 2022 at 5:00:41 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
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John Pfaff: "Crime is an abstraction for most of them — for most of us... You read about it, you hear about it, but the moment crime is closer to you, it's kind of shocking and appalling. But the Black community, they not only experience the violence, they experience the policing. It's not abstract for them. The fundamental humanization of it explains why there's more support for reform."

## Everyday Injustice Newsletter - June 21, 2022

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### Key Point Made

### About the Racial Dynamics of Progressive Prosecutor Races

John Pfaff a few days ago tweeted, "The more I read takes on Boudin's recall, and the more I think abt it, the more I think that the term "progressive prosecutor" has been a real misdirection abt the underlying

racial/ideological politics of reform DA elections.”

As he points out in an article, “It is increasingly clear that a core source of support for reform prosecutors comes from poorer, Blacker communities that bear the brunt of both violence and punitiveness.”

He noted the maps where Krasner won and argued, “reform prosecutors consistently win the voting precincts where violence is most concentrated. Notably, these communities are less vulnerable to fearmongering because violence for them is far less an abstraction and far more a lived experience.”

He concludes, “it should not be surprising then, that the counties with progressive prosecutors tend to have larger Black populations...”

Whereas Kim Gardner in St. Louis and Larry Krasner in Philadelphia could tap into huge bases of Black voters when the going got tough, Chesa Boudin was hung out to dry when normally progressive upper middle class white voters panicked at perceptions of rising crime rates.

Pfaff points out, San Francisco is only 5 percent Black compared with Philadelphia (44 percent) and St. Louis (46 percent).

As he told Smith, “Crime is an abstraction for most of them — for most of us... You read about it, you hear about it, but the moment crime is closer to you, it’s kind of shocking and appalling. But the Black community, they not only experience the violence, they experience the policing. It’s not abstract for them. The fundamental humanization of it explains why there’s more support for reform.”

Put another way, for many white upper middle class voters – even those who are progressive – they favor reform over there, when the threat is away from them and they are safe and secure in their homes of privilege.

What we learned is that white upper middle class voters run from reform when they perceive it as a threat to their affluence and comfort and that’s why reform has succeeded in places like Philadelphia and the like but not San Francisco.

All of which suggests that San Francisco turning away from reform might not be as much of a harbinger as some believe.

Thanks for reading

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

Last week we put out a note, “We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member.”

\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

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Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

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## Criminal Justice News/ Commentary

### **Commentary: Why San Francisco May Not Be the Best Test Case For Progressivism**

There were a lot of bad media takes coming out the primary election two weeks ago – and a lot of them were due to a rush to judgment because the media failed to understand that that the old rules largely do not apply anymore as

[Read More](#)

### **Sacramento Attorney Weighs in on January 6 Capitol Insurrectionist Case Involving Sentenced CA Doctor**

A California doctor was sentenced to prison the past week for her role in the January 6 insurrection last year – she pleaded guilty to a misdemeanor for trespassing and refusing to leave the U.S. Capitol building.

[Read More](#)

### **Guest Commentary: Civilized Californians Will Continue Anti-Capital Punishment Fight**

The biggest lie about Proposition 66, California's poorly drafted new death penalty law — only missing another "6" in numbering to be properly identified as the devil's spawn — is speed.

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## **Public Defender Attacks New NY Mayor's Homeless Tactics, Misuse of Budget \$\$, Especially for Police**

New York Public Defender Olayemi Olurin Monday criticized New York City's mayor, Eric Adams, for his "war on homeless," and his strengthening of the New York Police Dept.

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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### **New COVID outbreaks reported in CA prisons with over 200 positive cases**

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### **New COVID outbreak reported in Alameda County's Santa Rita Jail**



Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Opening Statements Held in Drunk Driving Misdemeanor Trial – Defense Claims Police Failed to Properly Conduct DUI Tests

In a pre-trial conference in a DUI jury trial here in Yolo County Superior Court Monday, Deputy District Attorney Gustavo Figueroa attempted to have the accused's language interpreter removed from the case, claiming the

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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**Subject:** Everyday Injustice Newsletter: Here We Go Again – This Time in LA  
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Rachel Marshall: "The media replicating the same misleading and fear-mongering strategies it used against Chesa to target the next progressive DA."

## Everyday Injustice Newsletter - June 20, 2022

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### **Rising Crime in Rural, Red Areas Treated Differently**

**by David Greenwald**

As we report today, George Gascon is the latest progressive DA to get blamed when someone released -

purportedly early - commits a horrific crime.

On the one hand, Larry Krasner, Boudin and Gascon have been criticized for soaring crime rates and as many have pointed out, traditional DAs in places like Kern, Alameda and Sacramento Counties have actually seen far higher increases in murders and other violent crime.

Adam Johnson in a June 15 column on [substack](#) notes, "When crime rises in large cities it's because of liberal decay and Soft on Crime DAs. When murders increase at the same rate in rural areas, for US media, the reasons remain a mystery."

The bias here is jarring.

Johnson writes, "[Despite the widespread, casual lie](#) that radical, far-left reform prosecutors or defunded police budgets have caused a spike in crime, [a number of researchers have noted this is entirely without basis.](#)"

He points out, "Of course, this doesn't matter. The Narrative had emerged, one backed by leaders in both parties, that the covid-era surge in crime was the result of lax DAs, bail reform, and other far-left measures. And the only way to combat it, by extension, was to remove these reforms, fund more police, and effectively sunset the Black Lives Matter movement. And no amount of data, essay writing, or graphs showing spikes in murders in Republican or Tough on Crime Democratic jurisdictions was going to undermine The Narrative."

Johnson points out that the Wall Street journal reported on June 10, "on the surge of murders in rural, largely red areas of the country. New CDC data shows an increase in murders of 25%, not too dissimilar to the 30% increase in urban areas. The piece points not to a lack of over policing, or of conservative Tough-on-crime policies as causing the spike in crime, or a lack of social services, safety net, or investment in anti-poverty measures. Instead, the primary culprits offered are covid lockdowns and a lack of "pastoral care" from churches."

Of course, the same publication reported last January on urban rises in crime rates pinning the blame on progressive DAs.

This is a huge problem we keep pointing out - while Boudin has apparently been removed from office, the problems that the voters there complained about are happening everywhere.

Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

UPDATE: Thanks to our donors we have about \$1800 to go!

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You can also do monthly checks which a number of our readers have done.

But we really need your help.

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## Criminal Justice News/ Commentary

### [Monday Morning Thoughts: Here We Go Again – This Time in LA](#)

Stop me if you've heard this one before – someone released early, committed a new and bad crime and it's the fault of the DA and his reform efforts. The media is following the playbook of Chesa Boudin this time in Los

[Read More](#)

### [Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains](#)

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

[Read More](#)

### [Drunk Lawyer Grossly Misrepresented Black Man Now on Death Row, Appeal Claims](#)

Based on evidence that his court-appointed trial lawyer was addicted to drugs during his representation, Tremane Wood – a Black man on death row for a crime his brother confessed to committing – has filed an Application for

[Read More](#)

## **Sunday Commentary: DA Reisig Has Turned the Dev Case Into a Political Football – That’s Unfortunate**

A few weeks ago, Ajay Dev’s attorney, Jennifer Mouzis was ill and had to postpone a hearing. The petitioners asked for and were granted a continuance.

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Man Facing Major Firearms Charges Called Significant Public Safety Risk, Denied Pretrial Release**

Darius Jerome Mason's request for pretrial release on his own recognizance was denied here in Yolo County Superior Court late last week because the court considered him a significant risk to public safety.

[Read More](#)

### **Judge Orders Man to County Jail After Felony Elder Theft, Other Crimes**

During Michael Capelli's lengthy sentencing hearing last Thursday in Ventura County Superior Court, the judge considered what she called all aspects of his crimes and made adjustments to the counsel's request of probation,

[Read More](#)

### **Judge Sets \$10 Million Bail for Accused in Modesto Double Homicide Case**

Three people charged in a double homicide case appeared for pretrial hearing in Stanislaus County Superior Court late last week were denied pretrial release – their bail was set at \$10 million. Each.

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

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**Subject:** Everyday Injustice Newsletter: Columnist Got It Right and Democrats (and More Broadly the Left) Better Wake Up... Soon  
**Date:** Friday, June 17, 2022 at 5:00:11 PM British Summer Time  
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Duran writes, "the conflation of criminal-justice reform with urban disorder is a threat to Democrats across the country."

## Everyday Injustice Newsletter - June 17, 2022

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### The Media Failed Progressives

by David Greenwald

I believe that the media was the biggest culprit in the loss of Chesa Boudin. Let me explain.

Everyone knows the story of Willie Horton. He was released on furlough in Massachusetts, and ended up raping and killing a woman. It caused the program to end, and many believe it resulted in the downfall of Michael Dukakis when he ran for President in 1988. But what a lot of people don't know is that the furlough program which was ended, was actually very highly successful and Horton was one of only two people out of hundreds to commit a crime while on weekend release, and the recidivism rate for the program was far lower because it allowed people to develop relationships and skills. That all went out the window when Horton committed his horrible crime.

When Boudin was first elected, I met with him and asked him what he worried about most, he said we are going to release someone on bail or early release who will commit a horrible crime and it will get spun. That's what has happened here. You don't hear about the many who never committed a crime, got their lives back in order, you focus on the Willie Horton or the Troy McAllister.

San Francisco blamed Boudin for things that were happening across the country.

Today I note the column in the NY Times by Gil Duran. Duran points out, "There seems to be a growing sense of impatience and exasperation, a general "feeling" that the streets are unsafe, regardless of what statistics say."

For Duran, "the thing is, data and statistics also say that California's crime rates are at historic lows. That's why Mr. Boudin's overthrow probably represented an expression of frustration, not a true referendum on reform."

What troubles me is the role that the media have played in this. I got a birdseye view of San Francisco from 2019 to the present. What I saw was the media blowing up incidents in the early days of the Boudin administration.

It took a long time for the media to do a good job of putting high profile incidents into proper context. The Troy McAllister incident was troubling, but if the McAllister incident is seen as a tragic exception to the rule rather than the embodiment of failed early release policies it changes the narrative.

By the time, the media did a good job of debunking the baseless allegations, it was already too late.

The [op-ed by Judith Garvey](#), a former prosecutor under six San Francisco DAs carried an important lesson about how deeply engrained this narrative became.

She wrote of entering CVS and was almost run into by a shoplifter leaving the store. She writes, "I asked a clerk if they planned on calling the police and he said no because "the district attorney won't prosecute.""

That's the narrative we have heard time and time again. It has seeped into the public consciousness.

Garvey responds, "I told him that I was an assistant district attorney and that's simply not true. Boudin files charges for shoplifting — just like his predecessors. But this man, like many in our city, has been subjected to months of ads and recall rhetoric that is awash in falsehoods and outright lies."

That's the problem. Moreover, she told this story at the end of the campaign, when it needed to be told much earlier, like in the spring of 2021 when opinions were being formed by the community and businesses.

And by the time the media started doing a good job of reporting, the narrative had already sunk in and was driven by the millions spent to remove Boudin.

Let me just add: I think the Vanguard is in a position to help be a solution to this problem and I will be laying that out in the coming weeks and months.

Thanks for reading.

**\$4000 is What We Need, Maybe You Can Help Us**

UPDATE: Thanks to our donors we have about \$1800 to go!

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You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

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## Criminal Justice News/ Commentary

### **Commentary: This Columnist Got It Right and Democrats (and More Broadly the Left) Better Wake Up... Soon**

Gil Duran yesterday in the [NY Times delivered](#) what I think is one of the better media takes that I have read so far on the San Francisco recall – and it contains a stark warning to the political leadership of the Democratic Party who

[Read More](#)

## **ACLU Lawsuit Leads to End of City's Discriminatory Rental Ordinance that Targeted Somali, People of Color**

The American Civil Liberties Union of Minnesota reached a settlement recently with the city of Faribault, which they accused of discriminatory and unconstitutional housing rental ordinances that limited housing

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## **Innocence Project's Senior Legal Counsel Appointed U.S. District Judge for Eastern District of New York**

Nina Morrison, the Innocence Project's senior litigation counsel, was appointed as U.S. District Judge for the Eastern District of New York by the U.S. Senate this week.

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Man Arraigned on Burglary Charges in San Francisco**

A San Francisco man was given ACM (Assertive Case Management) and released from custody by Judge Chun on Thursday at the Hall of Justice. The judge for now declined a request for electronic monitoring, though she

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### **Although Man Pleads No Contest to Crashing into West Sac Home, Residents Fear It Will Happen Again**

A man here in Yolo County Superior Court this week pleaded no contest to a hit-and-run charge just two months after he drove into a West Sacramento home while fleeing police.

[Read More](#)

### **Numerous Defense Lawyers Complain about Not Receiving Discovery from One Particular Deputy District Attorney**

Alameda County Superior Court Deputy District Attorney Jake O'Malley was the center of attention here in court this week because he was accused of not providing discovery to defense attorneys in several cases.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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**Date:** Wednesday, June 15, 2022 at 2:36:33 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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The Atlantic: "Anyone offended by the sight of the suffering is just judging someone who's having a mental-health episode, and any liberal who argues that the state can and should take control of someone in the throes of drugs and psychosis is basically a Republican. If and when the vulnerable person dies, that was his choice, and in San Francisco we congratulate ourselves on being very accepting of that choice."

## Everyday Injustice Newsletter - June 15, 2022

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**For Left-Leaning  
Publications, The Answer is Still Carceral and That's Disturbing**

**By David Greenwald**

Recent articles in the Atlantic, the New Yorker and New York Magazine are all frankly alarming in part because these publications are all ostensibly left-leaning if not outright liberal and in part because they all seem to weigh on the side of carceral solution even for low level crime.

To point to one example in a long body of work - the Atlantic's piece by Nellie Bowles - "[How San Francisco Became a Failed City](#)."

A key point: "Anyone offended by the sight of the suffering is just judging someone who's having a mental-health episode, and any liberal who argues that the state can and should take control of someone in the throes of drugs and psychosis is basically a Republican. If and when the vulnerable person dies, that was his choice, and in San Francisco we congratulate ourselves on being very accepting of that choice."

The complaint here is about Prop 47 which "downgraded drug possession from a felony to a misdemeanor, and one that Boudin said he wouldn't devote resources to prosecuting. This approach to drug use and homelessness is distinctly San Franciscan, blending empathy-driven progressivism with California libertarianism."

But what really caught my eye was this: "You can spend days [debating San Francisco crime statistics](#) and their meaning, and many people do. It has relatively low rates of violent crime, and when compared with similarly sized cities, one of the lowest rates of homicide. But what the city has become notorious for are crimes like shoplifting and car break-ins, and there the data show that the reputation is earned."

The answer of course is law enforcement, incarceration and criminalization of poverty and mental health issues as well as homelessness.

Leaving aside the absurdity of blaming a DA for things like homelessness, drug abuse, mental health disorders, the implication in this piece is that somehow we can and should arrest and prosecute our way out of this problem.

Nevermind the huge factor that the pandemic which has wholly subsumed Chesa Boudin's term has played in all of this. Nevermind evidence based approaches that show that incarceration largely exacerbates rather than solves these problems.

What we need is to put money and resources into things like job training, harm reduction, mental health services rather than attempting to incarcerate ourselves out of the problem.

But even lefties are now convinced that leniency and lack of consequences are driving low level offenses even as more serious crime remains relatively low.

Bowles writes: "Ending cash bail for truly minor offenses, for instance, protects people from losing their job and more while in jail. But as with homelessness, the city's overall take on criminal-justice reform moved well past the point of common sense."

The answer for Bowles and others thus must mean more punitive approaches to law enforcement instead of more resources to keep people out of the system.

Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

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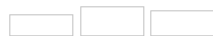
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But we really need your help.

Thanks for your support!!!!

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## Criminal Justice News/ Commentary

### **Commentary: Even For Left-Leaning Publications, The Answer is Still Carceral and That's Disturbing**

In general, there have been a lot of bad takes by the media in the wake of what appears to be the ouster of San Francisco DA Chesa Boudin. As one writer put it, "This fight is about leftists versus liberals."

[Read More](#)

### **DAs Discuss Moving Away From the Death Penalty**

Death Penalty Focus, a California-based non-profit dedicated to the abolition of the death penalty hosted a webinar on Tuesday featuring a discussion on the death penalty.

[Read More](#)

### **Distrust and misinformation: why**

## **incarcerated people are wary of the COVID vaccine**

"I still have not received the 'jab' [COVID-19 vaccine] and have no plan to as long as I'm incarcerated," writes Orlando Smith, who is incarcerated at San Quentin State Prison, in a correspondence with the Covid In-Custody Project in late

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## **Attorney for Oklahoma Death Row Prisoner Claims True Killer Fingered Client to Escape Justice**

A man named Richard Glossip has been on death row for 23 years for the murder of his boss, but his attorney claims while Glossip has been in prison and scheduled for execution, the true killer, Justin Sneed, is said to have lied

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## **Philly DAO Criticizes PA GOP 'Anti-Democratic Efforts,' Noting the 'Coup Continues'**

The Philadelphia District Attorney Office released a statement Tuesday, commenting on Pennsylvania Republicans' continuous attempts to turn the elections they cannot win in their favor, because of their party's "failure to

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## **Court Watch Coverage**

### **Victim Presents Statement Concerning Accused's Alleged Harmful Behavior**

In a plea hearing, Judge Tom Dyer in Yolo County Superior Court referenced a victim's statement concerning the accused's alleged behavior and the negative consequences it has caused.

[Read More](#)

### **Repeat Pimping Offender Sentenced to 4 Years in Prison, Possible Restitution for Multiple Victims**

At his sentencing here in Ventura County Superior Court Tuesday, Erasmo Santiago was ordered to state prison and informed of the possible restitutions that many of his victims are entitled to receive.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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**We are still short of what we need to raise this month!! Please donate today! Become a**

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**\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

## This was catastrophic for us.

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

## Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

**I'll support the Vanguard**

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**Subject:** Everyday Injustice Newsletter: Report Debunks Myth of Youth-Led Crime Wave; Judge Allows Federal Lawsuit to Continue – Suit Charges ‘Violent’ Sacramento Police Violate Rights

**Date:** Tuesday, June 14, 2022 at 5:00:40 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“Of course, we must do everything we can to steer young people away from delinquency, and we must block young people’s access to deadly assault weapons,” Mendel said. “But the evidence is overwhelming that imposing more extreme punishments on youth doesn’t work.”

## Everyday Injustice Newsletter - June 13, 2022

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**For Left-Leaning  
Publications, The Answer is Still Carceral and That’s Disturbing**

**By David Greenwald**

Recent articles in the Atlantic, the New Yorker and New York Magazine are all frankly alarming in part because these publications are all ostensibly left-leaning if not outright liberal and in part because they all seem to weigh on the side of carceral solution even for low level crime.

To point to one example in a long body of work - the Atlantic's piece by Nellie Bowles - "[How San Francisco Became a Failed City](#)."

A key point: "Anyone offended by the sight of the suffering is just judging someone who's having a mental-health episode, and any liberal who argues that the state can and should take control of someone in the throes of drugs and psychosis is basically a Republican. If and when the vulnerable person dies, that was his choice, and in San Francisco we congratulate ourselves on being very accepting of that choice."

The complaint here is about Prop 47 which "downgraded drug possession from a felony to a misdemeanor, and one that Boudin said he wouldn't devote resources to prosecuting. This approach to drug use and homelessness is distinctly San Franciscan, blending empathy-driven progressivism with California libertarianism."

But what really caught my eye was this: "You can spend days [debating San Francisco crime statistics](#) and their meaning, and many people do. It has relatively low rates of violent crime, and when compared with similarly sized cities, one of the lowest rates of homicide. But what the city has become notorious for are crimes like shoplifting and car break-ins, and there the data show that the reputation is earned."

The answer of course is law enforcement, incarceration and criminalization of poverty and mental health issues as well as homelessness.

Leaving aside the absurdity of blaming a DA for things like homelessness, drug abuse, mental health disorders, the implication in this piece is that somehow we can and should arrest and prosecute our way out of this problem.

Nevermind the huge factor that the pandemic which has wholly subsumed Chesa Boudin's term has played in all of this. Nevermind evidence based approaches that show that incarceration largely exacerbates rather than solves these problems.

What we need is to put money and resources into things like job training, harm reduction, mental health services rather than attempting to incarcerate ourselves out of the problem.

But even lefties are now convinced that leniency and lack of consequences are driving low level offenses even as more serious crime remains relatively low.

Bowles writes: "Ending cash bail for truly minor offenses, for instance, protects people from losing their job and more while in jail. But as with homelessness, the city's overall take on criminal-justice reform moved well past the point of common sense."

The answer for Bowles and others thus must mean more punitive approaches to law enforcement instead of more resources to keep people out of the system.

Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

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## Criminal Justice News/ Commentary

### Report Debunks Myth of Youth-Led Crime Wave

It seems that reports of a youth-led crime wave are premature. Since the start of the pandemic, there has been a flurry of alarming news coverage and inflammatory rhetoric from politicians have appeared in national and local media

[Read More](#)

### Judge Allows Federal Lawsuit to Continue – Suit Charges ‘Violent’ Sacramento Police Violate Rights of Racial Justice Protestors, Protect ‘White Supremacists’

A 74-page federal lawsuit seeking to end Sacramento police violence against peaceful demonstrators opposing the brutal tactics of police in the deaths of people of color around the U.S. will move forward after a federal judge

[Read More](#)

## **Guest Commentary: Can Progressive DAs Beat the ‘Tough on Crime’ Backlash?**

Those rushing to proclaim the vote to recall San Francisco District Attorney Chesa Boudin last week as a stake in the heart of criminal justice reform would have you ignore the choices made by millions of Americans in communities

[Read More](#)

## **Everyday Injustice Podcast Episode 159: Ron Hochbaum and Homeless Advocacy Law**

One of the bigger issues these days is homelessness. Ron Hochbaum joined McGeorge School of Law in 2021 and directs the Homeless Advocacy Clinic, teaching poverty law. Prior to arriving at McGeorge, Hochbaum directed the

[Read More](#)

## **Philly DA Wants to Hold Man ID'd as Participant in Pre-Jan. 6 Insurrection Planning Meeting in DC**

The Philly District Attorney's Office (DAO) Monday asked a Philadelphia Court to hold a man for criminal contempt after discovering he allegedly participated in the Jan. 6 Capitol insurrection planning meeting that led to the federal

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **New COVID outbreak reported in Alameda County's Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Jury Deliberation Begins in Apodaca Kidnapping, Assault Trial**

The trial of James Apodaca—facing kidnapping, assaulting a peace officer and other related charges—proceeded Monday in Ventura County Superior Court with closing statements and, after, the jury being sent out to deliberate.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** Everyday Injustice Newsletter Gaps Narrows in Recall of Boudin; Jury Finds Military Vet Not Guilty of Murder in 'Tragic Accident' Case  
**Date:** Monday, June 13, 2022 at 5:00:51 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"We live in a state where mental healthcare is so severely underfunded, that many of our most vulnerable community members end up unnecessarily incarcerated, and even the courts can't guarantee access to the care they may need when there is a supply deficit of beds and services," said Doug Welch, a Felony Manager at the Public Defender's Office.

## Everyday Injustice Newsletter - June 13, 2022

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### Was Chesa Boudin Actually Recalled Last Week?

While the media has written off the DA, over the weekend the numbers tightened... a lot. From 60-40 to 55-45. I don't know how much is left to count, but suddenly this is no longer the rousing rejection it

looked like on Tuesday night.

Throughout the recall, it seemed that Chesa Boudin was getting blamed for things that were either happening everywhere or clearly not his fault.

In a tweet stream from yesterday, [Alec Karakatsanis pointed out](#), "There is a very revealing thing at the heart of the flood of elite media "think pieces" about the San Francisco DA election. If you get past the flowery writing, what's going on is a pretty fascinating fraud."

He makes a lot of points that I think are important but don't have space for in this write up.

First he argues, "each of these articles is embarrassing in many ways: falsehoods or assertions designed to mislead, comical one-sided sourcing, lack of basic understanding of empirical evidence or law, faux-intellectual drivel, etc. But I want to focus this thread on one core fraud."

Second, "All of these articles have one thing in common: they lament the supposed fall of San Francisco, as shown by what they say is the "disorder" of homelessness, filthy street tents, rampant mental illness, low-level theft, and open-air drugs."

Third, "Several of the articles even express concern about drug users and homeless people! They insinuate that soft progressives with "good intentions" are actually the "cruel" ones. "

Their bottom line: "Each article's central theme is that removal of "progressive DA" was natural response to problems of inequality, homelessness, drug use, mental illness, etc. (i.e. not product of huge \$ misinfo campaign.) What's remarkable is that none of the articles explains why this would be."

Further, "None of the articles explains which specific DA policies were responsible for the "disorder" of inequality in San Francisco."

He also noted, "interestingly, when separated from Boudin himself, each of the DA's progressive policies were very popular with SF voters."

For the past week I have argued that what basically happened is that early reporting was extraordinarily bad. The narrative was sunk in and when the media finally started doing its job, it started to realize that the case against Boudin was hollow. But once the voters rejected Boudin - if they end up doing so - the media jumped on the bandwagon to attempt to bury the progressive movement.

We'll see what happens. Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

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## Criminal Justice News/ Commentary

### **Everyday Injustice Podcast Episode 59 – The Wrongful Conviction of Anand Jon Alexander**

Anand Jon Alexander was a rising star in the fashion industry in 2007 when he was arrested and ultimately convicted of one count of rape and many counts of lesser sexual offenses. Although there were no injuries on anyone

[Read More](#)

### **Jury Finds Military Vet Not Guilty of Murder in 'Tragic Accident' Case**

The San Francisco Public Defender's Office late last week said a man was found not guilty of murder by a jury that realized a man's death "was a tragic accident," and avoided "another tragedy by finding" their client not guilty.

[Read More](#)

### **Guest Commentary: Watching Gang Violence from the Outside**

I don't regret how my life started. I was blessed to have friends who would die for me. Of course I wish they were here, but when you live like this, you can't live forever.

[Read More](#)

## **Sacramento ‘Community Care First Coalition’ Urges County to Realign Budget Considerations**

Current and former residents of Yolo County have their reactions to Tuesday’s primary election to the Vanguard throughout this week.

[Read More](#)

## **Guest Commentary: How ICE Sidesteps the Law to Find and Deport People**

On an idle Tuesday afternoon, I received the call I had always feared most: My brother had been picked up by Immigration and Customs Enforcement (ICE). The tactic the officers used was not new. My brother’s probation officer

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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### **New COVID outbreak reported in Alameda County’s Santa Rita Jail**



Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Man Facing Attempted Murder Charge Represents Self – Judge Can't Find Accused's Motions

Pro per accused Tyrone Gee—representing himself on felony attempted murder charges—returned to Riverside County Superior Court last Friday to discuss motions, but apparently Judge Jorge Hernandez did not have

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### Man Gives Judge Movie Recommendation after Getting Three-Year Sentence

An easygoing Jeffery Edwards had a friendly conversation with Judge Dave Rosenberg here in Yolo County Superior Court Friday, even after receiving a three-year sentence from the judge.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** \*\*PRESS RELEASE\*\*SF Jury Acquits Man of Murder in Accidental Death of Glen Park Resident  
**Date:** Friday, June 10, 2022 at 8:45:56 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 06.10.2022 - SF Jury Acquits Man of Murder in Accidental Death of Glen Park Resident.pdf

**FOR IMMEDIATE RELEASE:** June 10, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits Man of Murder in Accidental Death of Glen Park Resident**

**SAN FRANCISCO** – Yesterday, a San Francisco jury found Peter Rocha not guilty of murder and all felony charges in the accidental death of an elderly Glen Park resident, Leo Hainzl. The jury convicted Mr. Rocha on one count of misdemeanor assault for swinging his crutch toward Mr. Hainzl as the two men engaged in a brief confrontation near the entrance of Glen Canyon Park where Mr. Hainzl was walking his dog. Deputy Public Defender Will Helvestine argued, and medical evidence and witness testimony showed, that Mr. Hainzl suffered a mortal fall when he tripped on a curb and hit his head on the steep hill of Elk Street after he had walked more than 30 feet away from Mr. Rocha.

“While Mr. Hainzl’s death was a tragedy, it was a tragic accident. The jury did the right thing in avoiding another tragedy by finding Mr. Rocha not guilty of a murder he did not commit,” said **Mr. Helvestine**.

Mr. Rocha is a military veteran and former martial arts teacher whose life drastically changed in the early 2000s when he began suffering from mental illness. For several years, he has mostly lived outside in the Glen Park area and many neighbors recognize him as a vulnerable member of the community.

On March 25, 2020, Mr. Rocha was sitting on a bench in Glen Canyon Park when Mr. Hainzl came walking down the path with his large dog. Separate witnesses heard a brief commotion of barking and voices, and then saw Mr. Rocha swing his crutch in the air. The witness who was closer to the incident testified that the crutch did not make physical contact with Mr. Hainzl. Both witnesses saw the men separate uninjured. The second witness called 911 only after she saw Mr. Hainzl trip and fall on his head as he was looking back up the hill for his dog. This was after Mr. Hainzl had walked at least 30 feet away from where he’d encountered Mr. Rocha. Mr. Hainzl died at the hospital several hours later.

Mr. Rocha's arrest made headlines, and he was later charged with murder and detained without bail despite early evidence that this had been an accidental death. Initially, a judge found him incompetent to stand trial, but he remained in jail due to the lack of space at the state psychiatric hospital. He was later found competent to stand trial, but his trial was delayed due to the growing backlog of cases in San Francisco Superior Court. He will now be released from jail and plans to seek medical help at the Veterans Administration.

"We live in a state where mental healthcare is so severely underfunded, that many of our most vulnerable community members end up unnecessarily incarcerated, and even the courts can't guarantee access to the care they may need when there is a supply deficit of beds and services," **said Doug Welch, a Felony Manager at the Public Defender's Office.** "I commend Mr. Helvestine and his team, who were able to reveal the truth to the jury and have worked hard over the past two years to support Mr. Rocha throughout his incarceration in this devastating case."

The defense team included Deputy Public Defender Will Helvestine, Paralegal Nathan Conn, and Investigator Nigel Phillips, who also testified in the trial.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Public Information Officer  
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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter No Sugar Coating the Election Results; California Reparations Task Force Preliminary Recommendations Support Anti-Slavery Language Legislation ACA3  
**Date:** Friday, June 10, 2022 at 5:00:43 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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LA Times editorial board put out an editorial, "Ignore the early reviews. California's criminal justice reform movement fared well on election day."

## Everyday Injustice Newsletter - June 10, 2022

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### **There Are Always Odd Takes in Any Election...**

**By David Greenwald**

In December of 2019, I met with Chesa Boudin a few weeks after he was declared the winner. I asked

him what he was most concerned about - the answer was someone who was released either from early release or bail committing a serious crime. He worried about being able to build up enough capital to weather that inevitable storm.

Turns out a little over a year later it happened with the person of Troy McAllister, and he could not.

In the 1980s when Willie Horton was released on furlough, and raped and killed on release, it marked the end of a very successful program. Nevermind that the program had a low recidivism rate or that only Horton and one other person actually committed a crime while on release, the incident killed the furlough program and eventually killed Michael Dukakis himself, even though he did not institute the program.

It would take decades after the Dukakis debacle not only on early release and reentry, but also the death penalty and the ACLU before reformers would recover their ground.

Make no mistake, while some have tried to put a brave face on what happened on Tuesday, this is a huge setback for the movement.

The LA Times editorial board put out an editorial, "[Ignore the early reviews. California's criminal justice reform movement fared well on election day.](#)"

That was the argument that other reformers tried to make. It's good news that Bonta defeated Schubert for AG. It's encouraging that Diana Becton held off a challenge that was financed by the police in Contra Costa, or that Pamela Price has emerged in Alameda.

But the Times had add Jeff Rosen into the reformer category to soften the blows, even though it was clear that he was not the reform in that race (they did acknowledge "Rosen is sometimes not embraced by "progressive prosecutors" as one of their number because he takes a more traditional tough-on-crime approach on some issues, but that demonstrates that criminal justice reform is not a lockstep set of dictates from some shadowy string-puller, despite the cartoonish depiction by opponents."

But the bad news just overwhelms anything good. Open seat in Sacramento, Bee Endorsed Mathews over Thien Ho, Ho won overwhelmingly. Tori Verber Salazar is trailing by 1600 votes in San Joaquin. The progressive went down in Orange County, Santa Clara, in Solano, in Yolo, in San Joaquin, and in Sacramento on top of Boudin's recall. There's just no way to sugarcoat that.

The next place to watch will Los Angeles where Gascon faces a potential recall and opponents who are now clearly emboldened.

We may not be turning back the clock to the good old days of lock 'em all up, but some of us were hoping for a bit more reform before we got rolled by the next crime wave.

Thanks for reading.

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$1800 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

Last week we put out a note, "We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member."

\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

So here is the ask:

If you are already a monthly donor, can you up your donation to \$25 per month?  
If you are not a monthly donor, can you become one?  
If you don't want to make a monthly donation, can you make a one-time donation?

The biggest thing is every bit counts? A \$25 one-time donation is great, a \$5 monthly donation is great - they all add up and get us closer to the sustainability.

Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### California Reparations Task Force Preliminary Recommendations Support Anti-Slavery Language Legislation ACA3

The Task Force to Study and Develop Reparation Proposals for African Americans issued its interim report on June 1 to the California Legislature. The interim report surveys the ongoing and compounding harms experienced by

[Read More](#)

### Trailblazing Civil Rights Attorney Pamela Price Is Top of the Ticket Going into November Election for Alameda County DA

Pamela Price, a trailblazing civil rights attorney with a 30-year record of challenging the status quo and making real change within the justice system, is posed to be Alameda County's next District Attorney. Pamela is the first

[Read More](#)

### Round Up: Statements Coming in from Various DA's Races

"While votes are still being counted, it appears our effort to

bring reform to the Orange County District Attorney's Office will not be successful," said former Marine Judge Advocate Pete Hardin. "As a first time candidate in one of the most

[Read More](#)

## **Sacramento 'Community Care First Coalition' Urges County to Realign Budget Considerations**

Community Care First Coalition demanded this week at a news conference that the County of Sacramento create racial and health equality throughout the county budget process, centering "impacted voices and diminishing

[Read More](#)

## **'Survived and Punished' Volunteer Project Report Highlights Systemic Oppression in the LGBT Community**

Pride month is a time for many people to not only celebrate movements and progress made in the LGBT community but also bring attention to problems or systems of oppression the community still faces today.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

**New COVID outbreaks reported in CA prisons with over 200 positive cases**



Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **New COVID outbreak reported in Alameda County's Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Denies Motion to Suppress Despite Arguments of Stop without Probable Cause**

A woman here faced misdemeanor charges of driving under the influence, but her attorney argued the stop was without probable cause—but the judge in Fresno County Superior Court disagreed.

[Read More](#)

### **PD Argues 'Conflict of Interest' with Earlier Judge – New Judge Reduces Bail for Murder Suspect**

Carlos Zavala, charged with murder, involuntary manslaughter, and use of a deadly weapon, was released from custody Wednesday on reduced bail here in Santa Barbara Superior Court.

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project**

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Yolo County Court Watch:

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## Mano Raju

Daily update · June 10, 2022

NEWS

### [On Day of Recall, SF DA Boudin Announces Big Court Win, Receives Praise from SF Public ...](#)

Davis Vanguard

SF Public Defender **Mano Raju** praised the “number of advances made during Boudin's tenure at the District Attorney's Office...such as the Innocence ...



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**We need to raise \$2100 of \$4000 this month to make payroll for July... please help with a one**

## **time donation or by becoming a sustaining member**

**\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

### **This was catastrophic for us.**

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

### **Here's how to help - go to:**

<http://davisvanguard.networkforgood.com>

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

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**Subject:** Everyday Injustice Newsletter On a Rough Night for Progressives, Two Black Women Poised to Win the Bay: Alameda's Pamela Price Hopeful, Becton Declares Victory  
**Date:** Thursday, June 9, 2022 at 5:02:35 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"As I look around, I see even with Chesa, he had not had enough time to build a solid coalition or to really get people behind him," Price pointed out. "Whereas, and certain with Alana (Mathews in Sacramento) as a first-time candidate, I'm looking at people as the difference being, we plow the field, in 2018. That created the momentum for 2022, and there's name recognition. And once you've been on the ballot and people vote for you, they will vote for you again."

## Everyday Injustice Newsletter - June 9, 2022

**One Bright Spot For  
Progressives - Two Black Women Poised to Win in the Bay**

## By David Greenwald

The headline on Tuesday night no doubt was the ouster of DA Chesa Boudin in San Francisco. But just below that is the possibility that Bay Area counties across the Bay will elect two progressive Black women to DA.

In Alameda, Pamela Price currently sits in first with 38 percent of the vote. The next closest, Terry Wiley is second at 31 percent and you have to go to 20 percent for the first place finisher. But don't tell Price she is most likely headed to a runoff in November.

While that is worst case scenario, Price said on Wednesday she is hopeful to win it outright now. "That's wrong," she said in response to the Vanguard' question that she is almost assured of going to a runoff at this point. "We have less than 50 percent of our votes (that) have been counted." She added, "So we still have lots and lots and lots of votes to count. And as long as I maintain my distance from these guys, I could get to 50. I expect I'm going to get to 50% plus one, if not 51, maybe even 61."

Critical to her calculation are areas that have not counted a single vote yet, "big precincts and precincts that I believe are favorable to us."

On a day when things went poorly in most counties for progressives running for DA, Pamela Price was one of the very few bright spots.

Read my interview with Price and the declaration of victory by Diana Becton [here](#).

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$2200 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

Last week we put out a note, "We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member."

\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

So here is the ask:

If you are already a monthly donor, can you up your donation to \$25 per month?

If you are not a monthly donor, can you become one?

If you don't want to make a monthly donation, can you make a one-time donation?

The biggest thing is every bit counts? A \$25 one-time donation is great, a \$5 monthly donation is great - they all add up and get us closer to the sustainability.

Here's how to help - go to:

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## Criminal Justice News/ Commentary

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### Third District Appellate Judge Forced into Retirement for Delaying Cases

Third District Appellate Judge Forced into Retirement for Delaying Cases

### Prosecutor's Alliance Laments Loss in San Francisco

In a lot of ways, the focus on Chesa Boudin and a number of other losses dominates the immediate aftermath of Tuesday. However, one gets more hopeful if one views this in the context of the long game.

[Read More](#)

### On Day of Recall, SF DA Boudin Announces Big Court Win, Receives Praise from SF Public Defender Mano Raju



On Tuesday, the same day that SF District Attorney Chesa Boudin seemingly lost in an election to recall him as DA, he announced a jury found Vincent Jacobo guilty of murder in the 2013 case regarding the homicide of Maurice

[Read More](#)

## **SF Polling Shows While Boudin Ousted, San Franciscans Appear to Strongly Support Criminal Justice Reform**

As of Tuesday night, and into Wednesday, voting shows San Francisco District Attorney Chesa Boudin will likely be removed from office, but polling indicates voters continue to express strong support for reform, according to

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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[Read More](#)

### **New COVID outbreak reported in Alameda County's Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Jury in Apodaca Kidnapping Trial Hears Suspect Used Cell to Search Porn Sites

The jury trial for James Lewis Apodaca proceeded here in Ventura County Superior Court Wednesday when the prosecution called a series of witnesses and investigators to explain the gathered evidence—including alleged porn

[Read More](#)

### Judge Agrees to Release Man without Bail after He Agrees Not to Use Computers, Cell Phones, Game Consoles

A man here in Stanislaus County Superior Court was released from custody this week, without having to post bail, but he had to agree to specifically not use “electronic” devices, including computers, cell phones or video game

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## Everyday Injustice - Podcast

see our podcasts

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzoyN2NkYjA0OWIzZjI4OGI4MDYwMTMyYjRkZjc0Nzc5Mzo2OmUwZjA6ZmJkZjMzMmMyOTZiZTI5MmNiN2JiM2I4ZjYyMzQwYzY5ZGI2N2Q4MzExOTIiZTM1MzkyNjRmNTZkYzExNmFmZDp0OIQ)

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**Subject:** \*\*PRESS STATEMENT\*\*SF Public Defender Mano Raju's Statement After Recall of District Attorney Chesa Boudin

**Date:** Wednesday, June 8, 2022 at 7:48:54 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PS - 06.08.2022 - SF Public Defender Mano Raju's Statement After Recall of District Attorney Chesa Boudin.pdf

**FOR IMMEDIATE RELEASE:** June 8, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628) 249-7946

**\*\*PRESS STATEMENT\*\***

**SF Public Defender Mano Raju's Statement After Recall of District Attorney Chesa Boudin**

"After the election results recalling District Attorney Chesa Boudin, the San Francisco Public Defender's Office reiterates our commitment to advocating for system-impacted community members and racial equity, and confronting and dismantling state violence that is endemic to our system. We know – from decades of misguided policies and budget priorities that have targeted communities of color for criminalization and created mass incarceration – that real public safety for all communities comes when we invest in people, not punishment.

We must remain resolute in our commitments – and those made by leaders and communities across the country after the rise of the Black Lives Matter movements and the murder of George Floyd – to address racial equity and police violence; especially in the face of blatant misinformation that is being used to undermine thoughtful and effective advances in justice reform.

Many San Franciscans and people around the country know that our justice system is plagued by racial and economic bias, and that it incarcerates more people than any other country in the world, yet leaves us no safer.

A number of advances made during Boudin's tenure at the District Attorney's Office have been promising – such as the Innocence Commission, resentencing opportunities, commitments to not try youth as adults, and limits to the use of strike enhancements.

Any District Attorney who is committed to justice and public safety should continue down the path of prioritizing opportunities for prevention and intervention over criminalization and incarceration to help minimize the harm that spirals into our communities and families when a loved one becomes entangled with the criminal legal system. I urge Mayor Breed to appoint an interim District Attorney with a proven record of commitment to justice reform and racial equity and who is not beholden to the police department, or to wealthy corporate interests."

##

To view this press statement online, visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
[Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - Chesa Boudin Recalled, Progressive Prosecutors Go Down Nearly Across the Board

**Date:** Wednesday, June 8, 2022 at 5:04:12 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Max Szabo: "Kicking over the status quo is not something that will happen overnight. In spite of the losses, , the fact that there are more reformers running and more reformers winning than there were just four years ago gives me hope."

## Everyday Injustice Newsletter - June 8, 2022

### Tough Night For Progressives

By David Greenwald

Max Szabo and Miriam Krinsky are probably right in the long run - this was a setback for the progressive movement, but the circumstances are quite unusual and the key will be whether the movement can move forward after a huge setback in the recall of Chesa Boudin and the loss of so many others by other progressive challengers.

Voters in San Francisco overwhelmingly voted to remove progressive DA Chesa Boudin from office on Tuesday. He was not alone, progressive challengers lost nearly across the board going down in Santa Clara, Sacramento, Orange County, Yolo County and beyond.

Diana Becton appears to have beaten back her challenger in Contra Costa County. Pamela Price appears headed for a runoff in Alameda against Terry Wiley. Perhaps the best news for reformers was Rob Bonta not only overwhelmingly prevailed in primary, Ann Marie Schubert does not appear to even have made it to November.

Read our first take analysis - [here](#).

### \$4000 is What We Need, Maybe You Can Help Us

UPDATE: Thanks to our donors we have about \$2200 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

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\$25 a month can make the difference for us right now.

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But we really need your help.

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## Criminal Justice News/ Commentary

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Voters in San Francisco overwhelmingly voted to remove progressive DA Chesa Boudin from office on Tuesday. He was not alone, progressive challengers lost nearly across the board going down in Santa Clara,

[Read More](#)

### **Reisig Easily Wins Fifth Term; Thien Ho Prevails By Wide Margin in Sacramento**

As it turned out it wasn't really close. The results for the 2022 California primaries are mostly in and races for County District Attorney are pretty much decided.

[Read More](#)

### **Guest Commentary: My Client's Wife Is Afraid to Sleep**



I'm claustrophobic. I avoid elevators. I avoid driving in the center lane. I avoid crowds. In my recurring nightmare, I'm trapped and no one can hear me call out for help. When I woke up this morning, panicked and sweaty, I calmed myself

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Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Inconsistent Victim Testimony Wraps Up Trial of Man in Downtown Davis Altercation in 2021**

Testimony wrapped up Tuesday in the Yolo County Superior Court trial of Solomon Yellowhorse, charged with assault likely to produce great bodily injury and exhibiting a deadly weapon other than a firearm in a 2021 Davis

[Read More](#)

## Man Cuts Deal, Pleading to Macy's, Other Thefts

– Corey Wyatt made a deal with Deputy District Attorney Patrick Hogan here this week in Stanislaus County Superior Court – Wyatt pleaded no contest to two theft counts in exchange for other charges being dismissed, and jail

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## Everyday Injustice - Podcast

see our podcasts

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Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

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**Subject:** It May Be Election Day Today, But We'll Still Be Here Tomorrow and Next Week, and we still need your help Valerie

**Date:** Tuesday, June 7, 2022 at 7:00:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image



**We need to raise ~~\$4000~~ \$2600 this month to make payroll for July... please help with a one time donation or by becoming a sustaining**

# member

## **\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

## **This was catastrophic for us.**

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

## **Here's how to help - go to:**

<http://davisvanguard.networkforgood.com>

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

**I'll support the Vanguard**

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**Subject:** Everyday Injustice Newsletter - Election Day: Boudin Faces a Tissue of Lies; Inside Client Services in Yolo  
**Date:** Tuesday, June 7, 2022 at 5:00:31 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Eliana: "Though I'm on the clock from 9-5, I worry most about my clients, many of whom are homeless, before I fall asleep and again in the morning on my way to work. Did my client find a safe parking lot to spend the night? Does the heat in her car still work? Does she still have one of my cards in case she needs me?"

## Everyday Injustice Newsletter - June 7, 2022

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### If You Only Read One Article Today...

We will have plenty on the elections starting tomorrow, but we got this brilliant submission yesterday from Eliana Rose Swerdlow, a non-attorney Client Advocate at the Yolo County Public Defender's Office.

It's beautifully written and tells a story from a perspective we don't hear often enough in the criminal legal system...

### **Guest Commentary: My Client's Wife Is Afraid to Sleep**

*By Eliana Rose Swerdlow*

I'm claustrophobic. I avoid elevators. I avoid driving in the center lane. I avoid crowds. In my recurring nightmare, I'm trapped and no one can hear me call out for help. When I woke up this morning, panicked and sweaty, I calmed myself down by counting every orange-colored thing in my bedroom. Seven. I stay in the right lane on my way to work at the Yolo County Public Defender's Office. I count the semi-trucks on Interstate 80. Nine trucks.

My role as a non-attorney Client Advocate at the Public Defender's Office is possible through Partners for Justice, a national program committed to zealous defense and advocacy inside and outside the courtroom. As a Partners for Justice Advocate, I came to Yolo to provide wrap-around services to my clients because our nation's criminal legal system burdens almost every aspect of our clients' lives—their housing, their education, their employment, their health. Their present and their future.

Though I'm on the clock from 9-5, I worry most about my clients, many of whom are homeless, before I fall asleep and again in the morning on my way to work. Did my client find a safe parking lot to spend the night? Does the heat in her car still work? Does she still have one of my cards in case she needs me?

[Read the rest here.](#)

## **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$2700 to go!

There is good news, our efforts are working, albeit slowly. The goal at this point is to raise enough money each month to stay afloat as we work on longer term strategies for more sustainable revenue streams.

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\$25 a month can make the difference for us right now.

People have stepped up big time. We have already added about \$400 in ongoing monthly donations.

In addition, of the \$4000 we need immediately, we have raised about \$500 of it so far and have a few more commitments that get us closer to our goal.

So here is the ask:

If you are already a monthly donor, can you up your donation to \$25 per month?

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If you don't want to make a monthly donation, can you make a one-time donation?

The biggest thing is every bit counts? A \$25 one-time donation is great, a \$5 monthly donation is great - they all add up and get us closer to the sustainability.

Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

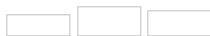
Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

Thanks for your support!!!!

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### **Commentary: The San Francisco Recall Was Nothing More Than a Tissue of Well Financed Lies**

Tonight will wrap up the recall campaign against Chesa Boudin – a campaign that in some ways began even before he took office. Over the course of the last two years, time and time again, we have seen that most of the charges

[Read More](#)

### **Guest Commentary: My Client's Wife Is Afraid to Sleep**

I'm claustrophobic. I avoid elevators. I avoid driving in the center lane. I avoid crowds. In my recurring nightmare, I'm trapped and no one can hear me call out for help. When I woke up this morning, panicked and sweaty, I calmed myself

[Read More](#)

### **Marilyn Mosby Gets Major Endorsement in Bid for 3rd Term as Baltimore State's Attorney**

Aisha Braveboy, Prince George's County State's Attorney, endorsed Marilyn Mosby in her third term attempt to be Baltimore City's State's Attorney – in a video posted on social media, Braveboy acknowledged her

[Read More](#)

### **Cynthia Rodriguez RJ Podcast**



This podcast was recorded on May 26 in Yolo County, California. RJI's Global Advisory Council has endorsed Cynthia Rodriguez for Yolo County District Attorney. The election is June 7.

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Day 8 of Kidnapping Jury Trial – Deputies Detail Chase of Car with Victim in Open Trunk**

James Lewis Apodaca's trial for felony "kidnapping to commit another crime" reached Day 8 Friday here in Ventura County Superior Court with deputies describing the chase of the alleged abductor in a vehicle with the victim in

[Read More](#)

## Judge, Prosecution Agree with Public Defender Who Demands Client Not be Held In Pretrial Custody for 'Quarantine' – Prelim Set

During a preliminary hearing here in Alameda County Superior Court late last week, the public defender for Charles Randall Carpenelli—facing arson charges—asked why his client was being held in jail.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 159: Tamisha Discusses Safe Return Project

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals.

[Read More](#)

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This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzozMjhIYzJhNGE4MWQzNzhjMjhjMWQ1Y2JiZTdjMmM0Yzo2OjU4Njg6MmZiMjExNjQ5ZjQxZjEzZmQ2OWQ4YTdiY2U1YTl4YWVwYjYTYyZjY0MjFmMzM2OGVIZjIwZjdhNzlhNTdiNWQ3OTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzozMjhIYzJhNGE4MWQzNzhjMjhjMWQ1Y2JiZTdjMmM0Yzo2OjU4Njg6MmZiMjExNjQ5ZjQxZjEzZmQ2OWQ4YTdiY2U1YTl4YWVwYjYTYyZjY0MjFmMzM2OGVIZjIwZjdhNzlhNTdiNWQ3OTp0OIQ)

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**Subject:** Everyday Injustice Newsletter - Tamisha Walker Discusses Safe Return Project; Incarcerated Person Talks About White Privilege in the Local Jail

**Date:** Monday, June 6, 2022 at 5:01:23 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Anonymous: "Throughout my incarceration in the Yolo County Jail I have witnessed case after case of unfair treatment towards Hispanics & African Americans via the Yolo County District Attorney office."

## Everyday Injustice Newsletter - June 6, 2022

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### **Tamisha Walker Discusses Safe Return Project**

Tamisha Walker is a founding member and Executive Director of Safe Return Project, a campaign to secure the freedom and liberation of formerly incarcerated individuals. Walker discussed issues of mass incarceration and racial disparity in the criminal legal system, as well as her own situation where she was incarcerated and released in 2009.

As a formerly incarcerated woman, "she shares a powerful personal story about the journey to healing and successful reentry into society. Tamisha has years of community organizing experience in a city impacted by trauma and economic inequality, including her own personal experience with trauma and poverty growing up in Richmond, California."

Listen as Tamisha talks about her life, her work, and the need to invest in better services for those released from prison.

To watch or listen - [hit the link](#)

### **\$4000 is What We Need, Maybe You Can Help Us**

**UPDATE:** Thanks to our donors we have about \$2700 to go!

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## Criminal Justice News/ Commentary

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### **Guest Commentary: White Privilege**

Throughout my incarceration in the Yolo County Jail I have witnessed case after case of unfair treatment towards Hispanics & African Americans via the Yolo County District Attorney office. While witnessing case after case of

[Read More](#)

### **Yolo DA Jeff Reisig's Harmful and Unjust Treatment of Former Firefighter and Local Hero Paul Fullerton**

On the eve of the primary election which will decide whether Yolo County elects incumbent Jeff Reisig for a fifth term as District Attorney or goes in a new direction with Cynthia Rodriguez, voters should know the story of Paul Fullerton.

[Read More](#)

### **'Black Mamas' Bail Out in LA, National Demand for Bail Reform**

The week before Mother's Day, Black-led organizations in Los Angeles and dozens of cities across the country bailed out as many mothers as possible who otherwise would have spent Mother's Day incarcerated simply because

[Read More](#)

## **Restorative Justice Program Success in Philly – Collaboration Between Community and Justice System to Overcome Racial Discrimination**

While the killing of George Floyd on May 25, 2020, at the hands of Minneapolis Police Officer Derek Chauvin led to national civil unrest, a similar murder in Philadelphia on Oct. 26, 2021, also caused a world movement that

[Read More](#)

## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Eyewitness, Victim and Wife Testify in Attempted Murder Trial about Alleged Beating**

Testimony from an eyewitness, the victim and the victim's wife were all heard Friday afternoon here in Yolo County Superior Court in the attempted murder trial of Mark Alan Smith, charged in a 2021 incident at the Crest Motel.

[Read More](#)

### **International Defendant Denied Request for Relocation to Israel during Pretrial**

Shay Linetski's request last Friday to return to Israel and appear via Zoom for his pretrial hearings in Yolo County Superior Court was denied by Judge Tom Dyer.

[Read More](#)

### **Defense Complains DA Discovery Delays Keeps Accused Unfairly in Jail**

In Alameda County Superior Court last Thursday, a defense attorney complained to the court about repeated prosecutorial delays regarding discovery in a current case and many of her other cases.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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### Yolo County Court Watch:

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### Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqYomE6bzo4MzYyYjkwN2M3NmYwYjZkNWFOTY2YjhhMjJlZDMYzjo2OjU5NzQ6MWFOTNIN2M1YjZkZWlwMTM5Njc5ODY3NzZmOTVmZmJkMjJlZTY3NTIxMDk5OGI2MTU2ZDc3ZTE2NmRIYzP0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqYomE6bzo4MzYyYjkwN2M3NmYwYjZkNWFOTY2YjhhMjJlZDMYzjo2OjU5NzQ6MWFOTNIN2M1YjZkZWlwMTM5Njc5ODY3NzZmOTVmZmJkMjJlZTY3NTIxMDk5OGI2MTU2ZDc3ZTE2NmRIYzP0OIQ)

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**Subject:** We Must Raise \$4000 in the next few weeks, Please Help Valerie

**Date:** Friday, June 3, 2022 at 7:00:41 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org



Image

## **We need to raise \$4000 this month to make payroll for July... please help with a one time donation or by becoming a sustaining member**

**\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

**This was catastrophic for us.**

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

### Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

**I'll support the Vanguard**

The Peoples Vanguard of Davis Inc  
221 G St Ste 203  
Davis, CA 95616  
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**Subject:** Everyday Injustice Newsletter - Innocence Project and LA DA's Conviction Integrity Unit Worked Together To Free Torres After 21 Years of Wrongful Incarceration

**Date:** Friday, June 3, 2022 at 5:00:45 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"Torres was so young when he was convicted of a crime he did not commit. He deserves a chance to start to really live his life," said McGinn in a statement. "I'm so excited to see Alex reunited with his family and loved ones."

## Everyday Injustice Newsletter - June 3, 2022

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### Senator Wiener's Legislation to Protect Immigrants Testifying in Court Passes Assembly Public Safety Committee

*SB 836 extends protections that allow undocumented immigrants to testify in court without fear of deportation*

SACRAMENTO - Senator Scott Wiener's (D-San Francisco) Senate Bill 836 passed the Assembly Public Safety Committee by a vote of 5-0. It now heads to the Assembly Judiciary Committee. This legislation will extend the safeguards from SB 785 (Wiener, 2018), which prohibited attorneys from asking witnesses on the stand about their immigration status unless the presiding judge determined that status was relevant information. This legislation expired on January 1, 2022. SB 836 ensures immigration status will be permanently protected in cases where it is not relevant to the litigation.

SB 836 is designed to end harassment of immigrants about their immigration status when they testify in court and thus avoid situations where immigrants refuse to come to court out of fear that they'll be deported for doing so. To ask a witness about their immigration status, an attorney would first have to make a showing to the judge of why the question is relevant to the case.

Before SB 785 became law, in numerous documented cases, defense attorneys exposed the immigration status of witnesses and victims of crime by asking about immigration status even though such status did not pertain to the case. Immigration and Customs Enforcement (ICE) agents had also reportedly monitored and detained undocumented people at courthouses. The critically important protections offered in SB 785 must be extended so that undocumented immigrants – including victims of crime – feel safe coming forward and testifying in California's courts.

SB 836 is cosponsored by CHIRLA (Coalition for Humane Immigrant Rights), Legal Aid at Work, CELA (California Employment Lawyers Association), and the Los Angeles and San Francisco District Attorney's Offices.

"Crime victims or witnesses should never be afraid to come forward to testify because of their immigration status," said Senator Wiener. "For undocumented immigrants, the fear of deportation can have a chilling effect on participation in our justice system. When immigrants fear that going to court will get them deported, they simply won't go, and we'll all be less safe."

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## Criminal Justice News/ Commentary

### **Innocence Project and LA DA's Conviction Integrity Unit Worked Together To Free Torres After 21 Years of Wrongful Incarceration**

On Wednesday, the Los Angeles DA's office along with the California Innocence Project announced the exoneration of Alexander Torres, who was wrongfully convicted of murder in 2001.

[Read More](#)

### **Long Time State Public Defender Backs Challenger in Yolo DA Race**

I have known Cynthia Rodriguez for over 30 years, having served with her as a deputy state public defender, beginning in 1990. Although I retired from the public defender's office after 24 years, since retirement and for the past 10 years, I

[Read More](#)

### **Key CA Assembly Committee OKs Expert Testimony Bill – Expected to End Some Wrongful Convictions**

The Assembly Public Safety Committee this week approved, on a 6-1 vote, SB 467, which would more closely scrutinize "expert testimony" and is expected to change wrongful convictions.

[Read More](#)

### **Recent Crackdown on New York's Ghost Guns: Battling America's Untraceable Epidemic**

Following recent mass shootings the U.S., Americans have the topic of gun control at the forefront of politics.

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### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Opening Statements and Officer, Doctor Testimony Start Attempted Murder, Kidnapping Trial**

The jury trial for Mark Smith, accused in the assault of a Sacramento man in 2021, began Thursday in Yolo County Superior Court with opening arguments, and police officer and doctor testimony.

[Read More](#)

### **Jury Swiftly Returns Guilty Verdict in Sidhu Sex Crimes with Minor Trial**

In just a few short hours, the jury concluded its deliberations Thursday afternoon at Yolo County Superior Court in the sex crimes case of David Sidhu, and returned with a guilty verdict.

[Read More](#)

## Conflicting Testimony between Victim and Peace Officer in Prelim

The testimony of the alleged victim and a police officer conflicted at a preliminary hearing Wednesday in Yolo County Superior Court, but the judge still ruled there was enough evidence for the case to go to trial.

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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This week on Everyday Injustice, we have Kristina Kersey who last year joined The Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the

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**Yolo County Court Watch:**

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzplODA4ZDdkZTEwYzVkZWM0ZGU1ZGFhY2NkOGewZGM5Zjo2OjFiODA6NTA5YWI0ZWY4YjJjY2lyMzJjMmE5OGNkNmFmODgwZTUzNzNINjMwZTg0NDY2YzBjMDgyZTBjMGJkNGEzMzA1Mjp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzplODA4ZDdkZTEwYzVkZWM0ZGU1ZGFhY2NkOGewZGM5Zjo2OjFiODA6NTA5YWI0ZWY4YjJjY2lyMzJjMmE5OGNkNmFmODgwZTUzNzNINjMwZTg0NDY2YzBjMDgyZTBjMGJkNGEzMzA1Mjp0OIQ)

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**Subject:** Everyday Injustice Newsletter - Exoneration in LA; Bill That Reforms LWOP for Felony Murder Advances through Public Safety Committee  
**Date:** Thursday, June 2, 2022 at 5:01:04 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Lynn Williams: "When the DA asked about the death penalty in 1989, our family resoundingly answered no, we believe in the sanctity of life and that a person can change."

## Everyday Injustice Newsletter - June 2, 2022

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### **Alex Torres Exonerated After 21 Years of Wrongful Imprisonment**

*Torres Was Arrested and Wrongly Convicted of Murder based on Mistaken Identification*

**Los Angeles, June 1, 2022** – Alex Torres was exonerated after 21 years of wrongful incarceration. Torres was arrested and convicted of the murder of Martin Guitron in Los Angeles when Torres was 20 years old. Torres was tentatively identified by witnesses in the case.

In 2006, Torres's family received a call from a friend with information about Guitron's murder along with the names of the true perpetrators. The getaway driver eventually admitted to Torres's family that he committed the crime with another man, and he knew Torres was not involved.

**Photo: Alex Torres and Audrey McGinn celebrate Torres' freedom outside the Clara Shortridge Foltz Criminal Justice Center.**

The California Innocence Project (CIP) worked with the Conviction Integrity Unit at the Los Angeles County District Attorney's Office. They jointly filed a petition for writ of habeas corpus on Torres's behalf with new evidence pointing to his innocence. Torres was released on October 19, 2021, and Judge William C. Ryan declared him factually innocent on April 13, 2022.



"I am thrilled Alex Torres is finally free," said Justin Brooks, Director of the California Innocence Project and a Professor of Law at California Western School of Law. "This case was ultimately resolved the way all wrongful convictions should be with the District Attorney's Office working with us to discover the truth. I am very grateful to George Gascon and his Conviction Integrity Unit."

Torres has been spending time with his family and friends while he acclimates to life outside prison walls.

"Torres was so young when he was convicted of a crime he did not commit. He deserves a chance to start to really live his life," said Audrey McGinn, Attorney at the California Innocence Project at California Western School of Law who was the primary lawyer on the case. "I'm so excited to see Alex reunited with his family and loved ones."

More information about Alex's case can be found here: <https://californiainnocenceproject.org/read-their-stories/alexander-torres/>

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## Criminal Justice News/ Commentary

### **Bill That Reforms LWOP for Felony Murder Advances through Public Safety Committee**

Supporters are bracing for rougher sailing for a bill that has picked up additional opposition but needs a two-thirds vote in both houses to pass—but, at least on Wednesday, SB 300 by Senator Dave Cortese cleared a key hurdle,

[Read More](#)

### **Reisig's Coerced Drug Treatment Bill Dies, Failed to Achieve Floor Vote**

Hope California, a bill that would have authorized the counties of San Joaquin, Santa Clara, and Yolo to create a pilot program for individuals suffering from substance use disorders (SUDs) and who have been convicted of drug-

[Read More](#)

### **Yolo DA Prosecutes 3,775 Cases but Only Took 17 to Trial in 13-Month Period According to Data**

Yolo County District Attorney Jeff Reisig has stressed the importance of prosecuting cases in his bid for a fifth term as Yolo DA.

[Read More](#)

### **Orange County DA Faces Backlash after**

## **Controversial Uvalde Tweet – Political Opponent Capitalizes**

Orange County District Attorney Todd Spitzer deleted a controversial tweet regarding the Uvalde school shooting Sunday, and it was followed by public backlash, according to his DA race challenger.

[Read More](#)

## **Slavery and ‘System Discrimination’ Highlighted in Report by CA Reparations Task Force**

The California Task Force to Study and Develop Reparation Proposals for African Americans (Reparations Task Force) Wednesday released an interim report “providing an in-depth overview of the harms inflicted on African

[Read More](#)

## **SF Public Defender Strongly Criticizes Police Killing of 2 Men – 1 Client of Public Defender Office**

San Francisco Public Defender Mano Raju this week strongly criticized the SF Police Dept. after the shooting and killing of two men when they responded to a reported “assault.”

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## **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

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**Less than 40% of vaccinated CA prison**

## **staff have received COVID booster shots**

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[Read More](#)

## **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man in Theft Case Remains in Custody until Sentencing, Another Case Settles for 2 Months Jail Time**

In a Yolo County Superior Court session Tuesday morning, one man accused of felony theft was denied release on his own recognizance (OR) without bail, while another individual pleaded to a false personation charge and

[Read More](#)

### **Sidhu Child Molestation Trial Goes to Jury**

The alleged victim in the child molestation trial of David Sidhu was allowed to be in the courtroom Wednesday as final arguments were heard here in Yolo County Superior Court—the jury begins deliberations Thursday.

[Read More](#)

### **Man Pleads Guilty, Wants to Pay Full Restitution**

During his probation modification hearing here this week in Ventura County Superior Court, Sergio Herrera insisted on paying any amount of restitution demanded, claiming he wanted to make it right for the victim's family despite his

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit**

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**Subject:** Everyday Injustice Newsletter - California Abolition Act Moves Forward; Judicial Council of California Agrees to Cease Traffic Court Late Fees

**Date:** Wednesday, June 1, 2022 at 5:00:12 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“As it stands the Constitution of our State prohibits slavery and involuntary servitude —“except for the punishment of crime,”Senator Kamlager said. “Abolition is not conditional. In the year 2021, in our great state of California, often touted as one of the most progressive states in the country, this is unacceptable.”

## Everyday Injustice Newsletter - June 1, 2022

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### Michael Gaines Gets Life for Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

According to them, Gaines was 18 years old at the time he was sentenced and charged with murder during the commission of a robbery—there was no DNA evidence or fingerprints on the murder weapon that link Michael to the crime. They did find the shooter with the murder weapon and his prints were on the gun.

He was also the victim of ineffective assistance of counsel, as Michael wanted to go to trial, but his lawyer said no. The ringleaders of the crime were given a 20-year deal. Gaines got LWOP.

They believe he was convicted by unreliable material witness statements, two of them given by the actual perpetrators of the crime who were given a deal.

To learn more go [here](#).

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## Criminal Justice News/ Commentary

### **California Abolition Act Passes the State Senate**

A measure that would remove from the California Constitution the exception that allows for involuntary servitude as punishment for a crime passed the Senate Committee on Public Safety yesterday.

[Read More](#)

### **CA Assembly OK's Measure to 'Protect Customers from Race and Gender-Based Harassment' in Large Businesses**

The CA State Assembly here last Friday approved 50-0 a measure "to help large businesses better protect customers from race and gender-based harassment, including by other customers, through training, signage,

[Read More](#)

### **Judicial Council of California Agrees to Cease Traffic Court Late Fees after Complaint Filed by Social Justice Groups**

As a result of a lawsuit filed by multiple Bay Area social justice organizations the Judicial Council of California has agreed to cease debt collection for the time being for its willful involvement in the illegal "civil assessment program."

[Read More](#)

### **Canada Abolishes Sentencing Criminals to Life Without Chance of Parole**

The Canadian Supreme Court made a unanimous decision, in the case of Attorney General of Quebec, et al. v. Alexandre Bissonnette, that it is cruel and unnatural to sentence people to life imprisonment without a possibility of

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Sister of Murder Victim Scolds Perpetrator in Court for Doing 'Satan's Work'**

Elton Lee Flenaugh was sentenced here Friday in Alameda County Superior Court to a total term of 17 years in state prison for the murder of Brianna Ford.

[Read More](#)

### **Final Witnesses Heard in David Sidhu Child Sex Abuse Trial**

Yolo County Superior Court Judge Timothy Fall Tuesday presided over the last two witnesses in the trial of David Sidhu, charged with 56 felony charges of lewd and lascivious acts with a child under 14.

[Read More](#)

## Attempted Murder Case Turns into a Heated Debate over Technicalities and Severe Mental Illness

In a motion on Friday morning to dismiss the case for a lack of timely prosecution in Yolo County Superior Court, two attorneys argued over the fine details of a man's attempted murder charge and his relevant mental health struggles.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn't Commit

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

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### Everyday Injustice Podcast Episode 156: Kristina Kersey and Youth Justice

This week on Everyday Injustice, we have Kristina Kersey who last year joined The Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the

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**Subject:** We Survived Payroll For June, But July Looks Iffy, Please Help Valerie

**Date:** Tuesday, May 31, 2022 at 9:07:15 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image



**Good News... we made payroll**

# **Bad news... need to raise money to make payroll for July... please help with a one time donation or by becoming a sustaining member**

**\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

## **This was catastrophic for us.**

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

## **Here's how to help - go to:**

**<http://davisvanguard.networkforgood.com>**

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

I'll support the Vanguard

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**Subject:** Everyday Injustice Newsletter - Much of the Blame Centered on District Attorney Boudin – But Crime Data Creates Uncertainty  
**Date:** Tuesday, May 31, 2022 at 5:01:52 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“And it has raised the question of whether there’s actually a crime wave at all,” writes Lowery.

## Everyday Injustice Newsletter - May 31, 2022

### Time To Remove the Yolo DA's Office From the Dev Case

by David Greenwald

Earlier this year, Sanjay Dev, the brother of Ajay Dev, made a \$500 contribution to the campaign of Cynthia Rodriguez. In 2009, Ajay Dev was sentenced to 378 years in prison - and he believes wrongly -

Cynthia Rodriguez. In 2009, Ajay Dev was sentenced to 170 years in prison and he believes wrongly for the alleged rape of his adopted daughter. There was enough evidence presented in their Habeas petition to necessitate a new hearing that began in 2019.

For taking this donation, Cynthia Rodriguez has been attacked repeatedly by Jeff Reisig, by third parties and most recently by members of Reisig's staff. It is the Reisig campaign and it alone that has turned this case into a political football and they seem to have forgotten that they have this case before them right now and they have now demonstrated undue prejudice.

We saw in San Luis Obispo County, a judge recuse DA Dan Dow in the explosive BLM case against Tianna Arata because in part, the district attorney's wife and reelection campaign having sent a fundraising email that appeared to reference the Arata case. The email, which went out to Dow's supporters just days after his office filed charges against Arata, stated Dow was leading the fight against the "wacky defund the police movement and anarchist groups."

The Judge ruled that the email contained inflammatory language, and it interfered with the defendants' right to a fair trial. Guerrero also stated Dow had sought to benefit politically and professionally from prosecuting Arata.

While there is no jury at this point in the Dev matter, the DA is seeking to use the issue to benefit politically and professionally from continuing to prosecute Dev and attempt to block his Habeas hearing.

Ryan Couzens has been playing hardball from the start here, combing through phone conversations and emails in an effort to use them to discredit his claims that the complaining witness concocted the charges and acknowledged it to family members.

As noted previously, Couzens filed a motion a week ago that can only be described as a full conspiracy theory.

He writes, "the People believe the Petitioner, Ajay Dev, intends to delay this proceeding not only to avoid taking the testimony of Michael Rothschild, but to take advantage of a possible election outcome for the current District Attorneys race, in which the undersigned believes there has already been at least one communication with candidate Cynthia Rodriguez that raises serious ethical issues."

Couzens said he believes that "this habeas has not been going well for Mr. Dev." He writes, "Mr. Dev needs a new plan. The People believe it is now Mr. Dev's current strategy to delay the taking of any further evidence (or at least the apparently damaging evidence) in the hope that DA candidate Cynthia Rodriguez wins the upcoming election occurring in three weeks."

While Couzens raises the charges, it has in fact been Reisig and his office that have politicized the case in this election cycle.

As I understand it, the Dev family has paid more than one million in court expenses since the case began prior to the 2009 trial. Sanjay Dev donated a mere \$500. \$500 is not nothing, but it is hardly the type of contribution that is going to either swing the election or sway the candidate.

Couzens himself and the Reisig campaign have turned this hearing into a circus and have thrown into the political arena. It is time to allow the Attorney General to do a new assessment on the case and look at this with fresh and unbiased eyes that the law compels.

Thanks for reading

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## Criminal Justice News/ Commentary

### **The Atlantic Claims San Franciscans May Not Feel Safe and Secure, and Much of the Blame Centered on District Attorney Boudin – But Crime Data Creates Uncertainty**

With public perception of a “crime wave” in San Francisco becoming more evident, SF District Attorney Chesa Boudin’s job is in serious jeopardy in the upcoming June 7 Recall Election, according to Annie Lowery, a staff

[Read More](#)

### **Commentary: The Shadowy Matt DeMoura Re-enters the Yolo Picture**

DA Candidate Cynthia Rodriguez must be fairly clean, because it seems the worst they can do is attack her for being “soft on criminals” using two campaign contributions as evidence. That’s right two of them – one of which was

[Read More](#)

### **Everyday Injustice Podcast Episode 157: Michael Gaines Gets Life For Crime He Didn’t Commit**

This week on Everyday Injustice we talk with Bree and Malissa Hurry about the case of Michael Gaines, who has been incarcerated since 2003 for a crime, they believe, he did not commit.

[Read More](#)

### **After SCOTUS Ruling, Inmates Will Have Harder Time Winning Release for Ineffective Lawyering**

The U.S. Supreme Court last week ruled against prison inmates’ rights to win release from prison, and took a step further to bar federal courts from holding evidentiary hearings or evidence from previous case convictions.

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Pregnant Woman Requests Bail Reduction Despite Felony Warrant in Different County – Judges Drops Bail to \$150,000**

Dorothy Skinner, a pregnant woman facing drug and other felony charges, asked the judge in Stanislaus County Superior Court this week for a reduction in her bail—it was reduced but it's still a hefty number.

[Read More](#)

### **Officer Describes Santa Rosa Sex Assault, Defense Rebukes Part of It as Testimony for Crimes in 2018 and 2020 Ends**





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**Subject:** Re: Press Release for Max's NG client  
**Date:** Saturday, May 28, 2022 at 3:31:26 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Chan, Angela (PDR), Welch, Douglas (PDR), Breecker, Max (PDR)  
**CC:** Raju, Manohar (PDR), Gonzalez, Matt (PDR)

Just to round this out -- here are links to [our press release](#) and the coverage by the [Davis Vanguard](#).

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, May 26, 2022 3:56 PM  
**To:** Chan, Angela (PDR) <angela.chan2@sfgov.org>; Welch, Douglas (PDR) <douglas.welch@sfgov.org>; Breecker, Max (PDR) <max.breecker@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Gonzalez, Matt (PDR) <matt.gonzalez@sfgov.org>  
**Subject:** Re: Press Release for Max's NG client

I just got the green light from Mano, so I can send this out.

Thanks everyone,  
Valerie

---

**From:** Chan, Angela (PDR) <angela.chan2@sfgov.org>  
**Sent:** Thursday, May 26, 2022 3:26 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Welch, Douglas (PDR) <douglas.welch@sfgov.org>; Breecker, Max (PDR) <max.breecker@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Gonzalez, Matt (PDR) <matt.gonzalez@sfgov.org>  
**Subject:** Re: Press Release for Max's NG client

Great, thanks Valerie, Doug, and Matt!

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**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, May 26, 2022 3:19 PM  
**To:** Welch, Douglas (PDR) <douglas.welch@sfgov.org>; Chan, Angela (PDR) <angela.chan2@sfgov.org>; Breecker, Max (PDR) <max.breecker@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Gonzalez, Matt (PDR) <matt.gonzalez@sfgov.org>  
**Subject:** Re: Press Release for Max's NG client

We've gotten assurance from Max that he and his client previously spoke about a press release and that his client was completely on board.

I can check with Mano to make sure he's good with his quote, but if there are any other concerns to address, please let me know.

**Looking to send it out by 4pm today:**

<https://docs.google.com/document/d/1NEZ7hxaxVcSrDx6opZS4lu2gOPG8foWSZhvRpJ0LQZs/edit>

---

**From:** Welch, Douglas (PDR) <douglas.welch@sfgov.org>  
**Sent:** Thursday, May 26, 2022 10:15 AM  
**To:** Chan, Angela (PDR) <angela.chan2@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Breecker, Max (PDR) <max.breecker@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Gonzalez, Matt (PDR) <matt.gonzalez@sfgov.org>  
**Subject:** RE: Press Release for Max's NG client

Thank you, Angela. We'll follow up on getting explicit permission. There has been some publicity of this case by the CW who has referred to Mr. Natsheh as a terrorist. He has also posted updates of the trial onto his Youtube channel (where he does sadly have a decent number of followers) however, this press release would likely result in significantly more attention on Mr. Natsheh so we'll see if we can get in touch with him asap.

Thanks, everyone.

Doug Welch  
Felony Unit Manager  
Deputy Public Defender  
San Francisco Public Defender's Office  
415-553-9335 (office)  
415-553-9810 (fax)

---

**From:** Chan, Angela (PDR) <angela.chan2@sfgov.org>  
**Sent:** Wednesday, May 25, 2022 10:26 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Breecker, Max (PDR) <max.breecker@sfgov.org>; Welch, Douglas (PDR) <douglas.welch@sfgov.org>  
**Cc:** Raju, Manohar (PDR) <manohar.raju@sfgov.org>; Gonzalez, Matt (PDR) <matt.gonzalez@sfgov.org>  
**Subject:** Re: Press Release for Max's NG client

Thanks for drafting this Valerie. And congratulations Max! The press release looks great to me. It does a nice job of highlighting both the miscarriage of justice by SFPD not releasing the video for so long

and the ongoing issue with trial delays. I only added a link to the Examiner article, the Sunday feature, since it provides more background on the trial backlog issue.

And just making sure, given the two considerations you mentioned, do we have Mr. Natsheh's permission to issue this press release?

---

**From:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Sent:** Wednesday, May 25, 2022 5:30 PM  
**To:** Breecker, Max (PDR) <[max.breecker@sfgov.org](mailto:max.breecker@sfgov.org)>; Welch, Douglas (PDR) <[douglas.welch@sfgov.org](mailto:douglas.welch@sfgov.org)>  
**Cc:** Chan, Angela (PDR) <[angela.chan2@sfgov.org](mailto:angela.chan2@sfgov.org)>; Raju, Manohar (PDR) <[manohar.raju@sfgov.org](mailto:manohar.raju@sfgov.org)>; Gonzalez, Matt (PDR) <[matt.gonzalez@sfgov.org](mailto:matt.gonzalez@sfgov.org)>  
**Subject:** Press Release for Max's NG client

Congrats to Max on his NG this week. Draft press release is [here](#).

- **Max** - can you please go through and correct for accuracy and fill in where needed
- **Doug** - we can ask you to take a look afterwards or in tandem with Max
- **Mano** - please check your quote
- **Angela & Matt** - we can let you know when it's ready for your review, but there are a couple of flags to consider in this case, which we do not mention in the release but should be considered since our press releases on the topic of trial delays have been getting more attention: 1) client is on federal probation for providing material support to t'rrorists when he was 20yo; 2) he was employed by Urban Alchemy at the time of his arrest, although not on duty during the altercation.
- **Timing** - If we can go through these steps and considerations in the morning, I'd like to be able to send it out tomorrow mid-day/afternoon, as Friday is a bad day for press.

Thank you,  
Valerie

---

Valerie Ibarra  
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(628)249-7946  
[SFPublicDefender.org/Media](http://SFPublicDefender.org/Media)

**Subject:** \*\*PRESS RELEASE\*\*SF Public Defender's Office Condemns SFPD Killing of Two Men, Including Former Client Rafael Mendoza

**Date:** Saturday, May 28, 2022 at 2:17:34 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations

**CC:** Ibarra, Valerie (PDR)

**BCC:** tim redmond, ddebolt@bayareanewsgroup.com, news@ebar.com, Joe.Eskenazi@missionlocal.com, editor@sfbayview.com, nube@sfbayview.com, hi@joshwolf.net, tips@sfist.com, Michael Barba, m.bajko@ebar.com, Bay City News Service, editor@sfbaytimes.com, editor@eltecolote.org, sfweekly@sfmediaco.com, news@sfweekly.com, Michael.toren@gmail.com, Phil Matier, editor@fogcityjournal.com, editor@noevalleyvoice.com, editor@potreroview.net, editor@sfrichmondreview.com, editor@singtaousa.com, editor@thewesternedition.com, editor@westsideobserver.com, editors@newfillmore.com, emilamok@gmail.com, Knight, Heather, portiali@windnewspaper.com, shawn.huang@chinesenews.com, assignment@singtaousa.com, tfang@asianweek.com, idac@bayareametro.com, lisa.xin@bayvoice.net, liazhu@chinadailyusa.com, mingng119@gmail.com, queweihang@gmail.com, lihui.zhou@epochtimes.com, jingzhe.cao@epochtimes.com, jean.ho@newsforchinese.com, info@pandodaily.com, margarita.argente@philippinenews.com, bernice.yeung@propublica.org, lailakearney@gmail.com, editor@singtaousa.com, flora.xu@singtaousa.com, Shiqiao P, sfbay@epochtimes.com, vnnb@vietnamdaily.com, mdinzeo@courthousenews.com, pamelas@skylight.is, David M. Greenwald, John Ferrannini, c.laird@ebar.com, vivian.ho@guardian.co.uk, sbollag@sacbee.com, news@kpfa.org, andyrubio@hotmail.com, news@chineseradio.com, cantonesedj@chineseradio.com, assignmentdesk@kqed.org, calreport@kqed.org, forum@kqed.org, news@kpoo.com, pshuler@kqed.org,

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**Attachments:** PR - 05.27.2022 - San Francisco Public Defender's Office Condemns SFPD Killing of Two Men, Including Former Client Rafael Mendoza.pdf

**FOR IMMEDIATE RELEASE:** May 27, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [pubdef-mediarelations@sfgov.org](mailto:pubdef-mediarelations@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **San Francisco Public Defender's Office Condemns SFPD Killing of Two Men, Including Former Client Rafael Mendoza**

**SAN FRANCISCO** – Last Thursday, members of the San Francisco Police Department shot and killed two men after being called to a reported assault in progress. While the SFPD released very few details until today's town hall meeting, we learned earlier this week that one of the people they killed, Rafael Mendoza, was a former client of the San Francisco Public Defender's Office and was represented by Deputy Public Defender Alexandra Pray.

**Ms. Pray, who spoke with the [SF Standard](#) this week, is issuing the following statement:**

"I was absolutely horrified to learn that SFPD officers shot and killed my client Mr. Mendoza. He was an unhoused father who lived a life of desperation. In all of my interactions with him, he was very sweet and gentle, even though his struggle to survive often entangled him in the criminal legal system for mostly petty and non-violent offenses. The fact that he died at the hands of police, who found him injured and being threatened by a man with a knife, is an inexcusable tragedy. My deepest condolences go out to his family and I want them to know that he was loved and valued despite his circumstances."

Officers' Body Worn Camera footage shown at today's [SFPD town hall](#) showed at least a dozen officers gathered, yelling commands at close range, with weapons drawn on the two injured men who were largely frozen in combat under the same tarp on the ground. None of the officers attempted to identify language access needs until very late in the incident. Although the initial force used was from beanbag projectiles, officers quickly escalated to lethal force. It was later confirmed

that both men died from the gunshot wounds.

**Public Defender Mano Raju commented:**

“The inability or unwillingness of police to truly de-escalate harmful situations remains a paramount concern for public safety in San Francisco. The answer to violence is not more violence. Mr. Mendoza lived his life on the margins of society without having his basic needs met, but he still had rights. This is why we need to stop relying on police to prevent harm, but rather invest in non-police alternatives to help vulnerable people abate harm.”

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

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**Subject:** Everyday Injustice Newsletter - Solano DA's Ties To Law Enforcement Has Consequences For Police Reform

**Date:** Friday, May 27, 2022 at 5:03:07 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

“It’s a shame that we had to wait so long to litigate this case due to the court’s trial backlog and that this video surfaced so late that we didn’t have a chance to argue for Mr. Natsheh’s innocence and liberty much sooner,” said SF Public Defender Brecker.

## Everyday Injustice Newsletter - May 27, 2022

**Santa Clara Sheriff  
implements new policy which ends paper mail in jail, without  
input from those affected**



## From Silicon Valley De-Bug

On April 4, 2021, a letter appeared in the lobby of the Maguire Correctional Facility declaring that by April 26, 2021 all paper communications with incarcerated people would be rejected, with the exception of legal mail.

Instead, the letter instructed that any paper mail should be sent to a facility in Sarasota, Florida run by a company called Smart Communications, where it will be opened, scanned, and converted into an electronic version that can then be viewed on a tablet inside the jail.

Given that San Mateo County Corrections facilities were already subject to COVID-19 procedures including restricted visitation, the sudden change in policy regarding jail mail and the county's lack of transparency concerned local families. Silicon Valley De-Bug supported one family in asking for a meeting with a representative from the Sheriff's Office on May 11, 2021 to explain the change in policy, but county officials denied the request, saying that they had answered "all the questions."

On June 22, 2021, Silicon Valley De-Bug filed a public records request for the contract and any records regarding the decision to implement the new jail mail policy. After weeks of delay in violation of California law, the county finally produced the contract, but failed to provide other responsive documents. Today, through their attorneys at the Social Justice Legal Foundation, Silicon Valley De-Bug submitted a second request to San Mateo County and the Sheriff's Office seeking more comprehensive information on the new policy and its associated procedures.

Incarcerated people and their families deserve multiple options for communication, like electronic messaging on tablets and video visits, but implementing these technologies does not justify eliminating the option to send traditional paper mail. For many incarcerated people, keeping birthday cards, family photographs, or letters that carry the scent of a loved one's perfume is a crucial way to maintain closeness and connection with their support systems. Now, individuals detained in San Mateo County are only able to view a scanned copy of these precious items. With only 176 tablets and up to 800 people incarcerated in the jail, access is heavily limited.

Jennifer Rodriguez, an organizer with Silicon Valley De-Bug, emphasized the emotional toll the policy has already taken on families. "As a member of the community with a loved one incarcerated, I know how important communication and personal connection to my loved one is. It was very frustrating and disheartening to learn that San Mateo County jail would no longer allow pictures or letters to be mailed into the jail directly to my loved one. Receiving greeting cards and pictures for those incarcerated to look at any time of the day to look at is something that brings joy and hope that they know someone cares about them. It's horrible that Sheriff Bolanos did not consider family or the community's input in this matter. Having personal connections is important for rehabilitation."

Another concerning aspect of the county's contract with Smart Communications is a massive expansion of police surveillance enabled by the MailGuard system. According to the policy, a record of all communications are kept for 7 years by Smart Communications in a database which law enforcement may search at any time. In addition, if mail senders opt to track their letters, the company may be able to collect and store other private data and information about them, but more information is needed on the company's exact policies.

Local families have expressed others concerns about the use of Smart Communications and their products, such as chronic technical issues with the tablets and kiosks, lack of internet connection in the jail, and a lack of urgency by the jail in solving these communication issues that leave incarcerated people isolated at the time when they need the most family and community support and connection. We call on the Sheriff and the county to respond to our records requests promptly, as required by law, and to end the policy and permit paper mail immediately.

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### **Commentary: Solano DA's Ties To Law Enforcement Has Consequences For Police Reform**

One of the big debates these days is the extent to which support of law enforcement and in particular police unions has become a barrier to reform and police accountability.

[Read More](#)

### **Commentary: Critics of Rodriguez Are Actually Just Opponents of Criminal Justice Reform**

Cynthia Rodriguez, challenger for Yolo County District Attorney, has been getting criticized for her policy approach or for being soft on crime in the last couple of weeks or so.

[Read More](#)

### **Man Found Not Guilty, but Jury Trial Took Nearly a Year – SF Public Defender Again Criticizes Slow Justice in SF Court**

Islam Natsheh was acquitted of felony assault charges here this week by a SF Superior Court jury that “relied heavily on a surveillance video that was not turned over by SFPD until nine months after the incident in question,”

[Read More](#)

### **The Story of the Vanguard – Exposing Everyday Injustices through Innovative Journalism**

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away

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### **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Pregnant Woman Requests Bail Reduction Despite Felony Warrant in Different County – Judges Drops Bail to \$150,000

Dorothy Skinner, a pregnant woman facing drug and other felony charges, asked the judge in Stanislaus County Superior Court this week for a reduction in her bail—it was reduced but it's still a hefty number.

[Read More](#)

### Officer Describes Santa Rosa Sex Assault, Defense Rebukes Part of It as Testimony for Crimes in 2018 and 2020 Ends

The testimony portion of the sex crimes trial of Jose Trinidad Perez Meza, for alleged assaults in 2018 and 2020, ended Thursday in Yolo County Superior Court with both the defense and prosecution resting, subject to the

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 156: Kristina Kersey and Youth Justice

This week on Everyday Injustice, we have Kristina Kersey who last year joined The Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the

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## Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal Justice Reform

This week on Everyday Injustice we talk with Emily Galvin Almanza – she’s a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bZpjN2JjNDE5OWYwMjU3ODQ1NjViY2RmZTI1OWMyODhmMjo2OjU5NmE6MWU2Nj A3ODY0ZDAyMwY3MGUwY2FIMDM5OTRjOGYyOGJiY2JkYTYyN2Q2NzcwMTM2YzZiMGQyNGU0 OTIxZmEwYzZp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bZpjN2JjNDE5OWYwMjU3ODQ1NjViY2RmZTI1OWMyODhmMjo2OjU5NmE6MWU2Nj A3ODY0ZDAyMwY3MGUwY2FIMDM5OTRjOGYyOGJiY2JkYTYyN2Q2NzcwMTM2YzZiMGQyNGU0 OTIxZmEwYzZp0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bZpjN2JjNDE5OWYwMjU3ODQ1NjViY2RmZTI1OW MyODhmMjo2OjRINDQ6NzA1MGI0YjM4MmM5YzU0YzFhMTU2ZjNiM2U5Y2ZkMzA4OTA1NTFjMjg0 MDdhNzAzOWVmYTBiOGRkNzIxOGRjNDp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bZpjN2JjNDE5OWYwMjU3ODQ1NjViY2RmZTI1OW MyODhmMjo2OjRINDQ6NzA1MGI0YjM4MmM5YzU0YzFhMTU2ZjNiM2U5Y2ZkMzA4OTA1NTFjMjg0 MDdhNzAzOWVmYTBiOGRkNzIxOGRjNDp0OIQ)

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**Subject:** \*\*PRESS RELEASE\*\* Acquittal in a Trial 7 Months Late for Man Jailed Nearly a Year due to Court Backlog + SFPD Slow to Turn Over Evidence  
**Date:** Friday, May 27, 2022 at 12:37:32 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 05.26.2022 - Acquittal in a Trial 7 Months Late for a Man Jailed Nearly a Year due to SF Court Backlog; SFPD Slow to Turn Over Evidence.pdf

**FOR IMMEDIATE RELEASE:** May 26, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits on Assault Charge in a Trial That Came 7 Months Late for a Man Jailed for Nearly a Year**

*SFPD took 9 months to turn over video that the jury used to reach its not guilty verdict*

**SAN FRANCISCO** – This week, a San Francisco jury relied heavily on a surveillance video that was not turned over by SFPD until nine months after the incident in question, to acquit Islam Natsheh of felony assault charges. Deputy Public Defender Max Breecker argued that the video showed Mr. Natsheh briefly jump in to defend a companion who was engaged in an altercation with another man who sustained several cuts, but that there was no evidence suggesting that Mr. Natsheh had possessed or used a knife in the fray. The acquittal on the primary felony charge of assault with a deadly weapon came only after Mr. Natsheh spent eleven months in jail, seven months beyond his trial deadline, largely due to the [growing backlog of felony trials](#) in San Francisco Superior Court.

“It’s a shame that we had to wait so long to litigate this case due to the court’s trial backlog and that

this video surfaced so late that we didn't have a chance to argue for Mr. Natsheh's innocence and liberty much sooner," **said Mr. Breecker.**

The jury acquitted Mr. Natsheh of felony assault with a deadly weapon, and hung 7-5 in favor of not guilty on a secondary charge that has now been dismissed.

"Everyone in this country is entitled to a speedy trial and that simply is not happening in San Francisco. While the courts have just recently been sending more cases to trial, we're still only utilizing about a third of the available courtroom space in San Francisco while hundreds of legally-innocent people languish in jail under 23-hour lockdown well beyond their trial deadlines," **said San Francisco Public Defender Mano Raju**, who has taken several legal actions to stoke the court into action. "Mr. Breecker and his team worked diligently to represent Mr. Natsheh, but were nearly stymied by a severe negligence of police investigators who sat on a video for nine months. Prolonged incarceration inflicts untold psychological harm to those who are jailed, and comes at a great cost to our city."

As of May 6, 2022, there were 441 people with pending felony cases past their statutory deadline, or "last day" for trial, of whom 221 were in custody; and there were 187 people with pending misdemeanor cases past their last day, of whom 29 were in custody.

The defense team included Deputy Public Defender Max Breecker, Investigator Jill Schroeder, Paralegal Susan Frommer.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - Two Years after Floyd, President Biden to Advance Historic Executive Order on Police Accountability

**Date:** Thursday, May 26, 2022 at 5:02:19 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Udi Ofer, ACLU: "We commend President Biden for taking much-needed action on police reform. This executive order takes an important and necessary step forward in light of Congress' failure to act on police reform – but it is only a first step"

## Everyday Injustice Newsletter - May 26, 2022

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**The Story of the  
Vanguard- Exposing Everyday Injustices Through Innovative  
Journalism**

**Please support our work with a monthly or one time donation**

We were counting on substantial funding from the SBA. Unfortunately we were

informed on Friday that the money was now gone. I am emailing you because we URGENTLY we need your help.

## **Please support our work with a monthly or one time donation - TODAY**

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom."*



*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today."*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*"During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about."*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*"I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail."*

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*"The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").*

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,  
David M. Greenwald  
Editor and Founder

Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).



## Criminal Justice News/ Commentary

### [Two Years after Floyd, President Biden to Advance Historic Executive Order on Police Accountability](#)

On the two year anniversary of the murder of George Floyd, President Biden will sign a historic executive order “to advance effective, accountable policing and criminal justice practices that will build public trust and strengthen public

[Read More](#)

### [Guest Commentary: ACLU Commends President Biden for Taking Action on Police Reform](#)

Today marks the two-year anniversary of the police murder of George Floyd. This tragedy galvanized the nation to take to the streets to protest police violence and racism. That movement continues today and is still seeking a new vision

[Read More](#)

### [Orange County District Attorney Candidate Hardin Pledges to Improve Police Accountability](#)

On what was the second anniversary of George Floyd’s murder this Tuesday, Orange County District Attorney candidate Pete Hardin made a campaign promise to increase “police accountability.”

[Read More](#)

### [CA Attorney General Calls Latest School Shooting ‘Dark Day’ in Texas, America](#)

“Today is a dark day. I wish that in our nation we could say that a day like today is rare. Sadly, it is all too familiar,” said California Attorney General Rob Bonta Wednesday in reference to the May 24 school shooting in Texas, leaving

[Read More](#)

## **Despite Buffalo Shooting, GOP ‘Replacement Theory’ Still Going Strong**

Last weekend, attention turned to the motive of a white man who killed 10 people at a local supermarket here, using a semi-automatic-style rifle in a predominately Black neighborhood.

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **DUI Jury Trial Suddenly Dismissed after CHP Fails to Report Key Officer Witness is ‘in Disney’**

In Yolo County Superior Court Monday morning, just as jury selection had concluded and the trial was set to begin in a DUI misdemeanor case, the prosecution unexpectedly moved to dismiss the case after an officer scheduled to

[Read More](#)

## **Man Accused of Davis, Santa Rosa Sex Assaults Denies Involvement Despite Video Presented in Trial**

Meza is facing two counts of assault with intent to commit mayhem, rape, sodomy, or oral copulation; sexual penetration against will; sexual battery; attempted rape by force; assault by force likely to produce great bodily injury,

[Read More](#)

## **Closing Arguments in Jury Trial of Manpreet Atwal for Murder and DUI**

Closing arguments were made Wednesday here in Stanislaus County Superior Court in the case of Manpreet Atwal, charged with murder in the second degree, gross vehicular manslaughter while intoxicated, hit and run, and

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 156: Kristina Kersey and Youth Justice**

This week on Everyday Injustice, we have Kristina Kersey who last year joined The Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the

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This week on Everyday Injustice we talk with Emily Galvin Almanza – she's a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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**Subject:** We are NOT out of the woods yet and need your help Valerie  
**Date:** Wednesday, May 25, 2022 at 7:15:07 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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Image



**This is crucial... we need your support!**

## \$25 a month can make the difference for us right now.

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

## This was catastrophic for us.

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

## Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.

**I'll support the Vanguard**

The Peoples Vanguard of Davis Inc  
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Davis, CA 95616  
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**Subject:** Everyday Injustice Newsletter - Boudin-Backed Legislation by SF Bay Area Lawmakers to Protect Victims' DNA Passes CA State Senate  
**Date:** Wednesday, May 25, 2022 at 5:01:16 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Senator Wiener: "The last thing we need is to send a message to survivors that if they come forward, their DNA sample may be used against \*them\* in the future. We need to be clear and unequivocal that we support survivors and that providing a rape kit DNA sample will be a safe and respectful process."

## Everyday Injustice Newsletter - May 25, 2022

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### Think the Solano DA is Heavily Invested in Law Enforcement

Krishna Abrams, the Solano County DA in California is backed by law enforcement - she has the support of all of the major POAs in her county plus the Deputy Sheriff's Association.



Is that a problem? Well given that Vallejo has had more officer involved fatal shootings per capita than any other jurisdiction in the country and Abrams has refused to prosecute any of them... well yeah.

Abrams if you recall refused to even investigate the killing of Sean Monterrosa by Vallejo police.

AG Bonta was critical of the DA's office in Solano County, noting, "What has happened is there has been inaction." He said, "This case deserves action.

"It is unfortunate that to this point, the Solano County District Attorney has not acted," he said. "The Solano County DA has recused herself when there was no basis to do so. There was no actual conflict under the law.

"She has repeatedly said that she can be impartial, thorough and fair," he said, noting that she should have taken on the case and that he said that to her personally.

"Given the failure of the Solano County DA to fulfill her responsibility, we will review the case to ensure a fair, thorough, and transparent investigation," Bonta said during the press conference. In a statement released by his office, it noted, "At a moment when building trust between law enforcement and the communities they serve is more important than ever, the District Attorney's failure to act only serves to create more obfuscation and distrust in our justice system.

Monterrosa was fatally shot by a Vallejo Police Department officer on June 2, 2020.

"Without accountability, there is no justice," said Bonta.

Abrams promptly fired back at the AG, accusing the AG of "[p]laying politics with one of the most critical and divisive issues in our communities today—officer involved fatalities.

"It is beyond disappointing that we can't trust the statement of the Attorney General," she said.

Some wonder why it is a conflict for a DA to take money and support from law enforcement - perhaps they should look no further than Krisna Abrams.

Thanks for reading

**Be sure to follow us on [Twitter](#), [SoundCloud](#), [YouTube](#), and [Become a Monthly Donor](#).**



## Criminal Justice News/ Commentary

### **[Boudin-Backed Legislation by SF Bay Area Lawmakers to Protect Victims' DNA Passes CA State Senate](#)**

Senate Bill 1228, the Genetic Privacy for Sexual Assault Victims Act, was OK'd by the full California State Senate this week on a unanimous, bipartisan vote, now heading to the Assembly.

[Read More](#)

### **[Race Blind Charging Bill Passes State Assembly Unanimously](#)**

A bill aimed at reducing the potential for unconscious bias in the criminal justice system passed the California State Assembly yesterday by a vote of 72-0.

[Read More](#)

### **‘Spare me the Bullsh\*t’: Sen Chris Murphy Rips GOP Colleagues After Texas Shooting**

U.S. Senator Chris Murphy (D-Ct) was elected weeks before the 2012 mass shooting at Sandy Hook Elementary school in Newtown, CT – Tuesday, he pleaded with Republican colleagues to take action against gun violence.

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### **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

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### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Sets Trial after Prelim Shows Victim of Attack Left Lying in Own Waste in Group Home Bed**

Albert Kiryakos was in Stanislaus County Superior Court Monday for his preliminary hearing on felony charges of inflicting great bodily harm onto an elder.

[Read More](#)

### **Judge Sentences Guilty 22-Year-Old DUI Offender to Limited Jail Time and Probation**

Early this week, during his sentencing hearing, a young man pleaded guilty to his felony-reduced-to-misdemeanor DUI charges after a judge considered his personal situation.

[Read More](#)

### **Victim, Witness, Expert Testify in Sexual Assault Trial from 2018, 2020 Crimes**

Jose Trinidad Perez Meza's trial on two sexual assault charges proceeded Tuesday in Yolo County Superior Court with testimony from a victim of the alleged assault, a witness and three people involved in the discovery of evidence for

[Read More](#)

## **Everyday Injustice - Podcast**

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**Subject:** Everyday Injustice Newsletter - SF Dems File Cease and Desist Against Recall; Khan Blasts Rosen's Failure to Hold SJPD Officer Accountable  
**Date:** Tuesday, May 24, 2022 at 5:02:08 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"What was really startling about this particular scenario was that the woman, who reported the harms against her over a year ago, was not followed up with by the police department that took her report and she was not followed up with by the DA's office," Sajid Khan said

## Everyday Injustice Newsletter - May 24, 2022

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### That Was Then - This Apparently Is Now

by David Greenwald

In a recent letter to the Davis Enterprise, Attorney Rod Beede noted, "For over 40 years I have been a Yolo County criminal defense attorney. When Cynthia Rodriguez announced her intention to replace Jeff Reisig, she needed to convincingly argue that Jeff's performance has been poor. She makes no such argument."

He later wrote, "She talks the talk. Jeff walks the walk and comes from decades of hard prosecutorial work, personally handling the most serious cases. He has evolved as a prosecutor now chosen to lead a diverse group of District Attorneys statewide."

But in 2016, he sang a quite different tune when he came to speak at the Vanguard's Event on Wrongful Convictions.

Mr. Beede described that in his long tenure as a defense attorney there have been a handful of cases in which, despite exhaustive investigation, an innocent person was convicted.

The person he was describing was Oscar Cervantes - one of two or three individuals wrongly convicted in the 2006 Halloween Homicide case in Woodland California.

Back in 2016, the Vanguard presented causes of wrongful convictions, which include eyewitness misidentification, junk science, prosecutorial and government misconduct, jailhouse informant (or snitches), ineffective defense and false confessions.

Beede noted that the only one of those that didn't come into play in this case was a false confession. Cervantes along with the other co-defendants, "were interviewed pretty exhaustively in this case. They denied their involvement in it from the beginning."

The biggest problem: eyewitness identification.

"The eyewitness identification in this case was completely fabricated," he said. "The two girls that were the survivors of these shootings had been shown Oscar's picture at least a half dozen times."

"But the most outrageous thing that happened in the case, of all the outrageous things that happened in the case, was that Nate Eason, purported to be an eyewitness to the shooting – he was arrested down in Solano County and they made a deal with him to testify."

"Nate Eason wrote a letter to my co-counsel and I, and said he not only fabricated the entire story but that his attorney and Jim Walker, who was trying the case with Jeff Reisig, had told him to fabricate. Had gone down to Solano County, met with him, told him that he was going to get a life sentence or worse if he didn't come through."

Here watch the video of his talk from 2016 - <https://youtu.be/j-mqNp4-Kc8>

That's right, the lead prosecutor on that case was Jeff Reisig, just before he was elected DA - some think a big reason of why he was elected DA to begin with. In 2016, Beede accused Reisig of committing serious prosecutorial misconduct, in 2022, he is still endorsing Reisig to remain the DA.

In total, the Vanguard has identified at least 14 wrongful convictions under the watch the current Yolo County DA or in cases prosecuted by him.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Khan Blasts Rosen's Failure to Hold SJPD Officer Accountable for Sexual Assault**

It is the kind of story that garners media headlines, a San Jose police officer was charged on allegations that he masturbated in front of a family while responding to a call last month. Making it all the worse was that, according to a

[Read More](#)

### **SF Democrats File Cease and Desist Against Recall Campaign For Using Party Name in Literature**

Two weeks out from the hotly contested recall election in San Francisco (Prop H), the San Francisco Democratic Central Committee, the official governing body of the local Democratic Party, issued a cease-and-desist letter telling

[Read More](#)

### **Yolo DA Candidates Meet in Another Forum**

Candidates for Yolo County District Attorney, challenger Cynthia Rodriguez and incumbent Jeff Reisig, participated in another virtual forum last week.

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### **SF District Attorney Joins Lawsuit against Firms Selling 'Ghost Guns'**

A motion was filed late Friday here in superior court to stop the sale of ghost gun kits in California by three defendant manufacturer and retailers, according to San Francisco District Attorney Chesa Boudin.

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### **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Embezzlement Victim Wants Accused to Do Time, Pay Fine; Judge Sets Case for Trial

The victim in a grand theft embezzlement case here in Yolo County Superior Court Friday demanded the accused spend time in jail.

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### Judge Maintains Firm Bail Requirements in 2 Cases, Despite Defense Counsel Asking for Leniency

In Alameda County Superior Court Friday, two attorneys advocated for their respective clients to be released out of custody. One case was related to mental health and another concerned a police report of “noncompliance” that was

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 156: Kristina Kersey and Youth Justice

This week on Everyday Injustice, we have Kristina Kersey who last year joined The Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the

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## Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal Justice Reform

This week on Everyday Injustice we talk with Emily Galvin Almanza – she's a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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#### Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter - Youth Justice Discussion Plus Yolo DA Couzens Weaves Full Election Conspiracy into Court Motion  
**Date:** Monday, May 23, 2022 at 5:01:23 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo Deputy DA Ryan Couzens: “the People believe the Petitioner, Ajay Dev, intends to delay this proceeding not only to avoid taking the testimony of Michael Rothschild, but to take advantage of a possible election outcome for the current District Attorneys race, in which the undersigned believes there has already been at least one communication with candidate Cynthia Rodriguez that raises serious ethical issues.”

## Everyday Injustice Newsletter - May 23, 2022

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**Everyday Injustice  
Podcast Episode 156: Kristina Kersey and Youth Justice**

This week on Everyday Injustice, we have Kristina Kersey who last year joined the Gault Center (formerly NJDC) as a Senior Youth Defense Counsel in 2021. Prior to joining TGC, she specialized in youth defense for over 18 years with the New Jersey Office of the Public Defender.

Kersey was the trial attorney in [State in the Interest of N.H.](#), in which the Supreme Court held that youth are entitled to full and complete discovery prior to a waiver/transfer hearing to adult court.

We discussed why the move away from using the term “juvenile,” the importance of not trying youths in adult court, and the need for mental health and rehabilitative services as well as her work on the case that would go to the NJ Supreme Court and the protection that the ruling provides youths accused of serious crimes.

**Listen hear to the interview**

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## Criminal Justice News/ Commentary

### [Monday Morning Thoughts: Couzens Weaves Full Election Conspiracy into Ajay Dev Court Motion](#)

A few weeks ago the Ajay Dev evidentiary hearing appeared finally to be ready for a new witness after a series of delays from the fall of 2019 and a change of counsel. Dev's team was going to put on Michael Rothschild, who was

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### [Everyday Injustice Podcast Episode 156: Kristina Kersey and Youth Justice](#)

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### [Pamela Price to Receive Inaugural ACCTLA Member of the Year Award](#)

Alameda District Attorney candidate and civil rights attorney Pamela Price, and trial lawyer Rick Simons are recipients of the inaugural member of the year awards by the Alameda-Contra Costa Trial Lawyers' Association (ACCTLA).

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### [Sacramento Area NAACP Charges 'Pattern' of Racist Attacks against Educators after](#)

## HS Vice Principal Resigns

The vice principal of West Campus High School here resigned late last week, citing years of “racist and sexist harassment from students, parents and schools employees,” according to a press statement by the Greater

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## Attorneys – You Should Be Advertising Here

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Quarantine: Another COVID Court Delay Prevents Finalization of Case

As if COVID-19 has not presented enough challenges within the past two years, recent happenings inside the Wiley W. Manuel Courthouse illustrate the pandemic continues to pose delays to the courts.

[Read More](#)

### Emotional Victim Impact Statement Moves Judge to Issue 10-Year Order to Protect Victim beyond Four-Year Prison Sentence.

During a domestic violence sentencing Friday in Yolo County Superior Court, an emotional victim impact statement from a mother who was allegedly abused by the father of her children requested a 10-year protective order,

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## PD Charges District Attorney Tardiness Delays Resentencing Hearing for Months

Yolo County Superior Court Judge Doris Shockley argued here late last week the resentencing case for Lee Ray Williams could not proceed without the submission of a subpoena to retrieve the man's C file, despite Deputy Public

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## Everyday Injustice - Podcast

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**Subject:** Everyday Injustice Newsletter - Yolo DA Threatens House Cleaners with Potential Labor Law Violations, Fraud  
**Date:** Friday, May 20, 2022 at 5:01:49 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I was scared and didn't know what to do," She said. "I don't think it's fair for them to do this. There are other businesses they could be looking at."

## Everyday Injustice Newsletter - May 20, 2022

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**If you want to understand the battle over police accountability look no further than Contra Costa DA's Race...**

The issue of law enforcement funding for DA's races has become as much of a dividing line as dark

money and corporate money in national races. We have already seen law enforcement attempt to take out DA's like Chesa Boudin in San Francisco and George Gascon in Los Angeles.

But now watch Contra Costa County.

**KQED** reports: "Contra Costa's DA Sent a Sheriff's Deputy to Prison. Now Law Enforcement Groups Are Spending Big to Defeat Her."

Marisa Lagos reports: "Police groups have poured more than \$250,000 into defeating Contra Costa County District Attorney Diana Becton since her office's successful prosecution and conviction last fall of a sheriff's deputy for a 2018 on-duty fatal shooting, [county elections filings show](#)."

A key issue: the conviction and sentencing of former Contra Costa Deputy Sheriff Andrew Hall.

As Lagos notes, "It was the first time a law enforcement officer in the county had ever faced felony charges for an on-duty shooting; and [Hall's six-year sentence, handed down in March, is one of the longest](#) of its kind a California officer has ever received."

And now they are trying to take Becton out, \$210,000 coming from from the union representing Contra Costa County sheriff's deputies.

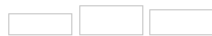
Lagos adds, "Becton's decision to prosecute Hall —which came more than two years after the shooting, and in the near-immediate aftermath of his [second fatal](#) on-duty shooting — angered a number of influential county law enforcement officials. After Hall's conviction and sentencing, Contra Costa [Sheriff David Livingston called the charges "abhorrent."](#)

The lesson here is critical and instructive. First of all, the jury convicted Hall. Second, Hall was involved in two fatal shootings that were questionable. But most important any time a DA attempts to hold police accountable, the police fight back by funding the opposition.

So when you see one candidate arguing that they are backed by law enforcement, it is important to keep in mind exactly what that means.

Thanks for reading.

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## Criminal Justice News/ Commentary

### [Purported Anti-Choice Leader Charged in SF for Allegedly Stalking Doctor Who Provides Abortions](#)

In another big announcement Thursday, San Francisco District Attorney Chesa Boudin said the District Attorney's Office has "filed multiple charges against an anti-choice activist, Aaron Jonathan Hurley, who was part of a

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### [Buffalo Mayor Wants 'Sensible Gun Control' Post Supermarket Shooting Deaths](#)



Buffalo, NY Mayor Byron Brown stated Sunday he wants to see more “sensible gun control” after the mass shooting Saturday at a local supermarket in Buffalo, leaving 10 people dead and three others injured.

[Read More](#)

## **Parole Board Delays Decision on Parole For Teen Killer; Victims Services Becomes Campaign Issue in DA’s Race**

On Monday, the members of the Board of Parole Hearings (BPH) decided that further review was warranted for the parole of 43-year-old Daniel Robinson who was convicted of killing 16-year-old Robert Castro in a gang-related drive-by

[Read More](#)

## **Yolo DA Threatens House Cleaners with Potential Labor Law Violations, Fraud**

The Yolo County District Attorney’s Workers Compensation Fraud Unit has sent letters to house cleaners who are the owners and only employees of their businesses in the past few week.

[Read More](#)

## **SF District Attorney Boudin Announces Theft Charges in Students of Color Nonprofit Heist**

James Andrew Ahrens, Controller and Chief Financial Officer at the nonprofit organization Partners in School Innovation (PSI), has been charged with grand theft and forgery after embezzling money for his own personal use,

[Read More](#)

## **Beverly Hills Lawyer Indicted in SF by District Attorney’s Office on 18 Felony Charges for Defrauding SF Businesses and Nonprofits**

A grand jury indictment – following a nine month investigation – was handed down here Thursday against Beverly Hills attorney Kousha Berokim on 18 felony charges, including one charge of grand theft from an

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Truck Driver Testifies in Atwal DUI Trial

The trial of Manpreet Atwal, charged with a felony under the influence/DUI about five years ago, continued here in Stanislaus County Superior Court Thursday.

[Read More](#)

### Judge Interrupted: Defense Attorney Apologizes

This week, here in Stanislaus County Superior Court, there was a probation violation hearing scheduled before Judge Shawn Bessey in Dept. 2.

[Read More](#)

### Man Alleged Sitting in Car Set for Burglary Trial

In Yolo County Superior Court this week, Judge David Reed presided over the preliminary hearing of Dale Prater, charged with felony burglary in the second degree, misdemeanor disorderly conduct, with a prior conviction

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## Defense Attorney Wins, Contested Client's Mental Health Placement to Avoid Fines

A defense attorney here in Yolo County Superior Court this week contested a placement in a mental hospital in an effort to avoid his client paying more than \$2,000 in fines.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal Justice Reform

This week on Everyday Injustice we talk with Emily Galvin Almanza – she's a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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### Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

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**Subject:** Can you help the Vanguard By Becoming a Sustaining Member, Valerie?

**Date:** Thursday, May 19, 2022 at 9:00:18 PM British Summer Time

**From:** David Greenwald

**To:** [valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)

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Image

Hi Valerie,

These are tough times and we are reaching out to ask our readers to support our work. As some of you may know the Vanguard lost out on major funding from EIDL. As a result, we are needing to raise money through donors.

Our goal is to raise at least \$500 each day. You may help us either by making a one-time donation or becoming a monthly donor at \$25 per month (or \$5 or \$10).

Go here to donate: <http://davisvanguard.networkforgood.com>

By becoming a [monthly donor](#), you help us meet those monthly expenses and bring the news that you care about most.

COUNT ME IN!

Thanks in advance,

David Greenwald  
*Founder*

The Peoples Vanguard of Davis Inc  
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Davis, CA 95616  
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**Subject:** Everyday Injustice Newsletter - Krasner Offers a Fiery Defense of Reform and Progressive Prosecution Pushing Back Against the Recall  
**Date:** Thursday, May 19, 2022 at 5:00:22 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

“So what do they do when they cannot beat us in elections?” Krasner asked. “Number one, they try to end democracy because elections are not working for them. And number two, they recall, they recall George. They recall Chesa. They recall in Virginia, they’re doing it right now. Any state where they can do it, they’ll do it.”

## Everyday Injustice Newsletter - May 19, 2022

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### **It’s Easy to Forget That While Boudin and Gascon Are Under Fire, Krasner Got Their First**

**By David Greenwald**

As the eyes of the nation were transfixed on Pennsylvania, again, on Tuesday, Larry Krasner had his eyes out west.

Krasner was one of the first of the wave of progressive prosecutors and the state has done everything to turn back the tide of reform. But even with a well-financed opponent backed by the police union, Krasner still prevailed with nearly two-thirds of the vote.

“So what do they do when they cannot beat us in elections?” Krasner asked. “Number one, they try to end democracy because elections are not working for them. And number two, they recall, they recall George. They recall Chesa. They recall in Virginia, they’re doing it right now. Any state where they can do it, they’ll do it.”

“What are they doing in Pennsylvania?” he asked. “Well, they tried to pass a bill to term limit me, which has already passed the Pennsylvania house. They tried to pass a bill to take away my cases, which has already passed in the Pennsylvania house, what we are going to do in the future, because it doesn’t seem to be working out any other way is we are going to save democracy.”

As he was speaking, his office was preparing to secure the election for one of the most watched primaries in the country on Tuesday.

He then said provocatively, “The way that we are going to do it is somehow slowly we’re going to convince our colleagues in the Democratic Party that instead of running away from criminal justice reform, they better run at it and hug it as hard as they possibly can, because the reality is, Donald Trump knows how to turn out Duck Dynasty and a bunch of guys with long beards who want to kidnap people. And if Democrats don’t stop acting like it’s the Clinton era and rejecting progressives and rejecting criminal justice reform, then they will not turn out the sensible and progressive and young and broke and black and brown votes that they need to beat this bunch of fascists.”

Read my full commentary [here](#).

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## Criminal Justice News/ Commentary

### **Commentary: Krasner Offers a Fiery Defense of Reform and Progressive Prosecution Pushing Back Against the Recall**

Pushing back against the notion that Progressive Reform is in retreat, Philadelphia DA Larry Krasner during a forum said, “We are winning. How much are we winning? Two years ago, 10 percent of the US population had a

[Read More](#)

### **City Hall Rally Denounces Racism and Gun Violence; SF District Attorney Boudin, Supe President Walt and Supe Chan Keynote**

A rally on the steps of City Hall was held here Wednesday to “denounce racism and gun violence and to unite Black and AAPI communities,” according to District Attorney’s Office.

[Read More](#)

### **Pesticide Product Manager Pleads Guilty in Federal Court to Falsifying Records**

Christopher James Davis, a former product manager for a pesticide manufacturing company, this week pleaded guilty to one federal count of knowingly using counterfeit documents to acquire the approval of the Environmental

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### **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Jury Trial Continues in Auto Accident in Death – Accused Trying to Get DUI Felony Reduced to Misdemeanor**

The jury trial here in Stanislaus County Superior Court of Manpreet Atwal – charged with a felony under the influence/DUI about five years ago – concluded its prosecution side of witness testimony Wednesday.

[Read More](#)

### **Technological Difficulties, Accused Misunderstanding Requires Hearing be Postponed**

After hopping on the court's teleconference Zoom, a woman was having difficulties turning on her microphone to fulfill here requirement to attend the Sacramento Superior Court hearing by phone with Deputy Public Defender

[Read More](#)

### **Man with DUI Sentenced to Jail, Woman Remains on Supervised Release**

In Yolo County Superior Court morning session Tuesday, one man was given 15 days in County Jail plus four years of probation while another man remains on supervised probation and avoids jail time.

[Read More](#)

### **Elderly Man Allegedly Stabs Granddaughter's Husband, Claims Self Defense – Judge Rules Close Call, But Sets for Trial**

Judge Tom Dyer of Yolo County Superior Court heard a preliminary hearing for William Bostock yesterday, and then ruled to uphold the charges and set it for trial.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal Justice Reform

This week on Everyday Injustice we talk with Emily Galvin Almanza – she’s a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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**Subject:** We are still in jeopardy and need your help Valerie  
**Date:** Tuesday, May 17, 2022 at 7:00:11 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

Image

## This is crucial... we need your support!

### **\$25 a month can make the difference for us right now.**

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. **We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.**

But the SBA is a massive bureaucracy and we worked with a consultant - who fortunately for us we would only have to pay if we actually got the funds - and we spent an incredible four months calling about once a week checking on the progress, making sure they had everything and suddenly last week we were informed that the SBA was out of money and we were SOL.

### **This was catastrophic for us.**

We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few key staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

We need money for right now and we need ongoing money.

One time donations are great. We have gotten some big ones by our standards at least in the last week.

But we also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

### Here's how to help - go to:

<http://davisvanguard.networkforgood.com>

Or a **check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617**

You can also do monthly checks which a number of our readers have done.

But we really need your help.

**I'll support the Vanguard**

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**Subject:** Everyday Injustice Newsletter - A New Hope - Cautious Optimism in Boudin Recall

**Date:** Tuesday, May 17, 2022 at 5:00:42 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Chesa Boudin: "Clearly, this is a much closer race than has been reported and will come down to turnout and how the late undecided voters break."

## Everyday Injustice Newsletter - May 17, 2022

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### Chesa is Down But Maybe Not Out

By David Greenwald

There are a few ways to look at the polling released by the Boudin campaign. One is that even his own poll shows he's down by a sizable margin - 10 points - though it's not the overwhelming margins that some other polls have shown.

The other way to look at it is that the decision to recall him has narrowed and that he now has a fighting chance, especially with the Yes below 50 percent and tendency for undecideds to break towards the status quo.

So which is it? I tend to lean toward the latter for several reasons.

One, when I listened to the Board of Supervisor meeting a few weeks ago and the reaction to the police issue was more in line with what one might expect to hear in San Francisco rather than this rabid pushback against the DA and in favor of the police.

Second, the steady stream of bad news for the Boudin camp has slowed. Yes, Supervisor Stefani came out for the recall, but she's actually the only one.

Moreover, the news coverage has more accurately assessed the situation in San Francisco

As the Examiner noted, ““Contrary to popular belief, Boudin’s record so far largely resembles those of previous DAs. In addition, San Francisco has experienced far smaller crime spikes than Sacramento, which has a supposedly “tough on crime” DA.”

Finally I would argue that Boudin has gotten better at responding to the concerns of the community.

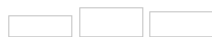
Add all that up and I think the facts are no longer overwhelmingly against Boudin. That may not be enough to save him, but unlike the February recall of the school board this one could very well be a dogfight.

I would also note as we did in the article, that some of the peripheral questions line up on Boudin’s side - albeit narrowly.

As noted in the article it was 46-30 split in favor of not prosecuting children as adults but with nearly one-quarter of those undecided. And 39-30 on cash bail - which I would argue is not a great number for BOudin, but it is still slightly in his favor.

Add it all up, I would still lean toward the voters recalling Boudin, but the last three weeks are at least going to be interesting.

Thanks for reading.



## Criminal Justice News/ Commentary

### Cautiously Hopeful? Boudin Campaign Polls Shows DA is Down, But Not Out in Recall

If the polls released by Chesa Boudin’s campaign on Monday are accurate, the DA is clearly facing an uphill battle but he does have a fighting chance. In a poll done by Public Policy Polling May 13-14 of 697 likely primary

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### Court Summarily Denies Public Defender Suit for Speedy Trials in San Francisco Court (Updated)

Last week a Contra County Superior Court judge summarily denied a writ of mandate filed by San Francisco Public Defender Mano Raju among others seeking to enforce speedy trial provisions in the San Francisco court.

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### Enterprise Endorses Reisig; Rodriguez Campaign Disappointed

The Davis Enterprise endorsed four-term incumbent Jeff Reisig for Yolo County District Attorney on Sunday. Yolo DA Jeff Reisig is seeking his fifth term as DA.

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## **Russian Court Extends WNBA Star Brittney Griner's Pretrial Detention by Month**

According to Russian state news agency TASS, WNBA Star Brittney Griner has her pre-trial detention in Russia extended by one month, heightening the tension between Russia and the U.S.

[Read More](#)

## **Lawsuit Results: Humane Treatment Coming to Death Row Prisoners in Florida**

Prisoners on death row in Florida are just now starting to get more humane treatment, writes Dan Sullivan, of Tampa Bay.com, referencing "more than 300 prisoners are confined on Florida's death row. Most have been there longer than

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Trial Begins for Man Charged With Maybe Giving Victim ‘Raccoon Eyes’**

During a jury trial here in Alameda County Superior Court Monday, a doctor specializing in emergency medicine spoke to the jury about an assault victim’s facial injuries, noting they could be “raccoon eyes.”

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### **Evicted Tenant, Alleged Extensive Damage Focus of Preliminary Hearing**

Judge David Rosenberg, in a Yolo County Superior Court preliminary hearing Friday, found there to be enough to hold a man for trial on a burglary and vandalism charges, after noting he had never seen that kind of damage

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### **Domestic Violence Case Reduction Motion Denied in Stabbing Incident**

Judge Peter Williams here in Yolo County Superior Court has denied a request to reduce charges from a felony to a misdemeanor in a case involving Agustin Reyes, who pleaded no contest to stabbing his then sleeping

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal Justice Reform**

This week on Everyday Injustice we talk with Emily Galvin Almanza – she’s a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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### **Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole**

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

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### Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter - Court Summarily Dismisses Speedy Trial Claims by SF Defender; Interview with Emily Galvin Almanza

**Date:** Monday, May 16, 2022 at 5:01:19 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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In a statement by Mano Raju, he said, "We are disappointed in the ruling because this is a constitutional crisis that must be remedied to protect our clients' rights and liberty. We are committed to doing everything we can for our clients, hundreds of whom who are being caged without trial far beyond their legal deadlines."

## Everyday Injustice Newsletter - May 16, 2022

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### Here's Where Things Stand With the Vanguard

During COVID the federal government instituted a number of programs to help small businesses and non-profits survive. Part of the reason that the Vanguard has been able to grow and expand has been the availability of PPP and other federal grants and loans.

This past year, we applied for and were qualified for EIDL basically an emergency disaster relief fund through the SBA. We were qualified to receive about \$80,000 that could either be forgiven or at worst paid back over 30 years at an incredibly low interest rate.

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This was catastrophic for us. We were planning to use this money to retain extra staff. To build our new website. And to apply for additional grant funding to maintain our operations and hopefully expand it.

Moreover, with our expanded staff and payroll, we have been struggling waiting for that money to come in to make ends meet. We've have already lost a few staffers who we can't afford to replace.

So what is plan B? Right now, plan B is raise enough from donors to make payroll, and hopefully raise enough to pay for the new website and go after grants.

Since last week I have been using every waking hour to raise money. It's coming in. We had a great week. But we have to keep going.

There are two types of money. One is one-time donations. Those are great. We have gotten some big ones by our standards at least in the last week.

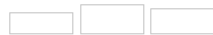
We also need monthly donors, we are asking people if they can to donate \$25 a month. But you can go as low as \$5 on our current system.

Here's how to help: go to: <http://davisvanguard.networkforgood.com>

Or a check can be made to Davis Vanguard, PO Box 4715, Davis, CA 95617

You can also do monthly checks which a number of our readers have done.

But we really need your help.



## Criminal Justice News/ Commentary

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Last week a Contra County Superior Court judge summarily denied a writ of mandate filed by San Francisco Public Defender Mano Raju among others seeking to enforce speedy trial provisions in the San Francisco court.

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### Monday Morning Thoughts: DA's Keeping Us Safe Versus Doing Justice

I wanted to address a few thoughts on the DA's race. We will of course have a full story on the Enterprise Endorsement of Jeff Reisig later in the week, but here are some of my thoughts.

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### Everyday Injustice Podcast Episode 155: Emily Galvin Almanza Talks Criminal

## Justice Reform

This week on Everyday Injustice we talk with Emily Galvin Almanza – she’s a former public defender, clerked for Judge Thelton Henderson, worked for the Stanford Three Strikes Project, wrote for the Appeal and currently heads up Partners

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## Firearm-Related Homicides Reach an Unprecedented Level in the 21st Century

According to newly-released Centers for Disease Control and Prevention (CDC) data, gun-related homicides in 2020 reached the highest level ever recorded since 1994 in the U.S.

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## SF Small Business Owners and Residents Unite – Don’t Fault DA but Police Inaction for Crimes

Several small business owners and residents have launched San Francisco for Police Action, aimed at raising awareness around police slowdowns driving issues on the streets.

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## Attorneys – You Should Be Advertising Here

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Judge Maintains \$130,000 Bail for Man with Extensive Criminal History, Including Leading Police on High Speed Chase.**

After a man led police on a high-speed chase and was found with 700 rounds of ammunition in his car, Judge Jacob Blea struck down any consideration for release out of custody or reduced bail here Friday in Alameda County

[Read More](#)

### **Opening Statements, Witness Testimony in First Day of Sexual Assault Trial from Crimes in 2018 and 2020**

The trial of Jose Trinidad Perez Meza on sex charges began Friday here in Yolo County Superior Court with an opening statement from Deputy District Attorney David Robbins, while the defense, private attorney Jesse Ortiz, III,

[Read More](#)

### **Judge Denies Motion to Lift Protective Order Despite Domestic Violence Victim Direct Request**

During an arraignment Friday here in Alameda County Superior Court, Matthew Gallardo was charged with possession of a firearm by a felon and unlawful firearm activity during a domestic violence incident.

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### **Experts Disagree in Hearing Regarding Mental Health of Accused**

In a motion hearing for pretrial diversion here Friday in Santa Barbara County Superior Court, Judge Pauline Maxwell oversaw two opposing views regarding the mental health of the accused, Dr. Theresa Colosi.

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### **Three Police Officers Recall Car Chase in Preliminary Hearing – Judge Sets Case for Trial**

After three officers recounted the events and consequences of a car chase during a preliminary hearing last Friday in Riverside County Superior Court, Judge Jorge Hernandez found substantial evidence to move Richard Joseph

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

### Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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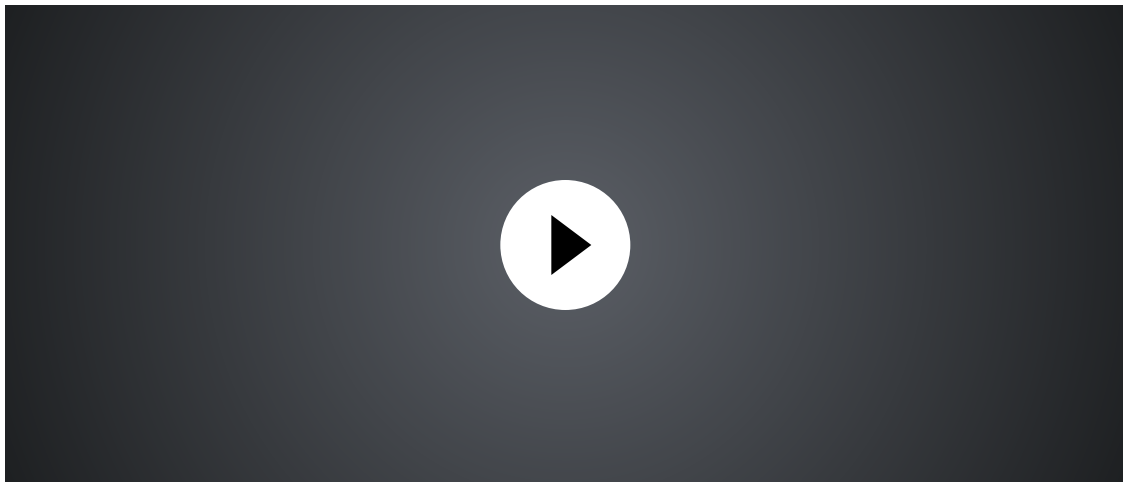
**Subject:** URGENT: The VANGUARD REALLY REALLY REALLY NEEDS YOUR HELP TODAY

**Date:** Friday, May 13, 2022 at 7:00:07 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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**The Story of the Vanguard- Exposing Everyday Injustices Through Innovative Journalism**



**Please support our work with a monthly or one time donation**

Dear Valerie,

We were counting on substantial funding from the SBA. Unfortunately we were informed on Friday that the money was now gone. I am emailing you because we URGENTLY we need your help.

**Please support our work with a monthly or one time donation - TODAY**

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long

standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, “Chief” Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief’s cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*“The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.*

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*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”*

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<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,

David M. Greenwald

Editor and Founder

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**Subject:** Everyday Injustice Newsletter - SF Standard Releases Very Questionable Poll Showing Boudin in Trouble  
**Date:** Friday, May 13, 2022 at 5:01:42 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Absolutely I’m feeling confident,” Boudin told ABC7 News anchor Liz Kreutz when asked about his chances of beating the recall. “Every single day we’re talking to voters, we’re talking to people when we knock on doors, and our volunteers are getting an overwhelming response.”

## Everyday Injustice Newsletter - May 13, 2022

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David M. Greenwald  
Editor and Founder



## Criminal Justice News/ Commentary

### **Commentary: Polls Show Chesa Boudin in Trouble... Or Do They?**

It caught my eye – after another poll showed SF DA Chesa Boudin going down big time in the recall election now less than four weeks ago (57-22 yes with another 21 percent unsure), a story by ABC 7, where they

[Read More](#)

### **Letter: 17 Retired Judges Oppose the Recall of Boudin**

Regarding “Boudin recall has had key moments” (Bay Area & Business, May 8): The opinion of 17 retired California judges should be considered a fact of significant moment. Collectively,

[Read More](#)

### **Letter: An Apologist for Bad Cops**

The Contra Costa County Deputy Sheriffs Association has given Mary Knox a total of \$190,000 in the DA's race thus far. Why would the Contra Costa County Deputy Sheriffs Association (DSA) donate \$190,000 to Mary Knox?

[Read More](#)

### **Pamela Price Nabs Endorsement from National ‘Democracy for America’ in Alameda County District Attorney Race**

Democracy for America—a one million-member strong national progressive PAC that takes on structural racism, income inequality, and money in politics—endorsed Alameda County District Attorney candidate Pamela Price

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### **Senate Democrats Fail to Codify Abortion Rights, Don't Have Votes to Overcome Filibuster – Dem Manchin Votes with GOP**

Senate Majority Leader Chuck Schumer and Senate Democrats Wednesday failed to pass, as expected, the Women's Health Protection Act which would federally enshrine a woman's right to get an abortion.

[Read More](#)



## **San Francisco Chronicle Discusses Boudin's Possible Successors If the Recall Is Successful**

With district attorney recalls happening soon in both San Francisco and Los Angeles, with whom will they be replaced if the recalls are successful?

[Read More](#)

## **SF District Attorney Releases Detailed Diversion Data, Noting Program Benefits**

Eleven years of data on criminal cases that have been diverted from the traditional criminal justice process was released Thursday by the San Francisco District Attorney's Office by DA Chesa Boudin.

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge, Defense Attorney Spar Over Setting Preliminary Hearing Date; Accused Languishes in Jail**

Ricardo Rivera, sitting in jail with bail of \$300,000 on felony assault with a deadly weapon charges, had a pretrial hearing here this week in Stanislaus County Superior Court—but it was largely spent on the judge sparring with

[Read More](#)

### **Officer Claims Woman Demanded ‘Million, Billion’ \$\$ from Credit Union, Allegedly Carrying Concealed Weapon**

A police officer took the stand here this week during an ongoing jury trial in Alameda County Superior Court, after the accused was allegedly found demanding “millions, billions” of dollars from a credit union, and carrying a concealed

[Read More](#)

### **Two Men Found Guilty by Jury of Killing Duo in 2016**

The alleged victim of 57 counts of child molestation took the witness stand Thursday here in Yolo County Superior Court.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole**

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

### **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She’s been an opponent

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**Yolo County Court Watch:**

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**YouTube:** [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzpmMDYyNDVkdMDAxMjhjZjExZmY4Mjc1MzlmOWE2YWNiMT02OjM1OWE6ODE1MTJIZjJ jMTA4YjFIYmZhMzVhMGUzMTBINzBjY2NIYzU5Y2VhODY2ZThmN2QyNjM5Mjk2YTc1ZTE2MzQxYz p00IQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzpmMDYyNDVkdMDAxMjhjZjExZmY4Mjc1MzlmOWE2YWNiMT02OjM1OWE6ODE1MTJIZjJ jMTA4YjFIYmZhMzVhMGUzMTBINzBjY2NIYzU5Y2VhODY2ZThmN2QyNjM5Mjk2YTc1ZTE2MzQxYz p00IQ)

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**Subject:** Coalition Urges San Francisco Police Commission to End Racially-Biased Pretext Stops | Davis Vanguard

**Date:** Friday, May 13, 2022 at 4:41:29 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://www.davisvanguard.org/2022/05/coalition-urges-san-francisco-police-commission-to-end-racially-biased-pretext-stops/>

Sent from my iPhone

**Subject:** Coalition Urges San Francisco Police Commission to End Racially-Biased Pretext Stops | Davis Vanguard

**Date:** Friday, May 13, 2022 at 4:41:28 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2022/05/coalition-urges-san-francisco-police-commission-to-end-racially-biased-pretext-stops/>

Sent from my iPhone

**Subject:** Re: SF Public Defender comment on COA appeal ruling  
**Date:** Friday, May 13, 2022 at 12:39:28 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** David M. Greenwald  
**Attachments:** Fwd\_Civil\_lawsuit\_against\_the\_court\_.zip

Here are the court documents. The case number is listed there, and these were from the CA Court of Appeal. Hope this helps and let me know if there's anything else.

Thank you,  
Valerie

---

**From:** Ibarra, Valerie (PDR)  
**Sent:** Thursday, May 12, 2022 3:32 PM  
**To:** David M. Greenwald <info@davisvanguard.org>  
**Subject:** SF Public Defender comment on COA appeal ruling

*We are disappointed in the ruling because this is a constitutional crisis that must be remedied to protect our clients' rights and liberty. We are committed to doing everything we can for our clients, hundreds of whom who are being caged without trial far beyond their legal deadlines. For example, we recently represented a member of our community who spent almost a year in jail -- eight months past their trial deadline -- only to be acquitted in less than an hour.*

*We have a petition for review on a related speedy trial issue currently in front of the California Supreme Court and are considering review here as well. In the meantime, we will never give up this fight until the fundamental right to a speedy trial is restored in San Francisco.*

*-Mano Raju, Public Defender of San Francisco*

---  
Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org

(628)249-7946

[SFPublicDefender.org/Media](https://www.sfpd.org/media)

**Subject:** SF Public Defender comment on COA appeal ruling

**Date:** Thursday, May 12, 2022 at 11:32:31 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** David M. Greenwald

*We are disappointed in the ruling because this is a constitutional crisis that must be remedied to protect our clients' rights and liberty. We are committed to doing everything we can for our clients, hundreds of whom who are being caged without trial far beyond their legal deadlines. For example, we recently represented a member of our community who spent almost a year in jail -- eight months past their trial deadline -- only to be acquitted in less than an hour.*

*We have a petition for review on a related speedy trial issue currently in front of the California Supreme Court and are considering review here as well. In the meantime, we will never give up this fight until the fundamental right to a speedy trial is restored in San Francisco.*

*-Mano Raju, Public Defender of San Francisco*

---

Valerie Ibarra

Public Information Officer

San Francisco Public Defender's Office

Valerie.Ibarra@sfgov.org

(628)249-7946

[SFPublicDefender.org/Media](https://www.sfpd.org/media)

**Subject:** Everyday Injustice Newsletter - Coalition Urges San Francisco Police Commission to End Racially-Biased Pretext Stops  
**Date:** Thursday, May 12, 2022 at 5:00:35 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“The data show that SPD continues to stop and search people of color at disproportionate rates,” Public Defender Brian Cox said. “This practice of pretext stops is a tool that police departments use here and across the country. They’ve used it for decades. Since the Supreme court said it was legal, we can, and we should do better.”

## Everyday Injustice Newsletter - May 12, 2022

**YOUR HELP IS  
URGENTLY NEEDED TODAY**

[Please support our work with a monthly or one time donation](#)

**We were counting on substantial funding from the SBA. Unfortunately, we were informed on Friday that the money was now gone. I am emailing you because we URGENTLY we need your help.**

**[Please support our work with a monthly or one time donation - TODAY](#)**

Please read the following to understand how important this is.



Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.

When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.

I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped

bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

“The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").

Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to.”

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,  
David M. Greenwald  
Editor and Founder



## Criminal Justice News/ Commentary

### **Coalition Urges San Francisco Police Commission to End Racially-Biased Pretext Stops**

Ahead of a Police Commission meeting set for Wednesday night, a coalition of leaders called for an end to racially biased traffic stops, also known as “driving, bicycling, or walking while Black or brown” or “pretext stops,”

[Read More](#)

### **Two Men Found Guilty by Jury of Killing Duo in 2016**

After about a week’s deliberation, the jury in the double murder trial of Chandale Shannon, Jr., and Jesus Campos Wednesday came back with guilty verdicts here in Yolo County Superior Court.

[Read More](#)

### **Blind Man Executed in Arizona – Last Minute Appeal Failed**

Clarence Dixon—a 66-year-old blind man who lawyers said was “incompetent” and didn’t know what was happening—was executed here Wednesday, after his appeal this week to the U.S. Court of Appeals failed.

[Read More](#)

### **Bond Hearing Held for Sacramento Resident Facing Possible Deportation**

A bond hearing was held this week for Omar Ameen, a man facing deportation to Iraq and possible torture upon arrival—the hearing will continue throughout the week for Ameen, who’s been in custody, from jails to ICE holding

[Read More](#)

### **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## COVID CDCR and Jail Dashboards

### Less than 40% of vaccinated CA prison staff have received COVID booster shots

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### New COVID outbreak of 50 positive cases reported in Santa Rita Jail

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Two Men Found Guilty by Jury of Killing Duo in 2016

After about a week's deliberation, the jury in the double murder trial of Chandale Shannon, Jr., and Jesus Campos Wednesday came back with guilty verdicts here in Yolo County Superior Court.

[Read More](#)

### Guilty Verdicts in Modesto Firearm Possession and Fraud Trial

Stanislaus County Superior Court Judge Linda McFadden accepted a jury's guilty verdict Wednesday here in the Joshua Gonsalves trial involving felony firearm possession charges and fraud, among other charges.

[Read More](#)

### Mother Charged with Child Endangerment after Driving Child to Father's House

A young mother will stand trial for a series of felony and misdemeanor charges after her preliminary hearing here in Stanislaus County Superior Court this week.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of

## Parole

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

## Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

[Read More](#)

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ)

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ)

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YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzo1NTUwMGMxNWM5YTQ0YzI1NWEzMTY1MzdmZjkwOWlyOTo2Ojg1NDc6YmUzMDEwOTFIYjI4ZTc0YzNhNWExZjU1MmIxNmNkMDY1MzM0Yml2OTQ0ZmEyNmMwNDA0MWMxNWZjOGFjZjlhODp0OIQ)

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**Subject:** Fwd: Google Alert - San Francisco Public Defender  
**Date:** Thursday, May 12, 2022 at 7:01:14 AM British Summer Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## San Francisco Public Defender

Daily update · May 12, 2022

NEWS

### [Meet Outstanding Graduate: Ritchie Lee '22 | UC Hastings Law | San Francisco](#)

UC Hastings

Ritchie Lee '22 plans to work for the **San Francisco Public Defenders** Office. From a young age, Ritchie Lee dreamed of becoming a public defender.

Flag as irrelevant

### [Boba tea shop was cover for 'massive global' theft operation, DA says - The Washington Post](#)

The Washington Post

Recovered stolen electronics are displayed during a news conference with **San Francisco District Attorney** Chesa Boudin on May 10.

Flag as irrelevant

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## [San Francisco may finally curtail often racially biased minor traffic stops - Mission Local](#)

Mission Local

Deputy **Public Defender** Brian Cox speaks at a virtual press conference calling for the end of pretext stops by the SFPD. Community organizations, civil ...

Flag as irrelevant

---

## [Data show a large increase in 'diversion' under Chesa Boudin. Here's how it works](#)

San Francisco Chronicle

The **San Francisco District Attorney's** Office under Chesa Boudin is resolving a significantly greater share of criminal cases via diversion ...

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## [Sacramento DA brought domestic charges against cop after S.F. filed a case. What happened?](#)

The Sacramento Bee

Sacramento County District **Attorney** Anne Marie Schubert in CA AG race scrutinized over domestic violence charges against officer. **San Francisco** ...

Flag as irrelevant

---

## [Child dies of suspected fentanyl overdose, parents arrested - San Francisco Chronicle](#)

San Francisco Chronicle

They are scheduled to be arraigned later Wednesday and could be assigned a **public defender** if they can't afford an **attorney**, he said. Santa Rosa ...

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---

## [Long Battle for Police Traffic Reform | Davis Vanguard](#)

Davis Vanguard

By Ayal Aglugub SAN FRANCISCO, CA – San Francisco Standard writer Michael ... an attorney at the **SF Public Defender's** Officer and a member of the ...

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**Subject:** \*\*PRESS RELEASE\*\*Coalition of 60 Civil Rights, Traffic Safety, and Community Groups Urging San Francisco Police Commission to End Racially-Biased Pretext Stops

**Date:** Wednesday, May 11, 2022 at 9:17:38 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PR - 05.11.2022 - Coalition of 60 Civil Rights, Traffic Safety, and Community Groups Urging San Francisco Police Commission to End Racially-Biased Pretext Stops.pdf

**For Immediate Release:** May 11, 2022

**Media Contacts:**

Emma Tozer, GLIDE Foundation, [etozer@glide.org](mailto:etozer@glide.org), (301) 383-3128

Valerie Ibarra, SF Public Defender's Office, [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org), (628) 249-7946

**\*\*\*PRESS RELEASE\*\*\***

**Coalition of 60 Civil Rights, Traffic Safety, and Community Groups Urging San Francisco Police Commission to End Racially-Biased Pretext Stops**

**SAN FRANCISCO** — Today at 11:00 AM, the [Coalition to End Biased Stops](#) held a [virtual press conference](#) to call for an end to racially-biased traffic stops, also known as “driving, bicycling, or walking while Black or brown” or “pretext stops.” The press conference was held with members of the Board of Supervisors, Police Commissioners, the Coalition, and community leaders in anticipation of the San Francisco Police Commission tonight at 5:30 PM introducing potential reforms to the Police Department’s traffic enforcement policies.

The Coalition to End Biased Stops is committed to ending racially-biased traffic stops by police in San Francisco, and has been building support for these changes over the past eight months. Police use these alleged traffic violations as a “pretext” to detain and search people, wreaking untold economic, physical, psychological, and intergenerational harm, especially against Black and brown San Franciscans.



-----

The San Francisco Police Department's stop and search data were discussed at a Board of Supervisors meeting on March 22. The [numbers](#) are stark: the SFPD continues to stop, search, and use force against Black people in San Francisco at a far higher rate than white people. Last year, Black people, as compared to white people, were almost six times more likely to be stopped, ten times more likely to be searched, and 12 times more likely to be subject to the use of force.

Black San Franciscans make up less than 5% of the population of San Francisco but account for 27 percent of all stops and 37 percent of all searches. Other jurisdictions have already taken initial or significant steps toward banning pretext stops, including Cambridge, MA; Montgomery County, MD; Berkeley and Los Angeles; Minneapolis and Ramsey County, MN; Philadelphia, PA; Virginia; and Washington, D.C.

On March 25, 2022, the Coalition sent a [letter](#) signed by 60 organizations to the Police Commission outlining their recommendations to prohibit pretext stops. Now, the Coalition to End Biased Stops is mobilizing community members and organizations involved in their campaign to advocate for these reforms at the Commission meeting tonight on May 11th.

The [draft Department General Order](#) that will be introduced by Commissioner Max Carter-Oberstone is a step in the right direction in starting the conversation about ending pretext stops. To ensure Black and brown community members are protected from all pretext stops, the Coalition will be advocating for a comprehensive list of codes for which SFPD cannot stop drivers, bicyclists, and pedestrians.

Members of the Coalition to End Biased Stops – which includes GLIDE Foundation, Council on American-Islamic Relations California of the San Francisco Bay Area, the ACLU of Northern California, Office of the San Francisco Public Defender, SF Bicycle Coalition, and Walk San Francisco – provided the following quotes in support of ending pretext stops:

**Miguel Bustos, Senior Director of GLIDE's Center for Social Justice**, said, "Many GLIDE clients have been harmed by racially-biased pretext stops and repeated harassment. Pretext stops further alienate some of our most marginalized neighbors and make them feel as though they are not welcome in their own community. These negative interactions perpetrate physical, psychological, and financial harm; they inflict and reinforce trauma on our community, particularly communities of color."

**Mano Raju, San Francisco Public Defender**, said, "Time and again we have seen how racially-biased pretext stops have led to police violence against Black and brown community members across the country. We have a chance now in San Francisco to protect people's rights and lives by ending these unnecessary law enforcement interactions. We are grateful to the large number of city officials and community leaders who support the coalition's comprehensive vision for ending all pretext stops."

**Sameena Usman, Senior Government Relations Coordinator for the Council on American-Islamic Relations-SFBA**, said, "Pretext stops are an excuse to pull people over for simple things such as an item hanging from a rearview mirror or tinted windows, and question, search, and even detain people. They do not help public safety and they disproportionately target communities of color, especially Black people."

**Avi Frey, Deputy Director, Criminal Justice Program, ACLU of Northern California**, said "Pretext stops do nothing for public safety and routinely escalate into violence against Black and brown people. Their use is a constant reminder that the freedoms and lives of people of color are at the mercy of a government that views them as suspect. It is past time to abolish this tool of racial oppression."

##

To view this press release and the press conference online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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**Subject:** Everyday Injustice Newsletter - A Clear Difference in the Contra Costa DA's Race – Challenger Admits Would NOT Have Charged Convicted Officer with Murder  
**Date:** Wednesday, May 11, 2022 at 5:02:31 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Becton: "Despite not wanting to take an opinion here, my opponent has taken a public position to say, even though this person has been convicted by a jury, that she would not have filed the charges in this case."

## Everyday Injustice Newsletter - May 11, 2022

**Exposing Everyday  
Injustices Through Innovative Journalism**

**[Please support our work with a monthly or one time donation](#)**

**We were counting on substantial funding from the SBA. Unfortunately, we were informed on Friday that the money was now gone. I am emailing you because we URGENTLY we need your help.**

**[Please support our work with a monthly or one time donation - TODAY](#)**

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom.

When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.

I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting

different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

“The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").

Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to.”

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,  
David M. Greenwald  
Editor and Founder



## Criminal Justice News/ Commentary

### **Commentary: A Clear Difference in the Contra Costa DA's Race – Challenger Admits Would NOT Have Charged Convicted Officer with Murder**

There is only one Black elected DA in the state of California – Contra Costa DA Diana Becton and she took an unusual path to get there – she spent 22 years as a judge before being appointed to the DA position by the Board of

[Read More](#)

### **Guest Commentary: A Promising Appointment Brings Hope for Federal Clemency Applicants**

In late April, President Biden announced that he would commute the sentences of 75 people, and pardon three others. It was his first act of clemency as president, and a welcome development for those of us in the criminal justice

[Read More](#)

### **Long Battle for Police Traffic Stop Reform**

San Francisco Standard writer Michael Barba recently wrote about the long journey to end racial discrimination in traffic stops, and how preventing police from pulling people over for minor driving offenses would be the

[Read More](#)

### **SF District Attorney Boudin Announces 'Operation Bulldog' Auto Burglary Operation Nets Arrest, 1,000 Stolen Electronics from One Suspect**

The San Francisco District Attorney's Office Tuesday announced its undercover auto burglary operation, "Operation Bulldog," has recovered "about 1,000" stolen electronics from just one suspect, Quoc Le.

[Read More](#)

### **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## COVID CDCR and Jail Dashboards

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Man Reads Note Addressing Personal Struggles, Asks Judge to Release to Family – Judge Orders Him Back to Jail**

Azarias Elias Michel, in a probation review hearing here in Yolo County Superior Court this past Monday, read a note to the court which detailed personal struggles with addiction and with his relationship with his mother.

[Read More](#)

### **Victim's Beloved Yorkie Stolen during Attempted \$20,000 Extortion Scheme**

During a preliminary hearing here in Alameda County Superior Court this week, evidence was presented that a woman's dog was stolen and used in a \$20,000 extortion plot.

[Read More](#)

### **Opening Statements and Witness Controversy in Modesto Murder Trial**

Stanislaus County Superior Court Judge Dawna Reeves presided over the beginning of a murder trial here Tuesday, listening to opposing attorneys debating whether or not the prosecution had inappropriately coached a witness.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

### Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She’s been an opponent

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpmNDI4YjkxMWExM2M5OGU0YjIjNzA3ZDA0NzQyNzFjNjo2OjIjMjU6YWFjNjI0MjA0YTU2NTVkYTdmNDdINDAwYmJiZGM2NjRhYTRIYjQ4ZjVmZmU4OTgwNTcyYTg0ZmY5YzVhMDQ0Mjp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpmNDI4YjkxMWExM2M5OGU0YjIjNzA3ZDA0NzQyNzFjNjo2OjIjMjU6YWFjNjI0MjA0YTU2NTVkYTdmNDdINDAwYmJiZGM2NjRhYTRIYjQ4ZjVmZmU4OTgwNTcyYTg0ZmY5YzVhMDQ0Mjp0OIQ)

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**Subject:** \*\*MEDIA ADVISORY\*\*City Leaders and Community Advocates To Hold Press Conference Urging an End to Racially-Biased Pretext Stops in San Francisco

**Date:** Tuesday, May 10, 2022 at 7:16:06 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations

**CC:** Ibarra, Valerie (PDR)

**BCC:** tim redmond, ddebolt@bayareanewsgroup.com, news@ebar.com, Joe.Eskenazi@missionlocal.com, editor@sfbayview.com, nube@sfbayview.com, hi@joshwolf.net, tips@sfrist.com, Michael Barba, m.bajko@ebar.com, Bay City News Service, editor@sfbaytimes.com, editor@eltecolume.org, sfweekly@sfmediaco.com, news@sfweekly.com, Michael.toren@gmail.com, Phil Matier, editor@fogcityjournal.com, editor@noevalleyvoice.com, editor@potreroreview.net, editor@sfrichmondreview.com, editor@singtaousa.com, editor@thewesternedition.com, editor@westsideobserver.com, editors@newfillmore.com, emilamok@gmail.com, Knight, Heather, portali@windnewspaper.com, shawn.huang@chinesenews.com, assignment@singtaousa.com, tfang@asianweek.com, idac@bayareametro.com, lisa.xin@bayvoice.net, liazhu@chinadailyusa.com, mingng119@gmail.com, quewei@hang@gmail.com, lihui.zhou@epochtimes.com, jingzhe.cao@epochtimes.com, jean.ho@newsforchinese.com, info@pandodaily.com, margarita.argente@philippinenews.com, bernice.yeung@propublica.org, lailakearney@gmail.com, editor@singtaousa.com, flora.xu@singtaousa.com, Shiqiao P, sfbay@epochtimes.com, vnnb@vietnamdaily.com, mdinzeo@courthousenews.com, pamelas@skylight.is, David M. Greenwald, John Ferrannini, c.laird@ebar.com, vivian.ho@guardian.co.uk, sbollag@sacbee.com, news@kpfa.org, andyrubio@hotmail.com, news@chineseradio.com, cantonesedj@chineseradio.com, assignmentdesk@kqed.org, calreport@kqed.org, forum@kqed.org, news@kpoo.com, pshuler@kqed.org, roseaguilar@me.com, thendricks@kqed.org, Farida Jhabvala Romero, ann@kpfa.org, bndinsmore@cbs.com, dinsmore@kpix.cbs.com, Brian Dinsmore, assignmentdesk@kron.com, assignmentdesk@kqed.org, rob.roth@foxtv.com, newstip@ktsftv.com, vic.lee@abc.com, hespinosa@abs-cbni.com, jwan@ktsfnews.com, kachan@ktsfnews.com, awong@ktsfnews.com, Theresa.hong@ntdtv.com, Vivian.lan@ntdtvsf.com, ning.han@ntdtvsf.com, wendy.yi@ntdtv.com, Kenji.Lui@tvbusa.com, sheren.tam@tvbusa.com, noticias14@univision.net, tvespanol@tvespanol.net, James.Huntington@abc.com, Henry.Lee@FOXTV.COM, suzie.liu@singtaousa.com, carolyn.johnson@abc.com, carolyn.tyler@abc.com, lwhite@kpix.cbs.com, chase.marilyn@gmail.com, cheryl.jennings@abc.com, chin@kpix.cbs.com,



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**FOR IMMEDIATE RELEASE:** May 10, 2022

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**\*\*MEDIA ADVISORY\*\***

**City Leaders and Community Advocates To Hold Press Conference  
Urging an End to Racially-Biased Pretext Stops in San Francisco**

**SAN FRANCISCO** — On Wednesday, May 11th at 11AM, the [Coalition to End Biased Stops](#), made up of 60 civil rights, traffic safety and community organizations, will hold a virtual press conference to call for an end to racially-biased police traffic stops, also known as “driving/biking/walking while Black or brown.” The press conference will be held in anticipation of the San Francisco Police Commission Meeting on May 11 at 5:30PM where significant changes to the Police Department's traffic enforcement policies will be introduced.

**WHEN:** Wednesday, May 11th from 11:00-11:45am

**WHO:**

Facilitated by: Wes Saver & Guled Muse, GLIDE Foundation

Confirmed speakers:

Mano Raju, San Francisco Public Defender  
Shamman Walton, President of the Board of Supervisors, District 10  
Connie Chan, Supervisor District 1  
Dean Preston, Supervisor District 5  
Jesus Yanez, Police Commissioner  
Sameena Usman, Council on American-Islamic Relations, SF Chapter  
Claire Amable, SF Bicycle Coalition  
Phelicia Jones, Wealth and Disparities in the Black Community

**WHERE:**

This is a virtual press conference.

For press, please [join us on Zoom](#)  
Meeting ID: 845 2586 6223; Passcode: 911

For the public, the event also will [stream live on YouTube](#).

###

To view this Media Advisory online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** URGENT: The VANGUARD NEEDS YOUR HELP TODAY

**Date:** Tuesday, May 10, 2022 at 7:00:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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## The Story of the Vanguard- Exposing Everyday Injustices Through Innovative Journalism

[Please support our work with a monthly or one time donation](#)

Dear Valerie,

We were counting on substantial funding from the SBA. Unfortunately we were informed on Friday that the money was now gone. I am emailing you because we URGENTLY we need your help.

[Please support our work with a monthly or one time donation - TODAY](#)

Please read the following to understand how important this is.

Everyday Injustice is really what we call the average problem that afflicts the system. There's a big problem in trying to hold those in power accountable in the criminal legal system. This allows the police and prosecution to get away with misconduct and as a result, the public is unaware of the true nature of the system.

At the Vanguard, we fight back against these everyday injustices by exposing them. We are a nonprofit news organization whose network of reporters and interns across the state monitor and report on criminal court proceedings. We highlight cases that deserve more attention, whether it be wrongful convictions or to demonstrate the inhumane treatment of those trapped in a truly unforgiving system.

The Vanguard is also a leading investigative body that has highlighted egregious wrongs in the criminal legal system.

One of the founding cases was Ajay Dev - a man wrongly convicted in Yolo County and sentenced to 378 years in prison. For the past nearly four years, he has had a Habeas Case where the local prosecutor has used every trick in the book to prevent the truth from coming out.

Justin Gonzalez was sentenced to life in prison despite evidence of egregious prosecutorial misconduct in Yolo County. Recently the appellate court overturned his conviction and his case will soon return to the trial court for further disposition.

The Vanguard's investigative reporting has also helped to uncover long standing injustices and sparked new interest in cases previously forgotten.

For example, Douglas, "Chief" Stankowiz who stands as the longest serving person on death row in all of California, serving 43 years for a murder that evidence suggests he could not have committed because of our independent reporting.

New facts of the case have been brought to light. And now a documentary on chief's cases in production.

The Vanguard is not only committed to exposing injustices in the criminal legal system, we are also committed to training the next generation of criminal justice advocates, attorneys, and journalists partnering directly with universities.

The Vanguard prides itself on helping to launch the careers of aspiring young attorneys, many of them young women of color.

Danielle Eden Silva is a law student at USF.

*"The Vanguard Court Watch program was the gateway from English to a legal career for me. The Court Watch program encourages accountability and transparency of local court systems, from bail sentencing to post-conviction appeals. The program also offers community members an opportunity to learn about the court system and talk about the everyday injustices that often go unnoticed in the commonplace practices of the courtroom."*

*When I first started at the Vanguard, we only had Court Watch branches in Davis and Sacramento. Over the last few years, however, they have expanded across the state, including working in tandem with the San Francisco Public Defender's Office to cover the daily workings of the San Francisco courts.*

*I am proud to have worked with the Vanguard, as it has developed my passion for criminal justice reform, especially in bringing attention to post-conviction sentences. I have had many opportunities in meeting different leaders in criminal justice reform through the Vanguard podcast and articles and I have helped bring attention to unjust cases that are attempting to be swept under the rug. The experiences I have had as the Assistant Director and Internship Coordinator have allowed me to be where I am today.”*

Michelle Lagos also began as a court watch intern to eventually become Assistant Director.

*“During my time at the Vanguard, I was lucky to have great people supporting me. While I gained various experiences and skills, I think the impact of having the opportunity to learn from David and the members of the Vanguard team helped me realize the areas I excelled in and gave me a goal to work towards. It instilled a work ethic in me of wanting to go above and beyond what was required and helped me discover a career path I was passionate about.”*

Lauren Smith was an intern, worked for the Vanguard at UC Davis and much more.

*“I loved working in an environment where there is a collective goal that people are working towards. It is encouraging to collaborate with students, attorneys and other social justice advocates, pushing for criminal justice reform. I loved learning about the intricacies of the criminal legal system and having my eyes opened to how the carceral system impacts both people and communities inside and outside prison and jail.”*

Anna Judson is about to graduate from UC Berkeley and attend Boalt Hall...

*“The Davis Vanguard allows pre-law and journalism-focused students to strengthen their writing, become published, and spend time in local courtrooms in a way that is unlike any non-profit or professional program. Through my time with the Davis Vanguard, I attended 25+ criminal court hearings in the Northern California Superior Courts, transcribed 80+ pages of courtroom*

notes, was published multiple times, and had the ability to participate in meaningful focus-projects (e.g. the "COVID-19 Behind Bars").

*Being a court reporter in Northern California was an enormously positive experience, so much so that myself, along with other Vanguard interns, began a club at UC Berkeley to bring the Vanguard experience to our campus. In February 2022, I was accepted to Berkeley Law on a full-tuition scholarship. In addition to allowing me to be a proactive community member and journalist, the Davis Vanguard provided me with the experience and skills to be a competitive law school applicant. Being a Court Watch intern with the Vanguard really empowered me throughout the law school application process, and helped me gain essential writing and professional skills. The Davis Vanguard provides a powerful program to the local community and its readers, as well as the students they are giving valuable experience to."*

Whether it is the exposure of Everyday Injustice, egregious miscarriages of justice or training the next generation of young women of color to launch them into their careers in the legal system, the Vanguard is a cutting edge non-profit.

But we need your help. Your donation can help ensure that the next student can go to law school and the next wrongly accused gets his injustices exposed before he spends decades behind bars.

Please make either a one-time donation or become a sustaining member.

Go to:

<http://davisvanguard.networkforgood.com>

**Donate today!**

With our thanks,

David M. Greenwald

Editor and Founder

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The Peoples Vanguard of Davis Inc

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Davis, CA 95616

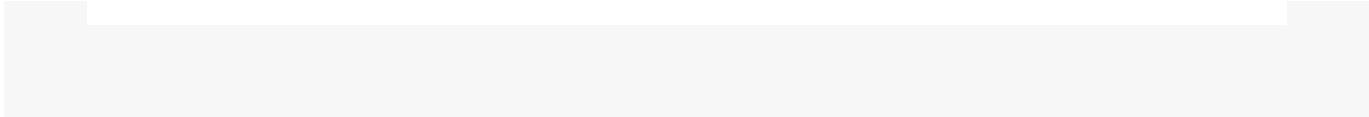
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**Subject:** Everyday Injustice Newsletter - SF Mayor Doubles Down on Copaganda; A Tale of Two Incumber DA's Named Jeff

**Date:** Tuesday, May 10, 2022 at 5:01:41 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Karakatsanis put it best: "A few days ago, I exposed text messages between the San Francisco Police Department's head of "Strategic Communications" and a reporter he collaborated with on a false information campaign. Today, the Mayor rewarded him: she gave him a seat on the Board of Supervisors."

## Everyday Injustice Newsletter - May 10, 2022

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## Criminal Justice News/ Commentary

### **Commentary: SF Mayor Breed Doubles Down on Copaganda with Supervisor Appointment – She Appoints the Chief Copagandist**

It was a chain reaction, last September, San Francisco City Attorney Dennis Herrera left to become the Public Utilities Commission General Manager. That left a vacancy which Mayor London Breed filled with

[Read More](#)

### **Two Incumbent Jeff DAs Struggle with Social Media**

Incumbent DAs Jeff Reisig of Yolo County and Jeff Rosen of Santa Clara recently have been having a tough go on social media in their campaigns to be re-elected.

[Read More](#)

### **Guest Commentary: The Roe Draft Signals a Potential New Front in the Already-Raging War against the LGBTQ Community**

Guest Commentary: The Roe Draft Signals a Potential New Front in the Already-Raging War against the LGBTQ Community

### **Migrant Workers Claim Not Paid by Employer Who Then Set Them Up to Be Deported by ICE**

A lawsuit was formally ended in the Michigan federal court following two settlements between a greenhouse employer and migrant workers who claimed they were not paid by the employer who then conspired with ICE to lure them into an

[Read More](#)

### **Feds Target Retail Giants Over ‘Deceptive’ Advertising, ‘Greenwashing’**

Two powerful federal government agencies targeted Walmart and Kohl's for "deceptive advertising" and "greenwashing," fining the two giant retailers late last week a collective \$5.5 million in a negotiated settlement.

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

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### **New COVID outbreak of 50 positive cases reported in Santa Rita Jail**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Charged with Felonies, 2 Men Walk Away from Jail, Released Without Bail by Yolo County Judge**

Considering their felony charges, two men walked away here last week in Yolo County Superior Court largely unscathed—both were released from jail under supervised own recognizance (without bail), with one being placed on a

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### **Modesto Man Convicted of Child Pornography Possession**

Late last week in Stanislaus County Superior Court, Anthony Rodriguez was formally charged with the felony of possession of child pornography.

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## **Everyday Injustice - Podcast**

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**Subject:** Everyday Injustice Newsletter - Millions Being Spent on Copaganda in SF, Critics Question Whether Copaganda Is Actually Distorting Public Perception of Crime  
**Date:** Monday, May 9, 2022 at 5:01:16 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Ultimately, the power of so-called ‘copaganda’ comes from the way it shapes people’s perception of crime, public safety, and potential solutions to societal issues,” said Dean Preston.

## Everyday Injustice Newsletter - May 9, 2022

We Speak to Riverside DA  
Candidate Lara Gressley

With just four weeks to go until the election for District Attorney in many areas in California, Everyday

With just four weeks to go until the election for District Attorney in many areas in California, Everyday Injustice checked in with Lara Gressley, who is running for a second time against Michael Hestrin for Riverside DA. Hestrin, seeking his third term has held office since 2015.

Hestrin, the incumbent is a heavy favorite and has outraised his two challengers both by more than a three to one margin.

But the race has sparked debate over the role of law enforcement union money in DA's races. In the last cycle, he took more money from law enforcement than anyone in the country.

According to one report, about 15 percent of his contributions have come from law enforcement. Neither of Hestrin's opponents have accepted money from law enforcement.

"It has the appearance of a conflict of interest, regardless of whether it actually manifests into one — which I think it has in this instance — but even setting that aside for a moment, the goal is to earn back the public's trust," Gressley said. "How can you do that when you're not prosecuting law enforcement historically at all, and you have hundreds of thousands of dollars from these union PACs coming in?" For her part, Gressley talked about her work as a habeas attorney and wrongful convictions as well as police accountability.

Listen as Lara Gressley talks about reforming the criminal legal system and her run for District Attorney.

**To listen to the podcast - go here...**



## Criminal Justice News/ Commentary

### Millions Being Spent on Copaganda in SF, Critics Question Whether Copaganda Is Actually Distorting Public Perception of Crime

A Thursday hearing saw Supervisor Dean Preston hold a hearing on the use of taxpayer funds for police and public safety propaganda that he called a first of its kind.

[Read More](#)

### Everyday Injustice Podcast Episode 154: Lara Gressley Talks about Riverside District Attorney

With just four weeks to go until the election for district attorney in many areas in California, Everyday Injustice checked in with Lara Gressley, who is running for a second time against Michael Hestrin for Riverside DA. Hestrin,

[Read More](#)

### Letter: Don't Be Fooled by Reisig

You can fool some of the people some of the time but not all the people all the time. Yolo's current district attorney keeps creating spin with misleading county-paid press releases and campaign jabs. But when you look at the data over the

[Read More](#)



## **The Bay Area Reporter Asks San Francisco Residents to Reject Recall of District Attorney Chesa Boudin**

With the fast-approaching June 7 Recall Election of the SF District Attorney, The Bay Area Reporter has now urged voters to reject the recall.

[Read More](#)

## **Arizona Superior Court Rules Death Row Prisoner Competent to Be Executed Despite Documents of Mental Illness**

The plan to execute Clarence Dixon will move forward after an Arizona judge rejected a stay of execution, although Dixon's attorney alleges the superior court relied on "discredited testimony of an unqualified expert," in its

[Read More](#)

## **Reuters News Report: Police Instructor Extremist Group Follower**

A police instructor who taught 560 officers in recent years joined an extremist group and supported far-right movements, according to a Reuters article by Julia Hart and Alexandra Ulmer that revealed the extremist views of police

[Read More](#)

## **Coalitions Seeking Prison Closures to Come Together in Response to Gov. Newsom's Latest Revised State Budget**

In an event organized by CURB (Californians United for a Responsible Budget,) advocates from various coalitions will come together on May 11 to demand more prison closures in California by 2025.

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## **Court Watch Coverage**

### **Duo Accused of Battery of Jail Officers – Judge Orders Trial**

Potentially incriminating video surveillance suggesting Ruben Anthony Rosales and Jamal Adam Younan had committed physical violence against peace officers while the two were in custody was shown here in open court in a

[Read More](#)

### **Man Pleads to High Speed Driving to Avoid Warrant**

Marcelino Michel pleaded no contest Friday to charges of evading a police officer at a high speed, driving in the opposite direction of traffic, and now awaits a sentence of more than five years in prison.

[Read More](#)

### **Man Believes Numerous Misdemeanor Charges Should Be Dropped, Not Satisfied with Appointed Public Defender**

The closing arguments in the trial for Chandale Shannon, Jr., and Jesus Campos finished Thursday in Yolo County Superior Court with Deputy District Attorney David Wilson responding to the defense closing arguments made

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### **Modesto Man Convicted of Child Pornography Possession**

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**Subject:** Everyday Injustice Newsletter - Coverage of Contra Costa DA Race; Push to Remove CC Sheriff As Well

**Date:** Friday, May 6, 2022 at 5:01:18 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Letter: "Sheriff David Livingston has grown even more emboldened and has taken steps beyond his authority, suggesting cops that kill may do so with impunity. "

## Everyday Injustice Newsletter - May 6, 2022

### **A Lot of You Didn't Donate Yesterday - The Good News, You Can Still Get Your Donation Matched!**

Hi, today is the Big Day of Giving. I am tasked with raising \$100,000 today. Every donation made will be doubled. If you can help toward that goal, please go to <http://davisvanguard.networkforgood.com>

Want to donate:

<http://davisvanguard.networkforgood.com>

Support our work with a [one-time donation](#) or become a [sustaining member](#).

[Just 3 Days Left Until the Big Day of Giving Webinar on Decarceration and Public Safety!](#)



## Criminal Justice News/ Commentary

### [Contra Costa DA's Race: Stark Contrast between Incumbent and Challenger – Part 2](#)

Incumbent DA Diana Becton of Contra Costa County met with her challenger Mary Knox on Tuesday for a candidates forum hosted by Gina Channell Wilcox and Jeremy Walsh of the Pleasanton Weekly.

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### [Letter: Contra Costa Sheriff David Livingston Must Be Held Accountable by the Board of Supervisors for His Remarks and He Should Resign](#)

The people of Contra Costa County deserve to feel safe and protected under the law regardless of their race, mental health condition, socio-economic background, immigration status, or sexual orientation. Equal protection under the law

[Read More](#)

### [Delaine Eastin Endorses Pamela Price for Alameda County DA](#)

Delaine Eastin is the first and only woman to hold the seat of California State Superintendent of Public Instruction. Eastin believes the best crime prevention program is education, and that investments in restorative justice and diversion

[Read More](#)

### [Boudin Prosecutes Sac Cop Accused of Domestic Violence after Sac DA Initially Declined to File Charges](#)

The Sacramento District Attorney's Office declined to file charges against a police officer a year ago when he was arrested after allegedly beating his girlfriend—but three months later a case was filed by San Francisco

[Read More](#)

## **U.S. Changes Classification in Brittney Griner's Case, Determines WNBA Star 'Wrongfully Detained' in Russia**

In February, Women's National Basketball Association star Brittney Griner was detained in Russia after being accused of having drugs in her luggage.

[Read More](#)

## **Former President Trump's Fate in the Courts – Many of Them**

This week, New York Times writer Richard Fausset shed light on the ongoing criminal investigation of former President Donald J. Trump by Manhattan prosecutors.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Court Watch Coverage**

### **Closing Arguments Wrap Up in Shannon/Campos Double Murder, Kidnapping Trial – Jury Deliberations Begin**

The closing arguments in the trial for Chandale Shannon, Jr., and Jesus Campos finished Thursday in Yolo County Superior Court with Deputy District Attorney David Wilson responding to the defense closing arguments made

[Read More](#)

### **Man Will Go to Trial on 5 Charges Related to Felony Domestic Abuse**

This week in Stanislaus County Superior Court, a preliminary hearing was held for a man regarding a domestic violence dispute in which he was facing multiple felonies. (The Vanguard will not disclose the man's name to

[Read More](#)

### **Man Sentenced to 180 Days in Jail, DA Alleges He's Part of South American Theft Ring**

A mother-son duo were scheduled to be sentenced in Ventura County Superior Court this week after pleading guilty to felony identity theft and conspiracy—but only the son was present in court after his mother was reportedly

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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Yolo County Court Watch:

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**Subject:** Murder Trial Begins in San Francisco, Was the Killing Justified? Two Different Accounts Emerge | Davis Vanguard

**Date:** Friday, May 6, 2022 at 1:38:18 AM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Ilona Solomon, Aleem Raja

<https://www.davisvanguard.org/2022/05/murder-trial-begins-in-san-francisco-was-the-killing-justified-two-different-accounts-emerge/>

**Subject:** Everyday Injustice Newsletter - If you value our work, we need your help today - whatever you donate gets doubled!

**Date:** Thursday, May 5, 2022 at 5:02:04 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"If we don't recognize that by keeping people in poverty by failing to lift them we are subjecting them to continued violence," Rodriguez said.

## Everyday Injustice Newsletter - May 4, 2022

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**If you value our work, we need your help today - whatever you**

## donate gets doubled!

by Cecilia Escamilla-Greenwald

Tomorrow is the big day of giving. We are working hard to raise \$100,000 for the Vanguard and the Vanguard court watch.

You can start by making your donations today and help the Vanguard continue it's ever-expanding work. There is no other online news source that does the work we do covering the courts in nine different counties and helping student interns get into the court room and report on cases that the public would not have access to if it were not for the Vanguard.

In addition to giving students – the majority of whom are minority women – an opportunity to develop their journalism skills and learn more about the system of injustice, the Vanguard and Vanguard Court watch bring you news that no other outlet brings you.

Show your appreciation and support by making a donation. In solidarity! And as a bonus, all your donations between now and 11:59 pm on Thursday will be doubled.

We have an event at 6 pm tomorrow... Decarceration and Public Safety. General admission is \$25 and student admission is \$15. Sponsorships are available starting at \$100.

Click here: <https://davisvanguard.networkforgood.com/events/41781-vanguard-s-big-day-of-giving-decarceration-and-public-safety>

Can't attend but want to donate:

<http://davisvanguard.networkforgood.com>

Support our work with a [one-time donation](#) or become a [sustaining member](#).

[Just 3 Days Left Until the Big Day of Giving Webinar on Decarceration and Public Safety!](#)



## Criminal Justice News/ Commentary

### Contra Costa DA's Race: Stark Contrast between Incumbent and Challenger – Part 1

Incumbent DA Diana Becton of Contra Costa County met with her challenger Mary Knox on Tuesday for a candidates forum hosted by Gina Channell Wilcox and Jeremy Walsh of the Pleasanton Weekly.

[Read More](#)

## **Murder Trial Begins in San Francisco, Was the Killing Justified? Two Different Accounts Emerge**

Arguments began in the trial of Nelson Hernandez-DeLeon, who is accused of stabbing two men outside of the Cava 22 bar in San Francisco last September.

[Read More](#)

## **Rodriguez Speaks to Need to Address Poverty and Holistic Community Issues**

Cynthia Rodriguez, candidate for Yolo County District Attorney, spoke on Wednesday to a group of West Sacramento residents about how poverty compromises community safety and her vision of restorative justice.

[Read More](#)

## **New Law: California Residents Eligible for Health Care Regardless of Immigration Status**

A medical expansion just now starting in California will allow state residents over age 50 to apply for full health care coverage regardless of immigration status.

[Read More](#)

## **100+ Prosecutors, Law Enforcement Officials File Amicus Brief in Reaction to Attempt to Overturn Roe v. Wade**

After news that the U.S. Supreme Court is about to overturn the Roe v. Wade pro-abortion precedent, it's been noted that last September, about 100 formally elected prosecutors and law enforcement leaders filed an amicus brief in the

[Read More](#)

## **UN Committee Hits 'Racist' Distribution of COVID Vaccines Resulting in Higher Death Rates for Africans, Asians**

A United Nations body has said that one of the reasons why COVID-19 death rates are higher among those of African and Asian descent is because racism is rooted in slavery, colonialism and apartheid.

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Closing Arguments Begin in Ongoing Kidnapping and Murder Trial**

Closing arguments began Wednesday in the ongoing murder trial of Jesus Campos and Chandale Shannon, Jr., in Yolo County Superior Court—the prosecution gave their version of the events that led to the death of two teenagers.

[Read More](#)

### **Veteran Still Stuck in Jail but May Get VA Help; Drunk Driver Gets about Week in Jail**

In Yolo County Superior Court Tuesday, a military veteran facing a felony is still stuck in jail but may get help from Veteran's Affairs, while another man admitted driving under the influence and will be going to jail for about a week.

[Read More](#)

## **\$100,000 Bail for Man with Prior Vehicular Manslaughter Conviction that Judge Called 'Wake-Up Call'**

Gerardo Arreola appeared before Judge Nancy L. Ayres in Ventura County Mental Health Court for a bail review and pretrial release screening Tuesday, charged with felony driving under the influence of alcohol with a prior vehicular

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole**

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

### **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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**Subject:** Everyday Injustice Newsletter -More Evidence That This is a Republican Recall; Candidates for Sacramento County DA Debate Racial Equity and Restorative Justice

**Date:** Wednesday, May 4, 2022 at 5:00:59 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

"Every current elected official who has weighed in on this said no on the recall," Edwards said.

## Everyday Injustice Newsletter - May 4, 2022

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### TOMORROW

Thursday is a huge day for the Vanguard. We have to raise money in order to continue to bring you the news that matters. This spring, we have had unparalleled coverage of the Yolo DA's race and the DiSC campaign. We have brought to you cover from the courts from across the state.

We also continue to train the next generation of lawyers and journalists.

We need you help - this week - in order to continue to bring this level of coverage.

Don't forget to join us for our online panel discussion on decarceration and public safety on the Big Day of Giving!

We will be joined by three panelists:

**Pamela Price** - Civil Rights Attorney and Alameda County District Attorney Candidate

**Bianca Samuel** - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

**Jeffrey Deskovic** - Exoneree and founder of the Jeffrey Deskovic Foundation

General admission is \$25 and student admission is \$15. Sponsorships are available starting at \$100.

Click here: <https://davisvanguard.networkforgood.com/events/41781-vanguard-s-big-day-of-giving-decarceration-and-public-safety>

**To donate:** <http://davisvanguard.networkforgood.com>

Support our work with a [one-time donation](#) or become a [sustaining member](#).

[Join Us on May 5th for the Big Day of Giving!](#)





## Criminal Justice News/ Commentary

### Candidates for Sacramento County DA Debate Racial Equity and Restorative Justice

Candidates for Sacramento County District Attorney Thein Ho and Alana Mathews faced off again in an online forum hosted by Sac 4 The People last Saturday.

[Read More](#)

### No Elected Democrats Are Supporting the SF DA Recall

San Francisco District Attorney Chesa Boudin faces a recall effort next month that has been framed by some media outlets and a select number of Democrats as a bipartisan effort.

[Read More](#)

### Commentary: Roe and Its Implications For DA's Races

The leak of a draft opinion from the Supreme Court in an ongoing abortion case, *Dobbs v. Jackson Women's Health Organization*, confirms the fears of many who have speculated that the high court would overturn *Roe* and pave

[Read More](#)

### Guest Commentary: FJP Director Speaks Out Against Leaked SC Draft Opinion on Roe

"We are outraged and deeply troubled that the Supreme Court is on the verge of ending the longstanding constitutional right to abortion. Although abortion remains legal across the country right now, our highest court seems

[Read More](#)

### Guest Commentary: A New Sacramento Mental Health Jail Is Not the Answer

Sacramento County has an unhealthy reliance on jailing and punishment as a solution to structural social problems. And yet, there is a continued commitment to jail expansion projects, even after decisions to cancel them. the County is

[Read More](#)

### SF District Attorney Announces

## **Partnership to Provide Training to Formerly Incarcerated**

The San Francisco District Attorney made it clear Tuesday he can not only put people away, he can also help protect public safety by working to keep formerly incarcerated people out of prison.

[Read More](#)

## **Lawmakers in 19 States Introduce Legal Protections for Trans Kids from Civil and Criminal Penalties for Seeking Gender-Affirming Care**

California State Senator Scott Wiener (D-San Francisco), along with the LGBTQ Victory Institute, Equality California and Planned Parenthood Affiliates of California announced this week trans refuge legislation in 19 states in

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Jury Trial Proceeds in Murder of Two Missing Teens From 2016; Witness Details 'Perkins Agent' Operation**

The long-running jury trial reconvened Tuesday for Jesus Campos and Chandale Dontray Shannon, Jr., in Yolo County Superior Court, both of whom are charged in connection with the kidnapping and murder of two Yolo County

[Read More](#)

### **Woman Takes Plea Deal, Sentenced to 8 Years in Prison for Stabbings**

Emily Butler pleaded guilty here last week in Stanislaus County Superior Court to charges related to a stabbing and was sentenced to eight years in prison.

[Read More](#)

### **Man Charged with Simple Trespassing Refuses to Be Released from Jail or Appear in Court for Trial**

A Berkeley resident—facing just a simple trespassing charge—refused to appear in Alameda County Superior Court Monday morning for his scheduled trial, and earlier he refused to sign papers to be released from jail.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole**

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## SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinish Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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**Subject:** Everyday Injustice Newsletter -"A Once in a Generation Opportunity to Reduce Mass Incarceration in Alameda County"

**Date:** Tuesday, May 3, 2022 at 5:01:25 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Gavin Newsom: "This draft opinion is an appalling attack on the rights of women across this country and if it stands, it will destroy lives and put countless women in danger. It will be the end of fundamental constitutional rights that American women have had for nearly 50 years. This is not an isolated incident, and it is not the end. We have a Supreme Court that does not value the rights of women, and a political minority that will stop at nothing to take those rights away."

## Everyday Injustice Newsletter - May 3, 2022

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### Will Roe Be the Seismic Shift?

By David Greenwald

Truth be told I try to avoid the issue of abortion – too emotional. Divides people who otherwise might be allies. And I have decidedly mixed feelings – on the one hand, I actually believe that abortion is wrong except in fairly rare circumstances. On the other hand, my libertarian side believes that the government shouldn't be in the business compelling women to give birth. No, sorry, we don't live in the 19th century anymore, people have sex, and sometimes women get pregnant when they did not intend to and pregnancy impacts women a lot more than men both physically and economically.

Ever since the conservatives took a 6-3 advantage in the Supreme Court we knew this was coming, still I think a lot of people were stunned to learn it last night through a leak from Politico.

My own view: this would be a lot like the Civil Rights Act of 1964 for liberals – they viewed as the right thing to do but it ended up completely shifting the political landscape.

Will the same thing happen with abortion?

For years, the majority of voters supported some form or other of abortion rights. But as long as abortion was legal, the dynamics favored the right because those who opposed abortion felt it much more strongly

than those who favored abortion rights.

The world has just changed and this is not exactly the timing the right would have preferred right before a midterm election where everything was tilting towards them.

Will this finally be the dynamite that wakes up the left? That makes young women recognize the threat that this right wing court and wave poses to their bodies?

I'd like to believe that is the case, but I'm a realist. The right was able to use the anger from the Kavanaugh nomination process to save the Senate which in turn gave them the 6-3 advantage they now enjoy. The left will overplay their hand and squander whatever advantage they might have had.

Thanks for reading.

To sign up for our panel discussion on May 5 - [hit this link](#)

Support our work with a [one-time donation](#) or become a [sustaining member](#).

[Join Us on May 5th for the Big Day of Giving!](#)



## Criminal Justice News/ Commentary

### First Yolo Woman Released Early Through Prosecutor Initiated Release Resentencing Law

In the spirit of Second Chance Month, On April 13, 2022, the District Attorney used a new law and requested that the 15-year prison sentence of Kaitlin Vaughn be modified according to a Yolo DA press release.

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### Guest Commentary: A Once in a Generation Opportunity to Reduce Mass Incarceration in Alameda County

On June 7, Alameda County voters will have an historic opportunity to determine the future of safety and justice in our county.

[Read More](#)

### Guest Commentary: What Anne Marie Schubert and Other Defenders of Capital Punishment Get Wrong

Last week, in a reactionary op-ed littered with Trump-inspired flourish, Sacramento District Attorney Anne Marie Schubert ramped up her personal, public, and political crusade for Proposition 66 in California (and its dubious

[Read More](#)

## **COVID Pandemic Targeted Incarceration Centers**

When the COVID-19 virus infected enough people to be considered a pandemic in 2020, more than one of every 100 working-age Americans were locked up in jail or prison, according to the Los Angeles Times in a story on the

[Read More](#)

## **California Measure to Revoke Tax Exemption Status for Non-Profit Organizations Which Engage in Insurrection OK'd by Senate Public Safety Committee**

California state senator Scott Wiener (D- San Francisco) said Monday Senate Bill 834, formally known as the No Tax Exemption for Insurrection Act, will move to the Senate Appropriations Committee after passing 4-0 in the Senate

[Read More](#)

## **Tennessee Governor Bill Lee Orders All Scheduled Lethal Injection Executions Temporarily Halted through 2022**

Tennessee Governor Bill Lee Monday temporarily halted the lethal injection of death row patient Oscar Franklin Smith until "third-party review of a lethal injection testing oversight," according to the governor

[Read More](#)

## **LA Sheriff Accused of Hiding Details of Police Brutality in Complaint Filed by Former Assistant Chief**

On March 10, 2021, members of the Los Angeles County Sheriff's Office found themselves in the middle of a high-tension situation when inmate Enzo Escalante allegedly began punching officers.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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[Read More](#)

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Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man in Drug House but Argues Not Target of Warrant – Judge Sets Bail, and Trial**

Darwin Lopez appeared in Alameda County Superior Court for an arraignment hearing Friday, and his lawyer recounted for the judge the events leading up to his client's arrest, arguing Lopez should go free pretrial.

[Read More](#)

### **Judge Sends Man to Jail Despite Defense Claim It Was 'Rare Case'**



During a hearing and sentencing trial last week in Ventura County Superior Court, Judge Bruce Young worked to balance strong mitigating factors with victims injured in a DUI (driving under the influence) incident and the felony

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

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On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter -Appellate Court Rules San Francisco Cannot Enjoin Tenderloin Residents

**Date:** Monday, May 2, 2022 at 5:01:48 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Defendants noted, "the proposed injunctions would not address the serious problems facing the Tenderloin, which include poverty, housing insecurity, mental and physical health issues, drug use disorder, and food insecurity."

## Everyday Injustice Newsletter - May 2, 2022

### Big Day of Giving This Week!

Thursday is a huge day for the Vanguard. We have to raise money in order to continue to bring you the news that matters. This spring, we have had unparalleled coverage of the Yolo DA's race and the DiSC campaign. We have brought to you cover from the courts from across the state.

We also continue to train the next generation of lawyers and journalists.

We need you help - this week - in order to continue to bring this level of coverage.

Don't forget to join us for our online panel discussion on decarceration and public safety on the Big Day of Giving!

We will be joined by three panelists:

Pamela Price - Civil Rights Attorney and Alameda County District Attorney Candidate  
Bianca Samuel - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section  
Jeffrey Deskovic - Exoneree and founder of the Jeffrey Deskovic Foundation

General admission is \$25 and student admission is \$15. Sponsorships are available starting at \$100.

Click here: <https://davisvanguard.networkforgood.com/events/41781-vanguard-s-big-day-of-giving-decarceration-and-public-safety>

To sign up for our panel discussion on May 5 - [hit this link](#)

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).

[Join Us on May 5th for the Big Day of Giving!](#)



## Criminal Justice News/ Commentary

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In the spirit of Second Chance Month, On April 13, 2022, the District Attorney used a new law and requested that the 15-year prison sentence of Kaitlin Vaughn be modified according to a Yolo DA press release.

[Read More](#)

### **Appellate Court Rules San Francisco Cannot Enjoin Tenderloin Residents**

A California Appellate Court struck down an attempt by the San Francisco City Attorney to impose stay away orders to alleged drug dealers finding that “the proposed stay-away orders are insufficiently tailored to pass constitutional

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### **Everyday Injustice Podcast Episode 153: Olinda Moyd and the Racial Disparity of Parole**

This week on Everyday Injustice we have Howard University Law Professor Olinda Moyd discussing an under-acknowledged problem of the criminal legal system—the problems of parole and the racial disparities that occur on

[Read More](#)

### **CA Secretary of State Candidate Gary Blenner – Despite Big Political Differences – Would Allow Accused Jan. 6 Conspirator and Rep MTG to Remain on Ballot**

Candidate for California Secretary of State Gary Blenner said last week in a statement that if he were the Secretary of State in Georgia, he would allow accused insurrectionist and Rep. Marjorie Taylor Green (MTG) to remain on the

[Read More](#)

### **USPS Sued by California, Other States for**

## **Ordering Mostly ‘Gas Guzzling’ Postal Vehicles Instead of Clean Electrics**

In an effort to prevent the United States Postal Service from acquiring 148,000 “gas-guzzling” delivery trucks, 16 States and multiple environmental advocacy agencies have gone to court against USPS for basing its

[Read More](#)

## **JusticeLA Calls for Cuts to Sheriff’s Public Relations Budget, Accountability for Los Angeles County Sheriff’s Department**

JusticeLA is calling on the Los Angeles Board of Supervisors and County CEO to address the lack of accountability within the Los Angeles County Sheriff’s Department—last week specifically requesting a significant

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County

Jails

[Read More](#)

## Court Watch Coverage

### **Defense Demands Proof of Officer Subpoena after 4th Continuance Since February Delays Trial**

In Alameda County Superior Court Friday, Lamont Lomack appeared before the court, with his defense attorney Sierra Dugan, to set a court date for his preliminary hearing.

[Read More](#)

### **Homeless Woman Faces Petty Crimes, but Stuck on Waiting List for Project Roomkey – Judge Considers Releasing Her If Room Not Provided**

A homeless woman's case—she's facing 11 largely petty misdemeanor charges dating back to 2019—was reviewed Thursday in Yolo County Superior Court by Judge Peter Williams.

[Read More](#)

### **Man Held to Answer in Domestic Violence Case with Victim as Only Witness Called to Testify**

The victim—who said she sustained a lacerated lip in a domestic violence case—was the only witness called to testify in a preliminary hearing held in Stanislaus County Superior Court Friday. The accused is now set for trial.

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## Everyday Injustice - Podcast

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**Subject:** Everyday Injustice Newsletter -Audacity? Spitzer Skips Debate and Then Attacks His Opponent For What He Said

**Date:** Friday, April 29, 2022 at 5:00:14 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“Pete Hardin Goes Full Woke at Candidate Forum, Echoes Exact Same Policies as LADA George Gascon,” the press release said. “Hardin committed to ending the prosecution of juveniles as adults, no cash bail, no sentence enhancements, no prosecution of misdemeanors, no death penalty, and more.”

## Everyday Injustice Newsletter - April 29, 2022

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### DA’s Running Against LA and San Francisco

By David Greenwald

One of our commentaries today, notes that Orange County DA Todd Spitzer attacked one of his opponents, Pete Hardin, for emulating and pushing the “exact same policies as LADA George Gascon.”

Spitzer charged, “Hardin committed to ending the prosecution of juveniles as adults, no cash bail, no sentence enhancements, no prosecution of misdemeanors, no death penalty, and more.”

Spitzer put out a release that said, “During the forum, Hardin proudly parroted Gascon and vocalized his support for pro-criminal policies that are contributing to the destruction of places like Los Angeles and San Francisco...”

Given that Spitzer has made “No LA in OC” one of his campaign themes that is not much of a surprise. More interesting is at a candidates forum on Wednesday in Yolo County, incumbent Jeff Reisig, the head of the CDAA, ran heavily against San Francisco and its DA Chesa Boudin.

What makes it especially odd is that this same week, Reisig touted the SF DA’s support for his DA Transparency bill sponsored by Assemblymember Ash Kalra.

First Reisig said: “Look crime is bad across California right now, frankly, because there are people on the far left, progressive, I’m just going to call out San Francisco and some other places that have done things



to the law, which my opponent supports, which have caused this massive wave of crime across the California. And guess what people on all sides of the aisle are sick of it, Democrats and Republicans. That's why you're seeing a recall in San Francisco of this DA and it's a democratic city. So that's the problem.

Later, Reisig reading a letter from Jesse Fiero, a graduate of the Yolo County Mental Health Court. "I just read an article about your opponent, Cynthia Rodriguez, in which she seems to be fixated on mental health issues. I find this ironic being as how your various diversion court programs, particularly mental health court has been so successful. At a time when progressive DAs in large California cities like San Francisco and LA have been counterproductive in their approach on both crime and compassion alike, heer campaign raises some serious red flags, in my opinion."

Reisig also defended his closeness to law enforcement, arguing that he has to work with them.

Reisig: "I'll just point out that I am the chief law enforcement officer. That means every single day, my job is to work in collaboration with the law enforcement officers around the county. Imagine if I had a terrible relationship or if I pronounced on day one, I'm going prosecute every one of you, it's not gonna go very well, i.e. San Francisco, Los Angeles."

Finally, his opponent Cynthia Rodriguez pushed back, "Each of you should look around you. Does it look like you're in San Francisco? Are you worried about being treated like you're in San Francisco? I've lived here for 30, almost 35 years. I know I'm not in San Francisco and I never talk about San Francisco or Los Angeles or Fresno or Bakersfield, that's not where we are. And I don't spend my days in Sacramento or driving up and down or flying up and down the state or nationally because this is where I am. This is the county. I know this is the county I care about. This is the work I want to do. This is the area that has, things can be approved, that we all need to work on. So worrying about what people in San Francisco do, it's not really our issue here."

Thanks for reading

To sign up for our panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### Commentary: Audacity? Spitzer Skips Debate and Then Attacks His Opponent For What He Said

Should an incumbent skip a debate forum where the venue figures to be on unfriendly terrain? I can understand why one would want to do that – but at the same time, doing so should be fair grounds for scrutiny and tough questions.

[Read More](#)

### Yolo Candidates Respond to Audience Questions – Part 2 of League Forum

The Woodland League of Women Voters (WLWV) Yolo County District Attorney Candidate forum held on Wednesday featured challenger Cynthia Rodriguez and incumbent Jeff Reisig.

[Read More](#)

### **Baltimore State Attorney Marilyn Mosby Accepts Endorsements from Working Families Party (WFP) and 1199 SEIU**

The Working Families Party (WFP) and 1199 SEIU endorsed Baltimore City State's Attorney Marilyn Mosby in her re-election campaign this week, which is the first major endorsement in Baltimore City's current election for state

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### **Newly Released '37 Words' Sheds Light on Federal Civil Rights Act, and Alameda District Attorney Candidate Pamela Price**

The book, 37 Words, chronicles the 1972 federal civil rights law Title IX to end discrimination against gender in the workplace. Pamela Price, candidate for Alameda District Attorney, is featured in the book.

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### **Trump-Appointed Judge Upholding Trump-Era Pandemic Order Denying Entry of Migrants to U.S. for 'Health Reasons'**

Title 42, a public high rule adopted early in the coronavirus pandemic to deny entry to thousands of migrants at the border, is being upheld by Federal Judge J Robert R. Summerhays in the Western District of Louisiana as of

[Read More](#)

### **Sac Sheriff refuses to disclose COVID vaccination rate for staff citing "medical privacy" reasons**

Since the COVID-19 vaccination rollout began for California's correctional officers in early 2021, the Covid In-Custody Project has been documenting their vaccination rates using the public records act and other sources. While

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### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID CDCR and Jail Dashboards**

### **Less than 40% of vaccinated CA prison staff have received COVID booster shots**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Preliminary: Two Men Charged with Kidnapping for Ransom – Bail \$500,000 Each**

Yolo County Superior Court Judge Peter Williams heard testimonies from the victim, his girlfriend, and a detective in the preliminary hearing Tuesday of Mason John and Antonio Delcastillo here.

[Read More](#)

### **Judge Recalls Warrant, Releases Man on Supervised Own Recognizance in Assault and Battery Case**

During Rigoberto Calderone's warrant arraignment hearing early this Tuesday in Ventura County Superior Court, the judge noted the accused's failure to appear on a past hearing but still released him with no bail requirement

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## Man Disagrees Assault Facts Are True – Still Takes Plea Deal

This week, in Stanislaus County Superior Court, Miguel Gutierrez accepted a plea offer from Deputy District Attorney Sara Sousa regarding felony charges he's facing.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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**Subject:** How can you make a difference, Valerie?

**Date:** Thursday, April 28, 2022 at 9:00:22 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Hi Valerie,

Every day, the Vanguard staff has to supervise and train 40 to 50 interns to go to court. Staff is required to train, supervise, schedule the interns and then edit and post the articles - usually 10 to 15 per day.

As the Vanguard has grown, it's monthly overhead has grown with it.

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Thanks in advance,

David Greenwald  
*Founder*

The Peoples Vanguard of Davis Inc  
221 G St Ste 203  
Davis, CA 95616

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**Subject:** Everyday Injustice Newsletter -Yolo DA Attacks SF During Debate; OC DA Candidates Debate without Spitzer  
**Date:** Thursday, April 28, 2022 at 5:01:36 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo DA Jeff Reisig: "Not all lawyers are the same. You simply cannot be a competent, elected district attorney without the experience that I have."

## Everyday Injustice Newsletter - April 28, 2022

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### Tinisch Hollins on the Chesa Boudin and SF Recall

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent of the recall.

Tinisch Hollins said previously, "My position today against the recall is rooted in the belief that the failures of the criminal justice system, and even the failures of this current SFPD office do not begin or end with Chesa Boudin's leadership."

She said, "I support him because he has been responsive to the needs and the priorities that were set out by our community. Overreliance on the criminal legal system has had a disastrous impact specifically on the Black community, not just in San Francisco, but throughout this country."

She said, "We need more than reliance on jail and policing to deal with the social issues that are underlying drivers of crime chase." She added, "I do not recall a time where any other DA's offices were largely successful in any way, because we know the systems are broken and failing."

Listen as we discuss the problems of San Francisco and why, in her view, removing Chesa Boudin is not the answer.

To listen - [click here](#)

To sign up for our panel discussion on May 5 - [hit this link](#)



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## Criminal Justice News/ Commentary

### **Yolo DA Candidates Clash in League Forum**

The Woodland League of Women Voters held a debate for Yolo County District Attorney where challenger Cynthia Rodriguez and 4-term incumbent Jeff Reisig squared off on Wednesday.

[Read More](#)

### **Spitzer Skips Orange County DA Forum, Takes Heat From His Opponents – Part 2**

DA Todd Spitzer was the star of the show on Monday evening even though he was the only candidate not participating in the candidate's forum. Challengers Pete Hardin, Bryan Chehock and Michael Jacobs all participated in the forum.

[Read More](#)

### **'Schizophrenic' Convicted Man Requests Relief as Execution Nears**

Lawyers for Clarence Dixon, whose execution is set early next month, submitted a petition requesting the Arizona Board of Executive Clemency and Governor Doug Ducey reduce Dixon's death sentence before his May 11 execution

[Read More](#)

### **Boston Cop Watchdog 'Disappointing' to Critics as Scandals Plague Police**

Over the last year, there has been a strong public outcry here for a higher level of police accountability. But the programs implemented to ensure that complaints of officer misconduct are

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### **Former U.S. Marine Freed in Russia-U.S. Prison Swap**

A former U.S. Marine, Trevor Reed, was freed from a Russian prison in an unexpected prisoner-swap negotiated Wednesday by Russia and the U.S. amid high tensions between the two countries over the war in Ukraine.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Quips ‘Who Dropped Ball’ – Court Takes Nearly Three Years to Resolve Community Service Case**

A man here in Yolo County Superior Court returned to court Monday, almost three years after his probation was revoked and a warrant was issued in his case.

[Read More](#)

## **Judge Denies Motion to Suppress – Defense Argues Questionable Arrest**

An Alameda County Superior Court judge this week denied a motion to suppress evidence in a preliminary for Jason Young, who's facing a dozen felony charges, including forgery of a driver's license and fraudulent possession of

[Read More](#)

## **Accused Not at All Happy after Judge Denies Request to be Released with Supervision**

The accused wasn't at all a happy camper here Tuesday when Santa Barbara County Superior Court Judge Raimundo Montes de Oca denied his request to be released under Santa Barbara's Pre-Trial Supervision and

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

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Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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**Subject:** Everyday Injustice Newsletter -Spitzer Skips Orange County DA Forum; Boudin at Capital Tuesday Supporting DNA Bill  
**Date:** Wednesday, April 27, 2022 at 5:01:44 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Senator Wiener said, "It is one more barrier and one more reason for sexual assault survivors not to come forward. And we are all less safe as a result. We need to do everything in our power to encourage survivors to come forward and to make clear that we support them and that we'll protect them."

## Everyday Injustice Newsletter - April 27, 2022

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### **Spitzer Skips Debate and Then Attacks His Opponent For What He Said**

**By David Greenwald**

Audacity? That's the word that comes to mind. Maybe bad form. It's one thing to skip out on a forum if you are the incumbent and don't want to face the wrath of your opponents. Not a great thing itself. But to skip out entirely and then attack your opponent? That's bad form.

But I guess we shouldn't be surprised by anything Todd Spitzer does these days.

Spitzer put out a release that said, "During the forum, Hardin proudly parroted Gascon and vocalized his support for pro-criminal policies that are contributing to the destruction of places like Los Angeles and San Francisco..."

Among these:

- Ending the prosecution of juveniles as adults
- No cash bail
- No gun or gang enhancements
- No prosecution of misdemeanors
- No death penalty
- No gang injunctions
- Defund the police by ending qualified immunity
- Pro-sanctuary state laws

Spitzer said, "Pete Hardin let the cat out of the bag during the candidate forum by unequivocally demonstrating he is a carbon copy of failed LADA George Gascon. Hardin's pro-criminal platform mirrors Gascon's radical agenda to a tee. Hardin promised to bring the same dangerous policies to Orange County, which would destroy public safety and turn us into another Los Angeles. Hardin's open support for the woke criminal justice agenda should be a major warning to all Orange County residents – your safety is at stake in the upcoming District Attorney's race."

As we have pointed out before, maybe Spitzer should spend more time addressing his own record. Then again, maybe he doesn't want to do that.

As one of his opponents, Bryan Chehock said "with respect to the district attorney's office. I believe it should be apolitical and, and committed to the ensuring the fair, equal, and transparent administration of justice. Unfortunately, we have had the past two office holders be rocked by scandals. The current district attorney has used racist and derogatory language in public and behind closed doors. It's facing multiple lawsuits that may cost the county millions of dollars and continues to engage in behavior that only further alienates members of this community."

He said, "Quite frankly, I entered this race because I believe Orange County deserves better."

Instead, the DA ducks out of the debate and then fires shots from the sidelines.

Thanks for reading

To sign up for our panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### **Senator Wiener and DA Boudin's Bill To Protect Sexual Assault Survivors' DNA Passes Key Leg. Hurdle**

On Tuesday, SB 1228, "Genetic Privacy for Sexual Assault Victims" was unanimously passed by the Senate Public Safety Committee on bipartisan vote. It will now be heard in the Senate Appropriations Committee before heading to the

[Read More](#)

### **Spitzer Skips Orange County DA Forum, Takes Heat from His Opponents – Part 1**

DA Todd Spitzer was the star of the show on Monday evening even though he was the only candidate not participating in the candidate's forum. Challengers Pete Hardin, Bryan Chehock and Michael Jacobs all participated in the forum.

[Read More](#)

### **San Francisco District Attorney Chesa Boudin Launches New Victim Services Dashboard**

This year, 2022, marks the 50th anniversary of the first three victim assistance organizations, and their role in progressing the crime victims' rights movement.

[Read More](#)

### **Assemblymember Kalra Endorses Khan for Santa Clara DA**

This week Sajid Khan, a public defender running for DA in Santa Clara County, picked up a huge endorsement from Assemblymember Ash Kalra.

[Read More](#)

### **Public Defender Sajid Khan Endorsed by the SEIU for Santa Clara County District Attorney**

Public Defender Sajid Khan's campaign to become the Santa Clara County District Attorney has been publicly endorsed by a major labor group, the campaign announced this week.

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### **Less than 39% of vaccinated CA prison staff have received boosters**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Flurry of Eyewitnesses Testify Tuesday in Trial of Man Accused of Setting Fire Near Busy Freeway**

The jury trial of Jorge Flores began Tuesday here in Ventura County Superior Court with opening statements and witness testimonies.

[Read More](#)

### **Jury Trial in Drunk Driving Case Delayed for 45 Minutes – Charges Later Dismissed**



In surprise turn of events in Yolo County Superior Court Tuesday, a jury trial involving a drunk driving case was delayed for 45 minutes – and later the charges were dismissed by Judge Timothy Fall, and the accused walked

[Read More](#)

## **Man Allegedly Driving Under the Influence Causes Death, but Judge Does Reduce Charges**

This week, in a Stanislaus County Superior Court preliminary hearing, Larry Boyd faced the repercussions from an alleged drinking and driving incident that resulted in a tragic death.

[Read More](#)

## **Kelso/Berkley Trial Proceeds with More Prosecution Testimony – Phone and Social Media Conversations Highlighted**

The long-running attempted murder trial of Theo Kelso and Isaiah Berkley continued Tuesday with another round of witnesses being called to testify here in Yolo County Superior Court.

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains**

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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**Yolo County Court Watch:**

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzbpjNDE5ODE2NzY1ZDVmNjFiMGRkM2NiM2RiZTY yMTJhNTTo2OmYxZjl6NGFiOGU0ODYxODIwODEwZDY3Yml3ZWl5NDk5YTA4NzhiYTNhYzlxNjBkZm RjN2ZjZDZhNWRiNzNINTE3NzQ2NTp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzbpjNDE5ODE2NzY1ZDVmNjFiMGRkM2NiM2RiZTY yMTJhNTTo2OmYxZjl6NGFiOGU0ODYxODIwODEwZDY3Yml3ZWl5NDk5YTA4NzhiYTNhYzlxNjBkZm RjN2ZjZDZhNWRiNzNINTE3NzQ2NTp0OIQ)

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**Subject:** Everyday Injustice Newsletter -Lucio's Execution Stayed within 48 Hours of Date; Reisig Does Not Respond to ACLU Candidate Survey

**Date:** Tuesday, April 26, 2022 at 5:01:37 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Vanessa Potkin: "you can imagine, she just, she sobbed, I mean, she was within essentially 48 hours of her potential death and to hear that they had issued a stay, that there was a halt to her execution and that she would have finally have a day in court to present the evidence of her innocence. She was just, you know, overwhelmed."

## Everyday Injustice Newsletter - April 26, 2022

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Imagine You Think You Are Going To Die in Two Days. And You

# Imagine You Think You Are Going to Die in Two Days, And You Get the News of a New Lease on Life

By David Greenwald

Maybe you think there are people who are so bad that society has no choice but to terminate their lives. Or perhaps their deeds are so bad that you think the death penalty is justified. One of the problems with the death penalty however is that our system has an exceedingly tough time distinguishing between those who are truly bad and those who have been so damaged by trauma and abuse that they are more ill than a true threat.

Worse yet, our system does a poor job of recognizing and correcting when we convict either the wrong person or a person of a crime that didn't happen.

Whatever your thoughts on the death penalty, Melissa Lucio is a case that should not result in execution – there is simply too much doubt, too much evidence of innocence and yet, there she was two days from the end of her life.

At a press conference, it was asked how she she reacted to finding out that her life had been spared. Vanessa Potkin said, "Melissa actually learned of the news from representative Leach who, you know, became involved in Melissa's case who really delved into the facts and became such an important advocate for making sure that this execution didn't go forward."

She said, "He reached out to have a conversation with Melissa and was not aware that she hadn't heard the news yet, and he broke it to her. And as you can imagine, she just, she sobbed, I mean, she was within essentially 48 hours of her potential death and to hear that they had issued a stay, that there was a halt to her execution and that she would have finally have a day in court to present the evidence of her innocence. She was just, you know, overwhelmed."

Leach informed her via phone call of the news. "The Court of Criminal Appeals issued a stay of your execution for Wednesday," Leach said in a transcript published in the [Texas Tribune](#).

She responded, "Are you serious!? Are you serious!? [Laughing and crying.] When did this happen?!" "We just got word about 15 minutes ago," Leach said.

She responded, "Oh my God. [Laughing and crying.] That is wonderful. Oh my God. What does that mean?"

Leach: "[Laughing.] Well, it means you're going to wake up on Thursday morning."

Lucio: "Oh my goodness! [Laughing and crying.] Oh thank you, God."

Personally, I think that alone is cruel and unusual punishment that no human being should have to go through - regardless of whether they are guilty or innocent - but especially when there is serious doubt about guilt.

Thanks for reading.

To sign up for our panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### Lucio Facing Execution in Two Days, Given a New Lease on Life As Execution Stayed To Review Evidence of Innocence

On Monday, Melissa Lucio found out from Texas State Legislator, Jeff Leach, a Plano Republican, that she would not be executed this week. the Texas Court of Criminal Appeals issued a Stay of Execution and ordered the district

[Read More](#)

### Federal Complaint Filed against Santa Clara DA by Former Employee for Violating First Amendment Rights

In the Northern District of California Court, a federal complaint has been filed against Santa Clara District Attorney Jeffrey Rosen by a former deputy district attorney claiming Rosen and his office violated his constitutional

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### Commentary: Prosecutor Finds Humor Claiming She “Put Kids in Cages”

Laura Mapes graduated from Thomas Cooley Law School, which, in its current iteration, is ranked in the almost-universally accepted US News and World Report rankings as one of the worst law schools in the country. Before the

[Read More](#)

### Reisig Does Not Respond to ACLU Candidate Survey

The American Civil Liberties Union (ACLU) of California sent a survey to all District Attorney candidates, in an effort to encourage folks to vote and offer guidance about the issues it feels are important and at stake in the 2022

[Read More](#)

### Yolo County Clarifies Law on Political Signs

The County of Yolo, in a press release yesterday, reminded political candidates and committees, campaign workers, and citizens supporting or opposing a candidate or ballot measure that both state law and county ordinances restrict

[Read More](#)

## **ACLU, Others File Voting Rights Suit in Mississippi for Diluting Black Votes**

Mississippi civil rights groups have challenged Supreme Court-approved district lines that have been unchanged for over 35 years, after those lines decreased the voting strength of Black votes, and may have violated the Voting

[Read More](#)

## **Columbia University to Memorialize Its Historic Past of Slavery and Racism**

Columbia University is set to add historical markers to four of its residence halls this coming fall that the university claims will be used to acknowledge legacies of slavery and racism and to commemorate African American

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Eyewitnesses, Law Enforcement Officials Testify in Monday's Kelso/Berkley Attempted Murder Trial**

New witnesses testified here in Yolo County Superior Court Monday in the ongoing attempted murder trial of Isaiah Montrey Berkley and Theo Mitchell Ray Kelso.

[Read More](#)

### **Jury Question Slows Down Trial of Pro Se Accused of Felony**

During an ongoing trial here in Santa Barbara County Superior Court for Sterling Paul Ranft, the jury is at a standstill until the court clarifies whether the accused is in custody, or not.

[Read More](#)

### **Officer Claims Suspected Drugs in Arrest Left Him and CSI Employee Feeling Like Fentanyl Overdose**

Christopher Cardenas had a preliminary hearing here last week in Yolo County Superior Court for three different felony cases, and three officers testified about the three different days on which he was arrested.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent

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### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea**

## Bargains

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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**Subject:** Everyday Injustice Newsletter -Report Finds Courts in Bay Area Are Ignoring Humphrey Bail Ruling; Tinish Hollins on Boudin  
**Date:** Monday, April 25, 2022 at 5:01:08 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"This report, from direct court observations, found the courts are not abiding by the ruling," Silicon Valley De-Bug

## Everyday Injustice Newsletter - April 25, 2022

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### Looking at the SF DA Recall

By David Greenwald

It was a big weekend for Chesa Boudin this week. He earned the endorsement of the San Francisco

Chronicle for continuing his term. (see [our coverage](#)).

When San Franciscans a few months ago overwhelming tossed out the school board members being recalled with more than 70 percent yes votes, a key question—did that mean Chesa Boudin, the DA facing a June recall, was in trouble? He may well be still, it's hard to know for sure, but one thing is clear—some of the forces that aligned against the school board are not present against Boudin.

The Chronicle is one of them.

One thing that is rather remarkable - just how obnoxious and immature many of the pro-recall have been. We had a number of stories on San Francisco this weekend, and one person charged that we are a “woke socialist” publication. Plus we had various gifs depicting dogs going poop posted in response to our news articles. Seriously...

This week on our podcast we talk to Tinisch Hollins, Executive Director of Californians for Safety and Justice. She's been an opponent of the recall.

Tinisch Hollins said previously, “My position today against the recall is rooted in the belief that the failures of the criminal justice system, and even the failures of this current SFPD office do not begin or end with Chesa Boudin's leadership.”

She said, “I support him because he has been responsive to the needs and the priorities that were set out by our community. Overreliance on the criminal legal system has had a disastrous impact specifically on the Black community, not just in San Francisco, but throughout this country.”

She said, “We need more than reliance on jail and policing to deal with the social issues that are underlying drivers of crime chase.” She added, “I do not recall a time where any other DA's offices were largely successful in any way, because we know the systems are broken and failing.”

[Listen as we discuss the problems of San Francisco and why, in her view, removing Chesa Boudin is not the answer.](#)

To sign up for our panel discussion on May 5 - [hit this link](#)

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Sunday Commentary: Chronicle Support a Shot in the Arm, But Maybe Not a Game Changer For Boudin

When San Franciscans a few months ago overwhelming tossed out the school board members being recalled with more than 70 percent yes votes, a key question – did that mean Chesa Boudin, the DA facing a June recall was in

[Read More](#)

## **Report Finds Courts in Bay Area Are Ignoring Humphrey Bail Ruling**

A report last week from the Silicon Valley De-Bug, “Discord & Inaction: Bail and Detention Decisions One Year After Humphrey” evaluated the impact of the Humphrey decision (In re KennethHumphrey) on three Bay Area

[Read More](#)

## **Everyday Injustice Podcast Episode 152: Tinisch Hollins on the Chesa Boudin and SF Recall**

On June 7, San Francisco voters will decide whether to remove DA Chesa Boudin. This week on Everyday Injustice we are joined by Tinisch Hollins, Executive Director of Californians for Safety and Justice. She’s been an opponent

[Read More](#)

## **Philadelphia DA Announces Arrest of Former Officer for Assault of Woman during Protest against Police Brutality**

In 2020, Officer Darren Kardos allegedly took part in the assault of a woman, accompanied by her child and young nephew at the protests for Walter Wallace, Jr, according to authorities here.

[Read More](#)

## **Study Shows Fatal Traffic Stops by Police Dramatically Increasing in U.S. Since 2017 – Blacks Chief Victims**

Law enforcement officers in the U.S. have killed approximately 600 people during traffic stops since 2017, according to the non-profit research group Mapping Police Violence.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### Less than 39% of vaccinated CA prison staff have received boosters

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID-19 cases in single digits across several Northern California jails

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Court Dismisses Traffic Violations to Allow Man to Prioritize Mental Health and Addiction Recovery

Charged with driving without a license, insurance, and registration, all non-felonies, a man explained to Yolo County Superior Court Commissioner Catherine Hohenwarter he is residing in a rehabilitation program for

[Read More](#)

### Man Released on Own Recognizance to Continue Cancer Treatment

During a man's arraignment hearing in Yolo County Superior Court Friday, he asked to be released on his own recognizance (OR) to continue his radiation treatment, despite a pending felony charge.

[Read More](#)

### Sexual Assault Case Leads to 30 Year Sentence and 20 Year Parole

Sentencing late last week here in Ventura County Superior Court was finalized for \*DOE, who was found guilty of sexual assault of a child.

[Read More](#)

## **Criminal Protective Order Found to Be Ineffective in Domestic Violence Case – This Time Judge Maintains \$15,000 Bail**

An Alameda County Superior Court judge here late last week maintained a \$15,000 bail order after previous “less restrictive measures” failed to protect a victim in a domestic violence cases – released from custody, the accused

[Read More](#)

## **Four Co-Accused Charged of Robbing Gas Station with ‘Ghost Gun’ Appear in Court**

Four co-defendants appeared for a pre-trial hearing in Stanislaus County Superior Court Friday on robbery and weapons charges – Ernest Dubose Jr., 21; Isaiah Beard, 19; Sebastian Gutierrez, 19 and Antony Sandoval, 22, were

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County**

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains**

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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**Subject:** Everyday Injustice Newsletter -Santa Clara DA Candidates Clash; Pamela Prices Gains Backing of Krasner in Alameda  
**Date:** Friday, April 22, 2022 at 5:02:32 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Krasner's record shows that progressive policies to reduce the over-criminalization of youth, people with mental illness or addictions and those living paycheck to paycheck not only work, but lead to more resources for crime prevention," said Pamela Price.

## Everyday Injustice Newsletter - April 22, 2022

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### Bail Does Not Equate to Public Safety

By David Greenwald

Opponents of bail reform often point cases where people were released on OR and then commit a further crime. They use these cases to argue that we need to have the ability to hold people in custody pretrial. But a recent case out of Yolo County demonstrates that bail itself is no protection.

Bail does not purchase public safety. All it means is that a wealthy person can buy their freedom pretrial, while the poor remain in custody.

In Humphrey, in 2021, the California Supreme Court ruled that California unconstitutionally detained Kenneth Humphrey by setting a bail amount without considering his ability to pay or considering nonmonetary alternatives.

In this ruling, the court recognized that issues of public safety or flight risk are legitimate factors in keeping someone pretrial, but ability to pay is not.

This public safety aspect comes into play in a press release from the Yolo County DA, who noted that a 37 year old man who was charged this week with threats to commit a crime resulting in death, stalking for committing new felony offenses while released on bail.

He had previously been held in custody with no bail pending a felony assault with a deadly weapon charge. However, Judge Rosenberg after his preliminary hearing in October, provided the defendant an opportunity to post bail - which he did and was released from the Yolo County Jail.

He is currently being held on \$200,000 bail pending a bail hearing set for next week.

This is a reminder that bail is no guarantee of public safety. In this case, a judge listened to the charges and the facts presented by the DA in the preliminary hearing and determined he was entitled to bail - he made bail, was released. Had he been unable to afford bail, he would have remained in custody. As this case shows, ability to make bail does not alleviate public safety concerns.

Being able to make bail is actually fairly rare.

In 2010, Human Rights Watch issued a report titled "The Price of Freedom", which found, "Among defendants arrested in 2008 on non-felony charges and given bail of \$1,000 or less, only 13% of defendants were able to post bail at arraignment."

According to Robin Steinberg of the Bronx Defenders: "If they have you in jail, the power has shifted to the prosecutorial arm of the system, and they can force you to make a plea. If you are out of jail, the power dynamic is completely different. Our research shows that when bail is posted, at least half the cases are going to be dismissed outright and most will result in no jail time at all. This is why prosecutors fight so desperately for bail."

Norman Reimer, executive director of the National Association for Criminal Defense Lawyers, pointed out, "Bail is used as ransom to extract a guilty plea. Fact."

But while releases without bail that result in new crimes are often cited against bail reform, cases like these are rarely used to show that bail fundamentally is unfair and does not protect public.

Thanks for reading

To sign up for our panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### **Khan Squares Off Directly Against DA Rosen in Santa Clara Forum – Part 2**

A forum sponsored by Afro UPRIS on Monday evening featured two of the three candidates for DA in San Jose – incumbent Jeff Rosen and Public Defender Sajid Khan.

[Read More](#)

### **Philadelphia DA Larry Krasner Endorses Price For Alameda DA**

Larry Krasner was the first in a wave of progressive prosecutors when he was elected Philadelphia DA in 2016. Coming on the heels of a landslide election win for his second term as Philadelphia DA, Larry Krasner calls on

[Read More](#)

### **Pedroia Further Clarifies Donation in Yolo DA's Race**

Yolo County District Attorney Jeff Reisig claimed Brett Pedroia made donations to the Cynthia Rodriguez campaign putting him over the legal limit of \$4900 in an April 11 California Globe article.

[Read More](#)

### **Two Bills Aim To Reduce Racial Disparities in the Criminal Justice System**

Two bills that aim to improve transparency and reduce racial disparities in the criminal justice system moved through the California Assembly Wednesday according to a press release from the Yolo County District Attorney's Office.

[Read More](#)

### **Kentucky Legislation Facing Two Lawsuits After Disregarding Governor's Veto**

Two lawsuits have been filed by Planned Parenthood and the American Civil Liberties Union (ACLU) in a response to Kentucky House Bill 3, another measure limiting abortions.

[Read More](#)

### **CA Supreme Court Ends Bail Companies Ongoing Violation of Consumer Protection Law**

Last week, the California Supreme Court declined to review the California Court of Appeal's decision holding that bail bonds companies must follow consumer protection laws that protect Californians from exploitative business

[Read More](#)

## **Mickey Mouse Loses – Florida Moves to Remove Disney's Special Tax District During 'Don't Say Gay' Bill Dispute**

Florida's full legislature Thursday approved legislation – expected to be signed by the Governor – repealing a law that gave Disney the ability to govern their properties in the state.

[Read More](#)

## **Police Force Lying to Suspects During Interrogations: Legal Injustice?**

The Innocence Project non-profit organization this week discussed the potential injustices of the police force being able to legally lie to suspects during interrogations.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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**Less than 39% of vaccinated CA prison staff have received boosters**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **COVID and VISA Combine to Delay – Once Again – Basic DUI Matter**

A case involving a driving under the influence charge in Davis was set to go this week, but is now continued here in Yolo County Superior Court – and the reason has an international flavor. And a COVID one.

[Read More](#)

### **Single Mother Expresses Frustration over DA Mistake, Delaying Case Almost 3 Years**

An accused was direct in her court appearance here Wednesday, charging “this is the thing that is frustrating me... I just feel like this case has been dragging on for almost three years...”

[Read More](#)

### **Woman’s Felony Charges Reduced to Misdemeanors after Life Story Shared – Judge Still Sends Woman to Jail**

A woman’s charges were reduced from felonies to misdemeanors after her defense attorney shared the woman’s life story in Ventura County Superior Court this week—the judge still rejected a non-jail proposal after the

[Read More](#)

### **Sister of Murdered Man Reads Heartfelt Letter in Stanislaus Court**

Paul Anthony Rosas faced attempted murder charges here this week in Stanislaus County Superior Court Department 1 —through his attorney, Rosas claimed it was an act of self-defense, and because of scant evidence the

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHqyOmE6bzo3NDI3ZDFmMGFmMDRmYjEwNThmNWM2ZGM1NTQwNGQ4Mzo2OjA2ZTg6ZmNmNzY4MmlyNTk2ZjZjYzU4NTJhNzcxMDQ1MGQxODM3OThiMTA5YzNhMmVmMGE2ZDE0NzIiOGRIZDE1YjZkNzI0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHqyOmE6bzo3NDI3ZDFmMGFmMDRmYjEwNThmNWM2ZGM1NTQwNGQ4Mzo2OjA2ZTg6ZmNmNzY4MmlyNTk2ZjZjYzU4NTJhNzcxMDQ1MGQxODM3OThiMTA5YzNhMmVmMGE2ZDE0NzIiOGRIZDE1YjZkNzI0OIQ)

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**Subject:** Everyday Injustice Newsletter -Alameda and Santa Clara DA Candidates Clash; Controversial Appointment in Maricopa

**Date:** Thursday, April 21, 2022 at 5:00:33 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Sajid Khan: "The reason that the jail population has been reduced are not because of Mr. Rosen's leadership or policies enacted by him. They are based upon policies that have been enacted in response to policies that Mr. Rosen has pursued that have resulted in bloated jail populations."

## Everyday Injustice Newsletter - April 21, 2022

**Jeff Rosen and Sajid  
Khan Clash Directly in Santa Clara**

**By David Greenwald**

With the third candidate Daniel Chung not eligible to participate in a Democratic Club forum, it allowed incumbent Jeff Rosen to go directly against Sajid Khan his challenger - and they didn't disappoint.

Full coverage of the first part of the debate - [here](#).

To illustrate a key exchange...

Sajid Khan: "The first thing is that I'll be a truth-teller. I'm proud to say black lives matter. And I'm also proud to tell the truth about systemic racism that is at the core of our criminal legal system. The second thing is related to the jail population numbers that Mr. Rosen has cited.

"The reason that the jail population has been reduced are not because of Mr. Rosen's leadership or policies enacted by him. They are based upon policies that have been enacted in response to policies that Mr. Rosen has pursued that have resulted in bloated jail populations.

"Prop 36 and Prop 47 were initiated by or were voted upon by California voters in response to our jails being full of people, on low level, crimes like possession of methamphetamine and cocaine. I personally represented people that were being sent to prison under Mr. Rosen's watch for a simple possession of simple drugs like methamphetamine and cocaine and Prop 47 remedied that Prop 36 was in response to the three strikes law being utilized to sentence people to prison for low-level crimes. And that was happening under the of Mr. Rosen."

Khan later noted, "Gang enhancements are a critical source of systemic racism. 88% of gang enhancements in Santa Clara county are levied upon people of color and they're rooted upon. And they're based upon racist gang policing that are almost exclusively inflicted on communities of color in Santa Clara county. So if we want to address systemic racism, we need to do what gang enhancements do away with gang enhancements that don't make our communities safer."

Sajid Khan: Mr. Rosen mentioned a blog post or blog posts of mine. One of the blog posts that I wrote that became an editorial was after the killing of George Floyd, where I stated publicly black lives matter and called upon our communities to hold our district attorney's offices accountable for their roles in perpetuating the dehumanization of black lives, for their roles in perpetuating police brutality. And what was the response of our incumbent DA? He filed a complaint against me. He tried to have adverse consequences inflicted upon me for telling the truth and for calling accountability towards his office. When we talk about racial justice or racial systemic racism as being an epidemic in our communities, it's an epidemic because it flows from the very DA's office that Mr. Rosen is the head of and has been the head of for over 12 years. I've been committed to fighting against systemic racism, my entire career as a public defender and that is the motivation for why I'm running now for Santa Clara county da, and I will embody this fight once elected.

Jeff Rosen: "I think that the best response I can make to that is a piece that all of the black prosecutors in the DA's office wrote in response to one of the many blog posts that Mr Khan has put up, many of which he is of course, hidden and deleted. They wrote the following: 'while many of us have been attorneys longer than you. We almost assuredly have been black longer than you. Every black prosecutor, we know, became a prosecutor to curb systemic racism and to protect our communities. Your opinion piece, whether intentional or not Mr. Khan shows a complete lack of understanding of the role of a prosecutor. To be blunt. Mr. Khan you have no idea what goes into the decisions to charge, prepare, or prosecute a case. As a defense attorney, you have the luxury of advocating for one client at a time without considering the impact on the larger community. As a prosecutor we pursue what is just for the victim, the community, and the defendant contrary to your assertion..."

To sign up for our panel discussion on May 5 - [hit this link](#)

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### **Khan Squares Off Directly Against DA Rosen in Santa Clara Forum – Part 1**

A forum sponsored by Afro UPRIS on Monday evening featured two of the three candidates for DA in San Jose – incumbent Jeff Rosen and Public Defender Sajid Khan.

[Read More](#)

### **Alameda DA Candidates Meet in League Forum – Part 2**

Three of the four candidates for Alameda County DA appeared on Monday evening for a League of Women Voters sponsored candidates forum. Terry Wiley, was not present, but appearing were Pamela Price, Seth Steward, and

[Read More](#)

### **Deputy Challenges Yolo County Sheriff, With Backing of Deputy Sheriff's Association**

Tommy Hayes, 15-year Yolo County Sheriff's deputy announced his campaign for Yolo County Sheriff on March 29 on Facebook.

[Read More](#)

### **Commentary: New Prosecutor in Maricopa Played Key Role in Kavanaugh Confirmation Hearings**

After the resignation of Allister Adel, the Maricopa County (Phoenix metro area) top prosecutor who could not handle the job, the Maricopa County Board of Supervisors appointed Rachel Mitchell as her replacement. Part of it was politics,

[Read More](#)

### **Dixon May 11 Execution Filing Fails – Judge Rejects Challenge to Clemency Board Composition**

Judge Stephen M. Hopkins of Maricopa County this week rejected a challenge to the state's clemency board in the first case of its kind in recent years, as the May 11 execution date gets even closer for Clarence Dixon.

[Read More](#)

## **Man Acquitted by Jury in 1 Hour – But SF Public Defender Charges Man Spent Year in Jail because of SF Court Backlog**

The San Francisco Public Defender's Office made a point Wednesday to note that last week yet another man was found not guilty by jury trial—but had to spend nearly a year in jail to wait for justice because of mistakes by police

[Read More](#)

## **SF District Attorney Boudin Announces Dozens of Felony Charges in Residential Burglary Bust**

A major residential burglary bust in San Francisco was announced Wednesday by the San Francisco District Attorney's Office's Special Investigations Unit and the San Francisco Police Department's Major Crimes Burglary

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **Less than 39% of vaccinated CA prison staff have received boosters**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**



Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Man Asks to Represent Himself, but Judge Refuses, Doubts Competency**

Mario Rene Krejdovsky, facing felony charges here Tuesday, repeatedly requested that Santa Barbara County Superior Court Judge Brian Hill allow him to represent himself—but the judge refused, citing mental

[Read More](#)

### **Court Sends Men to Jail for Charges Ranging from Domestic Violence to Numerous Drug, Traffic Violations**

In two separate misdemeanor cases in Yolo County Superior Court this week, both accused people were ordered to serve time in county jail—one for numerous traffic violations and drug charges, and the other for false

[Read More](#)

### **Man Sentenced to 71 Years to Life for First Degree Murder**

Danny Webb, Jr., was sentenced to a total aggregate term of 71 years to life here in Alameda County Superior Court this week for the 2020 shooting murder of Justin Esco.

[Read More](#)

### **Defense Delivers Closing Statement in Chapman Murder Trial**

The murder trial of Joseph Chapman ended the evidence phase Wednesday in Stanislaus County Superior Court, with Chapman's defense counsel delivering a closing statement in the three-year-old case.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains**

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

[Read More](#)

## Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHqyOmE6bzo1OTM2MWJhNTZmZDVjNmRINTZiNDkxYTY4MDc2ZGQ3NTTo2OjIzNTE6NjExZTIkZmlxNzQ5MGNjYjhmMzZmYjI2NjhIZGFIM2FiYmM4ZTJhZTI0NGE2MzYzNjlmOTk4NmZkYTkyMmFiYz00OIQ](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHqyOmE6bzo1OTM2MWJhNTZmZDVjNmRINTZiNDkxYTY4MDc2ZGQ3NTTo2OjIzNTE6NjExZTIkZmlxNzQ5MGNjYjhmMzZmYjI2NjhIZGFIM2FiYmM4ZTJhZTI0NGE2MzYzNjlmOTk4NmZkYTkyMmFiYz00OIQ)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqyOmE6bzo1OTM2MWJhNTZmZDVjNmRINTZiNDkxYTY4MDc2ZGQ3NTTo2OjNmNGU6NWMzODkxOGY5YzY2Y3OWZmNzFhMjU5ZGI3YTljMWFmNGY2YWw0M2Y0ZGE2NTY0ODk3ZTZmZTRiOGVhZTU4Yj00OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqyOmE6bzo1OTM2MWJhNTZmZDVjNmRINTZiNDkxYTY4MDc2ZGQ3NTTo2OjNmNGU6NWMzODkxOGY5YzY2Y3OWZmNzFhMjU5ZGI3YTljMWFmNGY2YWw0M2Y0ZGE2NTY0ODk3ZTZmZTRiOGVhZTU4Yj00OIQ)

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**Subject:** \*\*PRESS STATEMENT\*\*Public Defenders Remember Peter G. Keane, Former Chief Attorney for the San Francisco Public Defender's Office

**Date:** Wednesday, April 20, 2022 at 11:25:35 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PS - 04.20.2022 - Public Defenders Remember Peter G. Keane, Former Chief Assistant Public Defender for the San Francisco Public Defender's Office.pdf

**FOR IMMEDIATE RELEASE:** April 20, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628) 249-7946

## **\*\*PRESS STATEMENT\*\***

### **Public Defenders Remember Peter G. Keane, Former Chief Assistant Public Defender for the San Francisco Public Defender's Office**

Our sincere condolences go out to the family of Peter G. Keane, a well-loved and deeply respected former Chief Assistant Public Defender of the San Francisco Public Defender's Office from 1979-1998, and Dean Emeritus at Golden Gate University School of Law.

Upon his passing, staff at the San Francisco Public Defender's Office shared an outpouring of affection for Keane's impact on our office and the people we represent.

"Peter Keane was an exceptional person and lawyer, and his loss will be mourned by a generation of public defenders whom he led by example during his nineteen year tenure as Chief Attorney. He was unrelenting in his belief in the right to counsel and a commitment that every person charged with a crime deserved to have at least one person stand up for them regardless of what they had done or were accused of doing. With Peter's death, the San Francisco Public Defender's Office has lost one of its greatest lawyers," **said Matt Gonzalez, Chief Attorney of the San Francisco Public Defender's Office.**

Keane's leadership was firm, but forgiving. He served our clients, their families, and our community with a passion for justice and reform. He defended clients with great tenacity, including in death penalty cases. He helped scores of attorneys and non-attorneys at the Public Defender's Office to develop their careers as bold and skilled defenders. He is remembered as a remarkable leader who

was fearless in the courtroom, and who stood up for his colleagues as much as he did for his clients.

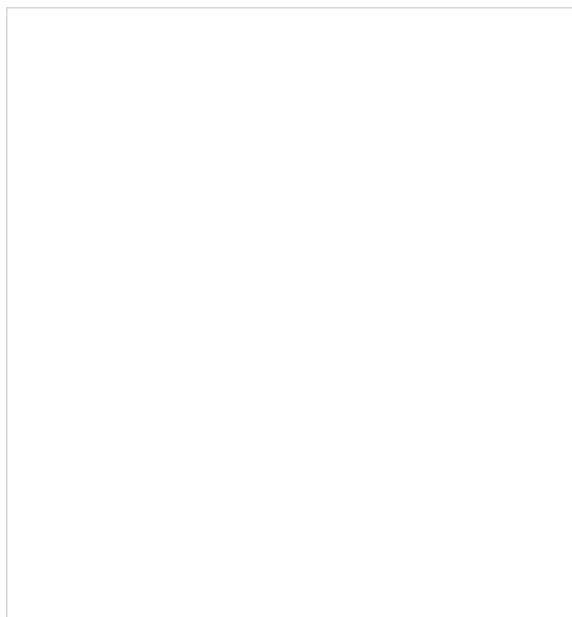
After leaving the Public Defender's Office, he became the Dean and Professor of Law at Golden Gate University, imbuing into the next generation of legal professionals the wisdom and knowledge of criminal law that he'd gained during his long and successful career as a trial attorney.

Keane's impact extended beyond the office, the courtroom, and the classroom. He contributed to local and statewide reforms to augment judicial discipline, gun control, and voter registration. He was the first Public Sector attorney to serve as President of the Bar Association of San Francisco, where he successfully persuaded local law firms to hire more women and minorities. He served as a member of the Board of Governors for the State Bar of California, a member of the San Francisco Police Commission, and a member of the San Francisco Ethics Commission. He also gained local acclaim as a legal commentator, which led to him hosting his own radio program called "Keane on the Law" which ran for three years on KPIX.

In an NPR radio essay called "[Everyone Deserves Defense](#)" in 2008, he concluded: "One person on your side, no matter what you've done, that's what keeps us a free people."

Peter Keane will be missed by all who knew him, but his impact on the San Francisco Public Defender's Office will not be forgotten.

The San Francisco Board of Supervisors recently passed a [resolution](#) celebrating his immense contributions and declaring February 8, 2023, Peter Keane Day in the City and County of San Francisco.



**Peter G. Keane**

February 8, 1943 - April 17, 2022

##

To view this press statement online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

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[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Pamela Price to Speak on Mass Incarceration at Vanguard BDOG Event!

**Date:** Wednesday, April 20, 2022 at 9:00:08 PM British Summer Time

**From:** Lauren Smith

**To:** valerie.ibarra@sfgov.org

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Image

Image

## Pamela Price to Speak on Mass Incarceration at Vanguard BDOG Event!

Don't forget to join us for our online panel discussion on decarceration and public safety on the Big Day of Giving!

We will be joined by three panelists:

**Pamela Price** - Civil Rights Attorney and Alameda County District Attorney Candidate

**Bianca Samuel** - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

**Jeffrey Deskovic** - Exoneree and founder of the Jeffrey Deskovic Foundation

Pamela Price shared in a statement to the Vanguard that, "Mass incarceration has failed our country. Study after study shows that incarceration does not create greater public safety and it robs every community of much needed resources."

Price specifically referenced her own county stating, "In Alameda County, we over-criminalize our youth, people with mental illness, drug addictions and working people living paycheck to paycheck. We need better diversion programs and alternatives to incarceration."

If you want to learn more about decarceration and public safety, don't forget to [purchase your tickets](#) for the panel discussion on May 5th at 6pm.

General Admission is \$25, student admission is \$15 and there are sponsorship levels starting at \$100.

May 5, 2022

6:00 pm - 7:30 pm

Online

RSVP

Learn more [here!](#)

We are also re-launching our [Diversity Certificate program](#) that includes a 10 course webinar series training registrants about topics such as mass incarceration, racial equity, diversity, and community organizing.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in social justice training.

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**Subject:** \*\*PRESS RELEASE\*\*SF Jury Acquits Another Community Member Who Spent One Year in Jail Awaiting Trial  
**Date:** Wednesday, April 20, 2022 at 7:33:24 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 04.20.2022 - SF Jury Acquits Another Community Member Who Spent One Year in Jail Awaiting Trial.pdf

**FOR IMMEDIATE RELEASE:** April 20, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628) 249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits Another Community Member Who Spent One Year in Jail Awaiting Trial**

***Judge wouldn't release person from jail before trial without a program in place, but no program was available***

**SAN FRANCISCO** - Last week, the trial of Christopher Welch ended with an acquittal after Mr. Welch spent almost a year in jail, nearly eight months past his original trial deadline. Deputy Public Defender Cris Lamb highlighted evidence and testimony that contradicted the initial reports of the incident that led to these felony assault charges. The jury deliberated for less than an hour and returned a verdict of not guilty.

"We are grateful that the jury came to the right conclusion in this case, but it is truly shameful that Mr. Welch spent so much time in jail waiting for his trial on charges that could have been avoided if the police had thoroughly investigated the claims from the beginning," **said Ms. Lamb**. "We were also caught in a vicious cycle of trying to get him released from jail to await his trial, but the judge wouldn't release him without an appropriate program in place, which was never made available. Unfortunately, that resulted in a year of incarceration that greatly affected Mr. Welch's physical and mental health."



In April 2021, Mr. Welch was seeking a safe place to sleep on a public walkway when a security guard from a nearby building began rousting him out with insults and threats of pepper spray. Video showed that both men walked away from each other, and that Mr. Welch found a discarded walker on the sidewalk, which he picked up and threw in frustration. The walker accidentally hit the security guard who happened to stick his head out from behind a large pillar where he was standing fifteen feet away. The security guard called the police, but he told them that he could not share the building's video surveillance, which could have helped exonerate Mr. Welch against the security guard's misleading claims about what had transpired. During the trial, Ms. Lamb used the full footage of the incident obtained by the Public Defender Investigation Unit to impeach the security guard's conflicting statements.

Ms. Lamb attempted to get Mr. Welch released from jail prior to his trial, but several obstacles stood in the way. Mr. Welch is registered for MediCal in Alameda County, making him ineligible for placement in a San Francisco program unless he were able to establish residency in San Francisco, which he could not do from jail. Attempts to find him placement in Alameda County also failed, and the judge would not agree to release him if a program was not in place. This left Mr. Welch stuck in jail without recourse.

Upon Mr. Welch's release from jail, the Public Defender's Office Social Workers will attempt to help him replace his ID and get connected to services.

"Mr. Welch's case is sadly emblematic of so many of our clients who are living in poverty and met with criminalization and incarceration, rather than support and compassion," **said San Francisco Public Defender Mano Raju**. "Our defenders fought hard to help clear Mr. Welch's name and restore his liberty. However, to address the systemic issues that led to his unjust arrest and incarceration, we need more resources and treatment for people in need, and more courtrooms for individuals who have been accused to have their cases heard."

At the beginning of 2022, there were nearly 250 people in San Francisco County Jail whose trial deadlines had passed. In February, Public Defender Raju filed a petition with the California Court of Appeal to address the growing criminal trial backlog in San Francisco Superior Court, where judges continue to violate people's right to a speedy trial.

The defense team advocating for Mr. Welch included Deputy Public Defenders Cris Lamb and Dustin Latka, Investigator Collin Olsen, and Paralegal Brendan Loftus.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---  
Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter -Alameda DA Candidates Meet in League Forum; Charges Filed Against SFPD Officers

**Date:** Wednesday, April 20, 2022 at 5:01:42 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“San Francisco residents trust the police to conduct the investigative work so my office can bring cases that keep the city safe,” said District Attorney Boudin. “These officers undermined their own colleagues, my office, and our criminal justice system as a whole by destroying and concealing the evidence of a crime, simply because they didn’t want to take the time to do their jobs.”

## Everyday Injustice Newsletter - April 20, 2022

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### **Pamela Price to Speak on Mass Incarceration at Vanguard BDOG Event**

On May 5th at 6pm Vanguard News Group is hosting a panel to discuss decarceration and public safety.

We will be joined by three panelists, Pamela Price, Jeffrey Deskovic, and Bianca Samuel. Civil rights attorney and Alameda County District Attorney candidate Pamela Price shared in a statement to the Vanguard that, “Mass incarceration has failed our country. Study after study shows that incarceration does not create greater public safety and it robs every community of much needed resources.”

Price specifically referenced her own county stating, “In Alameda County, we over-criminalize our youth, people with mental illness, drug addictions and working people living paycheck to paycheck. We need better diversion programs and alternatives to incarceration.”

If you want to learn more about decarceration and public safety, don't forget to [purchase your tickets](#) for the panel discussion on May 5th at 6pm. General Admission is \$25, student admission is \$15 and there are sponsorship levels starting at \$100.

[PURCHASE YOUR TICKETS HERE](#)

To sign up for our panel discussion on May 5 - [hit this link](#)

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Alameda DA Candidates Meet in League Forum – Part 1

Three of the four candidates for Alameda County DA appeared on Monday evening for a League of Women Voters sponsored candidates forum. Terry Wiley, was not present, but appearing were Pamela Price, Seth Steward, and

[Read More](#)

### SFDA Charges Two SFPD Officers and One Retired Officer

San Francisco District Attorney Chesa Boudin announced today that his office was charging two SFPD officers – Kevin Patrick Lyons and Kevin David Sien – with concealing and destroying evidence.

[Read More](#)

### Fact Checking Reisig's Progressive Claims

The Davis Enterprise has taken to publishing letters of support for Yolo District Attorney Jeff Reisig that make assertions of fact without any data to support their claims.

[Read More](#)

## **Ads Attack Rodriguez's Opposition to Reisig's Drug Treatment Plan**

Cynthia Rodriguez, candidate for Yolo County District Attorney was attacked in a recent ad paid for by the California Correctional Peace Officers Association claiming she does not support government-backed mental health and drug

[Read More](#)

## **District Attorney Boudin's Innocence Commission Agrees to Exonerate Man Jail 32 Years for Crime He Didn't Commit**

A man who spent more than 30 years in prison for what turned out to be a bad conviction was exonerated and order freed on order of San Francisco District Attorney Chesa Boudin Tuesday.

[Read More](#)

## **Pamela Price to Speak on Mass Incarceration at Vanguard BDOG Event**

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[Read More](#)

## **Baltimore City State's Attorney Kicks Off Reelection Campaign Amid Federal Charges**

Marilyn Mosby, Baltimore City State's Attorney since 2015, has announced her reelection campaign while she is currently facing federal charges for perjury and making false statements on documents related to her purchase of

[Read More](#)

## **Housing the Homeless Is Becoming More Expensive in Los Angeles**

A recent audit of Los Angeles' finances found that housing costs for the homeless are increasing rapidly with inflation, despite voters passing a measure in 2016 to fund these developments, according to ABC News.

[Read More](#)

## **ACLU Responds to New Florida Abortion Ban with Promise of Legal Action**

After Florida Governor Ron DeSantis approved HB 5 last week—legislation that bans abortions after 15 weeks of pregnancy—the American Civil Liberties Union (ACLU) promised legal action in response to and against the law.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **Less than 39% of vaccinated CA prison staff have received boosters**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Rules Attempted Murder Case of Woman Shooting Man Should Move to Trial**

In a preliminary hearing on Tuesday in Yolo County Superior Court, Leaetta Hall Montgomery was facing two felony charges and two misdemeanors for alleged attempted murder, possession of firearm by a person

[Read More](#)

## **Sentencing Paused after Aghast Judge Informed Accused Man Required Interpreter**

During a sentencing this Monday morning in Alameda County Superior Court, Judge Kevin Murphy called the proceedings to a screeching halt when he was informed the man being sentenced required an interpreter.

[Read More](#)

## **Suspect Tires of Attorney Squabbles, Pleads Guilty, Sentenced**

As Judge Dawna Reeves attempted to call the case of Joshua Gonsalves to be reviewed in Stanislaus County Superior Court Monday, the defense attorney and deputy district attorney stood aside and debated the particulars of

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains**

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

[Read More](#)

### **Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County**

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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**Yolo County Court Watch:**

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzowMWNhODVmODQ2YWM4OTU3OGEzZmU4MzIINDIiYzVINDo2OmM2MDE6YmU1MzVIYTI4N2EyZGlxODI2NWJmYTA5MDRmYmU2ODQ5OTE3MW MzZmFkNmFIMzkwYjExYTZjZjA0MTVhYTg3ODp0OIQ](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzowMWNhODVmODQ2YWM4OTU3OGEzZmU4MzIINDIiYzVINDo2OmM2MDE6YmU1MzVIYTI4N2EyZGlxODI2NWJmYTA5MDRmYmU2ODQ5OTE3MW MzZmFkNmFIMzkwYjExYTZjZjA0MTVhYTg3ODp0OIQ)

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**Subject:** Everyday Injustice Newsletter -Prosecutors Alliance Releases Survey Showing New Data That State is Failing Victims of Crime

**Date:** Tuesday, April 19, 2022 at 5:02:44 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"For too long our system has focused almost exclusively on punishment and that left victims on their own to heal," said Prosecutors Alliance Founder and Executive Director Cristine DeBerry.

## Everyday Injustice Newsletter - April 19, 2022

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**Pamela Price to**



## Speak on Mass Incarceration at Vanguard BDOG Event

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Price specifically referenced her own county stating, "In Alameda County, we over-criminalize our youth, people with mental illness, drug addictions and working people living paycheck to paycheck. We need better diversion programs and alternatives to incarceration."

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To sign up for our panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### Survey Released Showing New Data That State is Failing Victims of Crime

Unbeknownst to the Prosecutors Alliance that sponsored Monday's press conference where a number of crime survivors told their stories, their event would coincide with a caravan demonstration by the People's Convoy,

[Read More](#)

### Guest Commentary: Sacramento Shooting Devastates Unhoused Family

On Saturday April 16th 2022 a shooting took place. Inside the vehicle was an unhoused family who was resting. During the shooting an 11-year-old male child was shot. He sustained a gunshot wound to his buttocks and is currently

[Read More](#)

### Commentary: What's with Solitary White Male Lawyers Ghostwriting Whole Criminal Justice Systems?

Most of the states with incarceration rates in the top 15 are deeply conservative states. Only a handful of them, including Georgia, Arizona, and Florida, were considered “battleground states” by CNN in the 2020 Presidential race.

[Read More](#)

### **‘Ghost Gun’ Parts Manufactured through Use of 3D Printer, Claims Philly DA**

Philly District Attorney Larry Krasner announced the charges of illegal possession of firearms and a controlled substance last week—the “ghost guns,” he said, were made in part by a 3D printer.

[Read More](#)

### **Manhattan District Attorney Announces New Application Process, Expansion of Review of Convictions**

Manhattan District Attorney Alvin L. Bragg, Jr., has announced the launch of a new application process for those seeking a review of their convictions through the Office’s Post-Conviction Justice Unit (PCJU).

[Read More](#)

### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### **COVID-19 Outbreaks Subside Across California’s Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Blood Spatter Witnesses Testify in Trial for Murder of Homeless Woman**

The trial of Joseph Chapman reconvened Monday in Stanislaus County Superior Court—Chapman allegedly assaulted and killed Christina Hill, a 47-year-old unhoused woman whose body was found near a trash can in Modesto

[Read More](#)

### **Man Charged with Murders in Families' Feud Avoids Maximum Sentence**

Meng Lee—still maintaining his actions that led to two deaths were self-defense—apologized to the families of two murder victims last week, and asked for forgiveness here in Sacramento County Superior Court as he was about to

[Read More](#)

### **Bail Finalized at \$100,000 for Alleged Sex Offender with 'Natural Interest' in Underage Girls**

Despite the strong defense plea to take Abdiel Barraza's age and financial status into account to reduce the bail amount, Judge Nancy L. Ayres here in Ventura County Superior Court argued the suspect's "natural interest in

[Read More](#)

### **Witness in Attempted Murder Trial Identifies Suspects by 'Floral' Print Pants and Black Jacket**

The trial of Theo Kelso and Isaiah Berkley reconvened last Friday in Yolo County Superior Court, with a police officer and a senior criminalist being called in as witnesses in this case, amid charges of robbery, use of firearm, and

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

[Read More](#)

### Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzowNTU5MjhmZTg2ZDAzZDNiZWl3M2M1ZTJiYmYwOTIiND02OmQyZDI6MDkwOThmYjU3OGQ2M2NiODhmZDFiMTg0ZDgyOGEzYzBiZTk3MDdjZGUyOGYwNDU5MTA3ZmE0MjFjNzc0MjFkMj00k4](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzowNTU5MjhmZTg2ZDAzZDNiZWl3M2M1ZTJiYmYwOTIiND02OmQyZDI6MDkwOThmYjU3OGQ2M2NiODhmZDFiMTg0ZDgyOGEzYzBiZTk3MDdjZGUyOGYwNDU5MTA3ZmE0MjFjNzc0MjFkMj00k4)

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**Subject:** Everyday Injustice Newsletter -Podcast with Dan Canon on Obergefell and Plea Bargains; Plus Law Enforcement Continues To Talk of Passive Fent Exposure

**Date:** Monday, April 18, 2022 at 5:01:04 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"You can't just touch fentanyl and overdose," Ryan Marino said. "It doesn't just get into the air and make people overdose."

## Everyday Injustice Newsletter - April 18, 2022

**Canon Talks About**

## Obergefell and the Problem of Plea Bargains

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision that legalized same-sex marriage.

Last October he warned in a Tweet, “I was one of the lawyers who won Obergefell at SCOTUS and litigated the Kim Davis case in Kentucky. Back when Trump was elected, I said same-sex couples didn’t have to be worried about their marriages. I was wrong.”

In our interview, he explained that things have changed since the decision in the Kim Davis case, and said, “I grossly underestimated the effect of Trumpism on the lower courts and on red-state legislatures.” He now believes those courts will act to undermine precedent and overturn progressive legislation.

In the meantime, Canon this year also published a book, *Pleading Out*, another book that critiques the criminal legal system’s now almost exclusive reliance on the plea bargain. While other works have shown the negative impact of the trial penalty, he links pleas to mass incarceration, wrongful convictions, and far more—and he sees no easy solution.

Listen as Dan Canon discusses the future of the federal bench and the detrimental effects of plea bargains.

To listen: [click here](#)

To sign up for our panel discussion on May 5 - [hit this link](#)

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Monday Morning Thoughts: We Are Now Training Cops on Fentanyl Exposure After Too Many Seemingly Falsely Claim to Have Suffered From Passive Exposure

It was last summer that a Sheriff’s body camera video of a deputy passing out allegedly after handling fentanyl went viral. The scene has continued over and over again with news coming out each week.

[Read More](#)

### Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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## **NY Supreme Court Details Indictment of Man for Multiple NYC Anti-Black Hate Crimes**

NY Supreme Court Details Indictment of Man for Multiple NYC Anti-Black Hate Crimes

## **New Data Supports DA Boudin's Record, Reveals 2021 Filed Charges Increased in SF**

San Francisco District Attorney Chesa Boudin has faced pervasive claims that his office has refused to file charges, but the DA's office provided data dashboard information recently that appears to refute allegations the

[Read More](#)

## **Anti-Asian Hate Crimes Subject of New Legislation, Public Policy Changes**

The Asian American & Pacific Islander (AAPI) Legislative Caucus announced its 2022 policy priorities last week regarding the "injustice" the Asian community has been dealing with before and after the pandemic.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID-19 cases in single digits across several Northern California jails

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### With Three DUI Charges, Judge Gives Man Another Chance to Prove He Can Handle Alcoholism Before Next Court Date

Robert Burzinski— convicted for driving under the influence in 2012, 2015 and now 2022, is facing the possibility of bail regarding this new case to be set at \$2,500 as requested by Deputy District Attorney Sylvia LaRosa.

[Read More](#)

### One of 2 Men Allegedly Involved in Armed Kidnapping for Ransom Sees \$500K Bail Request

It was during a Yolo County Superior Court morning session last week under Judge David W. Reed that a co-defendant matter appeared on the calendar – his attorney wanted him released with no bail and the prosecution sought

[Read More](#)

### 50 Years to Life for Man – Said to be Afraid of Police Like Many Latinos – Convicted of Killing Police Sergeant

Emotions filled the Alameda County Superior Court as families and colleagues of a victim were in attendance as Mark Anthony Estrada was sentenced to 50 years to life for the shooting death of Hayward police Sgt. Scott Lunger in

[Read More](#)

### Defendants with History of Drug Use



## **Obtain Different Outcomes – 1 to Jail, Other to Treatment**

In Santa Barbara County Superior Court Dept. 6 last week, Judge Pauline Maxwell ruled very differently on two separate hearings for people with drug use violations during probation.

[Read More](#)

## **Man Withdraws Not Guilty Plea and Enters No Contest Plea**

In Ventura County Superior Court late last week, Ramon Trujillo Ravelo withdrew his not guilty plea and entered a plea of no contest to committing a serious felony and causing great bodily injury or harm.

[Read More](#)

## **Motion for Stay Denied in Four-Charge Hearing in Stanislaus Superior Court**

Stanislaus County Superior Court Judge Dawna Reeves reviewed Ryan Benjamin Handelman's criminal record here Friday, and then ruled against Handelman's defense attorney's motion for a stay of sentence so Handelman

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 151: Dan Canon on Obergefell and Plea Bargains**

Dan Canon is a civil rights attorney and a Professor at the Louis D. Brandeis School of Law. He has already played a huge role in history as one of those arguing the Obergefell decision before the Supreme Court—a landmark decision

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### **Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County**

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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**Yolo County Court Watch:**

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**Subject:** Everyday Injustice Newsletter -Attorney Calls For New Trial in Wrongful Conviction Case; Pressure Mounts in Lucio To Delay Executive

**Date:** Friday, April 15, 2022 at 5:00:47 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"It is my belief that it was the testimony of detective Kane that was the primary reason for Mr. Tholmer's conviction," Attorney Robert Blaiser said.

## Everyday Injustice Newsletter - April 15, 2022

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### Jeffrey Deskovic Joins Us For Big Day of Giving Discussion on Decarceration and Public Safety

by Lauren Smith

On May 5th at 6pm Vanguard News Group is hosting a panel to discuss decarceration and public safety. We will be joined by three panelists, Jeffrey Deskovic, Pamela Price, and Bianca Samuel.

Jeffrey Deskovic, criminal justice advocate, exoneree, and founder of the Jeffrey Deskovic Foundation for Justice, emphasized the importance of discussing decarceration stating, "Decarceration is a very important subject because somehow we look at incarceration as the answer to everything; often shockingly long sentences, particularly in Southern States."

"During my wrongful imprisonment, I met people incarcerated for non-violent offenses; people over sentenced- some for drug offenses that had more time than those imprisoned for violent crimes; the elderly whose medical needs were beyond the prison capacity to address, some of whom had debilitating illnesses; and prisoners who clearly were not the same people they were 10, 15, 20, even 30 years ago when they committed crimes" he continued.

Deskovic further stated that "Clearly they could be safely released, and yet they were often denied parole over and over again with no end in sight. Not only is that inconsistent with belief in rehabilitation and a second chance, but it was devastating to their families and friends, while as taxpayers we paid money to incarcerate unnecessarily rather than having somebody pay into the tax base.

"As a society, we are additionally deprived of the difference making efforts many formerly incarcerated people contribute upon release when deserving prisoners are unnecessarily incarcerated.

"My presentation will therefore focus on parole reform as a means of attaining decarceration: Fair and Timely parole- which would prevent the parole board from denying parole based only on the crime- something that could never change- but instead 1 additional factor would have to be cited; and Elder Parole, which would allow anyone who is 55- the age that DOCS considers a prison elderly due to the toll prison takes on the body- and has served 15 years minimum, to be considered for parole."

If you want to learn more about decarceration and public safety, don't forget to [purchase your tickets](#) for the panel discussion on May 5th at 6pm. General Admission is \$25, student admission is \$15 and there are sponsorship levels starting at \$100.

To sign up for the panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### **Attorney in Declaration Believes Tholmer Entitled To New Trial**

Robert Blaiser was the trial attorney in the Death Penalty case against Lionel Tholmer filed by the Yolo County District Attorney's office concerning the murder of Cynthia Sparpana and the abduction of her female infant child in the

[Read More](#)

### **Auditor Hammers State Bar For Failing To Crack Down on Repeated Ethical Violations**

The California State Auditor found the State Bar of California (State Bar) failed to effectively deter or prevent some attorneys from repeatedly violating professional standards.

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### **Jeffrey Deskovic Joins Us For Big Day of Giving Discussion on Decarceration and Public Safety**

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[Read More](#)

### **Guest Commentary: Why Colorado State Penitentiary is the State's Most Violent Prison**

Prison has always been a violent place. A 2020 study by the Prison Policy Initiative on the number of violent interactions behind bars reported by the Bureau of Justice Statistics concluded that all or most incarcerated people witness

[Read More](#)

### **With Execution Set for April 27, Melissa Lucio File Appeal – Even Jurors Who Found Lucio Guilty Have Doubts, Call for New Trial**

Attorneys for Melissa Lucio – scheduled to be executed April 27 – have filed a motion to withdraw or modify her execution date in the 138th Judicial District Court of Cameron County.

[Read More](#)

## **Texas District Attorneys Make Statement Against Criminalization of Abortion**

Texas District Attorneys released this week a joint statement addressing their take on the case of Lizelle Herrera, expressing their disagreement with the state's efforts to criminalize personal medical decisions, and pledging to

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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## **COVID CDCR and Jail Dashboards**

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### **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

## **Trial of Joseph Chapman Continues with Eyewitness and Expert Testimony**

An eyewitness was on the stand here Thursday in Stanislaus County Superior Court in the continuing trial of Joseph Chapman, accused of murdering Christina Hill in 2019.

[Read More](#)

## **Man in Trial, Facing Murder Charges in Incident Day After Bail Release from Another Conviction**

A murder trial continued here in Alameda County Superior Court this week for William Hommert, 27, who allegedly murdered Lance Barr, 24, on Oct. 2, 2020 – just a day after Hommert was released after being found guilty in another

[Read More](#)

## **Attempted Murder Jury Trial Continues With Testimony from an Investigating Officer**

The jury trial for attempted murder of Theo Kelso and Isaiah Berkley continued here in Yolo County Superior Court Wednesday with testimony from an officer who had been involved in the investigation.

[Read More](#)

## **Jury Deliberating in Trial of Man Accused of Resisting Arrest, Battery of Police in Domestic Violence investigation**

“The street is not the place for Mark Meeks to fight the charges – that’s for the courtroom,” said Deputy District Attorney Michelle Serafin here in Yolo County Superior Court during closing arguments in the resisting arrest jury trial of

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

## **Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County**

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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## Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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### Yolo County Court Watch:

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### Sacramento Court Watch:

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**Subject:** Everyday Injustice Newsletter -DA Rosen Hammered From Both Sides: Candidates for DA in Santa Clara County Present Stark Differences in Approaches during Candidate Forum

**Date:** Thursday, April 14, 2022 at 5:00:21 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

Daniel Chung: "Well, first is integrity. We can't have prosecutors in the office who sleep with witnesses, withhold evidence and cause homicide cases to get dismissed. We need to raise the bar again. DA Rosen has brought the bar way down to where defense attorneys are and that's not acceptable."

## Everyday Injustice Newsletter - April 14, 2022

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### DA Rosen Gets Hit on Both Sides of the Reform Issue

Jeff Rosen is running for a fourth term for DA and this time won't be easy as he is facing a challenge from both sides. On the reform side, Public Defender Sajid Khan has been running for nearly a year attacking Rosen for reforms that don't go far enough. Now former prosecutor Daniel Chung unleashed an at times unhinged attack from the other direction.

Daniel Chung said, "It is time for change. After 12 years of DA Rosen, I am a career prosecutor who is committed to prosecuting crime. I will fight for public safety, victim rights and systemic changes, and I will enforce laws and pursue balanced reforms as DA. I'm going to prioritize prosecuting repeat serious and violent offenders. The revolving door of criminals that Da Rosen has helped create must stop."

Daniel Chung: "Well, first is integrity. We can't have prosecutors in the office who sleep with witnesses, withhold evidence and cause homicide cases to get dismissed. We need to raise the bar again. DA Rosen has brought the bar way down to where defense attorneys are and that's not acceptable."

Talk about a cheap shot on defense attorneys.

Daniel Chung responded, "DA Rosen likes to emphasize that I was fired. I was fighting for victims. I was speaking up for victims that he is ignoring. He is on the side of defendants. He and Sajid want to turn this place into San Francisco, which is, you know, a complete disaster. You won't hear from DA Rosen rebuttals to my claims because they're true."

For his part, Rosen fired back, "Mr. Chung was fired from our office and walked out more than a year ago. So I'm not sure how much knowledge he has about what is happening in the DA's office since he's only work there for a few years."

Meanwhile Sajid Khan kept his focus on systemic change.

Sajid Khan said, "We saw a movement in our streets in 2020 after the killing of George Floyd that was unlike any other. There was a demand for Black lives to matter. There was a demand for police accountability an end to police brutality and an end to the dehumanization of Black and Brown lives in our

community. Mr. Rosen has been in the seat of power for 12 years, and that has left us with a racially discriminatory system where Latino and Black people are overrepresented in felony prosecutions, significantly overrepresented in our juvenile court prosecutions and where people of color are being killed in San Jose without any form of justice or accountability.”

And he criticized Rosen for not going far enough. “Under Mr. Rosen’s tenure, he continues to prosecute gang enhancements that are rooted in racist gang police tactics. They result in 88% of gang prosecutions being levied upon people of color in our communities.”

He later argued, “Mr. Rosen has been an opponent to many significant criminal justice reforms in our state that were actually advocated for by many of our own elected leaders here in Santa Clara county. Mr. Rosen fought against SB 1391, which ended practice of prosecuting 14- and 15-year-olds as adults. He fought against the racial justice act, which was sought to remedy systemic racism in our criminal courts. He fought against SB 1437, which changed and modified an outdated and draconian felony murder rule. He fought against Prop. 57, which gave judges the authority to litigate transfer hearings, as opposed to having the unilateral ability to prosecute children resting in the hands of his DA’s office.”

On the one hand Jeff Rosen is taking it from both sides, but on the other hand, maybe being attacked from both sides will make him look more reasonable. Or perhaps Chung comes across as a disgruntled former employee. Hard to know how the voters will measure this race.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Commentary: Has Reisig Really Been a Leader in Combating Ghost Guns? No Bonta and Boudin Have**

Last fall I attended a press conference with AG Rob Bonta and San Francisco DA Chesa Boudin. At this press conference one of the investigators got up there and showed just how easy it was to transport and then assemble a ghost

[Read More](#)

### **Candidates for DA in Santa Clara County Present Stark Differences in Approaches during Candidate Forum**

The three candidates for Santa Clara DA met in a fast-hitting candidate forum sponsored on Wednesday evening by the San Jose Spotlight. Twelve-year incumbent Jeff Rosen is being challenged by Public Defender Sajid

[Read More](#)

### **DA Townhall Features Reflections on the 9th Anniversary of the Marsh Murders**

On Tuesday, and first anniversary, Yolo County's Commons Town Hall meeting had guest Sarah Rice, a crime survivor whose grandmother Claudia Maupin and her husband Chip Northup were murdered while in bed in their Davis

[Read More](#)

## **Guest Commentary: Alabama Wants to Criminalize Medically-Necessary Care for Trans Youth. Two Dads are Fighting Back.**

Although they have never met one another, Jeff Walker and Jeff White have a lot in common. Both have called Alabama home for decades and have built their lives around raising a family there. Both were unsure about what to do when each

[Read More](#)

## **ACLU Urges Attorney General to Investigate Oakland's Racially Discriminatory School Closure Plan**

The ACLU of Northern California filed a complaint with the California Department of Justice this week, urging Attorney General Rob Bonta to investigate the Oakland Unified School District's racially discriminatory school closure plan.

[Read More](#)

## **Challenger in Orange County District Attorney Race Charges Incumbent Overrun by Scandals**

Current Deputy District Attorney Pete Hardin and challenger in the Orange County District Attorney race charged this week incumbent DA Todd Spitzer is "too busy committing crimes" to keep county residents safe.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## COVID CDCR and Jail Dashboards

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Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID-19 cases in single digits across several Northern California jails

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Witnesses, Victim Testify about Car Chase on the Streets of Woodland in Attempted Murder Trial

Witness testimony continued this week here in Yolo County Superior Court in the trial of Theo Kelso and Isaiah Berkley, facing robbery, use of a firearm, and attempted murder charges.

[Read More](#)

### Christina Hill Murder Trial Proceeds with Expert Witnesses, Who Differ on Issues

The jury trial here Wednesday in Stanislaus County Superior Court of Joseph Chapman for the murder of Christina Hill resumed with testimony from multiple expert witnesses—and toward the end of the day, their testimonies

[Read More](#)

### Officer Testimony Continues in Trial for Man Accused of Resisting Arrest in Domestic Violence Call



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**Subject:** Valerie, Join Us for Our Big Day of Giving Webinar!

**Date:** Wednesday, April 13, 2022 at 8:00:08 PM British Summer Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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## Join Us on the Big Day of Giving!

Don't forget to join us for our online panel discussion on decarceration and public safety on the Big Day of Giving!

We will be joined by three panelists:

**Pamela Price** - Civil Rights Attorney and Alameda County District Attorney Candidate

**Bianca Samuel** - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

**Jeffrey Deskovic** - Exoneree and founder of the Jeffrey Deskovic Foundation

General admission is \$25 and student admission

**May 5, 2022**

6:00 pm - 7:30 pm

Online

**RSVP**

Learn more [here!](#)



is \$15. Sponsorships are available starting at \$100. More panelists will be added soon!

We are also re-launching our [Diversity Certificate program](#) that includes a 10 course webinar series training registrants about topics such as mass incarceration, racial equity, diversity, and community organizing.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in social justice training.

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**Subject:** Everyday Injustice Newsletter -Another Arrest in the Sac Mass Shooting, Questioning Gun Laws  
**Date:** Wednesday, April 13, 2022 at 5:00:53 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“What AB 1928 proposes to do is create a new path for these people that is all about treatment,” Reisig. “Instead of being warehoused in prison, they are being offered an option to choose treatment in a secure facility.”

## Everyday Injustice Newsletter - April 13, 2022

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### Listen to an Analysis of California DA Races

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state.

The webinar was hosted by the California Donor Table, which invests in communities of color to help elect people who represent their values and needs, and they have identified six district attorney races with the greatest potential to reduce mass incarceration and advance criminal justice reform policies.

Everyday Injustice this week talked with executive director Ludovic Blain discussing races including: Sacramento, Alameda, San Francisco (recall), Santa Clara, Riverside, Contra Costa, Orange County and more.

[Click here to Listen](#)

## Join Us For Our Big Day of Giving Event on May 5 - Decarceration and Public Safety

Big Day of Giving is a Critical Day for Non-Profits as we raise money for critical operating expenses.

This year, the Vanguard is hosting an on-line forum on criminal justice reform - Decarceration and Public Safety.

We are joined by a panel of very distinguished guests.

week we added Jeffrey Deskovic to our panel discussion on Decarceration and Public Safety. Deskovic was wrongly convicted of murdering a classmate as a 17 year old in NY and was freed at the age of 33. He has since become an attorney working to exonerate other wrongly convicted.

He will be joined by two other panelists, with more announcements coming

Pamela Price - Alameda County District Attorney Candidate  
Bianca Samuel - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

General admission is \$25 and student admission is \$15. For larger donations, we have sponsorships starting at \$100.

To sign up for the panel discussion on May 5 - [hit this link](#)

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## Criminal Justice News/ Commentary

### Commentary: Veteran Columnist Falsely Declares California Gun Restrictions Are a Failure; Data Say Otherwise

Truth be told I am not a huge backer of tough gun laws. I tend to favor gun control laws that treat guns more along the lines of driver's license—public safety focused, restrictions of who can lawfully possess and own weapons, screening

[Read More](#)

### Saylor Highlights Importance of DA's Race at Indivisible Yolo Event

Yolo County Board of Supervisor Don Saylor spoke about the importance of this year's district attorney election to members of Indivisible Yolo and volunteers at a phone bank event for Cynthia Rodriguez on Sunday.

[Read More](#)

### Police Identify and Look for Another Suspect in Downtown Shooting

Sacramento police have identified an additional suspect in last week's K Street gunfight in Downtown Sacramento that left six dead and twelve injured.

[Read More](#)

## **Court-Appointed Panel Submits Report Highly Critical of LA Jails under Sheriff Villanueva**

Officials here have asked for a status conference to be held in federal court after a scathing report filed late last week on how the Los Angeles Sheriff's Department (LASD) has handled jail issues under Sheriff Alex Villanueva.

[Read More](#)

## **Authors Argue the Importance of Education in the Prison System**

The Progressive Magazine published a story in April by Christopher Blackwell and Nick Hacheney that focused on education in prison, entitled "When You Learn, You Don't Return: How Education in Prison Reduces Recidivism."

[Read More](#)

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## **COVID-19 cases in single digits across several Northern California jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Police Officer, Detectives Testify in Trial of Three-Year-Old Modesto Murder**

Testimony here in Stanislaus County Superior Court continued Tuesday in the murder trial of Joseph Chapman for the murder of Christina Hill, a 47-year-old unhoused woman whose lifeless body was found in near a trash can

[Read More](#)

### **Trial Starts for 2 Men Accused of Pot Deal Gone Wrong – And Robbery, Attempted Murder, Etc.**

Here in Yolo County Superior Court Monday, the jury trial of Isaiah Montrey Berkley and Theo Mitchell Ray Kelso started, and their fate will be decided by a jury in the coming weeks.

[Read More](#)

### **Trial Starts for Man Accused of Resisting Two Officers in Domestic Violence Call**

The jury trial for Mark Meeks began here Tuesday in Yolo County Superior Court with Meeks facing two felony charges of obstructing or resisting an officer, battery on a peace officer, another battery against a cohabiting spouse, and

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County**

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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## Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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**Subject:** Everyday Injustice Newsletter -Did the Sacramento Bee Completely Botch the Early Release Story on the Mass Shooting?

**Date:** Tuesday, April 12, 2022 at 5:00:14 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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LA Times Editorial: "At the beginning of last week, anger against Newsom focused on his parole commissioners, who supposedly released Martin over Schubert's principled objections — until a simple check of the facts revealed that there was no parole board involvement in the release."

## Everyday Injustice Newsletter - April 11, 2022

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### **The Bee Needs to Come Clean If They Messed Up the Story This Badly**

**By David Greenwald**

There were already giant red flags in the story that the Bee first broke last week that Smiley Martin getting out on early release from a 10 year sentence over the objection of Anne Marie Schubert.

Here is the two paragraph lead from veteran reporter Sam Stanton:

*Smiley Allen Martin, the second man arrested after Sunday's mass shooting in Sacramento that killed six, has a criminal record stretching to 2013 and last year was the subject of a plea by Sacramento County District Attorney Anne Marie Schubert's office that he not win early release from prison, where he was serving a 10-year sentence for domestic violence and assault with great bodily injury.*

*Despite a two-page letter to the Board of Parole Hearings urging that Martin remain in custody, he won his release and was in Sacramento on Saturday night recording himself on a Facebook Live video brandishing a handgun hours before the shooting.*

A big problem I noticed from the start - it's not clear that Martin had anything to actually do with the shooting. But that didn't stop the AP, KCRA, and Fox40 from jumping on the story and follow up.

The problem: it appears no one checked the facts.

The LA Times did the actual homework that Stanton should have done before he ran the story.

“News reports cited objections that Sacramento County Dist. Atty. Anne Marie Schubert’s office made to Martin’s 2021 parole request, but they had nothing to do with his actual release. By February 2022, he had served his full sentence. No one — not the Department of Corrections and Rehabilitation, not Schubert, not the Board of Parole Hearings — had any discretion or authority to keep him in prison a day longer than he was there.

He was not released from prison “early.””

Why was he released? Time-served. “Martin was held in Sacramento County Jail for 508 days before his “no contest” plea and his sentence was entered, so deduct those days from his 10 years.”

Furthermore: “In 2018, Martin pleaded no contest and was sentenced on charges of assault and domestic violence. He requested parole but was denied last year. He wasn’t even granted a hearing, according to the California Department of Corrections and Rehabilitation.”

The Times adds: “At the beginning of last week, anger against Newsom focused on his parole commissioners, who supposedly released Martin over Schubert’s principled objections — until a simple check of the facts revealed that there was no parole board involvement in the release.”

How does this only as far as I can tell get reported by the LA Times editorial board? If this is accurate, heads need to roll. It’s not just Stanton and the Bee, but it has to start with them.

Thanks for reading

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## Criminal Justice News/ Commentary

### Commentary: As It Turns Out, Martin Was Not Early Released At All, Parole Had Nothing To Do With It, the Media Blew It

It immediately set off a **red flag** when the Sacramento Bee first reported that a suspect in the Sacramento mass shooting was out of prison despite a 10 year term and it became clear that the media and law enforcement were

[Read More](#)

### Saylor Highlights Importance of DA’s Race at Indivisible Yolo Event

Yolo County Board of Supervisor Don Saylor spoke about the importance of this year’s district attorney election to members of Indivisible Yolo and volunteers at a phone bank event for Cynthia Rodriguez on Sunday.

[Read More](#)

### Pedroia Fires Back after Latest Attack from



## Reisig

Brett Pedroia sent an email to the Vanguard in response to an article in the California Globe yesterday where Yolo County District Attorney Jeff Reisig called him a “child rapist seeking a soft on crime district attorney.”

[Read More](#)

## Sacramento Strong marches to Capitol in solidarity against gun violence

A group of around 100 people, concerned citizens, elected officials, and community activists spoke about gun violence in Sacramento directly before marching from K and 7th Street to the west side steps of the Capitol building

[Read More](#)

## Manhattan DA Declares Investigation Concerning Trump Administration will Remain Secret

Former President Donald J. Trump and the Trump Organization are under investigation by experienced white-collar prosecutors, assured Manhattan District Attorney's Office this week after identifying some concern from the

[Read More](#)

## Advocates, Reporter, SF DA and SF PD Note Frustrations as Backlogged Cases in SF Continue

The San Francisco Public Defender Office Monday addressed the long-standing backlogs in San Francisco Superior Court, noting Wall Street Journal reporter Laura Kusisto's interview of SF Public Defender Mano Raju

[Read More](#)

## New Filing in Clarence Dixon Death Penalty Case – Lawyers Claim Dixon Not Competent to be Executed

Attorneys have filed a Motion to Determine Mental Competency for Clarence Dixon, who has been previously determined as mentally incompetent and legally insane in Arizona court, and is now waiting for a May execution.

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### **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man Faces Multiple Domestic Violence-Related Charges After Allegedly Pointing Gun**

John XXX\* was here late Friday in Stanislaus County Superior Court, facing five charges, including child endangerment, criminal threat-related victim's and her family's safety, unsecured firearms, possessing cocaine,

[Read More](#)

### **Man Held in Jail on No Bail After 7 DUIs**

Dustin Robert Ray faced his preliminary trial late last week in Yolo Superior Court for felony charges of driving under the influence within 10 years of a previous felony and misdemeanor driving with a suspended license.

[Read More](#)

## Defense Wants Case Tossed – Claims Wrong Accused Appeared in Court; Judge Punts

Billy Davis, Jr., appeared virtually in Alameda County Superior Court last Friday for a plea hearing—he’s facing about two dozen felony charges, including carjacking, burglary and firearms violations.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzphYTAxNzViMjNjOWJmZmM0YjExYTFjZTIhMDdiMGVIMTo2Ojg3ZmY6ZTJIMWJhYzZhYmE1MGZIMzc4MzJkNjU4MzVmOTM1NWJhNDRhYTRmYzY4NmM4NzQ4ZDU1ZWl4NDhlYzI4MTA4Nj0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzphYTAxNzViMjNjOWJmZmM0YjExYTFjZTIhMDdiMGVIMTo2Ojg3ZmY6ZTJIMWJhYzZhYmE1MGZIMzc4MzJkNjU4MzVmOTM1NWJhNDRhYTRmYzY4NmM4NzQ4ZDU1ZWl4NDhlYzI4MTA4Nj0Ok4)

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**Subject:** Everyday Injustice Newsletter -Orange County May Have the Most Corrupt Justice System;  
Discussion on 2022 California DA's Races  
**Date:** Monday, April 11, 2022 at 5:04:25 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"She cooked the books. She got rid of all the red flags," an Assistant Public Defender said.

## Everyday Injustice Newsletter - April 11, 2022

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### **Veteran Columnist Declares California Gun Restrictions Are a Failure**

**By David Greenwald**

Writing in CalMatters veteran columnist Dan Walters declares that "California's gun restrictions are a failure."

He writes, "Inevitably, last weekend's horrendous fusillade of bullets on a downtown Sacramento street that left six people dead and at least a dozen wounded generated demands for new gun controls in state that already has the nation's most restrictive firearms laws."

He added, "However, if anything, what happened just two blocks from the state Capitol underscores the folly of believing that "gun violence" can be meaningfully reduced by trying to choke off the supply of firearms — any more than the prohibition of liquor or the war on drugs succeeded."

He asks, "So why, if California's much-vaunted gun control laws have failed to choke off the supply of legal and illegal weapons, do politicians continue to claim that enacting even more will have an effect?"

But wait a second, isn't the proof in the murder rate? By looking at the number of guns, Walters conveniently ignores the murder rate.

The national average is 5.01 homicide deaths per 100,000. California is below the national average at 4.6. That's 23rd best. But that's not the end of the story. California ranks 8th best in the nation for firearm death rate.

A telling story here - the states with the highest death rates by firearm - are all red states with very lenient gun laws: Alaska, Alabama, Louisiana, Mississippi, Oklahoma, Montana, Missouri, etc.

On the other hand, the states with higher firearm death rates - all blue states with more restrictive gun laws.

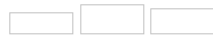
Massachusetts, Rhode Island, New York, Hawaii, Connecticut, New Jersey, and Minnesota.

But Dan Walters apparently new bothers to look at murders or firearm deaths as a key measure as to whether the state's gun laws work. That's perhaps because once you do look at this data, his entire column goes up in smoke.

Thanks for reading

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## Criminal Justice News/ Commentary

### Monday Morning Thoughts: Orange County May Have the Most Corrupt Justice System

Todd Spitzer it is hard to believe was once elected to get rid of a corrupt DA, Tony Rackaukas. Instead, the scope of the corruption has expanded from the informant scandal to the evidence scandal, to questions about racism and

[Read More](#)

### A Bill To Create Humane Health Care For the Incarcerated Moving Through Legislature

A bill that would mandate the Department of Corrections and Rehabilitation (CDCR) notify designated family members within 24 hours of an incarcerated person being hospitalized and provide in-person visits and video calls

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### Everyday Injustice Podcast Episode 150: Talking California DA Races From SF To Orange County

A month ago, in an event sponsored by the California Donor Table, Justice Reform groups came together to discuss DA races across the state. The webinar was hosted by the California Donor Table, which invests in communities of

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### **‘Refunding the Police,’ not ‘Defunding,’ Proven to Be Ineffective, Data Shows**

Over the last few years, defunding the police has been a hot topic among criminal reform activists, but with the recent perceived increase of crime, many have backtracked and have started a new movement: “refund the police.”

[Read More](#)

### **Water, Weed, and Racism – ACLU Comments on Siskiyou County ‘Discrimination’**

Siskiyou County civil rights groups charge they have identified “intentional discrimination” among law enforcement actions in this northern California county.

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### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California’s Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Accused Woman Comes to Court with Six Cases, but None Heard – Re-Setting Proves Difficult**

Rachel Wesley Smith walked into Stanislaus County Superior Court with six open cases—two of them alleged felonies—late last week.

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### **Motion to Suppress Evidence in DUI Case Denied after Just One Witness Called**

A motion to suppress evidence failed in a driving under the influence case after an alleged unlawful police search or seizure here last week in Riverside County Superior Court, and the case was set for trial after Deputy District

[Read More](#)

### **Defense Wants Case Tossed – Claims Wrong Accused Appeared in Court; Judge Punts**

Billy Davis, Jr., appeared virtually in Alameda County Superior Court last Friday for a plea hearing—he's facing about two dozen felony charges, including carjacking, burglary and firearms violations.

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### **Judge Allows Defendant with Previous Failure to Appear to Participate in Drug Abuse Recovery Program Over DA's Objections**

Aaron Mireles pleaded no contest to a count of felony burglary in the second degree in Yolo Superior Court last Friday, and Judge Tom Dyer also authorized Mireles to be released on supervised own recognizance release if a bed

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## Messy Arraignment Ends with a Compassionate Release Proposal

Judge Brian Hill oversaw the arraignment of Santana Hellasandros, and although the hearing here in Santa Barbara County Superior Court last Friday was messy, after it was revealed there a recent death in the

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## Everyday Injustice - Podcast

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### Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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**Subject:** Everyday Injustice Newsletter -Sacramento Sheriff Candidates Clash; Another Scandal in OC DA's Office

**Date:** Friday, April 8, 2022 at 5:03:30 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“She cooked the books. She got rid of all the red flags,” an Assistant Public Defender said.

## Everyday Injustice Newsletter - April 8, 2022

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### Orange County is Just a Mess - Here's the Latest

by David Greenwald

Here we go again, the OCDA's office has launched a review of a forensic analyst who was accused of cooking the books to aid the prosecution. According to the media, the review was announced this week “after forensic specialist Mary Hong could not support her earlier analysis in a murder case. Hong's reluctance to testify led to the release of a man who was allowed to plead guilty to a lesser charge of manslaughter” allowing him to be released after serving nine years in jail.

**“She cooked the books. She got rid of all the red flags,” an Assistant Public Defender said.**

Here we go again.

The revelations are that the DNA analyst improperly disregarded genetic markers that would have shown the DNA on a victim's wrist did not belong to a defendant who'd been in-custody for over nine years.

"This is yet **another** homicide case that's been upended by improper conduct that Todd Spitzer knew about for some time," said Pete Hardin, opponent to DA Todd Spitzer.

He continued, "Doing the right thing only after the Public Defender's office exposes injustice isn't doing the right thing—it's perpetuating the win-at-all-costs mentality that Spitzer campaigned on ending four years ago. Todd Spitzer should have proactively reviewed every case touched by Mary Hong long ago, instead he relied on tainted testimony until he got caught.

"Before another homicide conviction is vacated or we send an innocent person to prison, the Office of Independent Review should audit OCDA's policies and procedures for identifying and responding to improprieties that jeopardize the fair administration of justice."

And of course it's never the crime, but the cover up.

This week a defense attorney said that the DA's office was warned in August that Hong had given untruthful analysis, but took no action until Monday when the case fell apart.

"There's no way to say (Hong) dropped the bomb on you. You had ample opportunity to defuse this bomb," Assistant Public Defender Chuck Hasse said. "Short of putting on sock puppets and acting it out for them, they were put on notice."

Spitzer said in a statement Wednesday that Hasse never shared his contention that Hong "cooked the books."

"The public defender never brought up any issue of Ms. Hong being unable to testify the same way she did in 2016," he said. "His argument was that his DNA expert contradicted Ms. Hong's analysis regarding a DNA wrist swab. That is very different than accusing a witness of having been untruthful on the stand.

"Any allegation that the public defender notified any prosecutor regarding Ms. Hong's inability to testify consistent with her 2016 testimony is patently false. It is not unusual for experts to have differing opinions."

Hasse said he had no idea whether Hong would stand by her testimony in the first trial. "I fully expected her to be dishonest again in her analysis," he said. "I didn't expect her to come clean at the last minute. ... They're completely wrong and way off base, I did put them on notice."

We will see what yet another black eye on the OCDA's office does to the election prospects of Todd Spitzer.

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## Criminal Justice News/ Commentary

**Commentary: We Celebrate the Feat of Jackson Getting to the Supreme Court and Mourn the Loss of an Independent Judiciary**

I would be remiss if I did not reflect on the historic nature of

the confirmation of Ketanji Brown Jackson. A lot has been made over the fact that she is the first Black woman on the Supreme Court. But it actually goes a lot further than that.

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## **Sacramento Sheriff Candidates Clash in Forum – Part 1**

The first debate to be the next Sacramento County Sheriff between Undersheriff Jim Barnes and Assemblymember Jim Cooper was held by the Sacramento Bee Wednesday night.

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## **Court Blocks Montana Laws that Restrict Voting Rights for Native Americans**

A Montana Court stopped two state laws that restrict Native American participation in the state's voting process. Montana's American Civil Liberties Union (ACLU), the Native American Rights Fund

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## **Registry Claims 3,000th Incarcerated Person Since 1989 Has Conviction Thrown Out**

Reynaldo Munoz became the 3,000th incarcerated person whose U. S. criminal conviction was thrown out after it was determined that the Chicago conviction was false, according to a statement released by the National Registry of

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## **District Attorney Gascón Announces Promising Human Trafficking Diversion Program**

Los Angeles County District Attorney George Gascón last week unveiled a diversion program for human trafficking victims that aims to improve and restore their lives through a comprehensive set of services.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Drug Theft Murder Trial Proceeds with Lead Detective Witness Testimony**

The trial of Chandale Shannon, Jr., and Jesus Campos—the duo are accused in the murder and kidnapping of two teens, Elijah Moore and Enrique Rios, whose bodies are still unrecovered—reconvened Wednesday in Yolo County

[Read More](#)

### **Man Sentenced to 8 Years in Prison for Sex Assault on Minor; Victim Urged Longer Sentence for Damage from Attacks**

Ernesto Montellano was sentenced here in Stanislaus County Superior Court this week after previously being found guilty of three counts of sexual crimes in an assault against a 16-year-old girl in 2019.

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### **Firefighters Testify in Arson Trial of Yolo Unhoused Man**

The trial of a homeless man charged with felony arson proceeded Wednesday afternoon here in Yolo County Superior Court, with a social worker and two firefighters testifying.

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## Everyday Injustice - Podcast

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### Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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### Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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**Subject:** Everyday Injustice Newsletter -Family To sue SF Police After They Allegedly Racially Profile Black Seventh Grader  
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**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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John Burris said, "this was a very symbolic case in the sense that it's every parent's worst nightmare. If you're an African American parent worried about your sons this is a family that had to receive the call that the son was, made possibly going to be arrested."

## Everyday Injustice Newsletter - April 7, 2022

### We Have added Jeffrey Deskovic to Our Panel For May 5

On the Big Day of Giving we are hosting a panel discussion on Decarceration and Public Safety. An important topic as people are increasingly concerned that criminal justice reform might impact public safety.

You may know Jeffrey Deskovic as he has a weekly column on the Vanguard - "Looking Back." He was also our keynote speaker from 2019. He was wrongly convicted at the age of 17 and finally exonerated after 16 years at the age of 33. He's now an attorney and helps to free those who are wrongly convicted.

Two other panelists...

Pamela Price - Civil Rights Attorney and Alameda County District Attorney Candidate

Bianca Samuel - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

General admission is \$25 and student admission is \$15. Sponsorships are available starting at \$100. More panelists will be added soon!

Proceeds help us continue to run the Vanguard. To sign up - [hit this link](#).

### The Vanguard still needs your help in 2022.

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## Criminal Justice News/ Commentary

### **Family To sue SF Police After They Allegedly Racially Profile Black Seventh Grader**

The video captures a scene where a kid is getting into his tutor's car after school, the police officer approaches from behind and detains him. The tutor gets out and confronts the officer to ask him what is going on. The boy.

[Read More](#)

### **Coalition Wants Governor to Invest Billions in Crime Prevention in Wake of Shooting**

A coalition of criminal justice organizations released a letter urging California Gov. Gavin Newsom to invest billions more in crime prevention to address the spike in violence

[Read More](#)

### **Minnesota AG, DA Announce No Charges against Officer in Shooting Death of Amir Locke**

Minnesota Attorney General and Hennepin County Attorney announced Wednesday they will not be filing criminal charges regarding the shooting death of Amir Locke by Minneapolis SWAT Officer Mark Hanneman.

[Read More](#)

### **SF District Attorney Boudin Talks Extensively about Diversion, Collaborative Courts, Alternatives to Traditional Prosecution**

Many questions have been raised over the effectiveness of diversion programs in the criminal justice system, and last week embattled San Francisco District Attorney Chesa Boudin went on Instagram live to elaborate on

[Read More](#)

### **LA District Attorney Endorses Senate Bill 986 to Curb Catalytic Converter Thefts**

In recent years, California has witnessed an increase in catalytic converter thefts, and to combat the thefts, a state Senate committee this week passed a bill to hopefully decrease the number of thefts.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Seizing Woman Allegedly Spits on EMT Worker – Defender Says She’s ‘Incompetent’**

Samantha Weaver faced felony charges here this week for spitting at an EMT worker when she was called into Stanislaus County Superior Court—but she walked away because her defense and the judge believe she may not be

[Read More](#)

## Campos-Shannon Murder Trial Proceeds with Testimony from Already-Convicted Accomplice

The ongoing trial of Jesus Campos and Chandale Shannon for the murder of two teens reconvened Tuesday in Yolo County Superior Court.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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**Subject:** Everyday Injustice Newsletter -No Charges Against Officer in Salgado Shooting; Sacramento DA Schubert on the Hot Seat After Mass Killing  
**Date:** Wednesday, April 6, 2022 at 5:02:26 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Schubert has fallen down on the job,” Duran said. “If she thinks Boudin should be recalled despite S.F.’s relatively low rates of murder and violent crime, what’s the rationale for promoting her to state attorney general despite spiraling violence in Sacramento?”

## Everyday Injustice Newsletter - April 6, 2022

### **O’Malley Won’t Charge Officer in Killing of Salgado**

**By David Greenwald**

Once again Alameda DA Nancy O’Malley is not charging a police officer in the shooting death of an unarmed man. This time it was in the June 2020 killing of Erik Salgado.

When I covered the press conference in Oakland shortly after the shooting, Civil Rights Attorney John Burris said he believed that the officers acted unreasonably on that day. They fired at least 40 gunshots at the vehicle at a time when Mr. Burris contends that “no officer or civilian was in any danger,” nor does he believe that they had “reason to believe anyone inside the vehicle was armed with any weapon.”

The CHP “gave no warning they would shoot before they opened fire, intentionally positioned themselves at angles around the red Dodge where they would not shoot each other, and fired away over an extended

period of time, executing (Salgado) and severely injuring (the girlfriend).

“This is a particularly egregious, a particularly atrocious and callous and wanton reckless disregard for the lives of Erik and Brianna, and the community itself,” John Burris said in 2020.

Ben Nisenbaum summed up a key problem here - the police created their own danger - “you can’t run in front of a car” and then use that as justification to then shoot.

He argued that the officer got out of his car “and places himself directly in front of his car.”

He argued that “if you can do that, there’s something else you can do—back out of the way.”

Nisenbaum also said, “there is an element that this appears to be premeditated.” He argued, “They positioned themselves in positions where they would not hit each other with their own crossfire.”

He said, “It is conscience-shocking, it is criminal and these officers should be prosecuted, they should be indicted.

But the DA’s investigation concluded that it would be hard to convict, Sgt. Henderson initially believed that Officer Hulbert was in the path of Salgado and that Hulbert “may have been hit and trapped under the Hellcat as it continued to make its escape.”

Thus the reports notes, “If Sergeant Henderson’s belief is honest and reasonable even if mistaken, his actions will be justified under the laws of self-defense.”

The report concludes: “while questions remain as to the use of force in this case, there is a lack of evidence and independent witnesses to proceed with criminal charges.”

This is particularly interesting since this was a post AB 392 case. I asked Burris if the AG has looked at it yet, and he said he didn’t think so. It would be interesting to see if the AG concurs with the DA here.

Full article - [here](#).

Thanks for reading

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## Criminal Justice News/ Commentary

### Sacramento DA Schubert on the Hot Seat After Mass Killing

In the wake of the shooting in Downtown Sacramento that claimed the lives of six and injured twelve others early Sunday morning, Sacramento County District Attorney Anne Marie Schubert’s practices as DA have come into question.

[Read More](#)

### Alameda DA Won’t Charge Officer in the Death of Salgado

Alameda DA Nancy O'Malley announced on Monday that her office would not be charging officers for the killing of Erik Salgado on June 6, 2020.

[Read More](#)

## **Retired NYPD officers say New Initiative is Essentially Broken Windows**

In response to an increase in violent crimes, New York City Mayor Eric Adams and the New York City Police Department announced the creation of the Citywide Crime and Quality-of-Life Enforcement Initiative last week.

[Read More](#)

## **After Sacramento Shooting Deaths, CA Lawmakers Wondering What Else Can Happen with California's Already Toughest US Gun Laws**

A mass shooting in Sacramento last Sunday left 12 people wounded and another six dead, and now has lawmakers in California questioning what else they can do, according to The Sacramento Bee.

[Read More](#)

## **Lawyers Criticize Decision by AZ Supreme Court to Set May Execution Date for Disabled, Mentally Ill Man**

An attorney for Arizona death row prisoner Clarence Dixon criticized an Arizona Supreme Court decision to set May 11 as the execution date for the disabled man, who the attorney maintains has "severe mental illness."

[Read More](#)

## **Three More Sexual Harassment Lawsuits Filed Against Scandal-Ridden Orange County District Attorney Todd Spitzer**

With the filing of three additional lawsuits against Orange County District Attorney Todd Spitzer, his tenure appears to continue to involve scandal – seven lawsuits in total have been filed against the DA.

[Read More](#)

## **January 6 Insurrectionist Samuel Fisher Pleads, Sentenced to 3.5 Years In Prison for Possessing Illegal Weapons; Still Faces DC Charges for Capitol Crimes**



Samuel Fisher, present during the January 6 U.S. Capitol insurrection, took a plea deal and was found guilty of possessing a semi-automatic assault weapon, “ghost guns,” and “high-capacity magazines” this Monday, and

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **After Prelim, Judge Sets Trial for Man Facing Multiple Felonies, Including Murder and Carjacking**

In a preliminary hearing here in Alameda County Superior Court Monday, sufficient evidence was produced through testimonies for the judge to determine the case should continue with a trial, holding a suspect on more than 10

[Read More](#)

## Friends of 2 Accused of Murder in Drug Theft Related Murder Trial Take the Stand

Witness testimony resumed here in Yolo County Superior Court Monday in the trial of Chandale Shannon Jr. and Jesus Campos – their friends were called to testify for the prosecution.

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## Everyday Injustice - Podcast

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### Everyday Injustice Episode 149: Santa Clara Law Professor David Ball

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA's Criminal Justice Section where he has been co-chair. We

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**Subject:** Everyday Injustice Newsletter -Dirty Campaign in DA's Race in Yolo; Sacramento DA Getting Off Easy Despite the Crime Increase  
**Date:** Tuesday, April 5, 2022 at 5:02:44 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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David Menschel pointed out in a tweet, "Violence is high and rising in Sacramento — home to "tough on crime" DA Schubert — but you won't see a deluge of articles asking if she is the cause. Violence is a far lower in San Francisco (and decreasing), yet the press writes 1000 articles blaming it on the reform DA there."

## Everyday Injustice Newsletter - April 5, 2022

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### Professor David Ball Talks Reform and Mass Incarceration

[In our recent podcast](#) with Santa Clara University Law Professor David Ball, he talks about what he

calls the Peter Parker Problem, namely, “if I let someone out of prison, what happens if he does something bad.”

The one person who might fail if let out on bail or parole. Ball noted the case of Willie Horton, “he was one of only two people who failed in the furlough program that Michael Dukakis had in 1987.”

He noted, “it was 50 years ago and if there were lots of Willie Hortons, we’d hear someone else’s name besides Willie Horton.”

I flashed immediately to Troy McAlister in San Francisco. He remains the poster child for what has gone wrong with Chesa Boudin because he was released, and then committed a horrible crime and killed two people in a hit and run.

This week on Everyday Injustice we talk with Santa Clara Law Professor David Ball. Among the topics we discuss are his work on the Corrections Committee of the ABA’s Criminal Justice Section where he has been co-chair. We talk about mass incarceration and alternatives to traditional incarceration. We talk about the new jail in Santa Clara County and about the need for bail reform. We also talked about his work on a blue ribbon commission on the legalization of marijuana.

[Click here to listen to the Podcast.](#)

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## Criminal Justice News/ Commentary

### Commentary: Sacramento DA Getting Off Easy Despite the Crime Increase

Even before the two most recent shootings, Sacramento was doing far worse in terms of crime than a lot of other communities in California. A key difference is that when a serious crime has occurred in places like Los Angeles or

[Read More](#)

### Commentary: Garrett Hamilton the Latest Yolo DA to Throw Mud in the DA’s Race

If Supervising Deputy DA Garrett Hamilton wants to sing the praises of his boss, Jeff Reisig, for being “quite literally the most innovative DA in the country,” a lot of people might question that opinion, but, hey, that’s his business.

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### SF DA Announces Shoplifting Convictions Related to Walgreens Thefts

Walgreens received some measure of justice here Monday when San Francisco District Attorney Chesa Boudin announced two men were found guilty of petty thefts in separate cases.

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## **Warrants Are Now Required for ‘Tower Dumps’ According to Massachusetts State Court**

The Massachusetts Supreme Judicial Court has ruled that police are required to get warrants before accessing “tower dumps.”

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## **Attack on 7 Asian Women Charged as Hate Crime**

District Attorney Alvin Bragg has announced the indictment of Steven Zajonc, 28, for the assault on seven Asian women on the east side of Manhattan, between Houston and East 30th Streets.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Reduces Felony Charges after Remembering Accused and His Character**

There are happy endings in court—Judge Lawrence Brown approved a “17(b) motion” to reduce charges from felonies to misdemeanors last Friday in Sacramento Superior County Court after he recognized the accused, who

[Read More](#)

### **17-Year-Old Case Brought to Court; Judge Delays Decision – Wants Prosecution to Respond**

Judge David Reed here in Yolo County Superior Court last Friday presided over a case with charges from 2004—he determined that further proceedings were necessary to understand the arguments.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Episode 149: Santa Clara Law Professor David Ball**

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**Yolo County Court Watch:**

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**Subject:** Everyday Injustice Newsletter -Tough on Crime DA Schubert Gets a Pass Despite Surge in Sacramento  
**Date:** Monday, April 4, 2022 at 5:02:00 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I think it's a very, very dangerous time right now in California," Schubert has said in regard to the perceived rise in violent crime.

## Everyday Injustice Newsletter - April 4, 2022

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**Sacramento DA  
Getting Off Easy Despite the Crime Increase**

**By David Greenwald**

In our recent podcast with Santa Clara University Law Professor David Ball, he talks about what he calls

the Peter Parker Problem, namely, “if I let someone out of prison, what happens if he does something bad.”

The one person who might fail if let out on bail or parole. Ball noted the case of Willie Horton, “he was one of only two people who failed in the furlough program that Michael Dukakis had in 1987.”

He noted, “it was 50 years ago and if there were lots of Willie Hortons, we’d hear someone else’s name besides Willie Horton.”

I flashed immediately to Troy McAlister in San Francisco. He remains the poster child for what has gone wrong with Chesa Boudin because he was released, and then committed a horrible crime and killed two people in a hit and run.

Nevermind that tons of people have been released early or on zero bail and parole and not had any problems - the handful that do become the reason to end the program, as they did for Willie Horton and the furlough program.

Chesa Boudin knew this could be a problem. I remember talking to him in December 2019 - prior to him taking office but after he won and he realized that there was a good chance that someone released could do something awful and the only question was how they responded to it.

Unfortunately, the conversation has become too irrational in San Francisco. And worse yet, the media is feeding into it now.

As Ankita Joshi writes this week, the irony is that the two DA’s being recalled potentially - George Gascon in LA and Chesa Boudin in San Francisco, have actually done better on a whole host of measures than DA Anne Marie Schubert of Sacramento, who has become the spokesperson for tough on crime policies, both as DA and now running against AG Rob Bonta.

And yet across the board, Sacramento has done far worse than either city. It’s homicide rate shot up 31 percent from 2020 to 2021, compared with 17 percent for SF and 12 percent for LA. Also rape, robbery and aggravated assault.

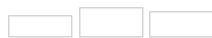
This is a point that Fordham Law Professor John Pfaff has also pointed out - red cities have had just as much if not more crime increase than cities led by progressive DA’s, much of the crime increase has occurred on the tough on crime leaders watch and yet, the focus is on Chesa not Schubert.

And yet here we are, Sacramento this weekend suffers its second major mass shooting inside a month, and yet, we hear nothing about Schubert’s policies being tied to it. You know if this happened in San Francisco or Los Angeles, the fingers would be pointed at their DA.

Thanks for reading

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Sacramento Police Chief Addresses the Mass Shooting

Sacramento Police Chief Kathy Lester held a press conference earlier today on the shooting that happened at around 2:30 a.m. near 10th Street and K Street in downtown Sacramento, claiming the lives of six people

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## **Everyday Injustice Episode 149: Santa Clara Law Professor David Ball**

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## **Wall Street Journal Examines Grounds for SF Superior Court Backlogs During Pandemic**

Wall Street Journal Reporter Laura Kusisto has examined the effects of backlogged court trials due to the COVID-19 pandemic, interviewing San Francisco Public Defender Mano Raju in her article, "Covid-19

[Read More](#)

## **Study Shows San Francisco Crime Rates Considerably Lower Compared to Sacramento, Where Tough-On-Crime Policies Failing**

While opponents of San Francisco District Attorney Chesa Boudin's progressive policies claim crime has increased since he took office, data has shown that counties with tough-on-crime policies have actually had

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## **House of Representatives Passes MORE Act to Decriminalize Marijuana**

In a vote of 220-204 on Friday, the U.S. House of Representatives passed legislation to decriminalize marijuana at the federal level.

[Read More](#)

## **Newly Released Data Reveals How Chesa Boudin Differs from Past San Francisco District Attorneys**

In a highly contested recall election centered around political ideology, the San Francisco Chronicle's Abhinanda Bhattacharyya and Susie Neilson have detailed data on how San Francisco District Attorney

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## **Reckoning with Trayvon Martin's death – Ten Years Later**

It has been ten years since the untimely death of Trayvon Martin and yet his passing still echoes a piercing sentiment about racial injustice in America, ABC News reports.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Alleged DUI Driver Delays Court – Concerned about Missing UC Davis Classes**

A much-delayed case from September 2021 involving misdemeanor driving under the influence and a drunk driving charge was once again in Yolo County Superior Court Department 1 under Judge David Reed after multiple

[Read More](#)

## **Tough Audience: Judge Makes Cheech and Chong Reference in Felony Settlement Conference**

A judge here had a tough audience when he tried to the lighten up the mood in court. "Just so we're clear. We're on the record of Juan Sebastian Marin or Mar-ee-n if you're a Cheech and Chong fan," said Judge Bruce Young. Not a stir

[Read More](#)

## **Probation Search for Speeding Leads to Marijuana, Illegal Firearms at Accused's House.**

A defense attorney argued here in Stanislaus County Superior Court Friday that three grams of marijuana were for the accused's personal use, not for selling purposes, but shreds of evidence appeared to support

[Read More](#)

## **Public Defender Argues DA Office Violated Man's Rights, Asks For Release – Judge Punts for Now**

Assistant Public Defender Zafir Omair Shaiq alleged here in Alameda County Superior Court Friday that a man's right to a speedy arraignment had been violated after spending six days in custody without seeing a judge,

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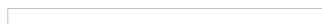
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**Subject:** Everyday Injustice Newsletter -Allegations of Prosecutorial Misconduct, Brady Violation in Recently Overturned Gonzalez Case; Join Us For Big Day of Giving  
**Date:** Friday, April 1, 2022 at 5:03:31 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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SF Public Defender: "A man incarcerated in a county jail for 331 days was found not guilty of a felony assault charge by a jury here in San Francisco County Superior Court this week – his legal counsel complained he never should have been in jail for nearly a year, blaming the courts for an injustice."

## Everyday Injustice Newsletter - April 1, 2022

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### Join Us on the Big Day of Giving! Pamela Price joins us for a discussion on Decarceration and Public Safety!

Vanguard Media Group is hosting a webinar discussing decarceration and public safety on the Big Day of Giving!

We will be joined by two panelists (with more announcements coming):

**Pamela Price** - Alameda County District Attorney Candidate

**Bianca Samuel** - Deputy Attorney General, Investigations Group of the Employment & Administrative Mandate Section

General admission is \$25 and student admission is \$15. More panelists will be added soon!

We are also re-launching our [Diversity Certificate program](#) that includes a 10 course webinar series training registrants about topics such as mass

incarceration, racial equity, diversity, and community organizing.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in social justice training.

To sign up for the panel discussion on May 5 - [hit this link](#)

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Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### **Allegations of Prosecutorial Misconduct, Brady Violation in Recently Overturned Gonzalez Case**

In the recent decision by the Third District Appellate Court to reverse the second-degree murder conviction of Justin Gonzalez, Judge William Murray gave a concurring opinion with the Court's decision.

[Read More](#)

### **Guest Commentary: What You Need to Know about Cash Bail and Crime Rates**

If you follow major news outlets, you probably keep hearing about a "crime wave" caused by bail reform. It's a false narrative. Bail reform is a success — releasing more people from jail by minimizing or eliminating cash bail works. More

[Read More](#)

### **CA Legislature Judiciary Committee to Vote Soon on Resolution Urging U.S. to Enact Equal Rights Amendment**

The CA State Senate Judiciary Committee is scheduled to vote on Senate Joint Resolution 12, legislation sponsored by Sen. Nancy Skinner (D-Berkeley) and Senate President pro Tempore Toni G. Atkins (D-San Diego).

[Read More](#)

### **Texas Man on Death Row Wins U.S. Supreme Court Case to Have Pastor at Execution**



A week ago, the Supreme Court of the U.S. ruled a man on death row, because of religious reasons, in *Re: Ramirez v. Collier*, can have a priest with him at his execution.

[Read More](#)

## **SCOTUS: Opioid Regulation Case May, Some Say, Determine Who Patients Seek for Help**

Dr. Xiulu Ruan and Dr. Shakeel Kahn, both convicted for peddling opioids, have appealed their cases to the Supreme Court of the U.S./SCOTUS – legal advocates and medical experts suggest this may help

[Read More](#)

## **LWOPs: Living Without Parole**

Convicted of first degree murder with special circumstances, LWOPs entered the penalty phase of their trials where it was determined by a jury of their peers that their lives were worth living;

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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## **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Releases ‘Businessman’ Without Bail Requirement Thanks to New Public Defender**

– A businessman was released on Supervised Own Recognizance (SOR) this week here in Yolo County Superior Court after acquiring a new public defender after filing a Marsden motion, which is filed by the accused to change

[Read More](#)

### **Judge Denies Motion to Reduce a Felony to Misdemeanor on Alleged Racially-Motivated Attack**

Citing the seriousness of an offense, Alameda County Superior Court Judge Karin Schwartz denied a petition today to reduce a felony to a misdemeanor even as the accused’s demonstrated commitment to sobriety and change.

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## **Everyday Injustice - Podcast**

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Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine’s Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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### **Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics**

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyn Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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**Subject:** Everyday Injustice Newsletter -Rodriguez Discusses the State of the Yolo DA's Race; After 331 Days, Man Gets 'Day' in Court – Jury Acquits Him

**Date:** Thursday, March 31, 2022 at 5:02:50 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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SF Public Defender: "A man incarcerated in a county jail for 331 days was found not guilty of a felony assault charge by a jury here in San Francisco County Superior Court this week – his legal counsel complained he never should have been in jail for nearly a year, blaming the courts for an injustice."

## Everyday Injustice Newsletter - March 31, 2022

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### **TODD SPITZER SUES ORANGE COUNTY TO COVER-UP SEXUAL HARASSMENT AND PAY-TO-PLAY CORRUPTION**

Todd Spitzer's campaign has sued the Orange County Registrar of Voters to keep certain information out of the official guide that the county sends voters in the mail. Today, at 1:30pm, attorneys for Todd Spitzer will argue before the Honorable Nathan Scott in Department W2 of the Superior Court that the voters should not receive information detailing the office's scandals ranging from sexual harassment to racism, corruption and criminal misconduct.

"These are important facts that the voters need to make an informed decision about who should be the next District Attorney," said former Marine Judge Advocate Pete Hardin. "Without understanding the scandals unfolding within the District Attorney's office, how are voters supposed to know what qualifications are important in selecting a replacement? From rampant sexual harassment to racism and

pay-to-play corruption, voters are entitled to hear why we need new leadership. Democracy dies in darkness, and Todd Spitzer wants to blindfold the voters.”

In documents filed with the court, Spitzer’s attorneys avoid challenging the truth of data detailing soaring crime and homelessness, instead choosing to plead with the court to remove a section of Pete Hardin’s candidate statement detailing the various scandals facing the office. That passage reads:

*“The District Attorney’s office is plagued with scandals, from rampant sexual harassment and racism that has undermined the prosecution of dangerous offenders, to pay-for-play political corruption and criminal misconduct. Furthermore, a man that sexually harassed multiple women was promoted after allegations of his misconduct were reported.”*

Spitzer’s lawsuit relies on winding arguments and a number of factually misleading claims in a court filing, with his attorneys making the audacious claim that the statements above are untrue. For example, Spitzer’s attorneys go so far as to claim Spitzer “did not do anything wrong” in the ever-growing sexual harassment scandal. Spitzer’s attorney’s also rely on an Elections Code Section which specifies that candidates may not reference other candidates. However, no other candidates were referenced in Hardin’s ballot statement.

Ironically, when Spitzer ran for District Attorney in 2018, his candidate statement similarly referenced issues within the District Attorney’s office such as the “snitch scandal” and “not-guilty verdicts.” Pete Hardin’s candidate statement similarly references issues within the District Attorney’s office that he seeks to overcome once elected.

“Whether he’s lying to the court to cover up his racist remarks, violating the county’s abusive conduct policy, arresting someone at Wahoo’s Fish tacos, or attempting to keep public information from the voters, Todd Spitzer doesn’t think the rules apply to him,” said former Marine Judge Advocate Pete Hardin.

## The Vanguard still needs your help in 2022.

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## Criminal Justice News/ Commentary

### Rodriguez Discusses the State of the Yolo DA’s Race

Cynthia Rodriguez, candidate for Yolo County District Attorney, responded to Yolo. District Attorney Jeff Reisig’s campaign contributions by law enforcement agencies, shared her opinion about a bill that would provide drug

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### Class Action Lawsuit Filed Against State Bar after Data Breach

A law firm here said it’s filed a class action lawsuit against an individual, Judyrecords.com and the State Bar of California – despite a chance of harassment by the attorney licensing agency – because of an alleged data breach of

[Read More](#)

## **Colorado Jury Finds Excessive Force From Police in Protests, Grants \$14 Million to Plaintiffs**

A jury has concluded that police forces violated protesters' constitutional rights in demonstrations against George Floyd's murder almost two years ago here, and awarded \$14 million in damages, according to news reports.

[Read More](#)

## **After 331 Days, Man Gets 'Day' in Court – Jury Acquits Him; Public Defender Urges SF Court to Open Up More Courtrooms**

A man incarcerated in a county jail for 331 days was found not guilty of a felony assault charge by a jury here in San Francisco County Superior Court this week – his legal counsel complained he never should have been in jail for

[Read More](#)

## **Vera Institute Calls on the Los Angeles County Board of Supervisors to Close Men's Central Jail**

Wednesday marked the one-year anniversary of the Los Angeles County Board of Supervisors (Board) receiving a detailed plan to close Men's Central Jail within 18-24 months.

[Read More](#)

## **LA DA Unveils New Public Data Portal Showing Office Charge Rates in Real-Time**

Los Angeles County District Attorney George Gascón announced Wednesday that his office will be providing the public with access to real-time charge rates using the county's Open Data system.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### COVID cases decline across Northern California jails after Omicron surge

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Defense Attorney Feels Slapped in the Face After Sheriff's Dept Denies In-Contact Visits in Jail with Client

Private Defense Attorney Chet Templeton said this week here in Yolo County Superior Court it is just "wrong" and feels slapped in the head after being denied face-to-face contact with his client by the Yolo County Sheriff's

[Read More](#)

### Defense Successfully Argues Delay in Prosecuting Man Too Long Even Considering COVID – Judge Tosses Case

Late last Friday, "the accused" – the Vanguard doesn't usually name those charged with misdemeanors or have charges dismissed – appeared in Alameda County Superior Court for a motion to dismiss his case.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 147:

## Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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**Subject:** \*\*PRESS RELEASE\*\*SF Jury Acquits Man Who Spent 331 Days in Jail, Nearly 8 Months Past his Legal Deadline for Trial  
**Date:** Wednesday, March 30, 2022 at 5:11:44 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 03.30.2022 - SF Jury Acquits Man Who Spent 331 Days in Jail, Nearly 8 Months Past his Legal Deadline for Trial.pdf

**FOR IMMEDIATE RELEASE:** March 30, 2022

**CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits Man Who Spent 331 Days in Jail, Nearly 8 Months Past his Legal Deadline for Trial**

**SAN FRANCISCO** – Yesterday, a San Francisco jury acquitted Isaac Tuialuuluu of a felony assault charge after finding that he was acting in self-defense during a family dispute in March 2021. Mr. Tuialuuluu spent a total of 331 days in SF County Jail, and a trial courtroom was not made available until February 2022, nearly 8 months past the original trial deadline.

Deputy Public Defender Scott Grant, who led the defense team for Mr. Tuialuuluu, said, “We are relieved and grateful that the jury returned a verdict of not guilty, but we are also dismayed that it took this long for this case to go to trial while Mr. Tuialuuluu suffered the indecency of pandemic conditions in SF County Jail.”

The defense team included Deputy Public Defender Scott Grant, Paralegal Liliana Vera, Investigator Collin Olsen, and UC Berkeley law student intern Natalie Kaliss.

San Francisco Public Defender Mano Raju has taken legal actions to compel SF Superior Court to follow state law and prioritize criminal trials for people in custody, hundreds of whom have seen the statutory deadlines for their trials pass. In February, Mr. Raju and a group of taxpayers, which included mothers of incarcerated adults, [filed a petition](#) in the California Court of Appeal seeking relief for the growing number of people whose speedy trial rights have been violated.

“I implore the Court to follow the example of other counties to find ways to make more courtroom space available for criminal jury trials and end the injustice that hundreds of legally innocent people are having to endure due to the growing trial backlog,” said Mr. Raju. “I applaud our skilled and dedicated Public Defender team who helped secure the acquittal of Mr. Tuialuuluu. Other community members who are trapped in jail, like Mr. Tuialuuluu was,

have a right to have their cases tried.”

As of January 2022, there were nearly 250 people – making up 30% of the San Francisco County Jail population – whose trial deadlines had passed. The jail remains under pandemic conditions, subjecting people to 23-hour lockdowns, no exposure to sunlight, and no in-person family visits.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter -Taking Money From Police Unions; San Francisco Court Models How a Cooperative Approach Can Work within the Current System  
**Date:** Wednesday, March 30, 2022 at 5:00:09 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Assistant DA Hullinger: "the People recognize that the help that (the defendant)needs is not going to happen in county jail."

## Everyday Injustice Newsletter - March 30, 2022

### **Should DA's Be Able to Accept Campaign Donations From Law Enforcement, Police Unions?**

**by David Greenwald**

Robert Hansen today reports that Yolo County DA Jeff Reisig has accepted huge amounts of money from law enforcement including police unions.

Since the death of George Floyd this has been a big issue. Back in 2020, following the death of Floyd, California's four leading reformer prosecutors Diana Becton, Contra Costa DA, Chesa Boudin, San Francisco DA, Tori Verber Salazar, San Joaquin County DA, and LA DA George Gascón pushed to change rules that could reduce conflict of interests for prosecutors.

San Francisco DA Chesa Boudin testified in front of the board members for the State Bar in August 2020.

He noted that law enforcement unions continue to play a major role in local, state, and even national politics and frequently support or donate to candidates.

“Since 2000, for example, law enforcement unions have spent nearly \$65 million in LA elections, over \$19 million in NYC elections and \$3.5 million in Chicago elections,” Boudin said.

“Prosecutors, like judges, are charged with public duties that transcend those of ordinary advocates. It is of paramount importance that the public trusts prosecutors to carry out those duties fairly and impartially,” he continued.

“Our proposal calls on the California Bar to hold prosecutors accountable to the high ethical standards it promotes and prevent prosecutors from taking money or support from law enforcement unions,” Boudin testified.

In a letter, the four prosecutors requested a change to the ethics rule.

“Prosecutors are in a unique position of having to work closely with law enforcement officers and evaluate whether some of those same officers have committed crimes,” they write. “When prosecutors initiate an investigation or prosecution of an officer, law enforcement unions often finance their members’ legal representation.”

They argue: “Receiving an endorsement and campaign contributions from an entity that finances opposing counsel creates, at a minimum, the appearance of conflict of interest for elected prosecutors.”

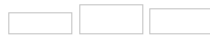
They add, “District Attorneys will undoubtedly review use of force incidents involving their members. When they do, the financial and political support of these unions should not be allowed to influence that decision making.”

But as Robert Hansen notes today, that’s not how people like Jeff Reisig (Yolo) or for that matter, Todd Spitzer (Orange), Mike Hestrin (Riverside) or Terry Wiley (Alameda) see it.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Commentary: San Francisco Court Models How a Cooperative Approach Can Work within the Current System

A couple of weeks ago I got one of my first opportunities to see what courts look like in San Francisco under Chesa Boudin. For all of the talk about recall, one of the limitations we have had under COVID is the relative inaccessibility

[Read More](#)

## **Reisig Continues to Rack Up Law Enforcement Money**

In the wake of George Floyd's murder by former Minneapolis police officer Derek Chauvin in 2020, a coalition of current and former district attorneys called on the American Bar Association and the California State Bar to pass an ethics

[Read More](#)

## **ICE Scales Back Detention Centers; Notes Abuse, Other Conditions – ACLU Applauds News**

U.S. Immigration and Customs Enforcement (ICE) this week announced plans to close Etowah County Detention Center in Alabama, and significantly scale back its Glades County Detention Center in Moore Haven, Fla.,

[Read More](#)

## **DC Lawmakers, Officials Urge Legislation to Deal with True Financial Cost of Police Misconduct After Washington Post Probe**

A The Washington Post story earlier this month – “Officials call for transparency on payments for police misconduct allegations after Washington Post investigation” by Keith L. Alexander and Steven Rich – focused on the cost of

[Read More](#)

## **DA Files Charges for Robbery, Burglary in Use of ‘Ghost Gun’**

San Francisco District Attorney Chesa Boudin announced this week Alex Clarks and Gabriel DeSouza have been charged with second degree robbery, three felony counts of second degree burglary, and multiple charges related

[Read More](#)

## **Prosecuting Addiction**

Literally everything that you think you know about addiction may not be true. Following a dutiful and methodical course of scientific research on the subject of addiction, Professor Johann Hari shares his thoughts on the matter:

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Prosecutor Remarks Asian Man Pleading to Child Porn Should Be Imprisoned because He Could 'Go to China' – Judge Disagrees**

Yifan Sun was sentenced this week in Yolo County Superior Court for felony possession of more than 600 images of child pornography.

[Read More](#)

### **Potential Jurors Questioned on Bias during Jury Selection for Upcoming Murder Trial**

Lying under oath, circumstantial evidence and prejudice were among the concepts discussed in jury selection here in Alameda County Superior Court Monday for the upcoming murder trial of William Hommert and Trevor L.

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## Jury Begins Deliberation after Evidence Portion of Paiz Trial Concludes

The evidence in the trial for Dustin Lee Paiz wrapped up here Tuesday in Yolo County Superior Court, and the jury began its deliberations.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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**Subject:** Everyday Injustice Newsletter -If Progressive Prosecutors Are Bad, Why is Everyone Still Claiming the Mantle?  
**Date:** Tuesday, March 29, 2022 at 5:02:01 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Pamela Price: "They take the label because they want the branding, but in practice, Nancy O'Malley has not been a progressive reformer at all for Alameda County."

## Everyday Injustice Newsletter - March 29, 2022

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### **The Amazing Story of Jarrett Adams - Wrongly Convicted at 17, Attorney Helping To Free Others Now**

Jarrett Adams was a high school student and made one mistake—he went to a college party and ended

up wrongly convicted for the rape of a white college

woman, having been convicted by an all-white jury and facing nearly 30 years in prison.

It took him nearly ten years to get exonerated with the help of the Wisconsin Innocence Project.

Amazingly, he took the lessons he learned as a jailhouse attorney during his incarceration and worked his way through law school and now has a non-profit, dedicated to exonerating the wrongly convicted. As he explains, his book takes you through his journey and you feel like you are in the shoes of that scared 17-year-old, who has no idea what is in store for him.

Listen as he talks about his experience behind bars, being wrongly convicted, how he got through law school and his current work. He also discusses the role that race played in his wrongful conviction and the criminal legal system.

Listen to our interview here - <https://www.davisvanguard.org/2022/03/everyday-injustice-podcast-episode-148-jarrett-adams-from-wrongful-conviction-to-attorney/>

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## Criminal Justice News/ Commentary

### **Commentary: If Progressive Prosecutors Are Bad, Why is Everyone Still Claiming the Mantle?**

The San Francisco recall is trying to thread a needle – Chesa Boudin is incompetent they say, they disagree with his policies, but at the same time, they are not wanting to roll back criminal justice reform.

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### **Law Prof Writes Progressive Prosecutors Wrong Targets of Recalls**

Recalls are not all the same, explains Lara Bazelon – a professor at the University of San Francisco School of Law – in “The Wrong Prosecutors Are Being Recalled.”

[Read More](#)

### **U.S. Gov’t Takes Another Loss – Immigration Judge Rules Sacramento Resident Can’t be Sent Back to Iraq Because He will be Tortured**

An immigration judge here has granted “withholding of removal” for Sacramento resident Omar Ameen under the Convention Against Torture, holding he “cannot be sent back to Iraq because of the likelihood that he will be tortured upon

[Read More](#)

## **Letter: Bipartisan Group of 80+ TX State Reps Urging Clemency for Melissa Lucio**

On Saturday, a bipartisan group of more than 80 members of the Texas House of Representatives sent the attached letter to the Texas Board of Pardons and Paroles urging clemency for Melissa Lucio.

[Read More](#)

## **Wrongly Convicted Mother Pardoned**

Four people found themselves serving time in San Quentin State Prison in 1913 while another was sent to Folsom after they were convicted of allegedly violating a young girl. The five were eventually released after an investigation found

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California’s Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **COVID cases decline across Northern California jails after Omicron surge**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Jury Selection Wraps, Paiz Trial Begins – Defense Notes Officer on List of Police Considered Not Credible**

A judge Monday here in Yolo County Superior Court dismissed defense objections raised during the jury selection for a case involving the evasion of a peace officer.

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### **Uber Rider Faces Felony Charges After Sitting Near Firearms in Vehicle**

Stanislaus County Superior Court Judge Dawna Reeves found sufficient evidence to suggest the accused, Dustin Crawford, could be guilty of charges for possession of firearms and ammunition in a preliminary hearing here

[Read More](#)

### **Defense Attorney Asks for Affordable Bail, Prosecution Balks After Alleged Pepper Spray Incident**

An Alameda County Superior Court judge decided to release a man so he could continue to receive mental health services despite the deputy district attorney concern about an alleged pepper spray attack on a woman in a wheelchair..

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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**Subject:** Everyday Injustice Newsletter -Coverage of Sacramento, Alameda, Yolo DA's Races; DA Candidate Pamela Price Talks Alameda Forum, State of the Race  
**Date:** Monday, March 28, 2022 at 5:01:55 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“So it’s confusing,” she said. “That’s the troubling part, is that his dialogue and his presentation is going to be confusing to voters. And as a trial lawyer, if the people are confused that means you lose.””

## Everyday Injustice Newsletter - March 27, 2022

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**If Progressive Prosecutors Are Bad, Why is Everyone Still Claiming the Mantle?**

**By David Greenwald**

The San Francisco recall is trying to thread a needle - Chesa Boudin is incompetent they say, they

disagree with his policies, but at the same time, they are not wanting to roll back criminal justice reform.

As I opined last week, they don't appear to know what criminal justice reform is - but they don't want to roll it back.

"I share in the opinion that the system is broken, and that Black and Latino defendants have been disenfranchised and disadvantaged in the criminal justice system throughout the history of this country," Brooke Jenkins said. "But what reform looks like is not simply deciding not to prosecute and is not simply that we will not hold criminal offenders in this city accountable."

"I don't think we are calling for a tough-on-crime DA. What we're calling for is a competent DA, a DA that, that places as a priority public safety."

Later Don Du Bain added, "I've known plenty of progressive DAs in my time—Nancy O'Malley over in Alameda County, Jeff Reisig in Yolo County. Here in San Francisco we had both Kamala Harris and George Gascón, who were very progressive DAs and they were progressive because they created new innovative programs to try to keep our young people out of the criminal justice system in the first place."

I asked Alameda DA Candidate Pamela Price about that question - she ran against O'Malley in 2018 and now is running to take her vacated seat.

Pamela Price was not familiar with Du Bain, but she noted, "Because it's California and we're overwhelmingly Democratic, and the Democratic Party is a big tent party, we people in our criminal justice system that have been so much part of the problem, but want to have been able to pretend that they are progressive, they take the label, that's all it is."

She said, "They take the label because they want the branding, but in practice, Nancy O'Malley has not been a progressive reformer at all for Alameda County."

"Our county is so far behind in terms of wrongful convictions and accountability for district attorneys and police accountability. I mean, by every measure, youth justice, we are horrible in terms of the racial disparities in this county. And that has been acceptable under Nancy O'Malley's regime."

She added, "Nancy O'Malley was bred and brought to us in the same line of district attorneys that we have been living under since the 1960s."

Price added, "She has been able to effectively essentially deceive the public into believing that she's progressive by adopting—when the term became popular, they adopted it. It means nothing when you're looking at who they really are."

"That's what you have to look at—the policies," she said. "Anybody can say they're progressive, but what have been their policies and what have been their practices and anybody that looks at Nancy O'Malley's practices knows that she has not been a progressive performer in that office."

A similar phenomenon appeared in the Alameda debate.

Terry Wiley—who is backed by outgoing incumbent Nancy O'Malley said that "we have a district attorney's office that needs new leadership."

Price points out "he is of that office. He is their champion. He talks out of both side of his mouth. On the one hand, yes, there are all these problems, but on the other hand, we've been doing so well. "So it's confusing," she said. "That's the troubling part, is that his dialogue and his presentation is going to be confusing to voters. And as a trial lawyer, if the people are confused that means you lose."

Meanwhile in Yolo County Reisig also talks out of both sides of his mouth. On the one hand, he has cozied up with Measures For Justice and For the People on transparency and early release, on the other hand, he opposes Prop 47, signed onto litigation fighting various early release and attacked his opponent as being pro-criminal.

So welcome to DA's races in California in 2022 - where even the pushback is couching their language in reform language.

Thanks for reading

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## Criminal Justice News/ Commentary

### DA Candidate Pamela Price Talks Alameda Forum, State of the Race

After watching the Alameda District Attorney Candidates Forum last week, one thing we know for sure—Alameda County will have its first ever Black District Attorney.

[Read More](#)

### Gloves Are Off in Yolo – Recent Ads Attack Both Candidates

UC Davis student Eric Pape committed suicide in 2018 after the Yolo County District Attorney's office charged multiple serious felony charges stemming from an incident that occurred when he was having a panic attack while receiving

[Read More](#)

### Sac DA Candidate Discusses Candidacy with Working Families Party

Alana Mathews, candidate for Sacramento County District Attorney, spoke at an online welcome gathering hosted by the California Working Families Party last Wednesday.

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### Everyday Injustice Podcast Episode 148: Jarrett Adams from Wrongful Conviction to Attorney



Jarrett Adams was a high school student and made one mistake—he went to a college party and ended up wrongly convicted for the rape of a white college woman, having been convicted by an all-white jury and facing nearly 30

[Read More](#)

## **Newsom Kills Death Row**

In a January 31, 2022 press conference, California Governor Gavin Newsom announced his intent to stand by his decision to undo the state's death row at San Quentin—the United States' largest death row. Newsom plans to move all

[Read More](#)

## **L.A. County Jail Systems Set for Massive Overhaul**

Last week, the Los Angeles County Board of Supervisors took their next step in their multi-year plan to revamp the county's criminal justice system, a transformation that has been underway for well over two years now.

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## **After 25 Years Separated and Imprisoned after Wrongful Conviction, Brothers Freed**

Two brothers who wrongfully spent more than a quarter century behind bars were released last week here after new evidence was discovered in an investigation.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Postpones Hearing to Allow Accused Time to Find Funds to Pay Fines if Convicted**

Deputy Public Defender Zachary Sosa asked for a three month extension here in Alameda County Superior Court late last week for his accused client, charged with misdemeanor driving under the influence (DUI) in 2020, but

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### **Woman Takes Felony Deal after Biting Partner and Attempting to Bite Peace Officer**

After facing felony charges of corporal injury—a bite—and attempting to bite a peace officer, the accused agreed to take an offer by the prosecution to plead no contest to both charges in a commitment hearing here in

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### **Man Expresses Unhappiness with Court – Judge Postpones Hearing**

Fred Earl Clark appeared in Alameda County Superior Court Courthouse 702 for a plea hearing last week. And it wasn't the normal appearance observers are used to seeing.

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### **Prosecution-Defense Squabble after DA Tried to Remove Defense Counsel Three Times in Attempted Murder Case**

In the trial readiness conference for Theo Kelso and Isaiah Berkley, who are charged with attempted murder in Feb. 2019, Judge Tom Dyer set a trial date Friday in Yolo County Superior Court after hearing from the attorneys.

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**Subject:** Everyday Injustice Newsletter -Alameda DA Candidates Meet in a Candidates Forum; Gunnigle Reemerges in Critical Maricopa Race As Adel Resigns  
**Date:** Friday, March 25, 2022 at 4:00:46 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Pamela Price: "I decided to run for district attorney because far too many district attorneys have forgotten that their mission is to protect public safety. By advancing justice. Prosecutors have been at the heart of mass incarceration. They literally drove the bus from the playground to the prisons."

## Everyday Injustice Newsletter - March 25, 2022

**A Number of Dubious  
Claims in the SF DA Recall Debate**

**By David Greenwald**

Today's [column](#) offers a few corrections to claims made by Brooke Jenkins and Don Du Bain against SF DA Chesa Boudin the Recall Debate on Monday.

Don Du Bain on numerous occasions made the claim, "He has not created any new innovative programs to either prevent crime or rehabilitate criminal offender—other than those that are mandated by state law."

It's a vague claim that he tried to specify, but it doesn't seem to hold much water. The DA's office provided the Vanguard with a seven-page list of programs and accomplishments.

Some of these would seem to apply.

For instance, "Partnered to provide housing for justice-involved unhoused people during COVID." Or, "Launched primary care diversion program to prevent incarceration from impacting children and families." Also, "Created a new initiative to assist members of the public in obtaining gun violence restraining orders to get guns out of the hands of people who pose a threat to themselves or others." "Secured largest grant in office history to expand victim-centered restorative justice approaches to harm."

Those are just a few examples.

Julie Edwards, spokesperson from Friends of Chesa Boudin Opposing the Recall listed several more.

"That's just ridiculous," she said. "I can name several off the top of my head."

She named the economic crimes unit, and the worker protection unit which is not only new to San Francisco, but may be the first of its kind in the same.

"That is a unit specifically devoted to investigating economic crimes and crimes against workers," she said.

She also noted his work with AG Rob Bonta to target manufacturers of ghost guns and help keep them off the street.

That just one example.

See my full column [here](#).

## The Vanguard still needs your help in 2022.

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Alameda DA Candidates Meet in a Candidates Forum – Part One

The Alameda County District Attorney Candidates met on Wednesday in a candidates forum hosted by the Justice Reinvestment Coalition of Alameda County and Urban Peace. Nancy O'Malley declined to seek reelection and there

[Read More](#)

### Maricopa Prosecutor Resigns, Gunnigle Quickly Emerges to Run to Replace Adel

In November 2020, while all eyes were watching the Presidential returns in Maricopa County to see if Biden would hold his narrow lead over Trump, Republican Allister Adel narrowly defeated Democrat Julie Gunnigle to win the

[Read More](#)

## **Despite SFPD Officer Acquittal, Trial Can be Important Step Toward Police Reform, Advocates Claim**

Despite resulting in an acquittal, the trial of a San Francisco Police Officer for excessive use of force may be a victory in pursuing police accountability and reform, according to police reform activists and prosecutors.

[Read More](#)

## **Federal Correctional Officer in Dublin Charged with Sexual Abuse**

Federal Correctional Officer Enrique Chavez was charged in a federal indictment with “two counts of abusive sexual contact against a prison inmate” at the Federal Correctional Institute of Dublin (CA),” according to the U.S. Department of

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

## **COVID-19 Outbreaks Subside Across California’s Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## [Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance](#)

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### [Drug Theft-Murder Trial Thursday: Witness Remembers Being Told by Accused 'I'd Beat Your A\\*\\* If You Shared This Story'](#)

The jury trial of Chandale Shannon, Jr., and Jesus Campos for allegedly participating in the murder of two teens—Elijah Moore and Enrique Rios—for stealing marijuana proceeded here Thursday in Yolo County Superior Court.

[Read More](#)

### [Another Victim Testifies on Groping at Church Mass](#)

Another victim testified here in Stanislaus County Superior Court against "Frank Doe" during a jury trial Thursday. Wednesday another victim testified she was groped during the same church service.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### [Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean](#)

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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### [Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics](#)

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyn Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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**Subject:** Everyday Injustice Newsletter -Do Chesa's Opponents Even Know What Criminal Justice Reform Is?  
**Date:** Thursday, March 24, 2022 at 4:00:58 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"She's just completely off base," Edwards said. "This is the kind of Fox News talking points that has become typical of the recall campaign, but does nothing but mislead the voters about Chesa Boudin's office."

## Everyday Injustice Newsletter - March 24, 2022

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### **A Number of Dubious Claims in the SF DA Recall Debate**

**By David Greenwald**

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Don Du Bain on numerous occasions made the claim, "He has not created any new innovative programs to either prevent crime or rehabilitate criminal offender—other than those that are mandated by state law."

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"That's just ridiculous," she said. "I can name several off the top of my head."

She named the economic crimes unit, and the worker protection unit which is not only new to San Francisco, but may be the first of its kind in the same.

"That is a unit specifically devoted to investigating economic crimes and crimes against workers," she said.

She also noted his work with AG Rob Bonta to target manufacturers of ghost guns and help keep them off the street.

That just one example.

See my full column [here](#).

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## **Criminal Justice News/ Commentary**

### **Commentary: Do Chesa's Opponents Even Know What Criminal Justice Reform Is?**

The opponents of San Francisco DA Chesa Boudin insist that they don't want to roll back the clock on criminal justice reform—they just want a more competent DA heading the office.

[Read More](#)

### **Reisig Accused of Prosecutorial Misconduct in Gonzalez Case That Was Overturned This Week**

The Third Appellate District Court reversed the second-degree murder conviction of Justin Gonzalez on Tuesday. The Court's decision to reverse the murder conviction was "really special" for Gonzalez's defense attorney, Keith Staten.

[Read More](#)

## **A Look at the Yolo District Attorney Race Donations**

Nearly \$200,000 has been donated to candidates for Yolo County District Attorney from January 2021 to March 2022 according to both candidates' campaign disclosure statements.

[Read More](#)

## **New Expert Analyses Show Melissa Lucio Was Wrongly Convicted and Condemned to Die for the Accidental Death of her Daughter**

Attorneys for Melissa Lucio have submitted an application for clemency to Governor Greg Abbott and the Texas Board of Pardons and Paroles. The evidence, they say, overwhelming shows that Lucio, a victim of sexual abuse and

[Read More](#)

## **Judge Overturns 11-Year-Sentence for Woman Charged with Murder of Stillborn Child – And She's Not Only One Targeted by County DA**

A Kings County Superior Court judge last week overturned the 11-year prison sentence of a woman charged with the murder of her stillborn child, determining the woman's plea agreement for voluntary manslaughter was made

[Read More](#)

## **Detroit Council OK's \$7.5 Million Settlement for Wrongfully Imprisoned Teen**

The Detroit City Council unanimously approved a \$7.5 million settlement Tuesday for a man who entered prison as a teenager and remained there for eight years for murders he didn't commit – a professional hit man later took

[Read More](#)

## **New Report Charges Felony Murder Laws 'At Odds With Rest of World'**

An “extensive analysis of the United States’ fundamentally flawed felony murder laws,” according to the Sentencing Project and Fair and Just Prosecution Wednesday, shows a “legal landscape that is at odds with the rest of the

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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[Read More](#)

### **Witness in Murder Trial Testifies Previously Lied to Law Enforcement in a Drug-Induced State**

Joseph Bland began another day of trial here in Stanislaus County Superior Court Monday, where he is accused of murdering another man by stabbing on Aug. 19, 2021.

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## **Everyday Injustice - Podcast**

**see our podcasts**

### **Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean**

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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**Subject:** Everyday Injustice Newsletter -California Appellate Court Overturns Murder Sentence; SF Supervisor Dean Preston Calls for Hearing on “Copaganda”  
**Date:** Wednesday, March 23, 2022 at 4:01:42 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Ultimately, the power of so-called ‘copaganda’ comes from the way it shapes people’s perception of crime, public safety, and potential solutions to societal issues,” said Supervisor Preston.

## Everyday Injustice Newsletter - March 23, 2022

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**This One is  
Personal...**

**By David Greenwald**

You’ll forgive me, I have been covering Justin Gonzalez since I stumbled on his initial preliminary hearing

back in July 2013. At the time it was a multidendant gang case out of Woodland (in Yolo County) where five or six suspects approached the victim and attacked him without provocation and took his bike and some money.

But there were problems with the identification and one of the victims later charged, "The cops put words in my mouth."

Following one of the trials, the *Vanguard* spoke to a juror. The juror said, "I was never convinced by the prosecution of anything more than the four kids were possible gang members but that was about it." He said, "But I did feel some of the witnesses were lying. I felt some of the jury panel was biased because the boys may have appeared to be gang members but it never changed my mind of innocence or guilt."

He continued that he felt jurors were tired and did not understand the law in deciding on a verdict correctly.

He told the *Vanguard*, "I feel bad for the young boys and was convinced, through the video and evidence presented, they were in fact innocent."

It went to trial four times before a plea agreement was reached and Justin Gonzalez ended up taking a gang charge even though he maintained he was not involved at all. It was upon his release that things went awry again - this time before his family could get him out of Woodland, he got caught up in the Casa Del Sol murder.

Crazy as it sounds lightning struck twice - Justin Gonzalez was fingered by a witness as an accomplice. But the witness has severe credibility problems, she flipped her testimony in order to avoid murder charges herself, and the prosecution got caught withholding exculpatory evidence.

Still Justin Gonzalez was convicted and sentenced to 70 years in prison.

Upon sentencing, Judge Daniel P. Maguire acknowledged he was troubled that he was holding a CD with a recording that the defense did not have access to during the trial. However, he ended up ruling that, given the thoroughness on which the defense was able to discredit witness Ruby Aradoz even without this key evidence, even if the defense had had access to the recording, it would have made no difference in the outcome in the trial.

Yesterday, Justin Gonzalez got a new lease on life thanks to SB 1437 and SB 775.

As the court notes, the new law "bars conviction for second degree murder under a natural and probable consequences theory."

The trial court instructed the jury that "Gonzalez could be convicted of second degree murder under a theory of natural and probable consequences, if the jury decided he was guilty of assault by means of force likely to produce great bodily injury."

"We conclude the error in instructing the jury on the natural and probable consequences doctrine is not harmless beyond a reasonable doubt and the verdict against Gonzalez must be reversed," the Court's opinion said.

If they try Justin Gonzalez again, this time, the defense will have witnesses who can directly contradict Aradoz and another witness's testimony. For Justin Gonzalez, he finally gets a break, now we'll see if he can take full advantage of it.

Thanks for reading.

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## Criminal Justice News/ Commentary

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### **SF Supervisor Dean Preston Calls for Hearing on "Copaganda"**

SF Supervisor Dean Preston on Tuesday called for a hearing on the use of taxpayer funds for propaganda designed to perpetuate a growing policing budget or undermine efforts for police accountability and reform. The

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### **DC Circuit Court Prohibits 'Title 42' Expulsions Used by Trump to Expel Hundreds of Thousands of Migrants**

Earlier this month, groups challenging expulsions of asylum-seeking families won their class action lawsuit, *Huisha-Huisha v. Mayorkas*, with the D.C. Circuit prohibiting Title 42 expulsions of families to persecution or torture.

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### **Officers Too Quick to Use Lethal Force, San Diego-Tribune Editorial Board Opines**

Over the past 15 years, law enforcement has been too quick to use lethal force, according to the San Diego Union-Tribune Editorial Board opinion piece, which noted cellphone and body-cam videos show officers escalating

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### **Courts Getting Back to Normal, Reducing Backlog after Rescission of COVID Rules**

An increase in jury trial capacity in Philadelphia's court system recently garnered praise here from the district attorney and others, following a slowdown after the Pennsylvania's Supreme Court statewide judicial

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### **Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Witness in Murder Trial Testifies Previously Lied to Law Enforcement in a Drug-Induced State**

Joseph Bland began another day of trial here in Stanislaus County Superior Court Monday, where he is accused of murdering another man by stabbing on Aug. 19, 2021.

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### **Jealousy Discussed in Trial for 2020 Murder as Possible Motive**

Gruesome photographs of the victim and a possible motive behind the murder were a few of the topics discussed during a Tuesday morning jury trial here in Alameda County Superior Court.

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## Drug Theft-Related Murder Trial Ongoing – Family Members, Friends Testify

The jury trial for Jesus Campos and Chandale Shannon, Jr., proceeded in Yolo County Superior Court on Tuesday with more witness testimonies.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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**Subject:** Everyday Injustice Newsletter -Pro and No Sides Clash in Recall Debate Held in San Francisco; Campaign Posters Stirs Controversy in DA Recall Campaign  
**Date:** Tuesday, March 22, 2022 at 4:01:41 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Don Du Bain: "I've known plenty of progressive DAs in my time – Nancy O'Malley over in Alameda County, Jeff Reisig in Yolo County. "

## Everyday Injustice Newsletter - March 21, 2022

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**The Opponents of  
Chesa Boudin Don't Seem to Know What Criminal Justice  
Reform Actually Is**

**By David Greenwald**

I watched the debate last night on the San Francisco DA Recall. I don't know what the story was for DA Boudin not participating in it. On some level I understand the strategy just as Governor Newsom never directly confronted his recallers. The problem here, the two people who stood in for Boudin - Tinish Hollins and former Police Officer Richard Corriea did not know the depth of his policies and decisions to be able to effectively refute some of the charges by two former Assistant DAs in SF.

On the other hand, Brooke Jenkins and Don Du Bain never seemed to be able to articulate what criminal justice reform actually was.

For her part, Jenkins got closer to it.

"I share in the opinion that the system is broken, and that black and Latino defendants have been disenfranchised and disadvantaged in the criminal justice system throughout the history of this country," she said. "But what reform looks like is not simply deciding not to prosecute and is not simply that we will not hold criminal offenders in this city accountable."

"I don't think we are calling for a tough on crime DA. What we're calling for is a competent DA, a DA that, that places as a priority public safety." She later said, "Even the most progressive of prosecutors in the DA's office under Chesa have walked off the job."

Meanwhile the cringeworthy moment came from Don Du Bain. This is a guy who was fired from Solano County for Brady Violations and withholding exculpatory evidence.

He said, "I've known plenty of progressive DAs in my time – Nancy O'Malley over in Alameda County, Jeff Reising in Yolo County. Here in San Francisco we had both Kamala Harris and George Gascon, who were very progressive DAs and they were progressive because they created new innovative programs to try to keep our young people out of the criminal justice system in the first place."

He reiterated, "Those are true progressive prosecutors. Chesa has not developed a single new innovative program as DA to reform or rehabilitate."

That was definitely a cringeworthy moment. I have covered Yolo County for decades and while Jeff Reising has attempted to claim a progressive mantle, the data doesn't back him up. And I know Pamela Price who is running for DA for a second time would say the same thing about the outgoing Nancy O'Malley.

Even the moderator Marisa Lagos of KQED seemed to question this.

"You brought up Nancy O'Malley, folks can disagree about whether she could be considered progressive, but I never see her name come up when we talk about the Oakland Murder Rate, why is it fair to lay sort of every ill of this city at one person's feet... Another example, Anne Marie Schubert was not blamed in Sacramento when that horrific killing happened a few weeks ago. Why, why should we believe that one man is responsible for this?"

Du Bain said he's worked for over 30 years as a prosecutor, "I've never been in an office until I worked for Chesa Boudin, where I saw nearly half the prosecutors in the office, walk off the job and leave the office. That's a stunning departure and a number of career prosecutors who have left under his management."

But he never answered the question - what is a progressive prosecutor and what does criminal justice reform look like. I have come to the conclusion that they don't support criminal justice reform, they are using the term because they are afraid to be seen as tough on crime but their language betrays them.

Thanks for reading.

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## Criminal Justice News/ Commentary

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There was no Chesa Boudin, who was holding a Townhall at Manny's at the same time, but there was an engaged discussion over the recall of Chesa Boudin to be held on June 7. Representing the pro-recall side former

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### **District Attorney Recall Campaign Poster Stirs Controversy with Alleged Offensive Undertone**

The campaign supporting the recall of San Francisco District Attorney Chesa Boudin has stirred controversy for circulating a poster that critics considered racist and offensive.

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### **Kentucky Measure Would Finally Compensate People Wrongly Convicted and Incarcerated**

Late last month, Kentucky Representative Jason Nemes introduced House Bill 691, which would create a compensation fund for those that suffered from wrongful convictions and incarceration.

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### **Baltimore Mayor Lauds Maryland Police Accountability Act as 'Once-in-a-Generation Opportunity for Meaningful' Police Reform**

Baltimore Mayor Brandon M. Scott has lauded the Maryland Police Accountability Act of 2021 (House Bill 670), calling it a "once-in-a-generation opportunity for meaningful police accountability reforms that have eluded

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### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Trial Proceeds in Murder of Two Teens in Drug Theft**

Family members of two victims who went missing in 2016 were questioned here in Yolo County Superior Court Monday in the jury trial of Jesus Campos and Chandale Shannon, Jr., who are charged with kidnapping and murder of

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### **Judge Releases Man Despite Arrest Record after Case Manager Testifies**



Alameda County Superior Court Judge Morris Jacobson decided to release a man here despite his numerous out-of-county arrests, deciding to release him on his own recognizance with no bail after hearing from a case

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## Unhoused Man Found Guilty After He Admits Intentionally Violating Probation to Avoid Harsh Winter Conditions

After a day of deliberation here in Yolo County Superior Court, the jury returned late last week with a guilty verdict for Sander Findlay on a charge of unlawful possession of a dirk or dagger—a felony even though the blade is only

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo5ODgzMTg0MmlwY2VhZjM3NDZmOGU1ZThhZThiNGZmMT01OjQ4NzY6Y2FjYmY4YzgyNjU0YzY2MTE2YjlyNGI2ZTgwMTI2ODEyMmZiYTkWZTIkNmM4MTVhNmUxZjlkZWEzOTIiMGMzMDp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo5ODgzMTg0MmlwY2VhZjM3NDZmOGU1ZThhZThiNGZmMT01OjQ4NzY6Y2FjYmY4YzgyNjU0YzY2MTE2YjlyNGI2ZTgwMTI2ODEyMmZiYTkWZTIkNmM4MTVhNmUxZjlkZWEzOTIiMGMzMDp0Ok4)

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**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes  
**Date:** Monday, March 21, 2022 at 4:41:38 PM Greenwich Mean Time  
**From:** Stuhldreher, Anne (TTX)  
**To:** Ibarra, Valerie (PDR), Marshall, Rachel (DAT), Goossen, Carolyn (PDR), Lau, Michelle (TTX)  
**CC:** Manke, Eric (TTX)

Thank you Valerie! Anne

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Friday, March 18, 2022 6:01 PM  
**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Cc:** Manke, Eric (TTX) <eric.manke@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Hi All,

I'm so happy we were able to cross the finish line with the Warriors' PSAs this week. Our press release got picked up by a few outlets:

- **KRON 4:** <https://www.kron4.com/news/bay-area/warriors-release-psa-for-sfs-be-the-jury/>
- **MSN:** <https://www.msn.com/en-us/entertainment/news/warriors-release-psa-for-sf-s-be-the-jury/ar-AAVeMGR>
- **Davis Vanguard:** <https://www.davisvanguard.org/2022/03/nba-golden-state-warriors-star-in-psa-promoting-new-100-a-day-payment-for-low-medium-income-jurors/>

If you see any others, please share them here.

Have a great weekend,  
Valerie

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Thursday, March 17, 2022 12:28 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Cc:** Manke, Eric (TTX) <eric.manke@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

yes, sorry for delay

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, March 17, 2022 12:16 PM  
**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Ok ~ the links are up! I added them to the press release, and am planning to send it out at 12:30pm. Would that work for the rest of you?

[https://docs.google.com/document/d/1fHgyuM\\_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit](https://docs.google.com/document/d/1fHgyuM_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit)

## Press Release -DRAFT- Be the Jury Supported by the Warriors

FOR IMMEDIATE RELEASE: March 17, 2022 CONTACT: Valerie Ibarra - SF Public Defender's Office - (628) 249-7946 - Valerie.Ibarra@sfgov.org Anne Stuhldreher - SF Financial Justice Project - (415) 596-6138 - Anne.Stuhldreher@sfgov.org Rachel Marshall - San Francisco District Attorney's Office - (415...

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**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, March 17, 2022 11:53 AM  
**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Update -- They put one up so far, from [Coach Kerr](#). I've added that link in our release and have asked when they expect Kevon's to get posted. TBA

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, March 17, 2022 8:55 AM  
**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

We're still waiting on the PSAs. They said it would be up this morning, but it sounds like the folks we're coordinating with are waiting for them as well.

Here's the final text, minus the links:

[https://docs.google.com/document/d/1fHgyuM\\_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit](https://docs.google.com/document/d/1fHgyuM_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit)

---

**From:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>  
**Sent:** Thursday, March 17, 2022 8:50 AM  
**To:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Is there a final version yet? What's estimate for release time?

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**From:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>  
**Sent:** Wednesday, March 16, 2022 9:32:11 PM  
**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>; Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Valerie will share final press release in the morning - with some last minute changes

Hey all, we just got word that the Warriors want their quotes removed from the final press release and to just have the PSA links included. Valerie will send out the final version to you all in the a.m. but I wanted to make sure everyone was aware.

Thanks!  
Carolyn

**Subject:** Everyday Injustice Newsletter - A Community Activist Ran an IE against Yolo DA Reisig in 2018, He Tried to Charge Her Criminally for Doing So

**Date:** Monday, March 21, 2022 at 4:01:12 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

"Soft on crime policies are bad news for Yolo County! Cynthia Rodriguez is getting thousands of dollars in campaign funding connected to convicted sex offenders and child rapists seeking a soft on crime District Attorney!"

## Everyday Injustice Newsletter - March 21, 2022

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Reisig Piles Up the Dough With a

## Reisig Kiles Up the Base with a Below the Belt Attack Ad

Saturday's "[My View](#)" column sorts out the why but I want to talk about the impact of the Reisig attack ad briefly here. Yolo County DA Jeff Reisig is facing a challenged reelection for the second time. In 2018, he faced Public Defender Dean Johansson and narrowly held his seat by just over 2000 votes.

Now he faces retired Public Defender Cynthia Rodriguez and immediately decided to go extremely negative with a personal attack ad linking her to sex offenders and child rapists. Many see a clear connection to Trumpism and QAnon. He seems to be hitting the dog whistle hard.

I found it a bit reminiscent of Todd Spitzer, the Orange County DA's over-the-top attacks on Pete Hardin. Others have seen it as a continuation of his 2018 campaign tactics.

But for me, this has the potential to really backfire on him.

First of all, I don't even think it's a good ad. It's too non-specific to have a real impact. And it's over the top and looks meanspirited. So actually it is more likely to anger those voters who might be on the fence as to who they would vote for.

Moreover, the race was kind of sleepy. This immediately shot a huge amount of adrenaline into Cynthia Rodriguez supporters. Indeed, there has been much more interest in this race since Friday than there was before.

From that standpoint, I just don't understand why an incumbent would run that kind of ad.

But the biggest factor here is it explodes the narrative that Reisig had very carefully set over the last year plus. His message was I have changed. I may not be Boudin or Gascon, but I am also not Schubert and Spitzer.

That's out the window. I spent the last year arguing that most of these changes were window dressing, but the mainstream media soaked it up.

The Sacramento Bee in October had an article: "Why most innovative CA prosecutor might be in Yolo County."

He told the paper that "he recognizes that the criminal justice world has changed and that he needs to adapt with it."

"I'm not an ideologue," said Reisig in an interview with the Sacramento Bee. "I'm not in the same category as hardcore progressives that are looking to fundamentally rip down the system and rebuild it. I view our job more as threading the needle of criminal justice reform and public safety at the same time."

But he just blew that up with the attack on Rodriguez arguing that she is campaigning for criminals and getting thousands from sex offenders and child rapists.

As I discuss in the column today it's unclear as to whether this is some kind of strategic calculations suggesting that Reisig no longer feels reform is the way to go or whether this is just his notoriously thin skin getting the best of him.

One thing is for sure - the gloves are now off in this race and now we'll see exactly what Reisig really is.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### **Reisig Rips Off the Gloves and Any Pretense of Reform**

On Friday Jeff Reisig's campaign took off the gloves and went with a surprisingly vicious attack against his challenger, Cynthia Rodriguez. With a photo of her and money, the header says, "Campaigning For Criminals."

[Read More](#)

### **A Community Activist Ran an IE against Reisig in 2018, He Tried to Charge Her Criminally for Doing So**

Community activist and organizer Maria Grijalva helped organize a protest in April 2016 in response to the Yolo County District Attorney's use of gang injunctions.

[Read More](#)

### **Demonstration in Solidarity with Merced Inmates to Be Held by Activists and Family Members**

Merced Inmate Rights Association (MIRA) and Merced Under Construction (MUC) are holding an action in solidarity with the men currently on hunger strike in the Merced County Jail tomorrow, according to a press release.

[Read More](#)

### **Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean**

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

[Read More](#)

### **Critics Argue against 'Chesa Boudin Derangement Syndrome'**

With Chesa Boudin's recall election coming up in April, many local San Francisco residents have been overcome with what has been dubbed as the "Chesa Boudin Derangement Syndrome."

[Read More](#)

## **Georgia House Republicans OK Bill Allowing State Police to Investigate Election Crimes – Voting Rights Advocates Oppose Measure**

Georgia House Republicans advanced a bill that would grant the state's bureau of investigations jurisdiction over election crimes and voter fraud – but critics of the plan say they aren't so sure about the law.

[Read More](#)

## **The Sentencing Project Notes U.S. Failed Response to Crimes by Kids**

The U.S. response to crimes committed by kids fails to fully understand the scope of youth incarceration, which is critical to protecting youth and ensuring equal justice for youth of color, according to a recently released report by The

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

[Read More](#)

## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in**



## Compliance

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Man Knowingly Gives Up Basic Rights in Prelim Plea Deal

Stanislaus County Superior Court Judge Dawna Reeves accepted a plea deal here late last week from Cody Markus Hill in his preliminary hearing, but wanted to be sure Hill knew he was giving up his rights to do so.

[Read More](#)

### Big Support for Woman, But Judge Still Sentences Her to Jail Because of Repeated Offenses

It was an emotional case in Yolo County Superior Court's Dept. 8 late last week when multiple community members – including a victim – spoke on behalf of Adrienne Nicole Dale, with some even having tears in their eyes as they addressed

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 147: Jeffrey Baker Pepperdine Assistant Dean

Jeffrey Baker grew up in the deep south and moved to teaching law school at Pepperdine's Caruso School of Law where he heads up the Community Justice Clinic. Professor Baker discussed the differences but also the similarities

[Read More](#)

### Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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**Yolo County Court Watch:**

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**Sacramento Court Watch:**

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**Twitter:**

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**YouTube:** [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzphZjgxOWY2ZTNmMjRhYzBjNjg4MjlkZDdmN2FkZTlZnjo1OmQyOWM6MDImYTJIMzI0NDBhYzlk0Zjc1N2U4ZWUxM2UyOGNmMDI5ZDdiM2U2YzAyZWVjNzZiMDg5YTUyYzZkODIxMTdmYjpo0Ok4](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzphZjgxOWY2ZTNmMjRhYzBjNjg4MjlkZDdmN2FkZTlZnjo1OmQyOWM6MDImYTJIMzI0NDBhYzlk0Zjc1N2U4ZWUxM2UyOGNmMDI5ZDdiM2U2YzAyZWVjNzZiMDg5YTUyYzZkODIxMTdmYjpo0Ok4)

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**Date:** Saturday, March 19, 2022 at 1:01:08 AM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Stuhldreher, Anne (TTX), Marshall, Rachel (DAT), Goossen, Carolyn (PDR), Lau, Michelle (TTX)  
**CC:** Manke, Eric (TTX)

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- **Davis Vanguard:** <https://www.davisvanguard.org/2022/03/nba-golden-state-warriors-star-in-psa-promoting-new-100-a-day-payment-for-low-medium-income-jurors/>

If you see any others, please share them here.

Have a great weekend,  
Valerie

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**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Thursday, March 17, 2022 12:28 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Cc:** Manke, Eric (TTX) <eric.manke@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

yes, sorry for delay

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Thursday, March 17, 2022 12:16 PM

**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>

**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Ok ~ the links are up! I added them to the press release, and am planning to send it out at 12:30pm. Would that work for the rest of you?

[https://docs.google.com/document/d/1fHgyuM\\_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit](https://docs.google.com/document/d/1fHgyuM_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit)

## Press Release -DRAFT- Be the Jury Supported by the Warriors

FOR IMMEDIATE RELEASE: March 17, 2022 CONTACT: Valerie Ibarra - SF Public Defender's Office - (628) 249-7946 - Valerie.Ibarra@sfgov.org Anne Stuhldreher - SF Financial Justice Project - (415) 596-6138 - Anne.Stuhldreher@sfgov.org Rachel Marshall - San Francisco District Attorney's Office - (415...

docs.google.com

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**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

**Sent:** Thursday, March 17, 2022 11:53 AM

**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>

**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Update -- They put one up so far, from [Coach Kerr](#). I've added that link in our release and have asked when they expect Kevon's to get posted. TBA

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

**Sent:** Thursday, March 17, 2022 8:55 AM

**To:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>

**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

We're still waiting on the PSAs. They said it would be up this morning, but it sounds like the folks we're coordinating with are waiting for them as well.

Here's the final text, minus the links:

[https://docs.google.com/document/d/1fHgyuM\\_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit](https://docs.google.com/document/d/1fHgyuM_kafucyADM44I3aLREvTi7NSr8p5XgCNTlg0g/edit)

**From:** Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>  
**Sent:** Thursday, March 17, 2022 8:50 AM  
**To:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Re: Valerie will share final press release in the morning - with some last minute changes

Is there a final version yet? What's estimate for release time?

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**From:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>  
**Sent:** Wednesday, March 16, 2022 9:32:11 PM  
**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>; Marshall, Rachel (DAT) <rachel.marshall@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Valerie will share final press release in the morning - with some last minute changes

Hey all, we just got word that the Warriors want their quotes removed from the final press release and to just have the PSA links included. Valerie will send out the final version to you all in the a.m. but I wanted to make sure everyone was aware.

Thanks!  
Carolyn

**Subject:** Everyday Injustice Newsletter - Defense Attorney Finds Himself Accused of Biased Striking of Jurors Under New Law  
**Date:** Friday, March 18, 2022 at 4:01:57 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"This law places a juror's right to serve on a jury, above the right of the accused to provide input on who sits on the jury," Briggs told the Vanguard.

## Everyday Injustice Newsletter - March 18, 2022

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### **Anti-Discrimination Jury Selection Act Seems To Be Misused by Judge in Santa Clara Case**

A defense attorney found himself to be in hot water this week when a judge appeared to misapply the Anti-Discrimination Jury Selection Act in a ruling on the attorney's striking of a Latino Jury.

"This law places a juror's right to serve on a jury, above the right of the accused to provide input on who sits on the jury," Attorney Curtis Briggs told the Vanguard.

He noted, "Because of this law, the prosecutor argued that my young Latino client was discriminating against a young Latino prospective juror, when that was never the case."

In 2020, then-Assemblymember Shirley Weber (now Secretary of State) sponsored AB 3070, the Anti-Discrimination Jury Selection Act that was signed into law by Governor Gavin Newsom.

"Citizens are too often excluded from serving on juries because of their race, ethnicity, gender, sexual orientation, or other legally-protected characteristics," the reasoning went.

In short, the law improves on the Batson/Wheeler procedures which "was designed to root out intentional acts of discrimination by lawyers when they exercise peremptory challenges to eliminate prospective jurors."

AB 3070 broadened "jury selection laws to address both conscious and unconscious discrimination will ensure that parties are able to fully exercise their rights under the state and federal Constitutions and strengthen the public's trust in California courts."

Ricardo Diaz and his brother Alex Toledo, both Latinos, are on trial in Santa Clara County for murder.

This week, Judge Artur Bocanegra ruled that Briggs along with co-counsel, "engaged in discrimination against a Latino juror by asking he be excused from jury service. A violation of the newly enacted CCP 231.7."

But as Briggs points out two of the defendants including his client are Latino and his reasoning for striking the juror in question was his professional experience not his race or ethnicity.

Briggs argued, "The court's finding is absurd and I emphatically deny any allegation of such conduct."

"The court's finding that there was objective discrimination is contrary to everything presented," Briggs writes. "Peremptories are discretionary as long as they are not in violation of Batson/Wheeler and/or CCP 231.7 and involve judgement calls about a juror's ability to hear evidence and deliberate."

Full story here:

<https://www.davisvanguard.org/2022/03/defense-attorney-finds-himself-accused-of-biased-striking-of-jurors-under-new-law/>

**The Vanguard still needs your help in 2022.**

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## Criminal Justice News/ Commentary

### Defense Attorney Finds Himself Accused of Biased Striking of Jurors Under New Law

A defense attorney trying a high profile murder case found himself in hot water with a new law designed to guard against racially discriminatory jury peremptory challenges.

[Read More](#)

### Sacramento DA Debate – Part II

The Sacramento County District Attorney forum held last week showcased both Alana Mathews and Thein Ho in the open seat for Sacramento County DA.

[Read More](#)

## **President Biden signs Methamphetamine Response Act into Law**

President Joe Biden signed into law Wednesday, the Methamphetamine Response Act, which Senators Dianne Feinstein (D-Calif.) and Chuck Grassley (R-Iowa) and Representatives Scott Peters (D-Calif.) and John Curtis (R-

[Read More](#)

## **Fresno Law Targeting Advocates and Reporters from Observing Unhoused Sweeps Challenged in Federal Court by ACLU and Homeless Union**

A new law here that targets unhoused people, and puts “unconstitutional restrictions on advocates and reporters who try to draw attention to how the unhoused are treated during encampment sweeps” is the target of a new

[Read More](#)

## **NBA Golden State Warriors Star in PSA Promoting New \$100 a Day Payment for Low-Medium Income Jurors**

The NBA Golden State Warriors have starred in and released several social media public service announcement promoting the City and County of San Francisco “Be The Jury” Pilot Program in San Francisco Superior

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**



There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Jury Trial Continues for Man Accused of Stabbing Victim in 2021 Fight

Stanislaus County Superior Court Judge Dawna Reeves presided over a jury trial Thursday for Spurgeon Bland, accused of allegedly stabbing someone in a fight on Aug. 19, 2021.

[Read More](#)

### Man Blocks Officers, Drops Drug Evidence, Police Claim at Preliminary Hearing

A man accused of heroin possession and resisting a peace officer apparently used his feet not only to try to interfere with officers, but also to accidentally provide potential evidence of a crime for those officers, according to

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local

## Politics

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

[Read More](#)

## Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/davisvanguard/\\_\\_\\_YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OjIzYTk6MTAxNGMzZWlON2RhmlwYmQ2OGZlZDMwMmU2ZDgyM2YzNzY3Yzk3ZWZjYTIwOGM0NWQ2ODFmMzgyMDU3MzVIMzp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/davisvanguard/___YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OjIzYTk6MTAxNGMzZWlON2RhmlwYmQ2OGZlZDMwMmU2ZDgyM2YzNzY3Yzk3ZWZjYTIwOGM0NWQ2ODFmMzgyMDU3MzVIMzp0Ok4)

Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OjZkN2I6YmU3MTFiYTc2YjUwMmY1MmEzMTBjOGRmYmU2N2Q4MzhIMTgxOTkwZDkwNmZjYWRjYmM4NzA0OTVmZTg0NjZkNz0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OjZkN2I6YmU3MTFiYTc2YjUwMmY1MmEzMTBjOGRmYmU2N2Q4MzhIMTgxOTkwZDkwNmZjYWRjYmM4NzA0OTVmZTg0NjZkNz0Ok4)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1Ojk0Nzgz6MzFmNjJjMDQxYjExNDBINjI2MWE1ZTM5ZWVjODZINzkwYWRhN2Q1MmEzN2ZmMGNjMDVhNmI3YzI4N2VmODhYTp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1Ojk0Nzgz6MzFmNjJjMDQxYjExNDBINjI2MWE1ZTM5ZWVjODZINzkwYWRhN2Q1MmEzN2ZmMGNjMDVhNmI3YzI4N2VmODhYTp0Ok4)

Twitter: [https://url.avanan.click/v2/\\_\\_\\_https://twitter.com/DavisVanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1Ojg0ODk6ZDUwNTdiM2NkYzQwZmU3N2Q0NDExODI4M2Y2NjNmMWYzZmYyMjRiMDg4NjZIN2QxYTE2YTNiOTMxOWMwMmYwOTp0Ok4](https://url.avanan.click/v2/___https://twitter.com/DavisVanguard___YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1Ojg0ODk6ZDUwNTdiM2NkYzQwZmU3N2Q0NDExODI4M2Y2NjNmMWYzZmYyMjRiMDg4NjZIN2QxYTE2YTNiOTMxOWMwMmYwOTp0Ok4)

YouTube: [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OmY5Nzc6OTQyYmM0Nzk3ODgwNmU4OTUzZTc4MjlxODhkZTA2NWl5OWE5OGNjNzIzMDMwNjY0MzI3MWEyODI1YWEzNGY1Nz0Ok4](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzoxNmFiNjNINjExNTk4YWMwNDI4M2Q2MTI0ZDdhYWYwMjo1OmY5Nzc6OTQyYmM0Nzk3ODgwNmU4OTUzZTc4MjlxODhkZTA2NWl5OWE5OGNjNzIzMDMwNjY0MzI3MWEyODI1YWEzNGY1Nz0Ok4)

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**Subject:** \*\*PRESS RELEASE\*\*Golden State Warriors Release PSAs for San Francisco’s “Be The Jury” Pilot Program in SF Superior Court  
**Date:** Thursday, March 17, 2022 at 7:33:24 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**FOR IMMEDIATE RELEASE:** March 17, 2022

**CONTACT:**

Valerie Ibarra - SF Public Defender’s Office - (628) 249-7946 - [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
Anne Stuhldreher - SF Financial Justice Project - (415) 596-6138 - [Anne.Stuhldreher@sfgov.org](mailto:Anne.Stuhldreher@sfgov.org)  
Rachel Marshall - San Francisco District Attorney’s Office - (415) 416-4468 - [Rachel.Marshall@fgov.org](mailto:Rachel.Marshall@fgov.org)

**\*\*PRESS RELEASE\*\***

**The Golden State Warriors Release PSAs for San Francisco’s “Be The Jury” Pilot Program in SF Superior Court**

***Warriors Coach Steve Kerr and Power Forward Kevon Looney are featured in short PSA videos discussing the “Be The Jury” pilot program, which will compensate eligible jurors in San Franciscans \$100 a day***

**SAN FRANCISCO** — Last week, the City and County of San Francisco launched the “Be The Jury” Pilot Program in San Francisco Superior Court, which will compensate low-to moderate-income jurors in criminal trials \$100 a day for their jury service. This pilot was created with the goal of establishing juries that are more reflective of San Francisco’s diverse communities and is a first-of-its-kind pilot program in San Francisco Superior Court.

Today, to help build community awareness about the program, the Golden State Warriors have just released two social media PSAs that speak to the importance of jury service and jury diversity. The PSAs from [Coach Steve Kerr](#) and [Kevon Looney](#) are posted on Twitter and [Instagram](#) @DubsCommunity.

"I am thrilled that the Warriors are engaging in community education about this first-of-its kind pilot program. It makes a big difference to have such highly regarded leaders like Coach Kerr and Kevon Looney speak about the importance of justice and equity in the courtroom. Our hope is that this program will enable more San Franciscans to participate in jury duty—one of our most powerful civic opportunities," **said San Francisco Public Defender Mano Raju.**

"Thank you to the Warriors for making this issue a priority. No one should be priced out of jury service. Our juries should reflect San Francisco's economic and racial diversity, but low juror compensation prevents too many people from participating in jury service. The launch of the Be The Jury pilot program brings us closer to a more accessible, diverse, and just legal system," **said San Francisco Treasurer José Cisneros.**

"I am grateful to the Warriors for speaking up on this critical issue. Justice demands that our juries reflect the diverse backgrounds of the victims, witnesses, and accused persons whose lives are impacted by their decisions," **said District Attorney Chesa Boudin.** "We must continue to find ways to promote and enable jury service for all San Franciscans, so that our juries reflect our diverse communities and are able to administer justice for all San Franciscans."

The "Be The Jury" pilot program will compensate jurors with low-to-moderate incomes with \$100 per day for jury service starting today in criminal trials. Jurors are eligible if their household income is less than 80% of the Area Median Income (\$74,600 for a single person; \$106,550 for a household of four) and if they meet one of the following criteria: (1) their employer does not compensate for jury service; (2) their employer does not compensate for the estimated duration of jury service; (3) they are self-employed; or (4) they are unemployed.

This program was authorized by Assembly Bill 1452, which was co-authored by Assemblymember Phil Ting and Senator Scott Wiener; and co-sponsored by San Francisco Public Defender Mano Raju, Treasurer José Cisneros and District Attorney Chesa Boudin. Governor Newsom signed AB 1452 into law in October 2021.

Prospective jurors will receive information about the "Be The Jury" Pilot Program along with their jury summons and can call 3-1-1 or visit the Court's website at [bit.ly/BeTheJury](https://bit.ly/BeTheJury) to learn about the program. Judges will also brief prospective jurors about the "Be The Jury" pilot program when they arrive for jury service, and show this [video](#) about eligibility.

The "Be The Jury" pilot program is funded by philanthropic dollars raised by the San Francisco Treasurer's Financial Justice Project. Stakeholders will conduct an evaluation of the pilot program once it is completed.

###

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media) or [sftreasurer.org/newsreleases](https://sftreasurer.org/newsreleases).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - ACLU Reports Call on Sacramento and Merced DAs to Halt Costly, Ineffective Policies that Fuel Mass Incarceration

**Date:** Thursday, March 17, 2022 at 4:02:10 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"The criminal legal system's takeover of behavioral health has created the false belief that the only way people access substance use disorder treatment is through arrest and prosecution," Jeannette Zanipatin, Drug Police Alliance

## Everyday Injustice Newsletter - March 17, 2022

### Spitzer Will Now Face Three Primary Challengers

Todd Spitzer [will face off against three primary challengers](#) this June. Republican candidate Michael Jacobs will challenge Spitzer from the right and Pete Hardin remains the only Democrat in the race.

"Todd Spitzer's record of racism, promoting known abusers, and retaliating against victims including female employees in his own office have attracted two more challengers to the race including Republican Michael Jacobs," said Campaign Manager Izak Epstein.

Epstein added, "While Mr. Jacobs and Mr. Hardin may share certain policy disagreements, I welcome him to the race and hope his candidacy will refocus the race on substantive conversations about how to keep Orange County safe. Amidst skyrocketing crime and homelessness alongside racism scandals that undermine our justice system, I'm glad voters will have a serious opportunity to vote Spitzer out of office

this June.

## Jeff Reisig Criticized For Prop 47 Stance

During the first candidates' forum, Yolo County DA Jeff Reisig came out against Prop 47.

“(W)hat it did was decriminalize the possession of hard drugs—heroin, methamphetamine, cocaine, fentanyl, ecstasy, whatever, from felonies to misdemeanors. Before Prop. 47 if someone was arrested with methamphetamine, for example, they would be arrested on a felony, taken to court and the first thing we try to do is get them into drug treatment. That’s a fact,” Reisig said.

He added, “when Prop. 47 changed it from felony to a misdemeanor what we’ve seen across California is a rapid drop-off in people wanting to participate in treatment at all. The reason is there’s no consequence. It’s a misdemeanor, it’s a ticket. It’s no different than walking down the street with an open beer.”

The California State Director for Drug Policy Alliance (DIA), Jeannette Zanipatin, criticized Yolo County District Attorney Jeff Reisig’s claims regarding Prop. 47 and punishment for drug possession.

“The criminal legal system’s takeover of behavioral health has created the false belief that the only way people access substance use disorder treatment is through arrest and prosecution,” Zanipatin said in an email. “Instead, we should treat drug use and possession as public health issues best addressed through the public health and healthcare systems.”

She said that a reason the DA may be calling it a ticket is the local policies around cite and release where people arrested for drug possession are given a citation with a court date or possibly booked into jail and released shortly thereafter with a court date.

“From our view, this is better than having people sit in jail pretrial. We are hearing that in some counties, individuals are in jail waiting for placement into a treatment facility that can take upwards of 6 months sitting in a jail cell,” Zanipatin said. “We need more community-based investments with proper social support to create the conditions for successful treatment and recovery.”

See the full article: <https://www.davisvanguard.org/2022/03/drug-policy-reformers-critical-of-reisigs-stance-on-prop-47/>

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## Criminal Justice News/ Commentary

### ACLU Reports Call on Sacramento and Merced DAs to Halt Costly, Ineffective Policies that Fuel Mass Incarceration

Last week, ACLU of Northern California released two reports detailing how the top prosecutors in Sacramento and Merced Counties have used their authority to pursue policies and practices that contribute to high incarceration

[Read More](#)

### Drug Policy Reformers Critical of Reisig’s Stance on Prop 47

The California State Director for Drug Policy Alliance (DIA), Jeannette Zanipatin, criticized Yolo County District Attorney Jeff Reisig's claims regarding Prop. 47 and punishment for drug possession yesterday.

[Read More](#)

## **Guest Commentary: Corrections Departments Must Establish Rehabilitation Program**

For a quarter of a century, I have been waking up each day in prison with a mission to change my life and become a better person. This mission has forced me to face many things about who I was, what I did and why I did it.

[Read More](#)

## **Racial Justice in Prosecution Report Show Blacks Overrepresented in Arrests, Felonies**

Despite the racial demographics of Baltimore, Blacks are overrepresented in arrests and Circuit Court felony cases, according to a report released this week—commissioned by the state's Attorney's Office and provided by

[Read More](#)

## **Poll Reveals Pessimism About Racial Equality in Policing**

A recent poll conducted by the Associated Press and NORC Center for Public Affairs Research at the University of Chicago reveals broad pessimism, particularly on behalf of Black Americans, regarding progress in equal treatment for

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Trial Continues for Unhoused Man Looking to Go to Jail for Warm Place to Avoid Freezing Temps

The jury entered deliberations Wednesday in Yolo County Superior Court in the felony trial of Sander Findlay, a homeless man just looking to find a warm place to stay last Christmas Eve in freezing temperatures but arrested for

[Read More](#)

### Prosecutor: 'Welcome to the World of Children Talking About Their Sexual Abuse' – Closing Arguments Made in Sex Crimes Trial

"Welcome to the world of children talking about their sexual abuse," said Deputy District Attorney Colleen Clark Wednesday referring to the stepdaughter and alleged victim of "Robert" here in East County Hall of Justice / Alameda

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## Everyday Injustice - Podcast

see our podcasts



## Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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## Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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**Subject:** Everyday Injustice Newsletter - New Report Finds the Police Are a Huge Part of the Problem in San Francisco  
**Date:** Wednesday, March 16, 2022 at 4:02:02 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“At an annual cost of about \$704 per resident, the SFPD remains a disturbing outlier among police agencies across the state. The SFPD solves fewer crimes compared to other large California cities while arresting Black people with the widest racial disparities of any jurisdiction evaluated statewide,” the report found.

## Everyday Injustice Newsletter - March 16, 2022

### Maybe They Should Recall the SFPD Not the SFDA

By David Greenwald

From the start, the POA put in a ton of resources to defeat DA Chesa Boudin - this even before he took office. Now that there is a recall, Chesa Boudin is being blamed for rising crime in SF. But if there is

rising crime in SF, perhaps the blame should fall on the police not Boudin.

A few weeks ago, SF Chronicle Columnist, Heather Knight, no fan of the DA, , “More S.F. residents share stories of police standing idly by as crimes unfold: ‘They didn’t want to be bothered,’” notes San Francisco residents’ concerns over safety as police officers continue to “ignore crime” in support of DA Boudin’s recall.

Such negligent behavior by SF police officers is not uncommon, argued Knight, listing other similar situations experienced by SF residents.

Now a new report by the CJCJ found that SFPD was a huge part of the problem in San Francisco.

San Francisco spends more and gets less from their police department than most major cities in the state.

“At an annual cost of about \$704 per resident, the SFPD remains a disturbing outlier among police agencies across the state. The SFPD solves fewer crimes compared to other large California cities while arresting Black people with the widest racial disparities of any jurisdiction evaluated statewide,” the report found.

Moreover, “The SFPD has a history of mismanagement, wasteful spending, disproportionate policing of communities of color, and lack of transparency.”

Further, “The SFPD consistently has the worst statistical reporting of any California law enforcement agency, large or small. In particular, the SFPD does not specify an offense in most youth arrests and wholly fails to specify Latino ethnicity among arrestees, which masks information about who is coming into contact with police and why.”

Among the key findings:

- The SFPD has the highest cost per square mile patrolled, the second-highest spending level per resident, and the most employees per resident of California’s six major-city police departments.
- SFPD arrests have declined by an average of 60 percent per reported offense from 2010 to 2020, challenging conventional beliefs that more police lead to lower crime.
- The SFPD has the lowest rate of reported offenses solved by an arrest (8.8%) compared to other major city departments.
- The SFPD arrests Black people at the highest rate of any major California city. In 2020, the SFPD’s arrest rate for Black people was 9.8 times higher than its arrest rate for non-Black people, and 3.6 times the average arrest rate for Black people statewide.
- The SFPD is the only police agency in California that refuses to specify Latino ethnicity in arrest data. Its failure to comply with statewide standards distorts analyses and potentially masks true racial arrest disparities.
- The SFPD fails to specify an offense in 86 percent of juvenile arrests and 17 percent of adult arrests. This is four and 12 times the state average, respectively.

All of that leads me to wonder - maybe the real problem is not the DA but the police. The question is whether the DA will have enough resources to get that message out to the public and whether it will even matter.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

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## Criminal Justice News/ Commentary

### **New Report Finds the Police Are a Huge Part of the Problem in San Francisco**

Opponents of the SF District Attorney have attempted to put the blame on Chesa Boudin for many of the perceived problems of crime, but recent information has found that the San Francisco police—who have been on the

[Read More](#)

### **ACLU Northern California Urges No Vote in SF District Attorney Recall Election**

The ACLU of Northern California Tuesday here in a public statement expressed its “strong opposition” to the recall of District Attorney Chesa Boudin.

[Read More](#)

### **José Inez García Zárate Is Just Another Innocent Man Who Pled Guilty to a Crime He Did Not Commit**

José Inez García Zárate pled guilty this week to two gun possession offenses in federal court, culminating in one of the most sensationalized criminal cases in this country’s history.

[Read More](#)

### **REPORT: Medical Debt Crisis Affecting Black Communities More Than Most**

Medical debt continues to be a devastating crisis for Black households and communities across the nation. A report from the National Consumer Law Center, The Racial Health and Wealth Gap: Impact of Medical Debt on

[Read More](#)

### **Travis County District Court Blocks Texas Directive that Causes Harm to Transgender Youth**

The Travis County District Court blocked a directive from the state this week that would have allowed the Department of Family and Protective Services to place trans youth into foster care and place child abuse charges against the

[Read More](#)

### **Vanguard Social Justice Certificate**

## **Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Convicted Child Sex Offender Considered High Risk of Reoffending, Will Remain in Custody**

Richard Michael Cuthbert appeared via Zoom from Coalinga State Hospital in a probable cause hearing in Stanislaus County Superior Court last Friday to determine if he would be a danger to the health and safety of others—based on

[Read More](#)

### **Long-Running Larin-Garcia Quadruple Homicide Trial Ends in Mistrial – New Trial**

## Date Set for June

After nearly six days of jury deliberation in a trial that lasted parts of five months, Jose Vladimir Larin-Garcia's murder trial ended last week with the jury deadlocked on all four counts of murder, resulting in it being declared a mistrial.

[Read More](#)

## Attempted Murder Trial Ongoing – Witness Not Much Help

After more testimony Tuesday, the final day of witnesses in the attempted murder trial of Marvin Montgomery is expected to be Wednesday here in Yolo County Superior Court, with Judge Peter Williams presiding.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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### Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

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**Subject:** Everyday Injustice Newsletter - Letter Requests Investigation into OCDA; Prosecutors Alliance Asks Contra Costa County BOS To Audit Sheriff's Disciplinary Practices  
**Date:** Tuesday, March 15, 2022 at 4:01:08 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Sheriff Livingston's comments are abhorrent and indicate his belief that deputies who kill are above the law," said Cristine Soto DeBerry, Founder and Executive Director of the Prosecutors Alliance of California.

## Everyday Injustice Newsletter - March 15, 2022

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### Open Sacramento DA's Race Worth Watching

Incumbent DA Anne Marie Schubert is running for AG after two terms in Sacramento. That opens up the seat to traditionalist Thien Ho and Reformer Alana Mathews.



An online forum for Sacramento County District Attorney candidates Alana Mathews and Thien Ho, hosted by the Cruz Reynoso Bar Association and United Latinos, was held last Wednesday.

Thien Ho: "One the first day I will bring an experienced and balanced approach to protecting our communities, providing justice for victims, and ensuring that our systems treat everyone equally. It's about safety, not politics. I possess experience in the courtroom, the executive room, the classroom, and the community. We cannot afford to place the public safety and legal justice system in inexperienced hands. Expertise is earned through experience and I've been a prosecutor for over 20 years. I've directed and supervised over 100 actual prosecutors. I've recruited, hired, and promoted actual prosecutors. I've balanced and shaped an \$85 million budget of a prosecutor's office, not at the energy commission or some outside bureaucracy but a prosecutor's office.

Alana Mathews: The role of the district attorney has three parts. The first is to seek justice in criminal cases. We decide who to charge, what charges to file, and what is the appropriate measure for accountability. I also believe that the role of the DA is to work to prevent crime and be a trusted leader in the diverse community of people that the DA serves. The part of my candidacy that makes me the most qualified, is the fact that I am the only candidate with a broad and diverse set of experiences that uniquely qualifies me for this role. As a former prosecutor, I did the work. I also worked in the courtroom and prosecuted misdemeanors, juvenile hall, domestic violence, and felony cases including home invasions, attempted murder as well as prison crimes. What the DA does in the courtroom is often effective. We know how to go in and get a conviction on a case. Where they have not been successful is in the community and helping to prevent crime. We only have to look at our headlines to see the reality. So the part of my candidacy that help me fulfill this role is that I have worked in the community while I was a DA. I worked in the community mentoring women on parole and mentoring at-risk youth. I did that because I believe transforming lives is just as important as protecting them. At the California Energy Commission, I led organizational change which means I looked at the disparities in the programs, policies, and investments that we had and said where do we need to change. I didn't just talk about or think about how we can incorporate diversity and how we can change it, I did it. I would bring that same motivation and initiative to the Sacramento DAs office."

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## Criminal Justice News/ Commentary

### Sacramento DA Candidates Clash in Another Virtual Forum

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### Letter To AG: Request for an Investigation into the Orange County District Attorney's Office

The ACLU Foundation of Southern California and the undersigned organizations request that you exercise your authority pursuant to CA Civ. Code sec. 52.3 and initiate a pattern or practice investigation into the Orange County

[Read More](#)

## **Prosecutors Alliance Asks Contra Costa County BOS To Audit Sheriff's Disciplinary Practices After Concerning Remarks**

In a letter to the Contra Costa County Board of Supervisors, the Prosecutors Alliance of California asked for an audit of the disciplinary practices in Sheriff Livingston's department and to increase external oversight of departmental

[Read More](#)

## **Civil Right Corps Founder Suggests 'International' Crime Stories in SF Chronicle Heavily Influenced by Police Narrative**

A recent tweet by founder of Civic Rights Corps, Alec Karakatsanis, exposed San Francisco Chronicle's alarming story headlines, heavily driven by information from police sources.

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## **Large Healthcare Worker Union Endorses Sajid Khan for Santa Clara District Attorney**

Santa Clara District Attorney Candidate Sajid Khan has recently been endorsed by Service Employees International Union-United Healthcare Workers (SEIU-UHW).

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Jury Trial Continues for Man Facing Sexual Assault Charges Against Minor – Defense Attorney Calls Victim Testimony 'Ludicrous'

In an ongoing trial, the transcript from an interview that took place with the victim of an alleged sex crime was read in a Monday morning jury trial here in Alameda County Superior Court – later, the defense called the victim's testimony

[Read More](#)

### Man's Attorney Tells Judge He Has Doubts About Client's Competency, Leading to Postponement of Trial

A defense attorney expressed doubt about his client's competency to stand trial during a Friday trial settlement conference here in Stanislaus County Superior Court, and the judge postponed a trial to look into the matter

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## Everyday Injustice - Podcast

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## Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

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**Subject:** Everyday Injustice Newsletter - Sacramento and Yolo DA Candidates Clash in Forums  
**Date:** Monday, March 14, 2022 at 4:01:58 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"The underreporting on this is epic," DA Reisig said. "Let's be honest, this law is not working."

## Everyday Injustice Newsletter - March 14, 2022

### Key Exchange Between Cynthia Rodriguez and Reisig

Reisig complained once again about Prop 47 arguing, "this is the much bigger issue, the retail theft problem is across California and it's what's driving these smash and grabs. As long as it's under \$950, nobody is going to jail because the law says that these people get a ticket. That is a broken law."

(There are so many different problems with that statement, I would need a separate article just to address them - but California law doesn't mean you just get a ticket if the amount is less than \$950 and even with Prop 47, California's felony line is still among the lowest in the nation, Texas is over \$2500 by contrast).

Reisig then said, large box stores have told him they have stopped reporting thefts and no longer call the police.

"The underreporting on this is epic," Reisig said. "Let's be honest, this law is not working."

Cynthia Rodriguez didn't let him get away with this.

She responded, "What are the facts? Do people have a lot of theft that they're not reporting or are they not reporting theft because they're not having any? Interestingly we have a district attorney telling us he has been in charge for 16 years and yet these crimes are increasing. I think that's a problem."

She then noted, "They say the same thing in Sacramento. They have a conservative, law and order district attorney but the crimes are increasing."

She added, ". My understanding is that our level is lower than about 40 states that have an even higher amount than we do."

This notion that crimes are on the rise but the data doesn't show it because they are underreporting crimes is problematic.

It is basically ignoring data that doesn't comport to one's worldview. It's unprovable. So why use data at all if you are going to argue it away when it doesn't conform to your narrative?

Is crime increasing? We need to have an objective measure to show that?

Is unreported crime increasing? We need data for that as well.

This whole notion that Prop 47 is causing these problems ignores the point by Rodriguez that we still have a lower threshold than other states and it also ignores the fact that for the smash and grab type offenses, you can get felony charges rather easily - both Reisig and even Chesa Boudin managed to do it within the current law.

Rodriguez made another point that is just as important, "It doesn't seem likely to me that a few juveniles are starting these giant rings of smash and grabs. It seems more likely to me that it's organized crime."

She added, "We can't arrest a few kids and let them take the responsibility while some mastermind is getting away with all of this. These crimes that we keep reading about, seem a little bit larger than teens taking candy bars."

While I'm not convinced some of this is really that organized, her point is well taken. If all we are getting are the lower levels of the operation, it doesn't matter what kind of laws we have in place, it's not going to stop the crimes.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Sacramento DA Candidates Clash in Another Virtual Forum**

An online forum for Sacramento County District Attorney candidates Alana Mathews and Thien Ho, hosted by the Cruz Reynoso Bar Association and United Latinos, was held last Wednesday.

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### **Everyday Injustice Podcast Episode 146: Stonewall Democrats in LA Talk Local Politics**

Everyday Injustice this week talks with the Los Angeles Stonewall Democrats—Alex Mohajer, the President, and Jasmyne Cannick, a Steering Member At-Large. The Stonewall Democrats, named after the protests, represent

[Read More](#)

### **Monday Morning Thoughts: Reisig Continues To Go Against Evidence-Based Practices on Drug Policy**

For those who want to argue that the political landscape has rapidly shifted on crime and punishment issues, Jeff Reisig has spent most of the last year-plus attempting to soften his image and position himself between the tough on crime

[Read More](#)

### **DA's Office and SFPD in Negotiations Following Use-of-Force MOU Withdrawal**

Although Chesa Boudin is months away from a highly publicized recall election, the SF District Attorney's office is working to negotiate the terms of an investigative agreement with the city's police department.

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### **New Sentencing Commission Report Analyzes 2020 Compassionate Release Trends**

The U.S. Sentencing Commission has released a new report that examines trends in compassionate release during fiscal year 2020 in light of the enactment of the First Step Act of 2018, and the COVID-19 pandemic.

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## **Alameda DA Blasts the Use of Rape Kit DNA by SF Crime Lab**

The mid-February disclosure by San Francisco DA Chesa Boudin that rape kit DNA was stored in a separate database and used to compare to future crimes has created nationwide attention and prompted Senator Scott Wiener to

[Read More](#)

## **Family of Homeless Man Killed by Deputy Sheriff Gets \$4.5 Million in Contra Costa County**

On Thursday, the Contra Costa Board of Supervisors approved a \$4.5 million settlement for the family of Tyrell Wilson who was fatally shot and killed last March in Danville, California, by former Contra Costa Deputy Sheriff Andrew

[Read More](#)

## **Reisig and Rodriguez Meet in First Yolo DA Forum – Part 1**

Yolo County District Attorney Jeff Reisig and his challenger in this year's primary election, Cynthia Rodriguez, faced off in a debate hosted by the Yolo County Taxpayer Association Thursday night.

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## **Reisig and Rodriguez Meet in First Yolo DA Forum – Part 2**

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Santa Clara County Mandates COVID Vaccines for Sheriff’s Staff, 94% in Compliance**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Kerfuffle in Sacramento Court Clogs Typical Friday**

Amid a busy Friday calendar in Commissioner Brody’s Sacramento County Superior Court department, an accused was under the impression that he would be released that day but seemed to have been

[Read More](#)

### **Vehicular Manslaughter Turns Joyous Family Reunion into a Nightmare – Man Sentenced to Nearly 11 Years**

The sentencing of Daniel Blevins for vehicular manslaughter in the deaths of three women, who were visiting California to meet their long-lost relatives, took place Friday in Riverside County Superior Court.

[Read More](#)

### **Defendant Pleads No Contest to Felony**

## Stealing Mail and 401(k) Information – Victim’s Credit in Shambles

Stanislaus County Superior Court Judge Shawn Bessey heard Richard Suave Raygoza’s no contest plea here last Friday to stealing mail from the victim’s residence. He then altered or changed the victim’s email address for her

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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### Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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**Subject:** Everyday Injustice Newsletter - Khan Reveals Sexual Abuse As Child; Justice Reform Groups Look At Six Critical DA Races for 2022 in California

**Date:** Friday, March 11, 2022 at 5:00:35 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

Sajid Khan - "As a young boy, I suffered episodes of being sexually exploited. I denied it as real for many years but in hindsight acknowledge what happened to me and how the trauma manifested in various aspects of my life. Through several years of therapy, I have experienced healing, found a modicum of peace, and taken back control of my life from the pain I endured."

## Everyday Injustice Newsletter - March 11, 2022

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### Emily Lee on the SF Recall

Yesterday I was on a long call from the California Donor Table where they highlighted six DA's races including the two recalls in SF and potentially in LA. Not covered during this discussion - Orange County, Alameda County or Yolo County.

Emily Lee from San Francisco Rising Action addresses probably the hottest race right now—the recall of Chesa Boudin. The group is supporting Boudin and opposing the recall. Boudin, she explained, "ran on a platform that was important to our communities, including police accountability, ending mass incarceration and addressing root causes of crime."

She said, "When he was elected by San Franciscans, we wanted a district attorney who would work to reimagine our warped criminal legal system and all the harm it does to low income communities and communities of color."

She noted "the DA has delivered on his promises by limiting the use of three strikes by focusing on rehabilitation instead of incarceration and ending cash bail. And he has prioritized public safety for all people."

She argued that the recall is "not a reaction to his policies, it was started immediately the day after he was elected by the same forces who never wanted to see him in office, similar to what we have seen across the country."

Lee explained that the recall has been pushed by "opponents of reform like the San Francisco Republican Party and the Police Officers Association, who want to keep us stuck in the status quo of harsh punishment, racist policing, and mass incarceration."

She added that "this recall is funded by venture capitalists, real estate lobbyists, and billionaire conservatives. They do not come from represent or protect our communities in San Francisco." Their group wants to fix the broken criminal system.

"The reality however is that no government entity can do this alone, we actually need the DA to be able to work hand in hand with other city agencies," she said. "Instead we have the police department telling victims of crime not to report because the DA's not going to charge them. We see this as really playing politics with our community safety and throwing our most vulnerable victims under the bus."

She said, "While people are saying this recall is about safety, we know it's really about getting rid of someone who's finally holding police accountable for misconduct."

For the other five races - [please go here](#).

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## Criminal Justice News/ Commentary

### **Justice Reform Groups Look At Six Critical DA Races for 2022 in California**

Justice reform groups came together on Thursday in six targeted DA races in three different categories—Contra Costa County where progressive DA Diana Becton is running for reelection; in Santa Clara and Riverside where

[Read More](#)

### **Sajid Khan Justice Views Informed by History of Sexual Victimization**

Criminal justice reform proponents often complain that prosecutors only care about crime survivors when they want the most punitive outcomes. There is evidence that some prosecutors feel this way. In Jacksonville, Florida, when a

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### **Criminal Justice Leaders File Amicus Brief to Stop Texas from Targeting Transgender Kids and Their Parents**

Following an announcement that the State of Texas intends to prosecute parents who seek gender-affirming care for their transgender children, a bipartisan group of 93 criminal justice leaders from around the nation – including current

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### **Trailblazing Civil Rights Attorney Pamela Price Featured Nationally as Part of Women's History Month**

This month, national publications, media outlets and celebrities have highlighted Pamela Price's role as a Title IX Pioneer.

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### **.S. Sentencing Commission Releases Report on 'Compassionate Releases' during COVID-19 Pandemic**

The U.S. Sentencing Commission (USSC) released a report late this week about the impacts of the First Step Act of 2018, and details about compassionate release decisions involving the COVID-19 pandemic.

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## **Lawmakers Introduce Measures in CA Capitol to Repeal Prop. 47 Attempt to Reduce Recidivism**

In an almost strategic move, multiple Republican Assembly members have introduced bills to overturn Prop. 47 a week before the next committee hearing on public safety.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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### **Santa Clara County Mandates COVID Vaccines for Sheriff's Staff, 94% in Compliance**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Judge Denies Bail Request as Defendant Argues Innocence

Rosita Tumbarríos, through a Spanish interpreter, reported to Judge Nancy Ayers that she is the victim in her case this week in a Ventura County Superior Court hearing.

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### Judge Finds Satisfactory Evidence to Keep Felony Charges against Trans Woman, Who Claims Jail Assault

San Francisco Superior Court Judge A. Marisa Chun denied a defense motion to reduce felony charges to misdemeanors here this week against trans woman Cameron Davis, who is still facing felony driving a stolen

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### No Access to Attorney Visits or Video Hearings for Santa Rita Jail Residents, Says Alameda Public Defender's Office

The Alameda County Public Defender's Office is raising concerns about Santa Rita Jail detainees access to court and counsel. Throughout the pandemic, widespread quarantines, court closures, and staffing shortages, have

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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**Subject:** Everyday Injustice Newsletter - A Closer Look at Some of the Former Prosecutors Who Have Come Out Against Boudin

**Date:** Thursday, March 10, 2022 at 5:01:06 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org



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"No, actually you tried to send a Brown man to prison for 6 years after 2 cops assaulted him and dislocated his shoulder for daring to ask why he was being detained. A lot like Dacari Spiers actually. You defended the cops. And then you lied about evidence and got fired."

## Everyday Injustice Newsletter - March 10, 2022

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### **The Incredible Story of One Thomas Ostly**

**by David Greenwald**

Thomas Ostly was a DA in San Francisco from 2014 to 2020 when he was finally fired by newly elected DA Chesa Boudin, two days into his tenure. He has since sued the DA for wrongful termination.

Reading his complaint is an incredible and convoluted string of complaints that the Public Defender's have filed a series of frivolous bar complaints against DA's in order to "to hide its unethical practices from public scrutiny."

"The Public Defender hijacked the State Bar complaint procedure," he charges. "it weaponized the State Bar against District Attorneys whose job it is to protect the same public."

"In March 2019, Ostly told his supervisors he expected the Public Defender to retaliate against him for providing information to the press about the Public Defender violating its clients' civil rights by failing to communicate plea offers," he said. "Days later, a Public Defender falsely accused Ostly of discovery violations in a pending criminal case. The Public Defender then sent an internal, office wide email asking for others to join in a complaint against Ostly. June 2019 the same Deputy Public Defender falsely accused Ostly of misconduct during a trial and subsequently filed a State Bar complaint against him on June 24, 2019."

He charges, "Shortly thereafter, on January 10, 2020, Defendant CCSF, on behalf of the District Attorney and at Boudin's direction, terminated Ostly employment despite—or perhaps because of—Ostly's good performance history and successful trial record."

He spins a pretty elaborate conspiracy that the DA Chesa Boudin is attempting to protect his former office by firing him.

He claims, "At the time of his termination on January 10, 2020, Ostly was indisputably meeting or exceeding job expectations as evidenced by his consistently positive annual reviews."

But of course there is another side of the story which I capture in [today's column](#): Public Defender Ilona Solomon claimed in a sworn statement that he withheld evidence at trial and then yelled at and intimidated her and acted unethically and unprofessional.

In a few tweet exchanges with him, I observed the fact that he was quick to accuse others of lying - just as he had done in his complaint. What's interesting is that some of the "lies" seem to have checked out, like the fact that he filed attempted murder charges in a case against a man accused of throwing pebbles at a painter.

Ostly from what I have observed doesn't seem to want to take responsibility for his own conduct - ironic given the fact that his job is to hold others accountable for theirs.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Commentary: A Closer Look at Some of the Former Prosecutors Who Have Come Out Against Boudin

While supporters of San Francisco DA Chesa Boudin have pushed back against the recall, noting that it is heavily backed by out-of-town conservative money, not enough attention has been paid to who exactly some of the

[Read More](#)

### Yolo DA's Townhall Focuses on Fentanyl Epidemic

Fentanyl was the topic of discussion at the Commons Town Hall meeting from the Yolo County District Attorney's office on Tuesday.

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### Guest Commentary: Children Deserve Protections that Too Many Aren't Getting in the US Justice System

Last month, a 15-year-old Illinois student was arrested and locked up for a shooting that he had nothing to do with. The high schooler confessed to the crime after police told him that if he did so, he would be released. His parents weren't

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## **Guest Commentary: If You Care About Freedom, You Should Be Asking Why We Don't Fund Our Public Defender Systems**

In Montana, an all too familiar constitutional crisis is underway. Pretrial defendants who cannot afford a lawyer are languishing behind bars, awaiting the legal representation they are entitled to because public defenders

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## **Santa Clara Mandates Vaccinations for Sheriff's Office, Alameda Refuses to Follow Suit**

Alameda County's Santa Rita Jail is currently recovering from its largest COVID-19 outbreak yet. At the moment, the jail population is roughly 2200 of which there are 2 active cases. In January, during the Omicron surge, over 20% of

[Read More](#)

## **Manhattan D.A. Bragg Makes 'Pathways to Public Safety' Division as Alternative to Incarceration**

District Attorney Alvin Bragg, Jr.—who's had some rocky times since he took office Jan. 1—announced this week the Manhattan District Attorney's Office has created its first Pathways to Public Safety Division ("Pathways") to

[Read More](#)

## **Independent Audit Reveals Lack of Control from Minneapolis Leadership During George Floyd Protests**

Almost two years after the police murder of George Floyd that resulted in unprecedented protests, an "after action review" from independent auditors reveals poor missteps from the Minneapolis Mayor Jacob Frey and then-

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Yarber Domestic Violence Trial Resumes with Alleged Victim's Inconsistent Testimony

The jury trial of Ronnie Yarber reconvened Wednesday at the Riverside Southwest Justice Center/Riverside County Superior Court with testimony from the alleged victim, who appeared to be reluctant to support the prosecution's

[Read More](#)

### Closing Arguments Delivered in a Modesto 'Halloween' Sexual Assault Trial – Jury Deliberating

The jury here in Stanislaus County Superior Court Tuesday heard closing arguments in the trial of Ernesto Montellano, accused of three counts of sexual crimes for events that allegedly happened on Oct. 20, 2019. As of

[Read More](#)

### Minor Sex Crime Victim Testifies in Jury Trial that Stepfather Did 'Inappropriate Things'

The alleged minor victim of a sexual assault crime testified during a Tuesday morning jury trial in Alameda County Superior Court of Robert "Doe," who has pleaded not guilty to charges of committing multiple felony sex crimes involving

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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### Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor

In 2020, Eli Savit rode a wave of prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor.

For the most part, Savit has avoided a lot of the extreme

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**Subject:** Everyday Injustice Newsletter -Quinto Death Leads to Report on Excited Delirium That Concludes It Is “Not a Valid, Independent Medical or Psychiatric Diagnosis”  
**Date:** Wednesday, March 9, 2022 at 5:00:31 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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PHR: "there is a lack of scientific data, and the body of literature supporting the diagnosis is small and of poor quality, with homogenous citations rife with conflicts of interest."

## Everyday Injustice Newsletter - March 9, 2022

### Race Remains a Huge Factor in the Courts

By David Greenwald

As Rebecca Young said after the jury acquitted Terrance Stangel of beating an unarmed Black man seven times with a baton, five times as he lay on the ground in a fetal position, "I think this is the outcome you can expect when the Black community is not represented on the jury."

Rachel Marshall, a spokesperson for the DA's office added, "We saw a lack of racial diversity on the jury. There were no Black people in a jury that was determining a case involving the beating of a Black man and numerous Black witnesses."

Young noted, the judge kept telling the jury "you are stewards of your community" but she pointed out, "there were no stewards for Dacari's community on this jury, not one, not even in the alternates."

San Francisco like many areas has a disproportionate criminal justice system. At one point, 55 percent of those incarcerated at the jail were Black for a city that is only six percent Black.

Yesterday as I sat in court in San Francisco, I suddenly noticed that all of the people who were awaiting hearings in the audience were Black and brown people. I was at one point the only white person in the courtroom on the other side of the bar. The only white people were court personnel, some of the attorneys and the sheriff's deputies.

It was a microcosm of the pushback against criminal justice reform.

Driving some of the push against DA Boudin has been a shift of where crime is occurring.

"Wealthier San Francisco neighborhoods are experiencing crime trends differently from less-wealthy ones, particularly when it comes to money-motivated crimes," the [Chronicle reported last month](#).

"On average, the 10 neighborhoods with highest incomes saw a 7.8% increase in rates of major "money-motivated" crime types — motor vehicle thefts, larceny thefts, robberies and burglaries —from 2018 and 2019 to 2020 and 2021," the story noted. "In contrast, the neighborhoods with the lowest incomes saw a

15.4% decrease in those same crime types, according to the Chronicle's analysis of reported police incident data from the city of San Francisco.”

That may explain the anger against the DA despite the overall crime picture going down. Crime is starting to affect affluent areas more and less affluent areas less.

One thing that's clear, the overwhelming number of people who face the system are people of color, and it is particularly striking how many are Black in a city that is increasingly not Black.

Black people then are represented on one side of the ledger but not in the jury box which may have played a role in the acquittal of Officer Stangel.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Quinto Death Leads to Report on Excited Delirium That Concludes It Is “Not a Valid, Independent Medical or Psychiatric Diagnosis”**

IN December of 2020, Bella Quinto-Collins called 911 seeking help for her 30 year old brother having a mental health crisis. When police arrived however, they pulled Angelo Quinto from his mother's arm and eventually for five

[Read More](#)

### **Yolo DA Ignores Tholmer Case, But Placer County Judge Finds Good Cause For Evidentiary Hearing**

The Yolo County District Attorney's Conviction and Sentence Review Unit to date has resolved 15 cases since its formation in 2014 according to the DA's Office.

[Read More](#)

### **Former Assemblymember Yamada and West Sac Councilmember Acala High Profile Rodriguez Endorsements**

Cynthia Rodriguez, candidate for Yolo County District Attorney, has picked up several endorsements to be the next Yolo DA in the past few months. Rodriguez has gained the support of Former Yolo County Supervisor Mariko.

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## **Former Proud Boys Chair Henry Tarrío Arrested in Jan. 6 Conspiracy Case**

Henry Tarrío, the former national chairman and leader of the Proud Boys, was arrested this week following his indictment on conspiracy and other charges in connection with the breach of the U.S. Capitol on Jan. 6, 2021, which

[Read More](#)

## **Supreme Court Allows Suit to Move Forward against FBI for Spying on Muslims**

The ACLU released a statement this week confirming the U.S. Supreme Court ruling about the discriminatory surveillance that the FBI conducted of three Muslim American men.

[Read More](#)

## **Orange County DA Todd Spitzer Under Investigation Following Racist Remarks He Denies**

Orange County District Attorney Todd Spitzer's recent comments and behavior have led to loss of political support, an investigation and calls for resignation from a myriad of local and national organizations.

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## **Guest Commentary: Torn Apart**

For two years now, inmates and their families have been denied regular contact visiting, which is a huge part of "rehabilitation and keeping safety in prisons," i.e. by law (CCR Title 15 section 3170 (a)). However, the incarcerated

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Larin-Garcia Murder Trial Jury Claims It's Deadlocked – Judge Sends Them Back to Reconsider

The jury in the Larin-Garcia quadruple homicide trial—after about a week of deliberation in a trial that has been ongoing since last November—told the judge here in Riverside County Superior Court Tuesday that it was deadlocked.

[Read More](#)

### Simple DUI Plea Bargain – Driving When Under Influence Leads to Thousands of Dollars in Fines, Suspended Jail Sentence

After ending the last court date anticipating a resolution, that's what happened in the driving under the influence charge for a man here Tuesday in Yolo County Superior Court.

[Read More](#)

### Officer, Victim Both Can't ID Woman Accused of Car Embezzlement

Stanislaus County Superior Court Judge Linda A. McFadden continued a hearing here Tuesday when the arresting officer – and even the victim, who was fined \$1,500 for not appearing in court – were unable to identify in court a

[Read More](#)

## Domestic Violence Jury Trial Continues with Testimony from Officer. Forensic Nurse

The jury trial of Ronnie Yarber on felony assault and domestic violence related charges continued here in Riverside County Superior Court Tuesday with testimony from an officer and a forensic nurse.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzowMjUyYwVIZmViZGlyYwlyZjFIZTU5MTcwNzhIN2VkYzo1OjMjOTc6ZTQ5MGUyMTQ1ZDUwYTlzNDY1ZjFkZGQ0NzY1YTRIZjU0MTZiZjQ1MDQ4YzlkYWI2OTI4OTMwNjY3NzNkOGRIYz0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzowMjUyYwVIZmViZGlyYwlyZjFIZTU5MTcwNzhIN2VkYzo1OjMjOTc6ZTQ5MGUyMTQ1ZDUwYTlzNDY1ZjFkZGQ0NzY1YTRIZjU0MTZiZjQ1MDQ4YzlkYWI2OTI4OTMwNjY3NzNkOGRIYz0Ok4)

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**YouTube:** [https://url.avanan.click/v2/\\_\\_\\_http://www.youtube.com/davisvanguard\\_\\_\\_YXAzOnNmZHQyOmE6bzowMjUyYwVIZmViZGlyYwlyZjFIZTU5MTcwNzhIN2VkYzo1OjU0YjY6NDM3YWQwYtc1ZWQzZjNiZjJlOGNjZjRhZGMwYjAzY2FmYmJlOGZlMwVzNmNINzZmVkZjU3NDYwZDBjYjBIMDp0Ok4](https://url.avanan.click/v2/___http://www.youtube.com/davisvanguard___YXAzOnNmZHQyOmE6bzowMjUyYwVIZmViZGlyYwlyZjFIZTU5MTcwNzhIN2VkYzo1OjU0YjY6NDM3YWQwYtc1ZWQzZjNiZjJlOGNjZjRhZGMwYjAzY2FmYmJlOGZlMwVzNmNINzZmVkZjU3NDYwZDBjYjBIMDp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Jury Acquits Stangel in SF; Senator Wiener Introduces Legislation to Protect Rape Kit DNA

**Date:** Tuesday, March 8, 2022 at 5:00:28 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"This was not an easy decision for them," Rebecca Young said. "In fact, in talking with the jury afterwards, they said this was a really hard decision."

## Everyday Injustice Newsletter - March 8, 2022

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### The Opponents of the DA Boudin Tip Their Hand

By David Greenwald

Three months from yesterday Chesa Boudin will face a recall by the voters of San Francisco. If I had to judge by the result of the trial yesterday in Terrance Stangel, and some of the reaction I saw on Twitter, I would guess if the recall were held today, he would probably lose.

This was not like George Floyd where the prosecutor could show the eight and a half minutes of indifference to human life as Derek Chauven crouched on Floyd's neck.

There was no video here. While I tend to doubt the accusations against Dacari Spiers, the defense was able to play them up. The fact that San Francisco is increasingly gentrified meant there were no Black voices on the jury to weigh in. To provide a counter weight.

This wasn't an easy acquittal. It took nearly a week. But as DA Rebecca Young pointed out - they searched awfully hard for reasonable doubt. She said when she was a public defender she would have loved this jury, but they seemed willing to give a cop benefits that most jury would not give a civilian.

That's a problem because state violence is a serious problem and it led to the protests we saw after George Floyd.

One of the big debates has been what is the recall. Is it a bunch of liberal residents who are alarmed at crime. Perhaps.

Boudin and his supporters note that big money, big conservative money is backing this recall. And the response from the hard core supporters of the recall bears that out. They were celebrating this.

To them, this was “just another nail in Boudin’s coffin.”

As one put it, “Guess the jury didn’t agree either. Now on to officer Kenny Cha, Another political show trial by Boudin and destined for the same outcome. Justice indeed”

Another argued, “If prosecution doesn’t present a solid case, then a (descent) jury can’t convict. I believe in the jury system. I believe in REAL criminal justice reform. “

But where is the outrage here? Dacari Spiers was badly beaten despite no evidence that the police saw him use violence against his girlfriend. Stangel hit him with the baton seven times, the last five when he was on the ground in a fetal position.

When Rebecca Young asked the jury about those blows, they were clearly uncomfortable with them, but it was not enough apparently for them to convict.

Meanwhile the recall supporters don’t seem very bothered by it - despite professing to support real criminal justice reform - whatever that means.

For me at least, their reaction to this suggests that these are not disaffected liberals but rather supporters of the POA who are trying to coach their support in language more acceptable to liberal San Francisco.

In three months we will know better.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Stangel Acquitted on Three Counts, Fourth Count the Jury Hangs As Historic Trial Comes To a Close

Critics of Chesa Boudin were quick to celebrate the decision arguing that the DA overreached and that the charges were trumped up. Meanwhile the prosecutors working on the case pointed to a difficult decision by the jury, the

[Read More](#)

### SF Supervisor Charges Police Should Stop Using Embattled SF District Attorney Boudin as ‘Scapegoat’ After Crime Data Suggest Cops Not Doing Job

At a time characterized by rising concerns over the unfair criminal justice system, a tumultuous burgeoning recall campaign, and as questions regarding police apathy mount,

bloated police department budgets and finger

[Read More](#)

## **Senator Wiener Announces He Will Sponsor Legislation to Protect Rape Victims' DNA**

Three weeks after revelations emerged that the San Francisco Police were using crime victim's DNA to match against other crimes, Senator Scott Wiener has introduced SB 1228 the Genetic Privacy for Sexual Assault Victims Act.

[Read More](#)

## **Commentary: LAADDA Leader Gets Himself in Hot Water Over Social Media Posts**

Marc Debbaudt, a retired LA line prosecutor who once served as president of the Los Angeles Association of Deputy District Attorneys (LAADDA), recently embarrassed himself on Facebook, as many Boomers are wont to do.

[Read More](#)

## **Guest Commentary: Confidential Information**

This memo was prepared in regards to the use / misuse of confidential information against incarcerated people. When dealing with this topic there are very few "pros" to report at a tremendous amount of "cons."

[Read More](#)

## **Legislation to Reform LWOP Hosted in Bay Area**

A "Day of Action" was hosted Monday by FUEL (Families United to End LWOP) and the Drop LWOP coalition to support the Senate Bill 300, which addresses the "felony murder special circumstance law by allowing for a

[Read More](#)

## **Texas Appeals Court Stays Execution Date for Michael Gonzales on Claims of Prosecutorial Misconduct, Intellectual Disability**

After a 169-page petition filed by the defense team for Michael Gonzales in the Texas Court of Criminal Appeals, the justices issued a stay of execution late last week here.

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## Vanguard Social Justice Certificate Program – (New Ticketing Page)

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## Attorneys – You Should Be Advertising Here

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Judge Asks First Prosecution Witness in Domestic Violence Trial His Own Questions and Asks Jury if it had Questions

The jury trial for Ronnie Yarber, a man charged with felony domestic violence and felony assault, began Monday at Riverside County Superior Court' Southwest Justice Center, and it featured a judge probing the witness and asking the

[Read More](#)

### Mother of Alleged Sex Crime Victim



## **Testifies During Jury Trial: ‘It’s Not That I Didn’t Believe It. I Was Praying It Wasn’t True’**

The mother of a minor who is the alleged victim of a sexual assault crime spoke during a Monday morning jury trial here in Alameda County Superior Court.

[Read More](#)

## **Defense Argues Incident Caused by a Mental Health Episode- Judge Maintains 180 day Jail Order**

Deputy Public Defender Daniel Eugene Duvernay requested that the courts reduce a 180 day jail order for Chad Edward Estis here in Alameda County Superior Court Friday, insisting his client was having a mental health

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe**

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

[Read More](#)

### **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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### Yolo County Court Watch:

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### Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzphN2Y5NWZmYTQ0YmVIMzVhNjRINzc4YjRiN2M0OTg3NT01OjVknWQ6M2I0YTFhMGZiMTUxMmM4MGVmNzJmOTBINGZmYTAxOTVhNWewZjVhZjNmYjA1NTRjNmFiy2UzYmM1YTNIYzZDp0Ok4)

[1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzphN2Y5NWZmYTQ0YmVIMzVhNjRINzc4YjRiN2M0OTg3NT01OjVknWQ6M2I0YTFhMGZiMTUxMmM4MGVmNzJmOTBINGZmYTAxOTVhNWewZjVhZjNmYjA1NTRjNmFiy2UzYmM1YTNIYzZDp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzphN2Y5NWZmYTQ0YmVIMzVhNjRINzc4YjRiN2M0OTg3NT01OjVknWQ6M2I0YTFhMGZiMTUxMmM4MGVmNzJmOTBINGZmYTAxOTVhNWewZjVhZjNmYjA1NTRjNmFiy2UzYmM1YTNIYzZDp0Ok4)

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**Subject:** RE: Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers | Davis Vanguard

**Date:** Monday, March 7, 2022 at 7:12:37 PM Greenwich Mean Time

**From:** Dillon, Zachary (PDR)

**To:** Ibarra, Valerie (PDR)

It was amazing how similar the allegedly/actually undisclosed evidence is, too. Interviews with (different) witnesses.

-----Original Message-----

From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

Sent: Monday, March 7, 2022 9:01 AM

To: PUBDEF-Integrity <[PUBDEF-Integrity@sfgov.org](mailto:PUBDEF-Integrity@sfgov.org)>

Subject: Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers | Davis Vanguard

How does the old saying go? "When you point a finger at someone, four are pointing back at you."

<https://www.davisvanguard.org/2022/03/federal-judge-finds-sf-police-are-the-ones-who-failed-to-turn-over-evidence-in-stangel-beating-of-decari-spiers/>

**Subject:** RE: Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers | Davis Vanguard

**Date:** Monday, March 7, 2022 at 5:31:53 PM Greenwich Mean Time

**From:** Cox, Brian (PDR)

**To:** Ibarra, Valerie (PDR)



**Brian Cox** | Deputy Public Defender

Integrity Unit | Paralegal Unit Lead

Office of the Public Defender | C.C. San Francisco

Phone: [\(415\) 575-6401](tel:4155756401)

----- Original message -----

From: "Ibarra, Valerie (PDR)" <valerie.ibarra@sfgov.org>

Date: 3/7/22 9:01 AM (GMT-08:00)

To: PUBDEF-Integrity <PUBDEF-Integrity@sfgov.org>

Subject: Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers | Davis Vanguard

How does the old saying go? "When you point a finger at someone, four are pointing back at you."

<https://www.davisvanguard.org/2022/03/federal-judge-finds-sf-police-are-the-ones-who-failed-to-turn-over-evidence-in-stangel-beating-of-decari-spiers/>

**Subject:** Everyday Injustice Newsletter -Marin County Man Claims Innocence, Seeks Reduction in Sentence Through the Dismissal of Gun Enhancement

**Date:** Monday, March 7, 2022 at 5:03:53 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"Mr. Ragland has consistently denied he was the person who committed those crimes. He knows the crimes were serious. He knows people suffered. In our system of justice any defendant who maintains they are innocent is entitled to a trial," his attorney writes in a response brief for resentencing.

## Everyday Injustice Newsletter - March 7, 2022

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### **Marin County Man Claims Innocence, Seeks Reduction in Sentence Through the Dismissal of Gun Enhancement**

**By David M. Greenwald**  
**Executive Editor**

Marin County - Paris Ragland is seeking resentencing and is requesting the court dismiss his enhancements in his case in the furtherance of justice. Ragland was convicted of 12 counts of two series of events from 2015 including robbing a woman and beating her unconscious with his gun - but he continues to maintain his innocence and believes that prosecutors have failed to show him at the scene

of the crime.

He will be back in court on Monday, March 7.

“Mr. Ragland has consistently denied he was the person who committed those crimes. He knows the crimes were serious. He knows people suffered. In our system of justice any defendant who maintains they are innocent is entitled to a trial,” his attorney writes in a response brief for resentencing.

Ragland was found to be involved with receiving stolen property which was linked to multiple robberies. He failed to cooperate with detectives and ended up charged with the underlying crimes himself.

However, when put in a line up the victims failed to identify Ragland and affirmatively stated it was not him. They picked someone else out of the line-up.

Ragland would be offered a deal for twenty years, which he did not take and ended up convicted on all charges.

According to Ragland’s account, the detective pointed at his picture and asked the victims was that the suspect, and they said no three different times.

His attorney explains, “Upon conviction, a man who continues to say he is innocent crimes is simply saying “I did not do this horrible crime:’ We all know wrongful convictions occur.” She adds, “A person who continues to say they are innocent should not be forced to make insincere statements about remorse when they deny committing the crime simply to be considered for reduction in their sentence.”

His attorney notes in her brief, “During his trial no eyewitness identified him as the robber or the person who injured the victim of great bodily injury. His identity and thus the conviction was partly based on his use of stolen credit cards and a single drop of blood on gun found in defendant’s car. Circumstantial evidence obviously convinced the jury Mr. Ragland was the perpetrator.”

A jury, however, found him guilty on all counts and the enhancements true, leading to a 30 year and four-month sentence.

**[Read the full story here](#)**

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## Criminal Justice News/ Commentary

### **Marin County Man Claims Innocence, Seeks Reduction in Sentence Through the Dismissal of Gun Enhancement**

Paris Ragland is seeking resentencing and is requesting the court dismiss his enhancements in his case in the furtherance of justice. Ragland was convicted of 12 counts of two series of events from 2015 including robbing a woman

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### **Guest Commentary: Define Slavery**

Nationwide we have been tearing down statute after statute of historical figures that represent inequality, slavery and oppression. In California, no matter how many statutes we remove, we still have thirty-four monuments that represent

[Read More](#)

### **Everyday Injustice Podcast Episode 145: UC Davis Law Professor Irene Joe**

UC Davis Law Professor Irene Joe has had an interesting experience – born in Nigeria, grew up in Texas, and came to California for law school. After law school she worked doing death penalty work with the Equal Justice Initiative and Bryan

[Read More](#)

### **Arizona Legislature Censures State Senator Wendy Rogers' Threatening, Antisemitic and Hateful Comments -Asks Her to Resign**

Last week in the Arizona Senate, White nationalist Senator Wendy Rogers was censured for threatening her colleagues, advocating for violence towards political opponents, warning them of “newly built set of gallows”

[Read More](#)

### **REPORT: Hidden Court Civil Assessments Increasing Financial Burden on Poor in California**

This last week, The Debt Free Justice California Coalition released “Civil Assessments: The Hidden Court Fee that Penalizes Poverty,” suggesting court fees are an increasing burden on the poor.

[Read More](#)

### **Alleged Asian Hate Crime Victim Drops Lawsuit Against District Attorney's Office**

Earlier this week, Anh Lê, a 69 year old Chinese man, who was victim of an attack, opted to drop his federal lawsuit against the San Francisco District Attorney's Office in favor of mediation.

[Read More](#)

### **Sunday Commentary: Reisig Has Resentenced 10 People... In Three Years**

This week I was talking with someone who has been working on resentencing issues in another community, and they remarked how powerful a tool 1170(d) actually is. But it only works when you have a prosecutor who is committed

[Read More](#)

## **Reisig's Record is Similar to Sacramento DA Schubert**

Yolo County District Attorney Jeff Reisig was called California's most innovative prosecutor by Yousef Baig of the Sacramento Bee in an October article.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**



## **Jury Deliberating in Landmark SF Cop Beating Case – Jurors Heard 2 Distinct Versions of What Happened**

The jury was still without a verdict Friday in the trial – it resumes deliberation Monday – in San Francisco County Superior Court in the trial of Terrance Stangel, the first SF Police Dept. officer to ever face criminal trial for on

[Read More](#)

## **Man’s Extensive Criminal History – Including Violent Convictions – Leads Judge to Deny No Bail Release**

Jason Jones appeared remotely in Yolo County Superior Court in front of Judge Dave Rosenberg Friday, hoping to be sprung from jail on supervised no bail release – it didn’t happen.

[Read More](#)

## **Judge Gives Last Chance to Man With Suspended Three Year State Prison Sentence**

Judge Sean Crandell granted one final chance to James Cull, by allowing him to avoid prison if he successfully completes an in-patient residential rehab program and incurs no violations throughout the duration of his probation.

[Read More](#)

## **Victim’s Family Members Deliver Victim Impact Statements Before Sentencing in Bizarre DUI Murder – PD Asks Judge to Step Down**

he family members of the victim of a DUI-related crash delivered their victim impact statements during the sentencing hearing for Tyler Underwood here late last week at Alameda County Superior Court’s East County Hall of

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

## **Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts**

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

[Read More](#)

## Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_\\_.YXAzOnNmZHQyOmE6bzo1ZjRjZWlzMWJIZTE3ZTc3N2VmMzI5NzYzZGU5ZTVkZDo1OmU5NTY6NmM2ZjkzOTU4ZWViZWl1YTdjNGI5MjdkYTU1NjE5NWRhZmQxMmEzMDU4Nzg3MTJhODhmZjJjOGM2YmEzNWNkMjp0Ok4](https://url.avanan.click/v2/____https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/____.YXAzOnNmZHQyOmE6bzo1ZjRjZWlzMWJIZTE3ZTc3N2VmMzI5NzYzZGU5ZTVkZDo1OmU5NTY6NmM2ZjkzOTU4ZWViZWl1YTdjNGI5MjdkYTU1NjE5NWRhZmQxMmEzMDU4Nzg3MTJhODhmZjJjOGM2YmEzNWNkMjp0Ok4)

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**Subject:** Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers | Davis Vanguard

**Date:** Monday, March 7, 2022 at 5:01:02 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**To:** PUBDEF-Integrity

How does the old saying go? “When you point a finger at someone, four are pointing back at you.”

<https://www.davisvanguard.org/2022/03/federal-judge-finds-sf-police-are-the-ones-who-failed-to-turn-over-evidence-in-stangel-beating-of-decari-spiers/>

**Subject:** Fwd: Google Alert - Mano Raju  
**Date:** Saturday, March 5, 2022 at 7:07:31 PM Greenwich Mean Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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Date: Fri, Mar 4, 2022 at 9:03 PM  
Subject: Google Alert - Mano Raju  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## Mano Raju

Daily update · March 5, 2022

NEWS

### [SF Launches 'Be The Jury' Pilot Program on Monday to Compensate Low-Income Jurors \\$100 a Day](#)

Davis Vanguard

I am thrilled that this pilot is up and running," said San Francisco Public Defender **Mano Raju**. "Justice demands that our juries reflect the ...



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### [San Francisco paying jurors for criminal trials | KRON4](#)

KRON4

... enhance justice for the accused and welcome more San Franciscans to participate in this powerful civic duty," said Public Defender **Mano Raju**.



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## [Pilot Program To Compensate Low Income Residents for Jury Service to Begin in San ...](#)

CBS San Francisco

The bill received broad support from San Francisco city leaders, with Treasurer Jose Cisneros, Public Defender **Mano Raju**, and District Attorney ...



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**Date:** Friday, March 4, 2022 at 8:16:51 PM Greenwich Mean Time  
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**To:** Ibarra, Valerie (PDR)

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Date: Thu, Mar 3, 2022 at 9:00 PM

Subject: Google Alert - San Francisco Public Defender

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## San Francisco Public Defender

Daily update · March 4, 2022

NEWS

### [CA's governor wants mental health courts for homeless people - ABC News](#)

ABC News

Newsom, a Democrat and former mayor of San Francisco, ... treatment and follow-up while the **San Francisco Public Defender's Office** called the ...



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### [California governor wants mental health courts for homeless people - KXII](#)

KXII

Newsom, a Democrat and former mayor of **San Francisco**, ... would have a say in their treatment plan and have a **public defender** to represent them.



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[DA Boudin Partners with Assemblymember Levine to Introduce New Approach to ... - Davis Vanguard](#)

Davis Vanguard

By Vanguard Staff A new bill introduced by Assemblymember Marc Levine and partnered with **San Francisco District Attorney** Chesa Boudin was ...

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[CA's governor wants mental health courts for homeless people - TheHour](#)

TheHour

Newsom, a Democrat and former mayor of **San Francisco**, has made homelessness and housing a focus of his administration as the number of unsheltered ...

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[CA's governor wants mental health courts for homeless people | National News | recorderonline.com](#)

recorderonline.com

... follow-up while the **San Francisco Public Defender's Office** called the proposal a “band-aid” approach falling short of the fully funded mental ...

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[CA's governor wants mental health courts for homeless people | AP | denvergazette.com](#)

Denver Gazette

... put under conservatorship wound up with limited treatment and follow-up while the **San Francisco Public Defender's Office** called the proposal a ...

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[Democrat Aramis Ayala running for Florida attorney general - San Francisco Chronicle](#)

San Francisco Chronicle

(AP) — A former state **attorney** in central Florida who routinely clashed with Republican officials and law enforcement over her refusal to seek the ...

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[CA's governor wants mental health courts for homeless people | News | titusvilleherald.com](#)

Titusville Herald

... many people put under conservatorship wound up with limited treatment and follow-up while the **San Francisco Public Defender's Office** called ...

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## District **Attorney** Dudley Announces She Won't Seek Re-election | Edhat

Edhat

... progressive prosecutors -- including L.A. County District **Attorney** George Gascon and **San Francisco** DA Chesa Boudin -- face recall campaigns.



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**Subject:** Everyday Injustice Newsletter - Yolo DA Has Resentenced 10 People Since 2019; Sacramento NAACP Exposes Sheriff's Racist Meme  
**Date:** Friday, March 4, 2022 at 5:01:07 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Betty Williams: "Seeing what I have seen, there is no "punchline" or "funny quip" to the picture. It cannot be classified as a joke. It's an obvious racist depiction of a grown white man degrading a young black boy just because he's Black. Period."

## Everyday Injustice Newsletter - March 4, 2022

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### **Timber! One by One The Attacks Against Boudin Are Exposed As Hollow**

**By David Greenwald**

It was first reported that Anh Le dropped his lawsuit. Now apparently the corrected story is that he has "paused" his federal lawsuit against the SF DA's office who he claims mishandled his battery case saying that the matter is now being reconciled through mediation.

As we pointed out at the time, the legality of being able to sue a sitting DA is non-existent but once again the lawsuit was overstated and baseless.

On Tuesday, the [San Francisco Chronicle](#) first reported that Lê had dismissed the suit. However, he could refile the case "if an agreement cannot be reached through mediation."

According to his attorney, "Mr. Lê has maintained from the moment this case was filed that his goal was to bring about positive change for Asian American victims of crime in San Francisco. In an effort to bring about that change, he has decided to collaborate and engage with the San Francisco District Attorney's office in mediation to find a solution that creates a safe haven for all Asian Americans in San Francisco.

"As a show of good faith in that mediation, Mr. Lê has voluntarily dismissed his claim without prejudice giving him the right to refile the case if an agreement cannot be reached through mediation. It is our sincere hope that we can find a collaborative solution so that Mr. Lê and other Asian Americans know that the justice system respects their rights and hears their voice."

In statement from DA Chesa Boudin: "I welcome the opportunity to work in good faith with anyone who shares my commitment to expanding and improving victim services, particularly for vulnerable, elderly, or limited English-speaking members of our community. I am eager to continue the important work we've done since 2020 to advance victims' rights and support survivors.

"This includes our historic expansion of our office's Victim Services' Division—including our addition of advocates to support property crime victims for the first time in office history; our creation of new policies to expand language access for victims, including our policy ensuring victims of crime with limited English proficiency receive court interpreters; our new AAPI Elder Abuse Steering Committee to address the gaps in services for AAPI elderly victims; and our recent advocacy for sexual assault victims after discovering the misuse of their DNA; just to name a few."

As we pointed out yesterday, each of the charges against DA Boudin have kind of collapsed under their own weight. We will see what happens with this case, but it seems like this case has a good chance of working itself out without all the banner headlines.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Since 2019, Yolo DA Has Resentenced 10 People under Prosecutor-Initiated Resentencing Program

Yolo County District Attorney Jeff Reisig spoke at a For the People webinar about prosecutor-initiated resentencing last month. Prosecutor-initiated resentencing was a law passed in California in 2019 which gives

[Read More](#)

### NAACP Open Letter to Sheriff Jones on Racist Meme By Former Captain

As the President of The Greater Sacramento NAACP, a very troubling situation has been brought to my attention and needs an immediate response. It is alleged that Sacramento County Sheriff's Captain and Rancho Cordova

[Read More](#)

### SF Launches 'Be The Jury' Pilot Program

## **on Monday to Compensate Low-Income Jurors \$100 a Day**

A program that is the first of its kind in California that will remove barriers to serving on a jury and increase economic and racial diversity of juries launches on Monday in San Francisco. The pilot program passed by the state

[Read More](#)

## **Comparing Oakland and San Francisco's Crime Stats Ahead of DA Office Elections**

The fates of San Francisco and Alameda Counties' District Attorney's Offices hang in the balance until June and November, respectively, but one thing is for certain: rising crime rates are at the center of it all, at least according

[Read More](#)

## **Northern California Innocence Project Reveals Racial Disparities in US Incarceration**

The Northern California innocence project organization posted on Twitter this week statistical data showing how race plays a part in the legal system.

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## **ACLU Suit Leads Texas Court to Partially Block Governor's Anti-Trans Directive**

A temporary restraining order that prevents the Texas Department of Family and Protective Services (DFPS) from investigating plaintiffs in a lawsuit was granted by the Travis County District Court Wednesday.

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

[Read More](#)

## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Judge Denies Defense Mistrial Motion in Trial after Late Disclosure of Body-Cam Footage

The trial of Salaha McClellan proceeded Wednesday in Alameda County Superior Court, and, prior to the jury arriving, the defense introduced a mistrial motion to the judge, charging evidence had not been provided to them by

[Read More](#)

### Preliminary Hearings for Four People Charged in 2017 Double Murder Result in Trial Setting

Detectives testified in a series of preliminary hearings here this week in Riverside County Superior Court for four people charged with murder.

[Read More](#)

### Judge Silences Man's Doubts of Woodland Parole Unit to Help in Misdemeanor Arraignment

A man in custody was muted over Zoom by a judge when expressing his doubts about the ability of parole to get him into a residential program in a hearing here this week in Yolo County Superior Court.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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### Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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Yolo County Court Watch:

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**Subject:** \*\*PRESS RELEASE\*\* San Francisco to Launch the “Be The Jury” Pilot Program on Monday to Compensate Low-Income Jurors \$100 a Day  
**Date:** Thursday, March 3, 2022 at 6:00:13 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 03.03.2022 - San Francisco to Launch the “Be The Jury” Pilot Program on Monday to Compensate Low-Income Jurors \$100 a Day .pdf

**FOR IMMEDIATE RELEASE:** March 3, 2022

**CONTACT:**

Valerie Ibarra - SF Public Defender’s Office - (628) 249-7946 - [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
Anne Stuhldreher - SF Financial Justice Project - (415) 596-6138 - [Anne.Stuhldreher@sfgov.org](mailto:Anne.Stuhldreher@sfgov.org)  
Rachel Marshall - San Francisco District Attorney’s Office - (415) 416-4468 - [Rachel.Marshall@fgov.org](mailto:Rachel.Marshall@fgov.org)

**\*\*PRESS RELEASE\*\***

**San Francisco to Launch the “Be The Jury” Pilot Program on Monday to Compensate Low-Income Jurors \$100 a Day**

*The “Be The Jury” pilot program is the first-of-its-kind in California, will remove barriers to serving, and increase economic and racial diversity of juries.*

SAN FRANCISCO - On Monday, March 7, 2022, the City and County of San Francisco will launch the “Be The Jury” pilot program in San Francisco Superior Court, which will compensate low-to-moderate-income jurors \$100 a day for their jury service. The “Be The Jury” pilot program was created with the goal of establishing juries that are more reflective of San Francisco’s diverse communities and is a first-of-its-kind pilot program in San Francisco Superior Court.

The “Be The Jury” Pilot Program was authorized by Assembly Bill 1452, which was co-authored by Assemblymember Phil Ting and Senator Scott Wiener; and co-sponsored by San Francisco Treasurer José Cisneros; District Attorney Chesa Boudin, and Public Defender Mano Raju, and was supported by the Bar Association of San Francisco. Governor Newsom signed AB 1452 into law in October 2021.

Starting Monday, eligible participants may receive \$100 a day for jury duty. Prospective jurors will receive information about the “Be The Jury” Pilot Program along with their jury summons and can call 3-1-1 or visit the Court’s website at [bit.ly/BeTheJury](https://bit.ly/BeTheJury) to learn about the program. Judges will also brief prospective jurors about the “Be The Jury” pilot program when they arrive for jury service.

Learn more about the program by going to the Court's [website](#) or by calling 3-1-1.

"The right to a trial by a jury of your peers is a cornerstone of our criminal legal system, but we know too often our juries don't meet that principle because of issues around who has the time and resources to serve. With the launch of the Be The Jury Pilot Program, San Francisco will be taking another big step to ensure that the legal system serves everyone," **said San Francisco Mayor London Breed.**

"No one should be priced out of jury service. Our juries should reflect San Francisco's economic and racial diversity, but low juror compensation prevents too many people from participating in jury service. The launch of the Be The Jury pilot program brings us closer to a more accessible, diverse, and just legal system," **said San Francisco Treasurer José Cisneros.**

Because income inequality is strongly correlated with race and ethnicity, juries have become less racially diverse due to an inability to afford to participate. Juries are disproportionately composed of people who have the financial means to serve despite being unpaid or who have employers who will pay them during their jury service.

The "Be The Jury" pilot program will compensate jurors with low-to-moderate incomes with \$100 per day for jury service in criminal trials in San Francisco Superior Court for the duration of the pilot. Jurors are eligible if their household income is less than 80% of the Area Median Income (\$74,600 for a single person; \$106,550 for a household of four) and if they meet one of the following criteria: (1) their employer does not compensate for jury service; (2) their employer does not compensate for the estimated duration of jury service; (3) they are self-employed; or (4) they are unemployed.

"Every person accused of a crime deserves to have a jury of their peers, but too often that is not the case for our economically disadvantaged clients who are often people of color. The Be The Jury program will enhance justice for the accused and welcome more San Franciscans to participate in this powerful civic duty. I am thrilled that this pilot is up and running," **said San Francisco Public Defender Mano Raju.**

"Justice demands that our juries reflect the diverse backgrounds of the victims, witnesses, and accused persons whose lives are impacted by their decisions," **said District Attorney Chesa Boudin.** "I cosponsored AB1452 to improve the racial and socioeconomic diversity of our juries and the Be The Jury pilot will remove a critical barrier for many prospective jurors' service in San Francisco. We must continue to find ways to promote and enable jury service for all San Franciscans, so that our juries reflect our diverse communities and are able to administer justice for all San Franciscans."

The "Be The Jury" pilot program is much needed in San Francisco, where a survey by the Administrative Office of the Courts of California found that 35 percent of jurors report that jury service imposed a financial hardship. While California law requires employers to provide time off for employees who are summoned to jury duty, employers are not required to compensate employees who serve on a jury. If a juror's employer does not cover their salary while serving, jurors earn no compensation on their first day of service and \$15 per day after that. As a result, many prospective jurors are forced to request financial hardships instead of serving on juries. Providing fair compensation to people who otherwise cannot afford to serve on a jury due to financial hardship is the first step in creating a more equitable, inclusive, and diverse justice system.



“Be The Jury's Pilot program is an innovative way to enable all people, regardless of their economic status, to serve on a jury and have their voice heard in the justice system. We hope that there will be more diverse juries as a result of this program. BASF is proud to have supported this effort and hopes that this pilot will serve as a model for criminal and civil juries throughout California,” said **Yolanda Jackson, Executive Director and General Counsel, The Bar Association of San Francisco.**

“Everyone deserves a fair trial, but the legal system is full of inequities. I’m excited to see whether higher pay for jury duty authorized under my legislation will improve our criminal justice system. Studies show when juries are diverse and reflective of the communities they serve, they tend to spend more time deliberating the case and are less likely to presume guilt. I can’t wait to see the results of this pilot program,” said **Assemblymember Phil Ting** (D-San Francisco), author of AB 1452.

“When our juries aren’t as diverse as the general population, it leads to a serious equity issue in our criminal justice system. The Constitution guarantees the right to a jury of your peers. Increasing juror compensation and the Be The Jury Pilot Program are key to achieving that,” said **Senator Scott Wiener.**

The “Be The Jury” pilot program is funded by philanthropic dollars raised by the San Francisco Treasurer’s Financial Justice Project. Stakeholders will conduct an evaluation of the pilot program once it is completed.

###

To view this press release online --- with access to more "Be The Jury" program details and visuals, including the [video](#) that the Court will show people when they report for jury duty and the informational postcard --- please visit [SFPublicDefender.org/media](http://SFPublicDefender.org/media) or [sftreasurer.org/newsreleases](http://sftreasurer.org/newsreleases).

---  
Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](http://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers  
**Date:** Thursday, March 3, 2022 at 5:00:49 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Judge: "the failure to disclose was not inadvertent; it was part of an admitted SFPD policy.

## Everyday Injustice Newsletter - March 3, 2022

### So the Chief Pulls Out of the MOU, But It Was the Police Who Withheld the Evidence

by David Greenwald

In early February, Chief Scott announced his office was pulling out of an MOU with the DA's office. "In July of 2021, the District Attorney's Office ('DA Office') and the San Francisco Police Department ('SFPD') agreed to a Memorandum of Understanding ('MOU') for the investigation of officer-involved shootings, in-custody deaths, and uses of force incidents that result in serious bodily injury," Scott wrote in a letter to DA Boudin.

"Very serious concerns have been brought to my attention regarding recent testimony in the Superior Court of the County of San Francisco from a member of the DA's Office who was assigned as an investigator to your Independent Investigations Bureau (IIB) at the time of the incident in question," Scott said.

He added, "It appears that the DA's Office has an ongoing practice of investigations against SFPD officers that includes withholding and concealing information and evidence the SFPD is entitled to have to further ancillary criminal investigations in accordance with the MOU."

However, Curtis Briggs, representing the beating victim Decari Spiers pointed out, I also believe from our civil rights team that there are other interviews and recordings that the police had, where Stangel's partners admit to seeing him do it (the beating) and didn't understand why he did it.

"Those have never been disclosed to us," he said. "So, there's clearly some type of police withholding things."

And as it turned Curtis Briggs was completely right.

US Magistrate Judge Jacqueline Corley in an order signed March 1 ruled that the city and county of San Francisco, "acting through SFPD, engaged in conduct tantamount to bad faith. There is no dispute that Defendant did not disclose the evidence to their own counsel until the December 14, 2021, deposition."

Moreover, she ruled, "the failure to disclose was not inadvertent; it was part of an admitted SFPD policy.

"Defendant was at least reckless as to its obligations under the discovery rules," the court continued.

It's important to see what has happened in the last month. In February, in open court the DA's office was accused of withholding evidence from the police. The police chief as a result pulled out of the MOU.

Since then we have learned: (1) the police were probably illegally using rape kit DNA to link victims to unrelated crimes. (2) the police have been accused of failing to arrest people who are caught in the act of committing crimes. (3) the police have been found by a federal court judge to have improperly withheld evidence that was disclosable to a plaintiff.

While the San Francisco DA has received a ton of criticism and is subject to a recall in three months, the evidence so far suggests that the problem is likely the POA and the police.

Thanks for reading

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Federal Judge Finds SF Police Are the Ones Who Failed to Turn Over Evidence in Stangel Beating of Decari Spiers

When Chief Bill Scott of the San Francisco Police Department pulled out of an MOU in early February, Attorney Curtis Briggs who represents the man allegedly beaten by Officer Stangel charged it was actually the police who

[Read More](#)

### Yolo County DA's Race Sets Up As a Contrast of Ideas

The June 7 Yolo County primary election is nearly 3 months away and voters will decide on two county supervisor seats (Districts 2 and 3), the sheriff and the district attorney.

[Read More](#)

### **DA Boudin Partners with Assemblymember Levine to Introduce New Approach to Addressing Wrongful Convictions**

A new bill introduced by Assemblymember Marc Levine and partnered with San Francisco District Attorney Chesa Boudin was introduced on Wednesday.

[Read More](#)

### **Conflicts Regarding Joint Representation of Four Codefendants Led to the Supreme Court's Reversal of Conviction**

Because the Florida Court of Appeal failed to address the conflicts during Holcombe's racketeer and conspiracy trial appropriately, Justice Sotomayor reversed the conviction based on the U.S. Supreme Court precedents.

[Read More](#)

### **In NY Times Interview, San Francisco District Attorney Attributes Recall Efforts to Small Number of Dissatisfied 'Wealthy Individuals'**

In a recent interview with The New York Times Magazine's David Marchese, San Francisco District Attorney Chesa Boudin expressed his frustration over the upcoming recall election, believing the recall efforts are driven by

[Read More](#)

### **Studies Show Family Justice Centers in Rural Communities Lead to Decrease in Partner-Related Crimes**

The Institute for Innovation in Prosecution (IIP) at the John Jay College of Criminal Justice in Manhattan released a report detailing the long-term benefits of establishing Family Justice Centers in smaller and rural cities.

[Read More](#)

### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Police Testimony Reveals Questionable Vehicle Search**

Questions over the legality of a K-9 search arose in a preliminary hearing here in Yolo County Superior Court. According to police testimony, the man was detained and arrested on a warrant in the

[Read More](#)

### **Man Accused of Assault with Deadly Weapon, but Did Not Possess Weapon – Still Set for Trial**

No weapon was found in Roger Espinoza's possession after he was taken into custody for felony assault with a deadly weapon, a Riverside County Superior Court was told here this week—in the end, though, Espinoza was held for

[Read More](#)

## **Judge Questions Plea Deal for Only Probation, Warns Man He Could Still Go to Prison**

In Yolo County Superior Court this week, Deputy Public Defender Jose Gonzales addressed Judge Peter M. Williams' concerns about a plea agreement reached that involved only probation for multiple felonies.

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

[Read More](#)

### **Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts**

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

[Read More](#)

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**Yolo County Court Watch:**

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[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpjNzQ2OWY5NTY3MDg1YTKyZDM2M2Q3NGJiZjUyNDJhYzo1OjA0YjI6MTZhYzdiZWU1OTgwNmY0YTRjM2E3NDgzYTE1ZTdmZTA5NWl2ZTdiNTk5YTMxNWZjMTFiMTYxY2ZjMjY1MjlmMTp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpjNzQ2OWY5NTY3MDg1YTKyZDM2M2Q3NGJiZjUyNDJhYzo1OjA0YjI6MTZhYzdiZWU1OTgwNmY0YTRjM2E3NDgzYTE1ZTdmZTA5NWl2ZTdiNTk5YTMxNWZjMTFiMTYxY2ZjMjY1MjlmMTp0Ok4)

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**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Thursday, March 3, 2022 at 1:04:47 AM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Young, Shawn (TTX)

Thanks so much to you, Shawn! I think we've got it all ready for tomorrow. I just sent an email to the group with the details.

Format: I'm going to put the press release into a doc and save it as a PDF to attach when I send out the press release email. I didn't include a PDF in my email because I use an internal naming format.

Quick Note: I noticed on the draft that the link at the bottom went to the [previous press release](#) about the Be The Jury legislation, so I replaced it with your [general media page](#) for now.

Quick Question: Since Anne has limited availability for interviews, was there anyone else you all wanted to make available for on-camera interviews, if needed? We can always find someone, whether it's PD Raju or someone else from our office. Just wanted to make sure not to overlook any other point people I'm not aware of in the FJP/TTX.

If you need to get in touch in the morning, please text me at (628)249-7946.

Thank you,  
Valerie

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**From:** Young, Shawn (TTX) <shawn.young@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 4:28 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor

Thanks Valerie! Appreciate your work on this. One last change: we've capitalized the "T" in Be The Jury on all of our materials. Can we do that in the final press release as well? Thanks!



Shawn

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 2:06:13 PM  
**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Cc:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Young, Shawn (TTX) <shawn.young@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi Everyone -- My apologies for missing these messages. I was in court and unaware that my email wasn't updating as I tried to keep an eye on things on my phone.

I will carry the press release across the finish line. Still aiming for 10am tomorrow, but I saw Rachel's message that she won't have the DA's quote until tomorrow. I'll follow up to make sure that's happening early.

I saw Jeff's message that he tweaked the Mayor's quote a bit, but it still says it's a placeholder, so I'll make sure that what's in the doc is what she intends to say.

I'll check in with Ting & Wiener's offices, as well.

Again, sorry for the delays, and I'll update everyone later today once I have more of it in place.

Thank you,  
Valerie

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:10 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Cc:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Young, Shawn (TTX) <shawn.young@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Fw: Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi again Valerie. Can you please take it from here with the press release? A few notes:

1. I resolved what I could and sent to mayor's office again, see below.
2. I asked Michelle to send you all the materials: video, postcard, poster....to include in the release if you wish, or have on hand for reporters
3. Looks like DA's quote still awaiting approval, please follow up directly with Sarah.
4. Confirming you're sending out the final at 10 am tomorrow.

I'm on a plane in an hour as is Michelle.

Thanks again, Anne

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:07 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi Jeff and Ivy:

I know how busy you are. Here's the [finalish press release](#) for the Be The Jury program which is launching Monday. **Please let us know by end of today if the Mayor would like to provide a quote.** Some quotes still being confirmed. We have a placeholder in for this up top but will of course take it out if we don't hear back from you. I'm also ccing Valerie in the Public Defender's Office. Thanks again for considering. Best, Anne.

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

Hi Jeff and Ivy:

Just following up on the request below for a potential quote from the Mayor for the press release we're putting out to announce the Be The Jury Pilot program. Here is the [DRAFT release](#), which will go out Thursday. **Could you let us know by 3 pm Wednesday?** Thanks again for considering it! If easier feel free to call: 415 596 6138. Anne

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Tuesday, February 22, 2022 8:17 AM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Request: Quote from Mayor for Be The Jury press release

Jeff:

I hope this message finds you well.

I'm writing to see if the Mayor would like to provide a quote in the press release we're putting out the week of February 28th to announce the Be The Jury Pilot Program. As you may know, this pilot program will provide low-income San Franciscans \$100 a day for jury service,. The goal is to lower barriers to serving and to create juries that are more economically and racially diverse. We worked with Senator Ting's Office to put forward a bill to authorize the pilot program. I've attached a one pager on the pilot and below is some media we've gotten so far, mainly several months ago for the bill to authorize the pilot program.

I'm happy to send the draft release for you to consider adding a quote to early next week. Thanks for considering it! Also Ivy is cced.

- [Balancing the Scales of Justice](#). SF Weekly
- [Could reparations make for fairer juries?](#) SF Chronicle
- [Everyday Injustice Podcast](#). Davis Vanguard
- [The Takeaway Podcast](#). WNYC Studios
- [Newsom Signs Bill Increasing Pay For Low Income Jurors](#). CBS/KPIX

**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor

**Date:** Thursday, March 3, 2022 at 12:28:33 AM Greenwich Mean Time

**From:** Young, Shawn (TTX)

**To:** Ibarra, Valerie (PDR)

Thanks Valerie! Appreciate your work on this. One last change: we've capitalized the "T" in Be The Jury on all of our materials. Can we do that in the final press release as well? Thanks!

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**Sent:** Wednesday, March 2, 2022 2:06:13 PM

**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>

**Cc:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Young, Shawn (TTX) <shawn.young@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>

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**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi Jeff and Ivy:

I know how busy you are. Here's the [finalish press release](#) for the Be The Jury program which is launching Monday. **Please let us know by end of today if the Mayor would like to provide a quote.** Some quotes still being confirmed. We have a placeholder in for this up top but will of course take it out if we don't hear back from you. I'm also ccing Valerie in the Public Defender's Office. Thanks again for considering. Best, Anne.

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

Hi Jeff and Ivy:

Just following up on the request below for a potential quote from the Mayor for the press release we're putting out to announce the Be The Jury Pilot program. Here is the [DRAFT release](#), which will go

out Thursday. **Could you let us know by 3 pm Wednesday?** Thanks again for considering it! If easier feel free to call: 415 596 6138. Anne

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Tuesday, February 22, 2022 8:17 AM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Request: Quote from Mayor for Be The Jury press release

Jeff:

I hope this message finds you well.

I'm writing to see if the Mayor would like to provide a quote in the press release we're putting out the week of February 28th to announce the Be The Jury Pilot Program. As you may know, this pilot program will provide low-income San Franciscans \$100 a day for jury service,. The goal is to lower barriers to serving and to create juries that are more economically and racially diverse. We worked with Senator Ting's Office to put forward a bill to authorize the pilot program. I've attached a one pager on the pilot and below is some media we've gotten so far, mainly several months ago for the bill to authorize the pilot program.

I'm happy to send the draft release for you to consider adding a quote to early next week. Thanks for considering it! Also Ivy is cced.

- [Balancing the Scales of Justice](#). SF Weekly
- [Could reparations make for fairer juries?](#) SF Chronicle
- [Everyday Injustice Podcast](#). Davis Vanguard
- [The Takeaway Podcast](#). WNYC Studios
- [Newsom Signs Bill Increasing Pay For Low Income Jurors](#). CBS/KPIX

**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Wednesday, March 2, 2022 at 10:09:35 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Cretan, Jeff (MYR), Stuhldreher, Anne (TTX)  
**CC:** Lee, Ivy (MYR)

Thank you so much. Confirming the following quote from Mayor Breed:

*“The right to a trial by a jury of your peers is a cornerstone of our criminal legal system, but we know too often our juries don’t meet that principle because of issues around who has the time and resources to serve. With the launch of the Be The Jury Pilot Program, San Francisco will be taking another big step to ensure that the legal system serves everyone,”* **said San Francisco Mayor London Breed.**

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**From:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:47 PM  
**To:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** RE: Finalish Press release for Be The Jury. Request for Quote from Mayor

Just tweaked the quote. Happy to support. Thanks!

Jeff Cretan  
Communications Director  
Mayor London N. Breed

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Wednesday, March 2, 2022 12:08 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

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to authorize the pilot program.

I'm happy to send the draft release for you to consider adding a quote to early next week. Thanks for considering it! Also Ivy is cced.

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**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor

**Date:** Wednesday, March 2, 2022 at 9:06:13 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Stuhldreher, Anne (TTX)

**CC:** Goossen, Carolyn (PDR), Young, Shawn (TTX), Lau, Michelle (TTX)

Hi Everyone -- My apologies for missing these messages. I was in court and unaware that my email wasn't updating as I tried to keep an eye on things on my phone.

I will carry the press release across the finish line. Still aiming for 10am tomorrow, but I saw Rachel's message that she won't have the DA's quote until tomorrow. I'll follow up to make sure that's happening early.

I saw Jeff's message that he tweaked the Mayor's quote a bit, but it still says it's a placeholder, so I'll make sure that what's in the doc is what she intends to say.

I'll check in with Ting & Wiener's offices, as well.

Again, sorry for the delays, and I'll update everyone later today once I have more of it in place.

Thank you,  
Valerie



---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:10 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Cc:** Goossen, Carolyn (PDR) <carolyn.goossen@sfgov.org>; Young, Shawn (TTX) <shawn.young@sfgov.org>; Lau, Michelle (TTX) <michelle.k.lau@sfgov.org>  
**Subject:** Fw: Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi again Valerie. Can you please take it from here with the press release? A few notes:

1. I resolved what I could and sent to mayor's office again, see below.
2. I asked Michelle to send you all the materials: video, postcard, poster....to include in the release if you wish, or have on hand for reporters
3. Looks like DA's quote still awaiting approval, please follow up directly with Sarah.
4. Confirming you're sending out the final at 10 am tomorrow.

I'm on a plane in an hour as is Michelle.

Thanks again, Anne

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:07 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

Hi Jeff and Ivy:

I know how busy you are. Here's the [finalish press release](#) for the Be The Jury program which is launching Monday. **Please let us know by end of today if the Mayor would like to provide a quote.** Some quotes still being confirmed. We have a placeholder in for this up top but will of course take it out if we don't hear back from you. I'm also ccing Valerie in the Public Defender's Office. Thanks again for considering. Best, Anne.

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**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

Hi Jeff and Ivy:

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**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
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- [The Takeaway Podcast](#). WNYC Studios
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**Subject:** Fwd: Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Wednesday, March 2, 2022 at 8:50:38 PM Greenwich Mean Time  
**From:** Stuhldreher, Anne (TTX)  
**To:** Goossen, Carolyn (PDR), Lau, Michelle (TTX), Young, Shawn (TTX)  
**CC:** Ibarra, Valerie (PDR)

FYI

Sent from my iPhone

Begin forwarded message:

**From:** "Cretan, Jeff (MYR)" <jeff.cretan@sfgov.org>  
**Date:** March 2, 2022 at 12:47:12 PM PST  
**To:** "Stuhldreher, Anne (TTX)" <anne.stuhldreher@sfgov.org>  
**Cc:** "Lee, Ivy (MYR)" <ivy.lee@sfgov.org>, "Ibarra, Valerie (PDR)" <valerie.ibarra@sfgov.org>  
**Subject:** RE: Finalish Press release for Be The Jury. Request for Quote from Mayor

Just tweaked the quote. Happy to support. Thanks!

Jeff Cretan  
Communications Director

Mayor London N. Breed

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Wednesday, March 2, 2022 12:08 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

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**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <[jeff.cretan@sfgov.org](mailto:jeff.cretan@sfgov.org)>  
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**Sent:** Tuesday, February 22, 2022 8:17 AM  
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**Subject:** Request: Quote from Mayor for Be The Jury press release

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**Subject:** Re: Finalish Press release for Be The Jury. Request for Quote from Mayor

**Date:** Wednesday, March 2, 2022 at 8:49:56 PM Greenwich Mean Time

**From:** Stuhldreher, Anne (TTX)

**To:** Cretan, Jeff (MYR)

**CC:** Lee, Ivy (MYR), Ibarra, Valerie (PDR)

Thanks Jeff! Anne

Sent from my iPhone

On Mar 2, 2022, at 12:47 PM, Cretan, Jeff (MYR) <jeff.cretan@sfgov.org> wrote:

Just tweaked the quote. Happy to support. Thanks!

Jeff Cretan  
Communications Director  
Mayor London N. Breed

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Wednesday, March 2, 2022 12:08 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor

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**From:** Stuhldreher, Anne (TTX) <[anne.stuhldreher@sfgov.org](mailto:anne.stuhldreher@sfgov.org)>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <[jeff.cretan@sfgov.org](mailto:jeff.cretan@sfgov.org)>  
**Cc:** Lee, Ivy (MYR) <[ivy.lee@sfgov.org](mailto:ivy.lee@sfgov.org)>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

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**To:** Cretan, Jeff (MYR) <[jeff.cretan@sfgov.org](mailto:jeff.cretan@sfgov.org)>  
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**Subject:** RE: Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Wednesday, March 2, 2022 at 8:47:11 PM Greenwich Mean Time  
**From:** Cretan, Jeff (MYR)  
**To:** Stuhldreher, Anne (TTX)  
**CC:** Lee, Ivy (MYR), Ibarra, Valerie (PDR)

Just tweaked the quote. Happy to support. Thanks!

Jeff Cretan  
Communications Director  
Mayor London N. Breed

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**From:** Stuhldreher, Anne (TTX)  
**Sent:** Wednesday, March 2, 2022 12:08 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
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**From:** Stuhldreher, Anne (TTX) <[anne.stuhldreher@sfgov.org](mailto:anne.stuhldreher@sfgov.org)>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <[jeff.cretan@sfgov.org](mailto:jeff.cretan@sfgov.org)>  
**Cc:** Lee, Ivy (MYR) <[ivy.lee@sfgov.org](mailto:ivy.lee@sfgov.org)>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

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**Subject:** Fw: Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Wednesday, March 2, 2022 at 8:10:59 PM Greenwich Mean Time  
**From:** Stuhldreher, Anne (TTX)  
**To:** Ibarra, Valerie (PDR)  
**CC:** Goossen, Carolyn (PDR), Young, Shawn (TTX), Lau, Michelle (TTX)  
**Attachments:** Be The Jury One Pager 2022-01-13.pdf

Hi again Valerie. Can you please take it from here with the press release? A few notes:

1. I resolved what I could and sent to mayor's office again, see below.
2. I asked Michelle to send you all the materials: video, postcard, poster...to include in the release if you wish, or have on hand for reporters
3. Looks like DA's quote still awaiting approval, please follow up directly with Sarah.
4. Confirming you're sending out the final at 10 am tomorrow.

I'm on a plane in an hour as is Michelle.

Thanks again, Anne

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**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Wednesday, March 2, 2022 12:07 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>; Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
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**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
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**Subject:** Finalish Press release for Be The Jury. Request for Quote from Mayor  
**Date:** Wednesday, March 2, 2022 at 8:07:52 PM Greenwich Mean Time  
**From:** Stuhldreher, Anne (TTX)  
**To:** Cretan, Jeff (MYR)  
**CC:** Lee, Ivy (MYR), Ibarra, Valerie (PDR)  
**Attachments:** Be The Jury One Pager 2022-01-13.pdf

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I know how busy you are. Here's the [finalish press release](#) for the Be The Jury program which is launching Monday. **Please let us know by end of today if the Mayor would like to provide a quote.** Some quotes still being confirmed. We have a placeholder in for this up top but will of course take it out if we don't hear back from you. I'm also ccing Valerie in the Public Defender's Office. Thanks again for considering. Best, Anne.

---

**From:** Stuhldreher, Anne (TTX) <anne.stuhldreher@sfgov.org>  
**Sent:** Monday, February 28, 2022 1:34 PM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Follow up Request: Quote from Mayor for Be The Jury press release

Hi Jeff and Ivy:

Just following up on the request below for a potential quote from the Mayor for the press release we're putting out to announce the Be The Jury Pilot program. Here is the [DRAFT release](#), which will go out Thursday. **Could you let us know by 3 pm Wednesday?** Thanks again for considering it! If easier feel free to call: 415 596 6138. Anne

---

**From:** Stuhldreher, Anne (TTX)  
**Sent:** Tuesday, February 22, 2022 8:17 AM  
**To:** Cretan, Jeff (MYR) <jeff.cretan@sfgov.org>  
**Cc:** Lee, Ivy (MYR) <ivy.lee@sfgov.org>  
**Subject:** Request: Quote from Mayor for Be The Jury press release

Jeff:

I hope this message finds you well.

I'm writing to see if the Mayor would like to provide a quote in the press release we're putting out the week of February 28th to announce the Be The Jury Pilot Program. As you may know, this pilot program will provide low-income San Franciscans \$100 a day for jury service,. The goal is to lower barriers to serving and to create juries that are more economically and racially diverse. We worked with Senator Ting's Office to put forward a bill to authorize the pilot program. I've attached a one pager on the pilot and below is some media we've gotten so far, mainly several months ago for the bill to authorize the pilot program.

I'm happy to send the draft release for you to consider adding a quote to early next week. Thanks for considering it! Also Ivy is cced.

- [Balancing the Scales of Justice](#). SF Weekly
- [Could reparations make for fairer juries?](#) SF Chronicle
- [Everyday Injustice Podcast](#). Davis Vanguard
- [The Takeaway Podcast](#). WNYC Studios
- [Newsom Signs Bill Increasing Pay For Low Income Jurors](#). CBS/KPIX

**Subject:** Everyday Injustice Newsletter - California Prisoners Given Substandard Medical Care and Families Left in the Dark

**Date:** Wednesday, March 2, 2022 at 5:00:20 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"We are building more and more prisons, but the money we use to incarcerate people should be used to empower them," said Georgia State Representative Carl Gilliard, founder of Savannah Feed the Hungry. "We need to give people a chance. We want to break the cycle of incarceration and give a new beginning."

## Everyday Injustice Newsletter - March 2, 2022

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### **San Francisco D.A. Attributes Recall Efforts to a Small Number of Dissatisfied Elites-Wealthy Individuals**

**By Alex Jimenez**

In a recent interview with The New York Times Magazines David Marchese, San Francisco D.A Chesa Boudin expresses his frustration over the upcoming recall election, believing the recall efforts are driven by San Francisco's elite and not reflective of the city's majority.

Boudin in the interview addresses a variety of issues heading into the recall election this June, his policies, recidivism, and his relationship with the mayor and police chief were among the topics

discussed.

Although Boudin and many progressive District Attorneys have been criticized by opponents for “compromising public safety” in their view, Marchese notes that the metrics on crime complicate that assertion but nevertheless an effort to recall Boudin gained enough steam to initiate an official recall election for June 7th.

“We’re not dealing with a grass-roots movement. We’re dealing with a small number of wealthy individuals,” said Boudin when asked about the motivation behind the recall. The D.A’s office filed a lawsuit against companies who promote a so-called “gig economy” and Boudin noted that many people who donated to the recall are investors in those companies.

In explaining this disparity in campaign donations, Boudin pointed to the \$500 donation cap any individual could give, however no such regulations exist in a recall election where the recall committee received a \$1.5 million donation from one single contributor.

David Marchese challenged Boudin's claim that the recall effort is not a “grassroots movement” despite the 83,000 signatures for the petition. Boudin claims that the issue is that professional signature gathers are incentivized to employ misleading tactics such as” say things like: “Do you want to stop sexual assault? Sign here.”

Further emphasizing the point that the signatures gathered are really a result of the money spent as opposed to reflecting popular support.

The discussion shifted to discussing recidivism given the D.As policy of decarceration and was asked if people have to accept the “increased collective risk of recidivism” in the short term before the long term collective good can be realized.

“We have to recognize that the tough-on-crime approach has had lots of opportunities to reduce recidivism rates, and it hasn’t worked,” argues Boudin. Further adding that when California expanded incarceration in the 1900s and early 2000s, two thirds of people were rearrested when released however the recidivism rate is small for individuals who were re-sentenced and served less time than the original sentence.

## The Vanguard still needs your help in 2022.

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## Criminal Justice News/ Commentary

### California Prisoners Given Substandard Medical Care and Families Left in the Dark, Loved Ones Say

The wives and the mother of prisoners within the California Prison system say that their loved ones and many others are not given proper medical care and that it fails to communicate properly with them, if at all when they get sick

[Read More](#)

### Guest Commentary: Locking Teenagers and Young Adults Up for Gun Possession

## **Doesn't Make Us Safer**

Motion for Justice Partners Chatham County District Attorney Shalena Cook Jones and local nonprofit Savannah Feed the Hungry have created an innovative program for young people who are facing gun possession charges. Instead of

[Read More](#)

## **President Biden Nominates Judge Ketanji Brown Jackson to Serve as Associate Justice of the U.S. Supreme Court**

President Joe Biden has nominated Judge Ketanji Brown Jackson—who would become the first Black woman on the court, if confirmed—as Associate Justice of the U.S. Supreme Court, according to The White House.

[Read More](#)

## **ACLU Joins 'The Just Trust for Action' in Efforts to Address Criminal Justice Reform**

It was reported by the American Civil Liberties Union Tuesday that its Campaign for Smart Justice will be joining "The Just Trust for Action" in its efforts to address criminal justice reform.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **COVID-19 Outbreaks Subside Across California's Prison System**



Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Court Encourages Man Facing Felony Charges to Continue on Right Path After Father's Death**

After the passing of his father last week, Jared Lampkin appeared in Yolo County Superior Court Tuesday out of custody in front of Judge Dave Rosenberg for a review on his case – he faces several felony and

[Read More](#)

### **Police Misconduct Alleged in Firearm Felony Case – Judge Says 'Play On'**

Police misconduct has been alleged in the case of Khalil Shawn King —charged with a felony, possession of loaded conceal firearms, unlawful transportation of a machine gun and bump stock – here in Alameda County Superior

[Read More](#)

### **Woman Allegedly Steals Car and Attempts to Run Neighbor Over – Takes 6 Month Jail Deal**

Jennifer Waddell took a plea deal here Tuesday in Stanislaus County Superior Court after being charged in her preliminary hearing of stealing a vehicle and hitting a neighbor with it.

[Read More](#)

### **Attorneys, Continue to Discuss Penalty Phase of Larin Garcia Quadruple Homicide Trial as Jury Continues Deliberation**

The quadruple homicide trial for Larin Garcia continued Tuesday in the Larson Justice Center/Riverside County Superior Court, with the jury still out deliberating as it has been since last week.

[Read More](#)

### **Man Who Lives With Victim's Family Ordered to Leave His Home Every Time She Visits for 10 Years**

The sentencing for Francisco Martinez took an interesting turn here Friday in Riverside County Superior Court, when Judge Judith Clark issued a no contact order barring Martinez, who lives with the victim's family, from having

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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**Yolo County Court Watch:**

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**Sacramento Court Watch:** [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3ODIiN2QyOTc3YjE3MTFIZTM5YjI4YmE4YzVlODU5Yjo1OjNINmE6MTc2ODUyM2E4ZWFiZjgyYTY1M2Y4NDEzMWZlZGZkMmEwMmU4MTImOThlZDc0ZjhjZWZmZyU1OTQxM2NmZmFkMjp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo3ODIiN2QyOTc3YjE3MTFIZTM5YjI4YmE4YzVlODU5Yjo1OjNINmE6MTc2ODUyM2E4ZWFiZjgyYTY1M2Y4NDEzMWZlZGZkMmEwMmU4MTImOThlZDc0ZjhjZWZmZyU1OTQxM2NmZmFkMjp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Local Leaders Condemn Media’s rush to Judgement in Police Shooting; ACLU Report Hammers Spitzer, Hestrin on Racist, Unjust Policies  
**Date:** Tuesday, March 1, 2022 at 5:00:18 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“A call for help should never turn into a death sentence. I know exactly what it is like to fear harm from a loved one and need to have police intervention,” stated Pamela Price

## Everyday Injustice Newsletter - March 1, 2022

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**ACLU Calls For  
“Urgent, Drastic Changes to DA Practices”**

**By David Greenwald**

We have been covering for the past two weeks Orange County DA Todd Spitzer, but a new report from the ACLU assails both Spitzer as well as Riverside DA Michael Hestrin - who many consider even more regressive.

According to the ACLU, "Both of these officials oversee offices that spend immense amounts of time and resources prosecuting low-level offenses. The volume makes their prosecution balance sheets look good, but these type of offenses pose little or no threat to community safety and may actually worsen long-term outcomes."

Among the issues taken up by the reports were:

*Low-level offenses* — Of the more than 259,000 charges made by the Orange County DAs office in 2017 and 2018, nearly 64% were the type of low-level offenses that should have been either considered decline-to-charge or diverted to community based programs, including those for addiction and mental illness. In Riverside County, for which about 456,000 records from 2017 to 2020 were examined, about 57% should have been decline-to-charge or diverted. These treatments of low-level offenses would not only relieve overcrowded jails, they have also shown to be effective in curbing recidivism.

*Race* — Census figures show that 2.1% of people in Orange County are Black, but 5.8% of people criminally charged in 2018 in the county were Black. In Riverside County, 7.3% of the overall population is Black, but 13.9% of adults charged by the DA between 2017-2020 were Black.

*Youth Charges and Imprisonment* — In Orange County, children are transferred to adult court at more than twice the statewide rate, even though, as the report states, "Decades of research has found no evidence of any deterrent effect of transferring minors into the criminal (adult) legal system." Check out our full story: [here](#)

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## Criminal Justice News/ Commentary

### Local Leaders Condemn Media's rush to Judgement in Police Shooting; DA Candidate Calls on AG To Step In

On February 17th, the Pleasanton Police shot and killed a suspect based on a domestic violence call. According to media coverage of a released video this week, the footage, media

[Read More](#)

### Commentary: Reform is Not Enough in Places Like Orange County – Pattern and Practice Investigation Urged

Most people living in large, prosperous urban counties today have what has been dubbed the "progressive prosecutor." The progressive prosecutor is an elected prosecutor who uses the power position of District Attorney to de-prioritize

[Read More](#)

## **ACLU Calls for Changes to District Attorney Practices After Reports of Racist, Unjust Policies**

The ACLU Foundation of California Monday released reports on Orange County District Attorney Todd Spitzer and Riverside County DA Michael Hestrin, whose offices were found to spend an exorbitant amount of time and

[Read More](#)

## **SF Police Take a Stand Against DA Boudin By Not Doing Their Job**

San Francisco Chronicle Columnist Heather Knight's recent article, "More S.F. residents share stories of police standing idly by as crimes unfold: 'They didn't want to be bothered,'" notes San Francisco residents' concerns over

[Read More](#)

## **SF Public Defender Reports Man – After Year in Jail – Has Charges Dropped Mid-Trial, Cites Shoddy Police Investigation, and Doubts If Crime Even Happened**

After a year in jail, charges were dismissed against Bernardo Tamayo Feb. 14, who was "falsely accused of tampering with a vehicle, robbery with a gun enhancement, and illegal possession of a firearm," according to a

[Read More](#)

## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Orders Longer Jail Sentence for DUI Driver Despite Argument by Public Defender**

In a sentencing hearing last Friday morning in Yolo County Superior Court, Deputy Public Defender Katie Rogers argued that the numerous sentencing requests made by the court and supported by Deputy District Attorney

[Read More](#)

### **Court Told Modesto Man Broke into Ex-Wife's House, Later Steals Two Cars, and Dog**

Jesus Guzman's preliminary hearing continued here Monday in Stanislaus County Superior Court, where he's charged with vehicular theft, possession of a firearm, breaking and entering, dog theft, aggravated assault,

[Read More](#)

### **Final Witnesses and Closing Arguments Given in Michael Vera Trial**

The trial of Michael Vera resumed on Monday with the forensic scientist and deputy sheriff testifying before closing arguments were made to the jury here in Ventura County Superior Court.

[Read More](#)

### **Jury Trial Continues for Assault Case Involving an Alleged Deadly Threats, Police Lack of Response**

During the trial of Salaha McClellan here in Alameda County Superior Court Monday a husband and wife testified about they called the continued harassment they faced by a neighbor and the inadequacy of the police to keep them

[Read More](#)

## **Jury Still Without Verdict: Attorneys, Judge Discuss Possible Penalty Phase of Larin-Garcia Quadruple Homicide Trial**

Monday, in Riverside County Superior Court, the trial of Jose Larin-Garcia continued with discussion of possible witnesses and evidence in the penalty phase if the jury comes back with a guilty verdict.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3MGJmYTJkYzhiMDU4ZTI3Nzk2NGQ5ZTgwMmVjNjViZDo1OmJmOTA6ZTJmFkMjg3MGE4ZmY0YTM2MTMxMWNmMWlyNTU1MWVlNTEyYjYzYzVWmNWlZDIINTdmNTRiNDcwMjYzZjYzMDp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo3MGJmYTJkYzhiMDU4ZTI3Nzk2NGQ5ZTgwMmVjNjViZDo1OmJmOTA6ZTJmFkMjg3MGE4ZmY0YTM2MTMxMWNmMWlyNTU1MWVlNTEyYjYzYzVWmNWlZDIINTdmNTRiNDcwMjYzZjYzMDp0Ok4)

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**Subject:** \*\*PRESS RELEASE\*\* Case Dismissed Mid-Trial Due to Lack of Evidence Against Man Who Spent a Year in SF Jail

**Date:** Monday, February 28, 2022 at 11:57:06 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PR - 02.28.2022 - Case Dismissed Mid-Trial Due to Lack of Evidence Against Man Who Spent a Year in SF Jail.pdf

**FOR IMMEDIATE RELEASE:** February 28, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

## **Case Dismissed Mid-Trial Due to Lack of Evidence Against Man Who Spent a Year in SF Jail**

*Defense cites faulty police investigation, questions whether crime was committed at all*

**SAN FRANCISCO** – On February 14, charges were dismissed against Bernardo Tamayo who spent the last year in jail awaiting trial. Mr. Tamayo was falsely accused of tampering with a vehicle, robbery with a gun enhancement, and illegal possession of a firearm. Deputy Public Defender Chris Lamb questions whether a robbery had taken place at all, and whether Mr. Tamayo

Defender Cris Lamb questioned whether a robbery had taken place at all and why Mr. Tamayo had been included in a police photo lineup when he did not bear any resemblance to the alleged suspect. After the Public Defender's Office further investigated the claims reported in this incident, and the case finally went to trial, Ms. Lamb presented evidence to the judge that the alleged victim was going to perjure himself on the witness stand. The prosecution then dismissed the charges against Mr. Tamayo citing insufficient evidence.

In her opening remarks to the jury, **Ms. Lamb said**, "This is a cautionary tale of what can happen to an innocent person when police get tunnel vision. Tunnel vision is when your focus is so narrow that you miss glaringly obvious things that a person with clearer vision would see."

The incident in question happened in November 2020, when a man called the police from a co-worker's phone to report that he'd seen a person under his car tampering with the catalytic converter. The man gave varying accounts of what happened thereafter, but claimed that he attacked the suspect on the ground, and that the suspect then ran to a getaway car, where he allegedly retrieved a gun, which he used to threaten the man and steal his phone. He described the male suspect as short, skinny, Caucasian and blonde.

Mr. Tamayo's defense team found the police investigation in this case to be problematic in many ways.

First, when the officers asked the man for the phone number of the stolen iPhone so it could be traced, the man claimed not to know the number and that he had bought it from a family member. Mr. Tamayo's defense team later discovered that the alleged victim did not own a phone at the time he reported one stolen, and subpoenaed the family member who denied selling a phone to the man.

Second, despite an independent eyewitness offering to give a statement and contact information to the officers on scene, the officers refused to take it. Months later, Mr. Tamayo's defense team located the eyewitness who said that they had a clear line of sight on the interaction around the car, but that the suspect never retrieved anything from the getaway vehicle and there was no gun. The eyewitness also said the suspects were African American.

Third, the only physical evidence collected at the scene was a beanie on the ground. After the police ran DNA tests on the beanie, it came up with several low level possible matches, one of whom was Mr. Tamayo who was living in Alameda County. Even though Mr. Tamayo did not match the physical description of the suspect, the investigating officer, Sgt. Gregory Skaug, used Mr. Tamayo's picture in a photo lineup and obtained a warrant to search an East Bay residence where Mr. Tamayo was known to visit but did not live. Nothing obtained during that search could be linked to this reported incident.

Further, the way the photo lineup was conducted violated California law in several ways. The statute requires that the people in the lineup must match the description of the suspect, no one can unduly stand out from the rest, there can only be one actual suspect in the lineup, and a video must be taken of the viewing in order to detect any non-verbal cues or suggestions. None of this was followed by SFPD.

In contrast to the description of the suspect as skinny, blonde and Caucasian, Mr. Tamayo is heavy set and Latino. Mr. Tamayo also has a distinct tattoo on his face, which the others in the lineup did not. And, the reporting victim picked two men out of the lineup, claiming that the other was the driver of the getaway car. The photo line up was not recorded on video.

Despite these gross inconsistencies, Mr. Tamayo was arrested and charged with several felonies, and the prosecutor argued against letting him out on bail pretrial. Mr. Tamayo then spent close to one year in jail before being brought to trial over seven months past the legal deadline.

Once in trial, Ms. Lamb presented damning evidence to the judge that the alleged victim was going to perjure himself on the witness stand. The judge then assigned the man his own counsel who reviewed the evidence and directed the man to plead the Fifth Amendment to any questions during testimony so as not to incriminate himself. This left the prosecution with no witness and insufficient evidence, so the charges were dropped.

“The entire defense team did a remarkable job uncovering the injustice that Mr. Tamayo suffered by being falsely accused of these serious charges,” said **San Francisco Public Defender Mano Raju**, who is pursuing legal action against the San Francisco Superior Court which has continued hundreds of criminal trials past their legal deadline, leaving many to suffer the harsh conditions of jail during the pandemic. “We need more courtrooms open for trial precisely to prevent further injustice for people like Mr. Tamayo.”

The Defense Team was led by Deputy Public Defender Cris Lamb, Co-Chair Deputy Public Defender Kelsey Ryburn, Investigator Collin Olsen, and Paralegal Susan Frommer.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Valerie Ibarra  
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[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter -Brutal Police Dog Mauling Case; Savit Talks Ann Arbor; SF Rape Kit DNA Issue Has Drawn National Attention  
**Date:** Monday, February 28, 2022 at 5:00:47 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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The complaint notes, "Despite the outrageous nature of this grotesque use of excessive force, Officer Rezentes still patrols the Brentwood community with Marco."

## Everyday Injustice Newsletter - February 28, 2022

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**Erwin Chemerinsky:**  
**Jackson may be the stabilizing force the Supreme Court needs**

(President Biden nominated Ketanji Brown Jackson to Supreme Court yesterday making her the first Black woman appointed to the Supreme Court. Here is a reaction from UC Berkeley Law School Dean Erwin Chemerinsky.)

President Joe Biden simply could not have done better than his choice of Judge Ketanji Brown Jackson for the United States Supreme Court. In the world of law, credentials don't get better than hers. A graduate of Harvard College and Harvard Law School, she clerked for judges in the federal district court and the federal court of appeals. She was also a clerk for Justice Stephen Breyer, who she is now poised to replace. Jackson has had extensive experience in a variety of settings and has served as a federal judge since 2013.

She also brings to the court experiences and perspectives the current justices lack. Most obviously, she is the first Black woman to be nominated to the Supreme Court. If confirmed, Jackson will also be the only justice on the current court to have worked as a public defender. She has significant experience as a trial judge, something only Justice Sonia Sotomayor has among those now on the high court.

As I think about what makes for a great justice, Jackson has it all: keen intelligence, enormous experience, unquestionable integrity, a terrific judicial temperament and a vision of justice. She should be confirmed swiftly by the Senate and start what will hopefully be a long career on the Supreme Court. Many will rightfully point out the fact that she won't change the current ideological balance of the court by replacing Breyer. But if Jackson is still a justice in 2040 and 2050, she may be a stabilizing force on a very different court.

*Erwin Chemerinsky is dean and Jesse H. Choper Distinguished Professor of Law at the University of California, Berkeley, School of Law. He is the author of "Presumed Guilty: How the Supreme Court Empowered the Police and Subverted Civil Rights."*

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## Criminal Justice News/ Commentary

### Suit Filed in Police Dog Mauling Case in Brentwood in Which a Woman's Scalp Was Badly Mutilated

Attorney Adante Pointer announced last week that his office has filed a lawsuit on behalf of then 24 year old Talmika Bates after a February 10, 2020 incident in which she was mauled by a police dog by Brentwood Police Officer Ryan

[Read More](#)

### Sunday Commentary: SF Rape Kit DNA Issue Has Drawn National Attention

Many have attempted to kind of shrug off the rape kit DNA controversy that has emerged out of San Francisco. There seems to be an attitude that the only people who have to worry about this, are those who have or might

[Read More](#)

## **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

[Read More](#)

## **Commentary: Maricopa Prosecutor's Troubles Intensify, but Resists Calls to Resign**

Too often when prosecutors are called out for unethical or irresponsible behavior, their response is to become histrionic and hysterical. That is exactly what Maricopa County (Phoenix) Attorney Allister Adel has done, as

[Read More](#)

## **Falsely Jailed Anthony Broadwater Sues State of New York Seeking \$50 Million for Emotional, Physical, and Psychological Damages**

After spending more than 16 years in prison and 22 more years on a sex offender registry list for a crime he did not commit, Anthony Broadwater is suing the state of New York for unjust imprisonment. He is seeking \$50 million.

[Read More](#)

## **3 Former Police Officers Found Guilty by Federal Jury of Felonies Related to Murder of George Floyd**

Three former police officers—J. Alexander Kueng, Thomas Lane, and Tou Thao—last Thursday were found guilty of several federal crimes related to the death of George Floyd and face up to life in prison.

[Read More](#)

## **Story Highlights San Francisco Police Use of Stored and Used DNA of Rape Survivors, Child Victims & Consensual Sex Partners**

The San Francisco Police Dept. has come under fire again for using DNA from sexual assault survivors and other victims to investigate unrelated cases, after it was revealed the SFPD's Crime Lab has been keeping the DNA in its

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Another 45 Days for Man After Violating Probation Multiple Times**

A man here – already serving 60 days in the Monroe County Jail for a series of drunk driving related charges – saw an additional 45 days added to his incarceration after repeated violations of his probation last Friday.

[Read More](#)

### **Defense Makes Strong Points in DUI Motion to Dismiss, But Judge Sets Matter for Trial Despite Officer Mistakes**

A man here Friday seemed to make some strong points in his pre-trial hearing for a driving under the influence charge when the judge agreed there were deficiencies in the arresting officer's reporting, but the court denied the man's

[Read More](#)

### **'You Broke Me,' Charges Victim in Court Confrontation with Accused, Who Gets Life in Prison for Lewd Acts**

During the sentencing Friday here in Riverside County Superior Court of John XXX, convicted of lewd acts with a minor child, the court heard from the victim in this case, who confronted the accused.

[Read More](#)

### **Attorney Dismisses Client's Need for Interpreter**

Christian Lizbeth Navarro Mendoza appeared in Riverside County Superior Court Friday for arraignment on a felony charge and a misdemeanor charge. And she appeared to know little of what was happening in court.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 144 – Michigan Prosecutor Eli Savit Talks about Reform in Ann Arbor**

In 2020, Eli Savit rode a wave of progressive prosecutorial successes to victory in Washtenaw County, Michigan, the home of the University of Michigan in Ann Arbor. For the most part, Savit has avoided a lot of the extreme

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### **Everyday Injustice Podcast Episode 143: Smart Justice California Talks About**



## Justice Reform Efforts

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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Yolo County Court Watch:

[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/groups/yolojudicialwatch/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3ODIyOTM1YzAwN2RjMTFIZjRIYzgxNTdjOTc1MTIwMzo1Ojk4NTI6NzUzYzI3OTQ2ZmMwMTIhMDIkMmUwNWFIYtC2N2YzNzVkZmJhNWNIN2JkNzgz1MGizMzY0NmJkMTQxOTAzZjVhNzpz0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/groups/yolojudicialwatch/___YXAzOnNmZHQyOmE6bzo3ODIyOTM1YzAwN2RjMTFIZjRIYzgxNTdjOTc1MTIwMzo1Ojk4NTI6NzUzYzI3OTQ2ZmMwMTIhMDIkMmUwNWFIYtC2N2YzNzVkZmJhNWNIN2JkNzgz1MGizMzY0NmJkMTQxOTAzZjVhNzpz0Ok4)

Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo3ODIyOTM1YzAwN2RjMTFIZjRIYzgxNTdjOTc1MTIwMzo1OjI2ZWY6MTgyMjM0MDJkNWZiZjY5ZGU4ZTMwNTNINjI4ZmM1ZDVlYjE2OTBhMDgyOTNhZmlwOTE5YTlhOTAzYWlyOGNiNDp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo3ODIyOTM1YzAwN2RjMTFIZjRIYzgxNTdjOTc1MTIwMzo1OjI2ZWY6MTgyMjM0MDJkNWZiZjY5ZGU4ZTMwNTNINjI4ZmM1ZDVlYjE2OTBhMDgyOTNhZmlwOTE5YTlhOTAzYWlyOGNiNDp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Editorial Tells Spitzer to Focus on Own Office; SF Democratic Party  
Rejects Recall of DA Boudin  
**Date:** Friday, February 25, 2022 at 5:04:23 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

"San Francisco Democrats understand that this recall is being driven by Republican-aligned political operatives, using money from Republican donors and talking points straight out of Fox News"

## Everyday Injustice Newsletter - February 25, 2022

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### **A Resounding Statement For Boudin**

**By David Greenwald**

Will Chesa Boudin survive in June? Hard to know at this point, but I'm willing to bet it will not be the overwhelming defeat that the school board members suffered in their recall last week.

Another piece of evidence, the vote by the San Francisco Democratic Central Committee. They voted 20-2 to oppose the recall.

Even more interesting - who those two votes were. Nancy Tung and Suzy Loftus. Not only did they run for DA against Boudin and lost in 2019, but Loftus was appointed to fill the remainder of Gascon's seat after he resigned to move to LA in October 2019.

Both of them are potential candidates to replace Boudin should he be recalled.

Remember the Democratic Central Committee are not just activists, they are the elected party representatives.

The Republican Central Committee has endorsed the recall. But more than three-quarters of the voters in San Francisco are Democrats. And yes, there are a lot of Democrats supporting the recall, but given the size of this vote and more importantly who the only two people on the body that were supporting the recall are, I think this shows that Boudin at least has a chance to hold his coalition together.

"San Francisco Democrats understand that this recall is being driven by Republican-aligned political operatives, using money from Republican donors and talking points straight out of Fox News. We appreciate the SFDCCC's overwhelming opposition to the recall. Today's vote sends a clear message on who supports the recall and who opposes it," said Julie Edwards, spokesperson for Friends of Chesa Boudin Opposing the Recall.

The campaign noted, "the recall has been driven by nearly \$1.5 million from a single political action committee (PAC)."

“That funding paid for the signatures that got the recall on the ballot – according to the recall committee fully 75% of signatures were collected through a nearly \$1 million gathering campaign,” the campaign said.

The PAC in turn is largely funded by Republican donors – the [single largest donor](#) is Republican superdonor William Oberndorf who gave \$1.5 million to Mitch McConnell’s PAC in 2020 and has now decided to fund conservative campaigns in San Francisco, according to a release.

So here we go - we’re coming up on a three month sprint to the finish.

Thanks for reading

**The Vanguard still needs your help in 2022.**

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## Criminal Justice News/ Commentary

### **Commentary: Editorial Tells Spitzer to Focus on Own Office As More Allegations Come Out Against Him**

The past two weeks have seen a string of controversies swirling around Orange County DA Todd Spitzer. Up until now his strategy for running against Pete Hardin has been an odd one for an incumbent – he has attempted to

[Read More](#)

### **Yolo County Jail Locked Down, Attorneys Unable To Gain Access to Their Clients**

Attorneys have been struggling to visit their clients in person at the Monroe Detention Center in Woodland. That situation got worse as there was reportedly an explosion positive cases over the recent holiday weekend.

[Read More](#)

### **SF Democratic Party Rejects Recall of DA Boudin**

On Wednesday evening, the San Francisco County Democratic Committee overwhelmingly voted to oppose the recall of DA Chesa Boudin.

[Read More](#)

### **California Taking Legislative Steps to Be First State to Make Harassment Public Health Issue**

California Assemblymembers Mia Bonta (D-Oakland), Alex Lee (D-San José), Muratsuchi (D-Torrance) and Dr. Akilah Weber (D-San Diego), and sponsors to the Stop AAPI hate and the California Healthy Nail Salon Collaborative,

[Read More](#)

## **CA NAACP President Demands Orange County DA's Immediate Resignation after 'Racist' Comments, Calling Them 'Disgusting and Atrociously Racist Beliefs'**

Rick Callendar, President of the California State Conference of the NAACP called for the resignation of Orange County District Attorney Todd Spitzer this week after the DA allegedly made racist remarks.

[Read More](#)

## **CA Lawmaker Announces Bill Package with Goals Ranging from Criminal Justice to Climate Change Reform**

A bill package for the 2022 Legislative Session was released this week by Los Angeles Senator Sydney Kamlager (D-Los Angeles) with goals "to stop criminalizing poverty and start prioritizing economic stability."

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Jury Enters Deliberation for the Quadruple Homicide Trial of Jose Vladimir Larin-Garcia**

Jury deliberations began Thursday after closing arguments Wednesday at the Larson Justice Center/Riverside County Superior Court in the murder trial of Jose Vladimir Larin-Garcia for the Feb. 3, 2019, fatal shooting of four victims.

[Read More](#)

### **Testimony Finished in Drug Trial, Jury Deliberations Begin**

Before the jury left the courtroom here this week to deliberate in the felony drug trial of Daniel Martinez in Stanislaus County Superior Court, criminalist expert testimony described the difference between levomethamphetamine

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### **DUI Turns into Hit and Run Murder Trial**

Larry Maurice Thomas was on trial here Wednesday in Riverside County Superior Court Department for murder, driving under the influence/DUI, and a hit and run.

[Read More](#)

### **Prosecution Suspects 'Malingering' by Suspect in Party City Robbery/Sex Crime Case**

An attorney expressed concerns this week at the East County Hall of Justice / Alameda County Superior Court that a man accused of armed robbery and sex crimes is deceiving the court to stall prosecution.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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### Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

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**Subject:** Everyday Injustice Newsletter -Agreement Reached on Extension of Use of Force MOU in San Francisco; Reisig Appears to Back Off Endorsement of Spitzer

**Date:** Thursday, February 24, 2022 at 5:03:02 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Cynthia Rodriguez "District Attorney Reisig has a long history of criminalizing and over-prosecuting the Black community."

## Everyday Injustice Newsletter - February 24, 2022

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### It Appears Reisig Pulled His Endorsement of Spitzer

by David Greenwald

It has been a whirlwind few days for Todd Spitzer's campaign. It appears that six DA's have officially pulled their support the embattled Orange County DA. It is probably more than that because I noticed on the recent list not only is Yolo County DA Jeff Reisig gone, but so too is SLO County DA Dan Dow.

Most of the DA are conservative, traditional DA's that have themselves been criticized for discriminatory prosecutions. DA's like Summer Stephan (San Diego), Nancy O'Malley (Alameda), and Michael Hestrin (Riverside).

Reisig is a big one because he currently heads the CDAA.

Orange County Watch, which has done an outstanding job of tracking all of this, reported yesterday afternoon, "Today, there is an answer—even if it doesn't come from Mr. Reisig directly. Todd Spitzer quietly updates his campaign website today, and it no longer lists Mr. Reisig as an endorser."

Yesterday opponent, Cynthia Rodriguez released a statement:

"Orange County District Attorney Todd Spitzer has lost the respect of the legal and broader community at-large after accusing Black men of dating white women to get themselves out of "bad situations.""

The statement continued, "There is a long list of high-profile California district attorneys from both sides of

the aisle who have renounced and called for Spitzer's resignation. One name missing from this list is the current California District Attorney Association President and Yolo County District Attorney, Jeff Reisig."

"Reisig once again refuses to do what is best for public safety and for Yolo County. By not calling for Spitzer's resignation, he reaffirms his commitment to protecting the status quo and those already in power," said Cynthia Rodriguez, candidate for Yolo County District Attorney.

The statement added, "District Attorney Reisig has a long history of criminalizing and over-prosecuting the Black community. While Black people account for only 3% of Yolo County residents, they represent 25% of the jail population. Reisig's dedication to targeting the Black community is so extreme, he routinely overcharges violent crimes as felonies to circumvent Prop 47— ignoring the will of the voters who overwhelmingly passed the proposition in 2014 with more than 60% of the vote."

"Our District Attorney's Office has been out of step and out of line for years," said Rodriguez. "Our community deserves a District Attorney who leads with equal justice, fair treatment, and integrity. This is just another example proving where Reisig's loyalties truly lie, and they are certainly not with the communities most impacted by our criminal justice system."

Shortly afterwards, Reisig's name is off the list of endorsers but he didn't issue a statement on it.

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## **Criminal Justice News/ Commentary**

### **Yolo DA Candidate Cynthia Rodriguez Calls on Orange County DA to Resign while Reisig Remains Silent**

Orange County District Attorney Todd Spitzer has lost the respect of the legal and broader community at-large after accusing Black men of dating white women to get themselves out of "bad situations." There is a long list of

[Read More](#)

### **Agreement Reached on Extension of Use of Force MOU in San Francisco**

Weeks after the San Francisco Police Chief unilaterally pulled out of an MOU on Police Use of Force Investigations, the Chief and DA have agreed to a 60 day extension.

[Read More](#)

### **Guest Commentary: Low-Level Traffic Stops Too Often Turn Deadly – Some Places Are Trying to Change That**

A laundry list of minor traffic violations can lead to tickets and even jail time. In the worst cases, police stops for trivial infractions turn deadly.

[Read More](#)

## **Guest Commentary: California Public Defenders Association Supports Assembly Bill 2644 on Juvenile Interrogations**

Last week, Assemblymember Chris Holden (District 41, Los Angeles) introduced Assembly Bill 2644: Juveniles Custodial Interrogations Reform. The California Public Defenders Association is proud to support this important

[Read More](#)

## **San Jose State Lawmaker Introduces Bill to Protect the Finances of Small School Districts**

California State Senator David Cortese (D-San Jose) has introduced SB 1170, a bill aimed to safeguard the financial stability of school and community college districts.

[Read More](#)

## **Building Inspector Charged with Violating Conflict of Interest Laws by SF DA Boudin**

Bernard Curran, a former Senior Building Inspector for the Department of Building Inspections (DBI) in the city, has been charged with multiple counts of perjury and violations of conflict of interest laws after an investigation into

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Potential Jurors Questioned during Jury Selection for Upcoming Trial Involving Multiple Child Sex Abuse Allegations

During jury selection here in Alameda County Superior Court Tuesday potential jurors were questioned by the defense about their ability to scrutinize the testimony of a child who was the alleged victim of a sex crime.

[Read More](#)

### Minute Order Debate: Defense Argues Protective Order Should Expire with Probation – Judge Disagrees

As divulged here in Yolo County Superior Court Tuesday, a previous minute order transcript that lacked specificity regarding the terms and timeframes of a protective order caused confusion when probation expired.

[Read More](#)

### Judge Assails Last Minute Plea Deals, Noting 'Not How You Do Business'

The felony settlement conference for Brandon Thomas, charged with the discharge of a firearm in a negligent manner, was supposed to take place here Friday in Riverside County Superior Court, but the prosecution

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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### Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

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**Subject:** Everyday Injustice Newsletter -Schiff Wants FBI to Investigate Improper Use of DNA; It Goes from Bad to Worse for Spitzer As More Video Surfaces of the DA Using the N-Word

**Date:** Wednesday, February 23, 2022 at 5:02:19 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“The implications of Todd Spitzer’s racist remarks extend far beyond a single case as they call into question any case involving a person of color that has crossed Spitzer’s desk,” said President of NAN-LA, Lori Condinus

## Everyday Injustice Newsletter - February 23, 2022

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### Can Spitzer Survive This?

As I have pointed out Spitzer has run a strange race from the start. First of all, immediately after Pete Hardin announced he attacked Hardin by name. You don’t see incumbents do that often, especially from the opening bell.

Spitzer also made the decision to run hard to the right - he’s run against Los Angeles and Gascon, even though Hardin is really not Gascon. Running hard to the right might have worked in 1980s Orange County, but this is a county that Biden won in 2020 and Democrats now hold most of the congressional seats, this is no longer the Orange County of Reagan and Nixon.

We always new there were problems - there was the lingering informant scandal, and the evidence scandal emerged during Spitzer’s time, even if it preceded him. Still it would be hard to sink one’s teeth into the line that he wasn’t holding prosecutors accountable and in some cases even rewarded them.

In the past week however, has emerged scandals that can sink him and are scaring even conservative prosecutors off his campaign. The racist comments are the most notable. The failure to own up to them and properly disclose them could be serious. Allegations of workplace retaliation and whistleblower retaliation could be devastating.

As NAN President Darlene Futrel writs, “last week memos surfaced detailing Todd Spitzer’s racist remarks regarding Black people during a meeting to decide whether or not to seek the death penalty for a Black defendant. We are deeply concerned by Spitzer’s comments as they raise serious questions about

Spitzer's ability to advance safety and justice without considering the color of one's skin."

She added, "It's well documented that people of color are disproportionately represented in arrests, prosecutions, jails, prisons, and of course, in cases of police use of force. While such disparities are concerning, when those who lead our justice system reveal their bias against people of color, it validates our perception that race - rather than any crimes committed - is what fundamentally drives said disproportionately."

These aren't just slips of the tongue. The new revelation shows Spitzer using the N-word three times even as he censored the f-word. He was thus willing to quote n-word using the actual word but not the f-word.

The bigger problem was that he was forced to throw out consideration of the death penalty after he made racially derogatory and inappropriate remarks in the Buggs case.

It's hard to imagine how he will survive this at this point. One problem - this isn't isolated - the shoes keep dropping.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Schiff Wants FBI to Investigate Improper Use of DNA of Sexual Assault Victims in SF

A week ago, San Francisco DA Chesa Boudin alleged that the San Francisco PD crime lab had been uploading DNA from sexual assault victims to a database they use to identify suspects in other crimes—a process that could both

[Read More](#)

### Commentary: It Goes from Bad to Worse for Spitzer As More Video Surfaces of the DA Using the N-Word

The day did not start well for the Orange County DA, as a rally was held with people holding signs, #NoRacismInOC, as the National Action Network Orange County and LA Chapters called for the DA to resign in the wake of

[Read More](#)

### Guest Commentary: Continuously Dumbfounded Confused and Repeat... and Repeat... My CDCR Covid Experience, Round 2



After last year's fiasco, these were the words you did not want to hear again. As we entered the third year of COVID, we all hoped the world would be a bit more prepared, especially the California Department of Corrections and

[Read More](#)

## **Progressives, Conservatives Debate Mayor Breed's Approach to Solving Crime and Homelessness in San Francisco – SF District Attorney Boudin Also Disagrees**

Since the pandemic, San Francisco – where crime overall is down – has faced an increase in burglaries, as well as an increase in the percent of homelessness of which there are 8,000 people of 875,000 without a home.

[Read More](#)

## **Melissa Lucio – Facing April Execution – Seeks Recusal of Judge and District Attorney; Her Former Attorney Now DA in Opposing Office**

The defense team for Melissa Lucio – scheduled to be executed in April – is currently seeking the recusal of Judge Gabriela Garcia and District Attorney Luis Saenz.

[Read More](#)

## **Former Asian Law Caucus Director and Immigrant Advocate Angela Chan Tabbed by SF Public Defender for PD Leadership Spot**

Former policy director and a senior staff attorney for the Criminal Justice Reform Program at Advancing Justice – Asian Law Caucus Angela Chan has joined the leadership team at the San Francisco Public Defender Office,

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Murder Suspect Optes for Judge Only Trial Instead of Jury Trial

Larry Thomas, who is in custody for alleged murder, gave up his right to a jury trial and asked the court for a bench trial Tuesday in Riverside County Superior Court.

[Read More](#)

### Defense Claims Larin-Garcia Didn't Get Fair Trial, Prosecution Begins Closing Arguments in Long-Running Murder Trial

The quadruple homicide trial of Jose Larin-Garcia proceeded Tuesday in Riverside County Superior Court with the defense pleading – out of earshot of the jury – that the prosecution did not allow for a fair trial, and the

[Read More](#)

### Victim Wants Court to Allow Brother – Accused of Attacking Him – to Come Home; Claims Brother Has Brain Tumor, Homeless

In an Alameda County Superior Court hearing Friday, the brother of the accused, who is also the victim, pleaded to have a criminal protective order modified to allow his brother – who is dealing with a brain tumor – to come home now

[Read More](#)

### **Sheriff Failure to Transfer Accused to be Seen by Doctor Delays Case – Judge to Order Sheriff Again to Transport Man**

The trial competency of Harold Tuttle is in question here in Riverside County Superior Court, but the evaluation is being held up because, as noted in court last Friday, the Sheriff's Dept. did not transport Tuttle as ordered to do

[Read More](#)

### **Court Consider Mental Health Concerns of Woman Charged with Throwing Rocks at Cars**

Yolo County Superior Court Judge Peter Williams here last Friday considered potential treatment options for Jasmine Moore, who is facing multiple felonies for throwing rocks at cars, but still kept her in-custody despite Moore not

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts**

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter -Vanguard Update on Effectiveness of SB 1437; Spitzer Bleeding Endorsements After Racist Comment

**Date:** Tuesday, February 22, 2022 at 5:02:57 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I still believe in Gascon's vision. The civil unrest following George Floyd's murder demanded progressive leadership for justice reform and police accountability," LA Public Defender Ricardo Garcia said.

## Everyday Injustice Newsletter - February 22, 2022

### Why is Reisig Still Supporting Spitzer?

#### *Come to think of it, why was Reisig ever supporting Spitzer?*

In June of 2020, public defenders all over the country marched for Black lives. Interviewing with a local news station, Public Defender Tracie Olson said, "Honestly we see Black people go to prison for crimes that white people don't go to prison for...On April 20, I looked at the jail population. We had about a little under 200 people in the jail, 49 of whom were Black. So that's 25% of our Yolo County jail population is Black. Yolo County's demographic population is 3% black. So we have over an 800% over-representation of Black men and women in our local jail. So it is a local problem."

Jeff Reisig hit the fan.

He responded, "Yolo County Public Defender Tracie Olson's recent broadside against the justice system in our county was inaccurate, irresponsible, and insulting to both prosecutors and the judiciary."

Except of course she was right, Jeff Reisig knows she was right, but he has never backed down for those inflammatory comments. Even as he has tried to remake his image through things like 1170d and the data portal, he has never come out and acknowledged that he overreacted.

Now flash forward to this week.

Orange County DA Todd Spitzer is in serious trouble now after making inappropriate if not outright racist comments regarding Black men during discussions about whether or not to charge a Black man with the death penalty for killing a white woman.

He said, "he knows many black people who get themselves out of their bad circumstances and bad situations by only dating 'white women.'" He also said that while in college, he "knew for sure that this black student did so on purpose to get himself out of these bad circumstances and situations."

His explanation for if, doesn't really change much.

The fallout has been serious. Pulling their endorsements were San Diego DA Summer Stephan, Riverside DA Michael Hestrin and Alameda DA Nancy O'Malley, all considered traditional conservative DA's.

Guess who hasn't pulled their endorsement? Jeff Reisig.

Why hasn't Reisig joined the three above in pulling his endorsement if Reisig is such a reformer?

In fact, if Reisig is such a reformer, why is he listed as an endorser at all? Look at the list of DA's endorsing Spitzer - it's a who's who list of conservative and traditional DA's. You have Michael Hestrin, you have Dan Dow from San Luis Obispo and oh yes, Jeff Reisig from Yolo.

Spitzer who has taken to Fox News and Newxmax to make his case to conservatives in a county that is increasingly purple if not leaning towards blue.

Thanks for reading

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Follow-Up Report on the Effectiveness of SB1437 – Overwhelming Majority of Applicants Denied

A new team of journalists and interns worked together on gathering this information between the months of October 2021 and January 2022. Due to the nature of dealing with many different county bureaucracies throughout the state of

[Read More](#)

### Gascón Backtracks on Life Sentences and Juvenile Justice

On Friday, the LA Times reported that a memo issued by Los Angeles District Attorney George Gascón indicated in a major shift that “prosecutors can now seek to try juveniles as adults and pursue life sentences against defendants in certain cases.”

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### **Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts**

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

[Read More](#)

### **Sunday Commentary: Spitzer Losing Endorsements, but Reisig Has Stuck with Him So Far**

The fallout from revelations about Orange County DA Todd Spitzer’s comments about Black men during death penalty discussions have been severe. So far, three fellow DAs have pulled their endorsements and now the NAACP is calling for

[Read More](#)

### **Guest Commentary: Yolo Residents Not Fooled by DA’s Claims**

The Davis Vanguard last week posted an editorial claiming the Yolo District Attorney is running a campaign that is “masterful” in its level of deception about how well he has performed in office. What this misses is that Yolo residents

[Read More](#)

### **Activists for Women, School Board Members Join Growing Endorsers for Public Defender Sajid Khan in Run for Santa Clara District Attorney**

Sajid Khan, a Bay Area Public Defender who is running for the office of District Attorney IN Santa Clara this year, has received a bevy of new endorsements, including the Democratic Activists for Women Now (DAWN), and

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### **On Eve of Courts Possibility Opening Up Regularly to Public, Access Rules Re-established**

The Sacramento County Superior Court presiding judge has reaffirmed policies to regulate new media outlets regarding coverage of juvenile and other court proceedings and to help media and the community understand the

[Read More](#)

## **Brutal Beating by SF Officer Leads to Criminal Trial, Tension Between SFPD and District Attorney**

Joe Eskenazi's article in "Mission Local News" here, "Spiers beating footage: 'This was f\*\*\*\*d from the start'," expressed some striking details about an ongoing criminal trial for Officer Terrance Stangel, who is accused of

[Read More](#)

## **SF's Public Safety Needs Threaten Return to Criminalize and Incarceration Mentality, Charges ACLU**

The American Civil Liberties Union of Northern California has noted that because of the global pandemic, mass incarceration has not improved, and San Francisco may be in danger of falling back into criminalizing and incarcerating.

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

## **COVID-19 Outbreaks Subside Across California's Prison System**



Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Sacramento's jails report third COVID death amidst its largest outbreak yet**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Court Commissioner Gives Surprise Ruling After Failure to Do Work Project for DUI**

Commissioner Ken Brody had a packed court calendar in Sacramento County Superior Court Friday when a commitment warrant case was called forward that could lead to jailing a DUI driver.

[Read More](#)

### **Detective Provides Fentanyl Trafficking Scheme Lessons in Drug Preliminary**

It sounded more like a classroom than a courtroom here in Stanislaus County Superior Court last week when a detective testified about details of a search and drugs.

[Read More](#)

### **COVID-19 Still Hitting Jails Hard – Cell Mate Tests Positive, Leading to Postponement of Preliminary Hearing**

The spread of COVID-19 continues to persist in the jails, ultimately affecting the ability of defendants to be present in court, as evidenced here last week. Emiliano Sevilla is facing felony charges of aggravated sexual assault of a child and

[Read More](#)

### **Charged with Felony, Man Insists on Representing Self in Hearing Despite Judge's Suggestion**

Despite Judge Anthony Villalobos' warnings about a possible life sentence, Esteban Mujica decided to represent himself during his preliminary hearing last Friday in Riverside County Superior Court.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 143: Smart Justice California Talks About Justice Reform Efforts

Anne Irwin and Natasha Minsker of Smart Justice California join Everyday Injustice this week to talk about criminal justice reform efforts.

[Read More](#)

### Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzoyZTZIMGYzOTI0NzUzMTcyNzNIZWU0OWUxZDViZDBiYjo1OjlxYjk6YjNkMjZiMDIiNzg2YWM1MGI5YjM0M2EwOGNmZjg5ZWNiNTVlODcxZGY2YzYwZDY1MDFiYjliNTc3NmQ0YjI1YTp0Ok4)

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**Subject:** \*\*STATEMENT: SF Public Defender Calls for the Immediate Destruction and Independent Investigation of Illegal DNA Database Created by SF Police Crime Lab

**Date:** Friday, February 18, 2022 at 11:22:07 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PS - 02.18.2022 - SF Public Defender Calls for the Immediate Destruction and Independent Investigation of Illegal DNA Database Created by SF Police Crime Lab.pdf

**FOR IMMEDIATE RELEASE:** February 18, 2022

**MEDIA CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org) | (628)249-7946

## **\*\*PRESS STATEMENT\*\***

### **SF Public Defender Calls for the Immediate Destruction and Independent Investigation of Illegal DNA Database Created by SF Police Crime Lab**

The San Francisco Public Defender's Office expressed outrage at the recent revelation that the SFPD crime lab has been using an illegally created database – compiled with DNA collected from people alleging sexual assault – to match them to unrelated incidents.

Public Defender Mano Raju calls on the San Francisco Police Department to destroy the database immediately and end this practice because it tramples on the constitutionally protected privacy rights of community members, and is an offensive abuse of state power.

In light of the SFPD Crime Lab's history of illegal conduct, including multiple drug lab scandals, Police Chief Bill Scott's suggestion that his own internal Investigations Bureau will "review the matter" is an example of his department's efforts to evade real accountability for its misconduct and to avoid reform through independent investigation.

The secret practice of creating and illegally using a database with the DNA of individuals alleging sexual assault must end immediately. We also call for an independent investigation of the SFPD Crime Lab, real consequences for those responsible for this egregious breach of trust, and new policies and procedures to prevent further abuses. And we ask for the release of information as to how many community members have been impacted and immediate redress for those who have been charged or convicted based on database matches using this illegal practice.

##

To View this press statement online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter -Spitzer Continues His Campaign of Attacking LA, As Questions Swirl Around His Own Racially Insensitive Conduct  
**Date:** Friday, February 18, 2022 at 5:03:27 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Porter advised me he had never seen anything like this in his career," Depweg wrote.

## Everyday Injustice Newsletter - February 18, 2022

### URGENT: DONATE TO THE VANGUARD

#### A Quick Plea

We have a small gap in our funding and need to raise \$3000 in immediate cash to pay our bills this month. We have already raised a portion of that, but need around \$2000. If you can help us out - <http://davisvanguard.networkforgood.com>

#### The Million Dollar Question: Is Chesa in Trouble?

By David Greenwald

The three school board members were recalled with over 70 percent of the vote - it is tempting to say that will carry over to June for Chesa Boudin. But I thought the San Francisco Chronicle earlier this week did a good job of showing just how broad the coalition was to remove the school board members - I mean the San Francisco Chronicle endorsed it, the Mayor endorsed it, Senator Scott Wiener endorsed it, Supervisor Hillary Ronen endorsed it, and many others endorsed it who if not outright progressives, are generally supportive of progressive policies.

Of those four just mentioned, only Mayor London Breed will possibly support recalling Boudin and Breed may not officially endorse it.

The Chronicle in an editorial week wrote: "Despite the best efforts of Twitter pundits and the national media to shoehorn a meta narrative onto San Francisco's school board recall, Tuesday's vote was not, in fact, a broader referendum on progressive politics or mask mandates or the ills of a hyper abundance of wokeness."

"It was a plea for basic competence and for politicians to listen to the needs of their constituents," they wrote.

The Chronicle noted, "It's easy to drool over the story line that the most progressive city in America just ousted three progressive school board members. But disagreements over politics had little to do with San Francisco parents' decision to push for the first local recall in 39 years. Many, in fact, agreed with the broader goals of the three ousted board members. There were disputes over methodology, but you'd be hard-pressed to find a recall supporter who didn't speak openly about wanting to close the racial achievement gaps in academic performance that recalled Commissioners Alison Collins, Gabriela López and Faauuga Moliga said they prioritized."

This was a perfect storm. Parents unhappy with the schools in general. Asians very angry at the racially insensitive comments. Some unhappy with mask mandates.

Will this carry over to Boudin? It seems that the school board recall had a far broader constituency than the Boudin recall will have. One big wildcard is how the Asian community views Boudin and we have seen some of that.

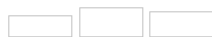
I'm not going to argue Boudin doesn't face a lot of anger. He also has four months for the world to settle down that the school board members lacked.

Right now if you forced me to bet, I would say he would be recalled but that could change in the next four months, especially if things return to more normalcy which they actually might.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Commentary: Spitzer Continues His Campaign of Attacking LA, As Questions Swirl Around His Own Racially Insensitive Conduct

Todd Spitzer keeps running the same campaign as though nothing has happened which not only leaves serious questions about his office sitting out there but is tone-deaf.

[Read More](#)

## **56 Bi-Partisan Prosecutors, Including 3 from CA, Urge End to Death Penalty in U.S. and Pledge to Overturn Past Unjust Death Sentences**

Fifty-six elected prosecutors from 26 states, territories and the District of Columbia issued a statement urging the end to the death penalty nationwide, pledging to not seek capital punishment for people with intellectual

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## **CA Legislation Would Help People Clear Record, Get Jobs and Housing – Even If They Can't Pay Restitution**

A measure introduced here at the State Capitol Thursday – called the Fresh Start Act – would help people clear their criminal records by ensuring outstanding restitution and restitution fines are not a barrier to

[Read More](#)

## **Letter: Racist Incident at C.K. McClatchy**

On behalf of the Greater Sacramento NAACP, I would like to express my extreme discontent about the incident that happened Friday, February 11, 2022, at C.K. McClatchy High School, where campus drinking fountains were labeled

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## **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks Subside Across California's Prison System

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Sacramento's jails report third COVID death amidst its largest outbreak yet

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Defense Motion in Larin-Garcia Quadruple Murder Case to Toss 1st Degree Charges Leads Nowhere

The quadruple murder trial for Jose Larin-Garcia continued Thursday morning with a defense motion and more intense disagreement between the prosecution and defense here in Riverside County Superior Court.

[Read More](#)

### Judge Takes Strong Issue with Incarcerated Waiting Many Months for Mental Health Treatment, Threatens to Hold State in Contempt

A man was set for a preliminary hearing at 8:30 a.m. here in Alameda County Superior Court Wednesday, but was not present in court because he was in COVID-19 quarantine.

[Read More](#)

### Jury Deliberating Fate of Merced Man Charged with Murder Using Gun Stolen Earlier

The jury here in Merced County Superior Court this week is deliberating the fate of Tyler Saepfan, a 27-year-old man standing trial for a homicide that occurred on Aug. 7, 2015, with a weapon stolen earlier.

[Read More](#)

### Host of Peace Officers Testify in Drug Jury

## Trial

The jury trial for Daniel Martinez – facing felony possession of drugs with intent to sell – continued here Thursday in Stanislaus County Superior Court with a host of law enforcement officers testifying.

[Read More](#)

## Motion to Dismiss Murder Charge Against Man Involved in Fatal Car Accident Denied by Judge Despite Strong Defense Argument

Berkeley resident Maury Butler, facing charges of second-degree murder and gross vehicular manslaughter while intoxicated after allegedly striking and killing 19 year old Jesaun Benson with his car, lost a bid to have the murder

[Read More](#)

## Man Going to Trial for Not with Just Any Auto Grand Theft, But Tractor Grand Theft

Luis Espinosa, charged with grand theft and taking a vehicle – and not just any vehicle – without the owner's consent, is facing a felony trial after his preliminary hearing in Riverside County Superior Court this week.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

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Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

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**Yolo County Court Watch:**

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Date: Wed, Feb 16, 2022 at 9:03 PM  
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## Mano Raju

Daily update · February 17, 2022

NEWS

### [Public Defender Applauds Jury for Acquitting Community Activist of DUI | Davis Vanguard](#)

Davis Vanguard

I am glad that he was able to have a jury listen to what happened and judge it fairly," said San Francisco Public Defender **Mano Raju**.

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**Subject:** Everyday Injustice Newsletter -Memo Accuses OC DA Spitzer of Making Racist Comments; Hardin Calls for Him to Resign

**Date:** Thursday, February 17, 2022 at 5:02:21 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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According to the LA Times, Spitzer claimed that the words attributed to him in the memo "were not correct." He told the Times what he actually said was that he has seen Black men date white women to "improve their stature in the community."

## Everyday Injustice Newsletter - February 17, 2022

### URGENT: DONATE TO THE VANGUARD

#### A Quick Plea

We have a small gap in our funding and need to raise \$3000 in immediate cash to pay our bills this month. We have already raised a portion of that, but need around \$2000. If you can help us out - <http://davisvanguard.networkforgood.com>

#### Spitzer Denies Making One Racist Comment - But His Defense is Bad

By David Greenwald

Make no mistake, Todd Spitzer is now in serious trouble - if he wasn't in trouble before. Last week he fired prosecutor Ebrahim Baytieh - and frankly, given what we know, he should have fired Baytieh for egregious Brady violations. The problem is that's now a huge mess because it has come out that Baytieh wrote a memo disclosing the use of racial discussions when deciding the death penalty in a recent murder case.

According to Baytieh's memo, Spitzer said that he knows "many black people who get themselves out of their bad circumstances and bad situations by only dating white women."

Spitzer claims that the words attributed to him in the memo "were not correct." He told the Times what he actually said was that he has seen Black men date white women to "improve their stature in the community."

Because of course, that's so much better.

As his opponent, Hardin points out, even having a discussion about race during the consideration of the death penalty is extremely fraught.

Hardin argues, "The implication of these racist remarks extends far beyond the instant case."

His release points to numerous studies that show defendants convicted of killing white victims **are executed** at a rate 17 times greater than those convicted of killing Black victims.

According to the Death Penalty Information Center, 75 percent of death penalty cases involve the murder of white victims, even though blacks and whites are about equally likely to be victims of murder. A bias toward white-victim cases has been found in almost all sophisticated studies exploring this area over many years.

Some are worried that Baytieh comes across as the victim here and the hero, but that's far from the case.

Public Defender Scott Sanders pointed out that even after the revelations that Baytieh lied and withheld critical evidence that led a murder conviction to be thrown out came out, Spitzer promoted and praised Baytieh.

Sanders went further, calling the decorated Baytieh "the denier-in-chief of the informant scandal," and said that "he's the person that the district attorney's office put out there to say it was untrue."

Indeed, as Sanders pointed out, Baytieh back in 2015, as reported by the **Orange County Register**, called it "baloney."

"The notion that there is any effort on anybody's part, at any level, to intentionally hide evidence ... is from our perspective absolutely false," Baytieh said at that time.

Sanders pointed out that they found out this was the case as far back as 2017.

"(We) put everybody there on alert that we knew what had happened and still he kept his position in the new administration," he said.

Baytieh not only withheld evidence, he publicly denied doing so. He's no hero here. But neither is Spitzer. The scandals are mounting for the embattled DA and no one has yet focused on the core problems of the DA's office.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a **one-time donation** or become a **sustaining member**.



## Criminal Justice News/ Commentary

### **Memo Accuses OC DA Spitzer of Making Racist Comments; Hardin Calls for Him to Resign**

Orange County Prosecutor Ebrahim Baytieh was fired last week after an internal investigation showed that he repeatedly withheld critical evidence that led to the DA's office asking a judge to throw out the 2010 conviction of

[Read More](#)

### **Letter: Keep MOU in Place to Ensure Independent Investigations of Police Misconduct in SF**

We write to register our opposition to the termination of the police use of force Memorandum of Understanding (MOU) between the San Francisco Police Department (SFPD) and the San Francisco District Attorney's office and to support

[Read More](#)

### **New Hearing Scheduled for Leroy Evans after He Served 40 Years for Alleged Wrongful Conviction**

More than 40 years ago, Leroy Evans was convicted for the murder of Emily Leo, but recent investigations revealed evidence that supports his claims of innocence.

[Read More](#)

### **New Legislation Promises to Improve Addiction Recovery Treatments in California**

California will improve the way it handles addiction recovery if legislation authored by State Senator Dave Cortese is approved by the State Legislature here.

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### **Vanguard Social Justice Certificate Program – (New Ticketing Page)**

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[Read More](#)

### **Homicide Investigator Testifies in Ongoing Murder Trial – Defense Questions Tactics**

A homicide investigator testified Wednesday morning here at the Rene C. Davidson Courthouse/Alameda County Superior Court in the ongoing murder trial of William Hommert, 26, and Trevor Simpson, 21.

[Read More](#)

### **Unhoused Man Arraigned for Gruesome**

## **Murder of Rancho Cordova Woman**

An alleged unhoused man was formally arraigned Tuesday in Sacramento County Superior Court for the sexual assault and murder of a Rancho Cordova woman.

[Read More](#)

## **Man Pleads Guilty to Attempted Murder, Unaware It Was His Second Strike for that Same Year**

Stanislaus County Superior Court Judge Dawna Reeves heard an accused man's guilty plea here last week but the man apparently forgot he had another strike for a felony conviction he committed that same year, which complicated

[Read More](#)

## **Prosecution's Expert Ogino Retakes Stand to Counter Defense Expert in Larin-Garcia Murder Trial**

It was yet another day Wednesday here in Riverside County Superior Court in the expert-dominated and ongoing quadruple murder trial of Jose Larin-Garcia with detailed testimony from Craig Ogino, the prosecution's blood spatter

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials**

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**Subject:** Updated Event Website for Social Justice Webinar Series!  
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**To:** valerie.ibarra@sfgov.org

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## New Event Website!

We have launched a new and improved event website, making ticketing options easier to understand!

The new website displays ticket choices for our 10 course webinar series training registrants about topics such as mass incarceration, racial equity, diversity, and community organizing.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in social justice training.

The first course will be **February 27, 2022 from 6-8pm**. The following courses will be held on:

Sunday February 27th 6-8pm  
Sunday March 13th 6-8pm  
Sunday March 27th 6-8pm  
Sunday April 10th 6-8pm  
Sunday April 24th 6-8pm  
Sunday May 15th 6-8pm  
Sunday May 29th 6-8pm  
Sunday June 12th 6-8pm  
Sunday June 26th 6-8pm  
Sunday July 10th 6-8pm

*Dates subject to change*

## February 27, 2022

6:00 pm - 8:00 pm

Online

**RSVP**

Learn more [here!](#)

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**Subject:** \*\*PRESS RELEASE: SF Jury Acquits Longtime Violence Prevention Activist of DUI Charges

**Date:** Tuesday, February 15, 2022 at 6:23:01 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PR - 02.15.2022 - SF Jury Acquits Longtime Violence Prevention Activist of DUI Charges.pdf

**FOR IMMEDIATE RELEASE:** February 15, 2022

**MEDIA CONTACT:** San Francisco Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits Longtime Violence Prevention Activist of DUI Charges**

SAN FRANCISCO – Last week, a San Francisco jury took less than an hour to acquit Richard Isom of a misdemeanor charge of DUI. Deputy Public Defender Zachary Waterman defended Mr. Isom, who testified that he was not intoxicated when his tire blew out on 280-South near Ocean Avenue, but rather that he consumed alcohol in the panic that followed.

“I appreciate the jury for understanding the circumstances and making the right decision to acquit Mr. Isom who was not driving while intoxicated, but rather was shaken by a life-threatening accident,” said Mr. Waterman. “Mr. Isom has spent much of his life giving back to his community and would never do anything to endanger others.”

On September 21, 2021, Mr. Isom was driving home from a social gathering when he hit a pothole, popped a tire, and spun out on the freeway. Unable to move his car off the roadway, and the emergency hazard lights no longer working, he knew he needed to get to the side of the road. In the panic, he grabbed unopened wine from his car and drank it on the side of the road as he waited on hold with the tow truck company for over 30 minutes.

When police arrived, they gave him a breathalyzer test that showed his blood alcohol was above the legal limit. Although he admitted to consuming two drinks prior to the car incident, an expert testified that, due to his size and the time frame, those two drinks would not have

elevated his blood alcohol to an illegal level.

Mr. Isom attributed his panic, in part, to the fact that he had previously lost a family member to a freeway pile up, and had his own brush with death during a severe case of COVID-19. He had just recently recovered after being hospitalized, in a coma and on a ventilator, not knowing whether he would live to raise his young son. The experience of having COVID inspired him to advocate for people in the Bayview to get vaccinated, and he currently volunteers at a COVID testing site to feed the staff.

“Mr. Isom has long been a pillar of the community, working with youth to help end cycles of violence and incarceration that he experienced as a young person. This incident stemmed from a traumatic freeway accident and a subsequent misunderstanding, not any criminal conduct. I am glad that he was able to have a jury listen to what happened and judge it fairly,” said San Francisco Public Defender Mano Raju.

The defense team was led by Deputy Public Defender Zachary Waterman with support from the Public Defender’s Research Unit and Misdemeanor Unit.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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**Subject:** Everyday Injustice Newsletter -Delivering Packages While Black; Carissa Hessick Discusses Vanishing Jury Trials  
**Date:** Monday, February 14, 2022 at 5:00:19 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Carlos Moore: "He was simply Black while working."

## Everyday Injustice Newsletter - February 14, 2022

**URGENT: DONATE TO THE VANGUARD**

### A Quick Plea

We have a small gap in our funding and need to raise \$3000 in immediate cash to pay our bills this month. We have already raised a portion of that, but need around \$2000. If you can help us out - <http://davisvanguard.networkforgood.com>

### A Whole Bunch of Heat About to Come Down on Spitzer

A few weeks ago I wrote a column arguing that while Todd Spitzer is attacking his opponent Pete Hardin and trying to link him to Los Angeles, Spitzer has a much more serious problem - his own office.

After writing that, his spokesperson for his campaign sent me a know highlighting all the things he has done to clean up his office. The problem of course is he has yet to do nearly enough about it.

That proverbial \*stuff\* hit the fan last week when Spitzer was forced to fire top prosecutor Brahim Baytieh for withholding evidence (and lying about it) from defense attorneys in a high profile murder case a decade ago - which forced the DA's office to request the judge to grant the man a new trial.

But we are told this is only the tip of the iceberg. The Voice of Orange County put out a piece this weekend, "Did OC District Attorney Todd Spitzer Fire a Top Prosecutor to Protect Himself?"

Norberto Santana notes, "Yet almost immediately upon Spitzer's firing of Baytieh on Wednesday, Orange County political and legal circles were buzzing, questioning the timing and public nature of Baytieh's firing."

While the DA's office claims there is no other reason behind the timing of the firing, that's not what I have heard and not what Santana heard either.

He said, "Yet I heard almost simultaneously from deep sources, from directly opposite perspectives connected to the DA's office, offering the exact same description of events that they believe led to Baytieh's public firing.

"According to several anonymous sources close to the issue, during a recent meeting with prosecutors in an ongoing, high-profile criminal case in Orange County Superior Court, Spitzer uttered what some in the room considered racist statements about the defendant, statements that under a rule called Brady (after a relevant court case) should have been disclosed to the defendant's attorney.

"Sources indicate that Baytieh and at least one other prosecutor wrote memos about the issue, which are being reviewed by a Superior Court judge, who may ultimately disclose them."

The DA's office denies this.

Everything will be coming out soon enough. Scott Sanders, whose work over the last decade has uncovered much of this, is about to drop another bombshell.

"We will soon be filing a motion that details the astonishing quantity of evidence that was withheld for more than a decade," he said.  
I think that's the real story here.

"And what makes it so egregious is what was done in hopes of having the defendant die in prison without the truth ever being discovered. The law under the Supreme Court case of Brady v. Maryland required that the misconduct of the prosecution team members from this case be disclosed in every other case where those who participated in the misconduct later became witnesses," Sanders wrote.

This is why Spitzer wants to focus on LA - because if he runs against LA, he hopes no one will run against Orange County.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

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## Criminal Justice News/ Commentary

### Reisig Has Been Masterful So Far in Running for Reelection

I keep having people calling me up wanting to know my take on the Yolo County DA's race. In 2018, Dean Johansson surprised many (myself included) by running a powerful race and coming within just 2000 of the longtime Yolo DA.

[Read More](#)

### Monday Morning Thoughts – Delivering Packages While Black

It is an incident eerily similar to that of Ahmaud Arbery, except D'Monterrio Gibson lived to tell about it. The 24-year-old FedEx driver was allegedly chased and shot at while delivering packages in Brookhaven, Mississippi.

[Read More](#)

### Everyday Injustice Podcast Episode 142: Carissa Hessick Discusses Vanishing Jury Trials

The right to a trial by jury is enshrined into the constitution, yet increasingly over the last few decades, trials have become a vanishing feature of the criminal justice system.

[Read More](#)

### Commentary: Why Do Law-And-Order Conservatives Throw Stones from Glass Houses?

Seth Barron is so "in" with sketchy far-right interests it hurts. As recently as late 2021, he was the managing editor of The American Mind, the flagship publication of the Claremont Institute. That think tank has been described as having

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### California Civil Rights Regulator Sues Tesla for Discrimination against Factory Employees

California's Department of Fair Employment and Housing has filed a civil lawsuit against Tesla for racial discrimination and harassment, according to Times Magazine late last week.

[Read More](#)

## **Washington Post Investigation Finds Police Fatal Shootings at All Time High Since 2015**

In 2021, on-duty police officers shot and killed at least 1,055 people, up from 999 in 2019, and the highest recorded number since 2015, reports the Washington Post.

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## **Vanguard Media Group to Launch New 10-Course Webinar Series, 'Vanguard Social Justice Certificate Program,' During Black History Month**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**



## **Judge Expresses Concern for Child Witnesses of Repeated Domestic Abuse**

Expressing special concern for child witnesses of repeated domestic violence, a Stanislaus County Superior Court judge denied a man's request for release on bail in a pretrial hearing here last Thursday.

[Read More](#)

## **Judge Keeps Suspect in Jail to 'Detox,' Offers Another Chance at Rehab after Failed Pretrial Release**

Michelle Pena is being held in jail for violating supervised own recognizance release on felony vandalism and misdemeanor battery charges, according to an arraignment in Yolo County Superior Court last week.

[Read More](#)

## **Man Claims Turned Life 'Around' Since 80s, but Judge Sentences Him to 8 Years after He Commits Another Violent Crime**

In a sentencing hearing this past Thursday in Sacramento County Superior Court, Jonathan Lynn McCart's Assistant Public Defender Mirayla Freshwater asked the court to consider reducing his two felony charges to

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, *Convicting the Innocent*—a must-read classic that highlights the problem of wrongful convictions and its causes.

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### Yolo County Court Watch:

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### Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo2NWlyZDRjYml3MmE0MTExNmY3YjAyYWJiMjA1ZGQ4NT01OmRiM2M6NmIwNjBIM2M1MWM2YTNkMWExYzYwNGRiYTBjYmY4OWZlYmQ4OWFiODdjODQxMDIkyTE5Y2JhMGI2NGQxZWVxYTp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Why the ACLU is in a Bind in SF; SF Public Defender, Incarcerated Families Petition Appeals Court for Speedy Trial Rights  
**Date:** Friday, February 11, 2022 at 5:00:53 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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ACLU Tweet: "In fact, the ACLU strongly opposes Breed's proposal to give the police more expansive powers. The ACLU also supports protecting the current law that ensures public oversight over law enforcement's use of cameras and other surveillance technology."

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## ACLU-NC Thrown Under the Bus By Their Own Deputy Director

By David Greenwald

It was a provocative headline for an op-ed from Vikrum Aiyer, Deputy Director for ACLU-NC. Published in the [SF Chronicle](#): “I work for the ACLU because I want to end mass incarceration. I also support Breed’s Tenderloin plan.”

ACLU-NC immediately put out a tweet repudiating it.

“The @SFChronicle op-ed published earlier today gave the extremely misleading impression that the ACLU supports Mayor London Breed’s tough-on-crime proposals, including her efforts to amend the surveillance ordinance,” they tweeted.

They add, “In fact, the ACLU strongly opposes Breed’s proposal to give the police more expansive powers. The ACLU also supports protecting the current law that ensures public oversight over law enforcement’s use of cameras and other surveillance technology.”

We want to be clear: “Vikrum Aiyer was writing in his personal capacity as a San Francisco resident. The views expressed were his own and do not represent the ACLU’s official position.”

[In his piece today](#), Rory Fleming calls for Vikrum’s firing.

He writes, “Regardless of whether the views are “his alone,” I believe the ACLU should fire Vikrum Aiyer from his position.”

As he points out, “The ACLU is not a government entity, so the First Amendment is not relevant to the situation. More importantly, I don’t think Aiyer should have been hired in the first place for several reasons.”

I have been thinking about where I come down on this. I’m a big free speech guy. I support the right of people to be able to speak their mind even when what they say is hateful and hurtful.

But then I thought about, what if one of the Vanguard’s staff or board members put out an op-ed, “I work for the Vanguard, but I also believe that Jeff Reisig’s plan for mandatory drug treatment is good.” Or “I work for the Vanguard because I want to end mass incarceration, but I also support the Recall of Chesa Boudin.”

Here’s where I draw the draw. Vikrum is entitled to his opinion. He’s entitled to disagree with his employer. But he is not entitled, in my opinion, to invoking their name when he expresses that opinion in order to give his opinion aid and comfort.

The bio line reads like this: “Vikrum Aiyer is deputy director in the national ACLU’s political advocacy department and a former senior policy adviser in the Obama White House. He is also a District Six resident and a commissioner on San Francisco’s Workforce Investment Board. *The views expressed were those of the writer.*”

(The emphasis was in the original). But that last line is not a get out of jail card. He is using the ACLU’s name and his position with them to legitimize his opinion. That’s not okay. I don’t know what the ACLU wants to do it about, but I know what the Vanguard would do about it.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Commentary: Bass Letter Shows How Quickly the Left Turned on Criminal Justice Reform**

In 2014, Naomi Murakawa wrote the book, How Liberals Built Prison America. The book challenges the traditional understanding “racialized carceral expansion as the outcome of a conservative backlash.”

[Read More](#)

### **Commentary: Deputy Director’s View on Tenderloin Puts ACLU in a Bad Spot**

On Feb. 9, the San Francisco Chronicle ran an opinion column from Vikrum Aiyer, a Deputy Director of the ACLU who works on “nationwide political advocacy & campaigns across economic justice & gender justice issues

[Read More](#)

### **Harvest Davidson and Tavares Lopez of Tahoe 5 Back in Court, Judge Arrives Over 20 Minutes Late**

After the judge was 30 minutes late, Tavares Lopez and Harvest Davidson, and the rest of the Tahoe 5, were in court last Friday for the murder of Dennis “Spike” Wright in 2016.

[Read More](#)

### **SF Public Defender, Incarcerated Families Petition Appeals Court for Speedy Trial Rights – Prisoners Years Past Trial Deadlines as SF Superior Court Continues Slowdown**

San Francisco Public Defender Mano Raju and petitioners seeking a speedy trial have filed a petition for writ of mandate with the California Court of Appeal, seeking the San Francisco court’s

[Read More](#)

### **Mountain View Mayor Endorses Public Defender Sajid Kahn for Santa Clara District Attorney, Agrees with ‘Holistic Approach to Public Safety’**

Mountain View Mayor Lucas Ramirez this week endorsed Sajid Kahn, a public defender running for Santa Clara District Attorney.

[Read More](#)

### **District Attorney George Gascón Asks Credit Card Companies to Halt Online Payments for ‘Ghost Guns’**

Los Angeles County District Attorney George Gascón this week called upon American Express, Mastercard, and Visa to stop online payments for the purchase of ghost gun kits.

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Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Son Set for Trial for Stabbing Mother 5 Times – Victim, Deputy Testify in Attempted Murder Preliminary Hearing**

The victim and a responding deputy testified here in Riverside County Superior Court Tuesday during the preliminary hearing of Mario Tino Hill, charged with the February 2021 stabbing of his mother five times with a knife

[Read More](#)

### **Judge Postpones Final Decision on Alleged Court Error that Changed Fate of Accused**

In a Deferred Entry of Judgment hearing in the Yolo County Superior Court this week, Deputy Public Defender Richard Van Zandt asked the court to enter Rogelio Aragon's previous felony charge as a

[Read More](#)

### **Multiple DUI Offender to Serve 6 Days of 120 Day Sentence**

After a rough past with multiple DUIs, rehab and life as a single mother, Jaimie Arfa will serve probation, register in an alcohol education program and serve jail time, surrendering on March 4, for a driving under the influence charge.

[Read More](#)

### **Prosecution and Defense Expert Witness Testimony in Conflict During Jose Larin-Garcia Quadruple Homicide Trial**

The trial of Jose Larin-Garcia for the quadruple murder in Palm Springs resumed Thursday with more opinions from defense forensic consultant Randolph Beasley about what supposed inaccuracy of prosecution

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis**

## and Other Junk Science

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, *Convicting the Innocent*—a must-read classic that highlights the problem of wrongful convictions and its causes.

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## Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, *Profit and Punishment How America Criminalizes the Poor in the Name of Justice*.

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[https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHqyOmE6bzpiODM0YTZmOTZiMjE0ZTkzMzlmZjBiMjNmYTNmOWVjMDo1OjUwNjg6NzdkMmWlyZDNjMzY5MDYwMmNIOU4N2JkYmVIMDg1ZDVjMwVjZTQ1MmUxY2E2MzhYWWRiOWI1NWVhM2RhZDg1Nzpo0k4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHqyOmE6bzpiODM0YTZmOTZiMjE0ZTkzMzlmZjBiMjNmYTNmOWVjMDo1OjUwNjg6NzdkMmWlyZDNjMzY5MDYwMmNIOU4N2JkYmVIMDg1ZDVjMwVjZTQ1MmUxY2E2MzhYWWRiOWI1NWVhM2RhZDg1Nzpo0k4)

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**Subject:** PRESS RELEASE: Legal Action Urging SF Superior Court to Address Mass Trial Delays Moving to the CA Court of Appeal  
**Date:** Thursday, February 10, 2022 at 11:45:00 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 02.10.2022 - Legal Action Urging SF Superior Court to Address Mass Trial Delays Moving to the CA Court of Appeal.pdf

**FOR IMMEDIATE RELEASE:** February 10, 2022

**MEDIA CONTACT:** Valerie Ibarra | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628) 249-7946

**\*\*PRESS RELEASE\*\***

**Legal Action Urging SF Superior Court to Address Mass Trial Delays Moving to the CA Court of Appeal**

*San Francisco's Criminal Trial Backlog & Jail Conditions Remain a Serious Cause for Concern*

**SAN FRANCISCO** — Petitioners San Francisco Public Defender Mano Raju, Donna Doyle, Rose Marie Sims, and John Dunbar have taken the next legal step to seek redress for the humanitarian crisis caused by the San Francisco Superior Court's failure to afford hundreds of people the speedy trial rights to which they are entitled under California law.

On February 10, 2022, the Petitioners – which include Donna Doyle and Rose Marie Sims, two mothers with adult children whose speedy trials rights were violated – filed a petition for writ of mandate with the California Court of Appeal, seeking the San Francisco court's compliance with California statutes that require courts to give precedence to the trial of criminal cases over civil cases, and to cases where the accused is incarcerated pre-trial. The petition alleges that the San Francisco Superior Court, Presiding Judge Samuel K. Feng, and Chief Executive Officer T. Michael Yuen are disregarding their legal duties, resulting in an ongoing crisis where hundreds of

They are disregarding their legal duties resulting in an ongoing crisis where hundreds of presumptively innocent people are being made to endure solitary-like conditions in jail while they await trial.

"We won't stop fighting for our clients whose civil and human rights have been violated in San Francisco Superior Court," said **San Francisco Public Defender Mano Raju**. "We look forward to the Court of Appeal hearing the matter urgently and granting relief to our clients and their families."

## Legal Actions

In September 2021, Mr. Raju and a group of taxpayers filed a lawsuit in and against San Francisco Superior Court, to compel the court to address the backlog of trials that has built up since the beginning of the pandemic. The matter was transferred to Contra Costa County Superior Court after the San Francisco bench recused itself from hearing the case.

On December 17, 2021, Judge Edward Weil ruled, in part, that Contra Costa Superior Court does not have the authority to grant the writ petition, and that relief must be sought in the Court of Appeal instead.

The petition filed in the Court of Appeal seeks relief for those whose trial deadlines have passed, including the hundreds of people who continue to "suffer the harsh, solitary-like conditions of pre-trial confinement for months past their statutory last day for trial"; arguing that the court's conduct in continuing cases past their deadlines is "arbitrary and capricious and an abuse of discretion," and that the "systemic violation of statutory duties to give calendar preference to criminal and in-custody trials" requires an "immediate resolution."

## Trial Backlog & Jail Conditions in San Francisco

The number of people whose trial deadlines have passed continues to grow. By the end of December 2021, there were 475 people with cases past their statutory last day for trial – including 207 people in custody, representing nearly 25% of the jail population. This time one year ago, there were only 68 people in custody past their deadline for trial. The backlog is growing, and at this rate will never be cleared. Meanwhile, the San Francisco Superior Court only devoted 11% or less of its courtroom space to criminal trials in the last six months of 2021, despite the easing of social distancing.

Conditions in San Francisco County jail remain concerning, where most people are kept on lockdown for 23 hours a day and have no access to the outdoors or in-person family visits – conditions which can cause permanent mental, emotional, and physical harm.

"As a mother and as a San Franciscan, I am outraged, disappointed, and have no faith in the so-called judicial system, which has failed everyone who has been incarcerated these last two years. The individuals that we put into office to uphold the law have violated our sons' and daughters' civil rights," said petitioner **Rose Marie Sims**, *whose son has been in continuous pretrial custody for 863 days, including 444 days past his original trial deadline in November 2020*. "Men and women who have not even been convicted yet have been locked up for 23 hours a day. Their trauma of being locked up like animals can have long-term physical and mental health impacts, which also harms our families."

The plaintiffs are represented by the law firms of Olivier Schreiber & Chao, LLP and Miller Shah, LLP.

##

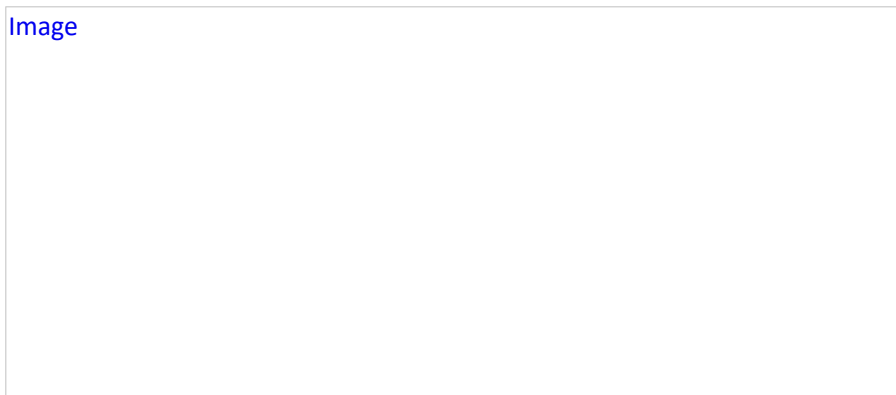
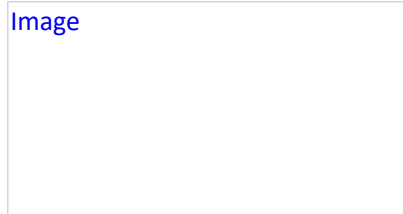
To view this press release online and view the documents filed in the California Court of Appeal, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Don't Forget to Join the Vanguard for its First Social Justice Course!  
**Date:** Thursday, February 10, 2022 at 9:00:18 PM Greenwich Mean Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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## Earn Your Certificate in Diversity, Equity and Inclusion NOW

Vanguard Media Group is launching a new certificate program that includes a 10 course webinar series training registrants about topics such as mass incarceration, racial equity, diversity, and community organizing.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in social justice training.

The first course will be **February 27, 2022 from 6-8pm**. The following courses will be held on:

Sunday February 27th 6-8pm  
Sunday March 13th 6-8pm  
Sunday March 27th 6-8pm  
Sunday April 10th 6-8pm  
Sunday April 24th 6-8pm  
Sunday May 15th 6-8pm  
Sunday May 29th 6-8pm  
Sunday June 12th 6-8pm  
Sunday June 26th 6-8pm  
Sunday July 10th 6-8pm

*Dates subject to change*

**February 27, 2022**

6:00 pm - 8:00 pm

Online

**RSVP**

Learn more [here!](#)

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**Subject:** Everyday Injustice Newsletter -Top Prosecutor Fired by OCDA For Withholding Evidence; Placer Judge Finds Good Cause to Reexamine 30-year-old Murder Case  
**Date:** Thursday, February 10, 2022 at 5:01:12 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I made it unequivocally clear when I ran for Orange County District Attorney that I would not tolerate the 'win at all costs' mentality of the prior administration," Spitzer said. "My prosecutors will not violate the Constitution and the rights of defendants in order to get convictions."

## Everyday Injustice Newsletter - February 10, 2022

**URGENT: DONATE TO THE VANGUARD**

### A Quick Plea

We have a small gap in our funding and need to raise \$3000 in immediate cash to pay our bills this month. We have already raised a portion of that, but need around \$2000. If you can help us out - <http://davisvanguard.networkforgood.com>

# Letter From Karen Bass Shows How We Got to Mass Incarceration and a Police State

By David Greenwald

In 2014, Naomi Murakawa wrote the book, “How Liberals Built Prison America.” The book challenges the traditional understanding of “racialized carceral expansion as the outcome of a conservative backlash.” Instead, Murakawa argues that it was those on the left and the right who are responsible for the buildup of the nation’s prison population. In fact, she argues that for liberals, law and order was a “centerpiece of pro-civil rights agendas.”

I’m reminded of this now as we watched San Francisco Mayor London Breed pushing for increased policing in the Tenderloin, and now a letter by Karen Bass, the liberal former legislative leader who had become a hero to many on the left, has now done likewise in LA as she runs for mayor.

Bass argues, “people don’t feel safe today.”

“Whether you’ve had your car broken into, your backpack stolen, your property damaged — or you’ve seen news coverage of home robberies, or violent assaults — more and more Angelenos I speak with tell me crime has touched them personally, and they feel scared,” said Bass.

Here answer: more cops, moving 250 LAPD officers out of desk jobs and onto patrols.

It’s a modest proposal for sure. But given who made it, it is a power message that like Mayor Breed gets played up by Fox News and the right for all its worth.

Unlike in 1994, however, progressives are not about to cede this ground.

For example, Hamid Khan, a coordinator with the Stop LAPD Spying Coalition, criticized the plan, arguing that every dollar spent on police is a dollar that’s not available for much needed social services.

He called the proposal “disheartening and disappointing” and said, “It’s just recycled stuff that we have seen before.”

Melina Abdullah argued, it shows that Bass is being “pushed to the right by her opponents and her potential opponents.” Bass is distancing herself, Abdullah said, from “those of us who’ve been doing progressive justice work over the last several decades.”

“I don’t think it’s either visionary or a winning strategy,” she said.

Back in June 2020, Bass told the Washington Post, that the phrase “defund police” was “probably one of the worst slogans ever.”

She’s not wrong on that point, but until we put money into schools, job training, mental health, and other social services we are likely to continue to see the cycle of poverty to policing. Moreover, if the reaction from many on the left is to resort back to more cops every time the going gets tough, we will never break out of the carceral state.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### **Orange County DA Forced to Fire Senior Level Prosecutor Due to Misconduct**

Last summer the Vanguard reported that Judge Donahue was asked by the DA's office to throw out the 2010 conviction of Paul Gentile Smith for a high profile Sunset Beach murder due to evidence of

[Read More](#)

### **Placer Judge Finds Good Cause to Reexamine 30-year-old Murder Case**

Lionell Tholmer has been in prison since 1985 after being convicted of second-degree murder by a Placer County court for killing John Meadows in what Tholmer maintains was self-defense.

[Read More](#)

### **Commentary: CA Bill to Decriminalize 'Loitering' Spotlights Cops-Turned-Politicians**

A 2019 explainer from CalMatters on the difficulties of police reform in Sacramento explained that "at least four legislators are former cops; another is a police chaplain; others have siblings and children in law enforcement."

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### **Lawyers File Appeal to Stop April Execution of Texas Woman Who is 'Innocent' and 'Suffered Lifetime of Abuse'**

A motion to withdraw or modify the April 27, 2022 execution date for Melissa Lucio was filed today here in 138th Judicial District Court of Cameron County, claiming Lucio was wrongfully convicted and

[Read More](#)

### **Naturalized U.S. Citizen Files Appeal Following Dismissal of Claims Against U.S. Gov't**

A wrongfully prosecuted naturalized U.S. citizen has filed an appeal against the U.S. government following their dismissal of claims regarding a groundless arrest and investigation, according to the pleadings filed here in court.

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## **Vanguard Media Group to Launch New 10-Course Webinar Series, 'Vanguard Social Justice Certificate Program,' During Black History Month**

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks Subside Across California's Prison System**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Bay Area's County Jails Appear to Recover from Omicron Surge, Vaccination Rates Remain Low**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Renteria Murder Trial Finally Starts After Months of Delay; Former Girlfriend, Family Testify – First Responders Testify to Grizzly Scene**



After weeks of preliminary hearings and delays, the murder trial of Mario Renteria officially began in Riverside Superior Court Wednesday morning with testimony from his former girlfriend and a sheriff's deputy.

[Read More](#)

### **Persistent Vehicle Thief Caught Again -Set for Trial**

A man who was on probation for vehicle theft, has been arrested again and is back in court again – for vehicle theft. Again. A preliminary hearing in Yolo County Superior Court this week found Davis

[Read More](#)

### **Judge Tells 'Frustrated' Man to Go Request Jury Trial 'If You Believe You Are Not Guilty'**

During a motion hearing here in Riverside County Superior Court this week, Judge Mac Fisher gave Jay Douglas Rupert some valuable advice.

[Read More](#)

### **Man Accused of Witness Death Threats Denied Pretrial Release**

An Alameda County Superior Court judge denied pretrial release to a Richmond man with a lengthy criminal history at the René C. Davidson Courthouse/Alameda County Superior Court Wednesday.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis and Other Junk Science**

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

[Read More](#)

### **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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Yolo County Court Watch:

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzpkZTBjNzNjMzczOWFhZDkzY2RkYmQwMjkwZjZlZNDNjMjo1OjcyWE6NWVwOTYwNDkzODM1NGVmMzVhY2VkZDlxMjI4MjhiNzFmMjY4NmNmM2YwZGNjMzk1ZDEyMjJjNjg5YmExNWQ0ZTp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzpkZTBjNzNjMzczOWFhZDkzY2RkYmQwMjkwZjZlZNDNjMjo1OjcyWE6NWVwOTYwNDkzODM1NGVmMzVhY2VkZDlxMjI4MjhiNzFmMjY4NmNmM2YwZGNjMzk1ZDEyMjJjNjg5YmExNWQ0ZTp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Vanguard Launched Social Justice Certificate; No-Knock Warrant Leads to Young Black Man’s Death – Minneapolis Stung Again  
**Date:** Wednesday, February 9, 2022 at 5:01:52 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“In the aftermath of the racial reckoning following the George Floyd protests, it is important that the public is sufficiently trained on what it means to be an ally and to learn social justice concepts that are not readily available in existing education curriculum,” Kim said.

## Everyday Injustice Newsletter - February 9, 2022

**URGENT: DONATE TO THE VANGUARD**

### A Quick Plea

We have a small gap in our funding and need to raise \$3000 in immediate cash to pay our bills this month. We have already raised a portion of that, but need around \$2500. If you can help us out - <http://davisvanguard.networkforgood.com>

# Vanguard to Launch New 10-Course Webinar Series, 'Vanguard Social Justice Certificate Program,' During Black History Month

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community organizing.

Announcements about guest speakers will follow and the inaugural training course is set to begin on Sunday, February 27, 2022 at 6 p.m.

Registrants can choose courses a-la-carte, or they can sign up for the entire 10-week course, with the option to earn a certificate in Social Justice Training.

Founder and CEO of Vanguard Media Group, David Greenwald, expressed his excitement about the launch of this certificate program.

"I have always wanted to teach a course on social justice. For the first time the Vanguard offers a first-hand look at the movement for social justice, racial equality, and criminal justice reform. It's a cutting edge course with amazing speakers," he said.

Elizabeth Kim, board member of the Vanguard Media Group, professor of social justice studies at American River College, and creator of the program also expressed the need for such an educational program to be offered to the community.

"In the aftermath of the racial reckoning following the George Floyd protests, it is important that the public is sufficiently trained on what it means to be an ally and to learn social justice concepts that are not readily available in existing education curriculum," Kim said.

The certificate program, priced at various levels for students, attorneys, and the general public, includes an economic hardship scholarship option for those who are impacted by COVID-19, health, undocumented immigration, homelessness, former incarceration, domestic violence, and systemic oppression and discrimination of any kind.

"There are many training courses that are offered by various institutions but it is important that the lessons come from actual subject matter experts and this program provides just that" said Esteban Nuñez, director of public policy at the Anti-Recidivism Coalition, and a featured guest instructor for the program, pointing to the importance of reliability of such programs during a time social justice is viewed by many as a trend.

*You can learn more information about the Vanguard's Social Justice Certificate Program [here](#).*

## The Vanguard still needs your help in 2022.

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Looking at the Domestic Violence Case As the Stangel Trial Opens

On Monday the trial of SFPD Officer Terrance Stangel began as Judge Teresa M. Caffese denied a defense motion to dismiss the case following the explosive allegations of

prosecutorial misconduct.

[Read More](#)

## **Judge Cousins Approves Santa Rita Consent Decree Despite Vigorous Objections by Incarcerated People at the Jail**

A little over a week after United States Magistrate Judge Nathanael Cousins spent the day listening to the testimony of some 41 incarcerated people objecting to the Consent Decree, the judge formally granted the decree.

[Read More](#)

## **Commentary: Maricopa Prosecutor Feeling the Heat, Calls to Resign**

Dr. Carl Hart is an accomplished neuroscientist and author who teaches at Columbia University. He also uses heroin. Dr. Hart's experience seems to be that it helps him relax after a hard day. Clearly, it does not interfere with his ability to

[Read More](#)

## **No-Knock Warrant Leads to Young Black Man's Death – Minneapolis Stung Again**

A 22-year-old Black man was executed by police here when they confronted the wrong person with a no-knock warrant in the same city that was scarred by the public lynching of George Floyd.

[Read More](#)

## **ACLU Condemns Biden Administration for Massive Expansion of ICE Private Immigration Detention Center in Georgia**

The ACLU condemned a recent agreement between the GEO Group and Charleston County that almost quadrupled the size of a South Georgia immigration detention center, the Folkston ICE Processing Center (FIPC).

[Read More](#)

## **A Day at the Board of Parole Hearings**

Recently, a friend and colleague went to Board for the fifth time. It was an early call, the 8:30 a.m. slot, so we expected to hear a result by mid-to-late morning. This person does every rehabilitative group, facilitates several of

[Read More](#)

## Vanguard Media Group to Launch New 10-Course Webinar Series, 'Vanguard Social Justice Certificate Program,' During Black History Month

Vanguard Media Group announced today the launch of a new certificate program that includes a 10-course webinar series to train registrants about topics such as mass incarceration, racial equity, diversity and community

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## Attorneys – You Should Be Advertising Here

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## COVID CDCR and Jail Dashboards

### California's State Prisons Report Nearly 5,000 Active COVID-19 Infections

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Bay Area's county jails appear to recover from Omicron surge, vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Jury Hears Closing Arguments in Long-Running Larin-Garcia Quadruple Murder Trial

Closing statements were made to the jury Tuesday in the quadruple homicide jury trial of Jose Larin-Garcia in Riverside County Superior Court from Defense Attorney John Dolan and Deputy District Attorney Samantha Paixao.

[Read More](#)

## **Leukemia Diagnosis Leads Judge to Strike Sentencing Enhancement**

Noting it's not his "practice to strike habitual criminals," Yolo County Superior Court Judge Dave Rosenberg's struck—threw out—Jessie Reneaux's five-year enhancement as a result of the man's recent medical diagnosis.

[Read More](#)

## **Davis Couple Charged with Drug Crimes, Child Endangerment**

A couple was bound over for trial here in Yolo County Superior Court Tuesday, charged with selling drugs out of their Davis apartment while the woman's three children lived there.

[Read More](#)

## **Son of Neighbor's Caregiver Charged with Attempted Murder, Elder Abuse, Kidnapping**

Josue Emanuel Torres, after his preliminary hearing here in Santa Barbara County Superior Court Monday, faces a trial on four felony counts after allegedly breaking into an elderly neighbor couple's home and attacking the residents when

[Read More](#)

## **Judge Notes Massive Bail 'Disparity' in Felony Fentanyl Cases – \$1,000 V. \$300,000**

Stanislaus County Superior Court Judge Gloria Rhynes Tuesday oversaw the arraignments of Omar Acosta and Edelis Aguilar for fentanyl-related crimes – but one man had \$1,000 bail and the other \$300,000, a major difference

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

## **Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis and Other Junk Science**

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

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Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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Yolo County Court Watch:

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**Subject:** Everyday Injustice Newsletter -DA Boudin Names Stanford Law School Lecturer Michael Romano to SF Ethics Commission; CDCR Implements Mandatory Modification Program Statewide  
**Date:** Tuesday, February 8, 2022 at 5:01:59 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Stubborn resistance to criticism and hostility to scientific research is the very antithesis of good science,” Garrett writes. “What leading scientists keep telling us is that, apart from the DNA area, no forensic techniques have undergone sufficiently rigorous testing. Error rates have been unknown ... Simply put, we need to bring good science to forensics.”

## Everyday Injustice Newsletter - February 8, 2022

### URGENT: DONATE TO THE VANGUARD

#### Some Highlights For Our Third Season of Everyday Injustice

Yesterday the Vanguard top 140 episodes of its Everyday Injustice podcast. We've talked to everyone from DA's to public defenders, candidates for office and attorneys and state legislators about criminal justice reform.

Here are eight recent episodes worth listening to:

Episode 129 - We talked with Orleans DA Jason Williams about reform efforts in New Orleans and the challenges he has had so far. ([listen here](#))

Episode 130 - We talked with activists about their movement to get rid of the noose in Placerville but failure to get rid of the Gold Rush-era nickname, “Hangtown.” ([listen here](#)).

Episode 131 - We talk with the mother of Shayne Sutherland as well as civil rights attorney James DeSimone about the George Floyd-eque death of Sutherland. "Shayne's unnecessary death is another result of the SPD's unconstitutional practice of using improper restraint and excessive force." ([listen here](#)).

Episode 133 - In 2020, the Vanguard covered a series of hearings involving Zachary Vanderhorst, 65, who had been imprisoned for 46 years after guilty pleas he made 1974 for crimes he did not commit. We talked to then public defender Rebecca Young about the Vanderhorst case ([listen here](#)).

Episode 135 - We talked to Nakia Porter and attorney Yasin Almadini about a police incident where the mother of three was beaten and knocked unconscious by Solano County Deputies ([listen here](#)).

Episode 136 - We talked to Senator Dave Cortese, who sponsored some critical criminal justice reform efforts in California over the past term ([listen here](#)).

Episode 139 - We talked with Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, Rage of Innocence: How America Criminalizes Black Youth she discusses how what is ordinary adolescent behavior gets criminalized the criminal justice system and ends up locking Black youth into cycles of incarceration. ([listen here](#)).

Episode 140 - We talked with Tony Messenger, a reporter for the St. Louis Post Dispatch about his book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice. In his book, he goes into rural Missouri to follow the lives of poor white people who are victimized by a system of fines and fees that ends up entrapping them into a cycle of poverty and debt from which many cannot escape. ([Listen here](#)).

As always, programming like this is made possible by people like you. Please support our work with a continuing donation at <http://davisvanguard.networkforgood.com>

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Guest Commentary: Dennis Jones – Remembering a Lifer & Our Campaign to Free Him

I first met Dennis Jones by letter around 1993 through an introduction by Peter B. Collins, a veteran San Francisco radio talk show host and broadcaster. I met Peter as a guest on his radio talk show speaking about restorative

[Read More](#)

### Guest Commentary: CDCR Implements Mandatory Modification Program Statewide

On January 6, 2022, the CDCR announced measures to protect the health of the incarcerated community from exposure to Covid-19 and Omicron. To accomplish this, it will minimize inmate movement throughout the State of

[Read More](#)

### **San Francisco DA Boudin Names Stanford Law School Lecturer Michael Romano to SF Ethics Commission**

Stanford Law School Lecturer Michael Romano was sworn into a seat on the San Francisco Ethics Commission Monday by San Francisco District Attorney Boudin to replace James Bell, who

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### **Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis and Other Junk Science**

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Bay Area's county jails appear to recover from Omicron surge, vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Larin-Garcia Quadruple Homicide Trial Hears from Person Messaged by Man Defense Claims is Real Murderer**

Here in Riverside Superior County, the quadruple homicide trial of Jose Larin-Garcia continued with testimony Monday from a senior criminalist and a person messaged by the man the defense claims in the actual murderer.

[Read More](#)

### **Attorney Doubts Client's Competency; Robbery Trial Postponed for Psych Evaluation**

A man accused of robbery, battery and assault had his trial postponed Monday here at the Fresno County Superior Courthouse so he can be psychiatrically evaluated before his next court date.

[Read More](#)

### **Judge Delays Final Sentencing after First-Degree Murder Trial Conviction of Carl Greg Smalls**

Judge Bernard Schwartz in Riverside County Superior Court Monday found Carl Gregory Small, a military veteran, guilty of first degree murder just a short time after closing statements from both the defense and prosecution in the

[Read More](#)

### **Murder Victim Mother Tells Convicted Killer before Sentence of 15 Years to Life 'It's Like You Killed Me at Same Time'**

Anthony Pimentel was sentenced Monday to 15 years to life here in Alameda County Superior Court for the strangling and murder of his ex-girlfriend, 18-year-old Mariah Davis.

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**Everyday Injustice - Podcast**  
see our podcasts

**Everyday Injustice Podcast Episode 141:**

## Brandon Garrett on Fingerprint Analysis and Other Junk Science

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, *Convicting the Innocent*—a must-read classic that highlights the problem of wrongful convictions and its causes.

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Sacramento Court Watch: [https://url.avanan.click/v2/\\_\\_\\_https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/\\_\\_\\_YXAzOnNmZHQyOmE6bzo2ZDZjMzE4ZTBiMjliMDQ0MzQ0N2NiYWUwNjNINGNkZTo1OmJiMjliNjZmNDZmMTRmN2RkODc1ZTA2MjQwNzZmODZiZjYyZjZkZGJkYjY3MwZmNTIzNTZmNzUyZjZmODVhZGVmNzc3YjNiZjY1ZDQ1ZGMzNGZIMDBIMWYwNzUyZjp0Ok4](https://url.avanan.click/v2/___https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/___YXAzOnNmZHQyOmE6bzo2ZDZjMzE4ZTBiMjliMDQ0MzQ0N2NiYWUwNjNINGNkZTo1OmJiMjliNjZmNDZmMTRmN2RkODc1ZTA2MjQwNzZmODZiZjYyZjZkZGJkYjY3MwZmNTIzNTZmNzUyZjZmODVhZGVmNzc3YjNiZjY1ZDQ1ZGMzNGZIMDBIMWYwNzUyZjp0Ok4)

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**Subject:** Everyday Injustice Newsletter -Interview with Duke Law Professor Brandon Garrett on Fingerprint Analysis and Other Junk Science  
**Date:** Monday, February 7, 2022 at 5:01:38 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Stubborn resistance to criticism and hostility to scientific research is the very antithesis of good science,” Garrett writes. “What leading scientists keep telling us is that, apart from the DNA area, no forensic techniques have undergone sufficiently rigorous testing. Error rates have been unknown ... Simply put, we need to bring good science to forensics.”

## Everyday Injustice Newsletter - February 7, 2022

**URGENT: DONATE TO THE VANGUARD**

### Listen to Our Interview with Duke Law Professor Brandon Garrett

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement,

Convicting the Innocent – a must-read classic that highlights the problem of wrongful convictions and its causes.

We have been taught to believe that fingerprint analysis is an ironclad science. But we learned in the case of Brandon Mayfield, who was wrongly identified as the Madrid Subway bomber, even though he had never left the states based on a partial match of fingerprint, that the science has more holes in it than we want to believe.

Autopsy of a Crime Lab is “the first book to catalog the sources of error and the faulty science behind a range of well-known forensic evidence, from fingerprints and firearms to forensic algorithms.” Garrett in his book, presents a critical review of how forensic science is used in the courtroom and in criminal cases. The evidence, he argues that courts and juries has come to rely on is frequently “compromised on its way from the crime scene to the lab to the courtroom.”

As one review notes, “They include an overreliance on forensic analysis methods that lack scientific validity or have been disproved altogether; the lack of federal regulation of crime labs; and the allowing of trial testimony by “expert” witnesses with unvetted proficiency, undisclosed bias or conflicts of interest, and claims of “100 percent certainty” in results from methods with troubling error rates not disclosed to jurors. In most criminal cases, this evidence is presented by prosecution witnesses and goes unchallenged by under-resourced defense teams – if the case goes to trial at all.”

“Stubborn resistance to criticism and hostility to scientific research is the very antithesis of good science,” Garrett writes. “What leading scientists keep telling us is that, apart from the DNA area, no forensic techniques have undergone sufficiently rigorous testing. Error rates have been unknown ... Simply put, we need to bring good science to forensics.”

Importantly, one of the problems with crime labs is that they did not emerge from scientific inquiry but rather as an arm of law enforcement.

“When you get your funding from police you see yourself as an arm of law enforcement to help solve crimes,” Garrett points out.

If you are interested in the issue of wrongful convictions and the junk science that is a huge basis as one of their causes, this is a book to read. Listen to our interview as we discuss many of these issues.

<https://www.davisvanguard.org/2022/02/everyday-injustice-podcast-episode-141-brandon-garrett-on-fingerprint-analysis-and-other-junk-science/>

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## Criminal Justice News/ Commentary

### Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis and Other Junk Science

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

[Read More](#)

## **Orange County DA Challenger Points to Big Murder Increase Under Current Prosecutor**

There have been a drastic increase in murders since Orange County District Attorney Todd Spitzer took office in January 2019, charged his challenger in the DA race this week.

[Read More](#)

## **Judge in Rodney Reed Death Row Evidentiary Hearing Condemned by Innocence Project**

This past week, the Innocence Project released a statement condemning Judge J. D. Langley for abandoning his duty as a neutral party during Rodney Reed's evidentiary hearing here.

[Read More](#)

## **Insight Therapy Provides Healing from Early Trauma**

The kinds of treatments available to patients in rehabilitation and recovery are numerous. Insight therapy is a form of treatment where a therapist works with a patient to help them understand how personal beliefs, thoughts, feelings,

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## **Attorneys – You Should Be Advertising Here**

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### **Bay Area's county jails appear to recover from Omicron surge, vaccination rates remain low**



Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Judge Denies Release for Man Arrested 18 times since 2018 – Likewise for Suspect Accused of ‘Possibly’ Choking Victim Unconscious**

Alameda County Superior Court Judge Morris D. Jacobson took a cautious approach when considering the release of two different incarcerated suspects late last week, although declared he remains open to other resolutions as he

[Read More](#)

### **Man Who Faked Wife’s Kidnapping After Strangling Her Sentenced to 25 Years to Life**

Juan Carlos Lopez Alvarado, was sentenced to 25 years to life indeterminate in state prison for the brutal strangulation of his wife in Feb. of 2019 by Judge Bernard Schwartz Friday in Riverside County Superior Court.

[Read More](#)

### **Man Set for Trial – Judge Said Cop Called as Defense Witness ‘Unusual’**

Brandon Scott Avery is now being held for trial on numerous felony and misdemeanor charges, including domestic violence, stalking, criminal threats death/great bodily injury, and extortion after his Riverside County Superior Court

[Read More](#)

### **Judge Wants More Information Why Man Not Yet Admitted to State Hospital for Care**

Questions regarding the competency of Joshua McClain arose in Yolo County Superior Court Friday, and why he has not yet been admitted to the Department of State Hospitals after already being found incompetent to stand trial.

[Read More](#)

### **Courtroom Closure Causes Confusion for Accused, Lawyers, Judge**

Deputy Public Defender Donna Forry filed a motion Friday here in Ventura County Superior Court to appear on behalf of her client, facing misdemeanor charges, who was not in the courtroom.

[Read More](#)

## Woman Represents Self, Accuses Judge of 'Bias,' Walks Out of Court for Third Time

Stanislaus County Superior Court Judge Valli Israels heard motions for A misdemeanor case late last week here – the accused represented herself and filed multiple motions including a motion for prosecutorial recusal.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 141: Brandon Garrett on Fingerprint Analysis and Other Junk Science

Duke Law Professor Brandon Garrett wrote one of the seminal books of the Innocence Movement, Convicting the Innocent—a must-read classic that highlights the problem of wrongful convictions and its causes.

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### Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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**Yolo County Court Watch:**

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## San Francisco superior court

Daily update · February 4, 2022

NEWS

[Amid clash with D.A., San Francisco police to end agreement on investigating officer shootings](#)

Yahoo News

Stangel's attorney alleged the evidence incriminated the man and would have justified the officer's use of

force. **San Francisco Superior Court** Judge ...

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### [SFPD Chief Bill Scott terminates MOU with D.A.'s Office over court ...](#)

San Francisco Police Department

27, 2022 **San Francisco Superior Court** hearing, which convincingly established that the San Francisco District Attorney's Office has not adhered to ...

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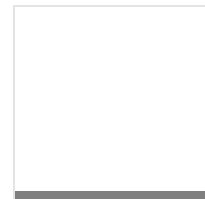
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### [San Francisco police chief Scott ends MOU for DA to investigate officer-involved shootings | KRON4](#)

KRON4

27 **San Francisco Superior Court** hearing that determined the DA's office has not complied under the MOU's provisions when it came to those kinds of ...

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### [S.F. police will no longer cooperate with DA Boudin over police shooting investigations](#)

San Francisco Chronicle

San Francisco Police Chief Bill Scott is pulling out of an agreement ... A **San Francisco Superior Court** judge overseeing the case said she saw no ...

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### [Contra Costa County Superior Court Extends COVID-Related Suspension of Trials – CBS ...](#)

CBS San Francisco

MARTINEZ (CBS **SF**) — Contra Costa County **Superior Court** on Thursday extended a suspension of new jury trials because of the ongoing effects of the ...

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### [San Francisco police chief halts agreement with DA on police shootings | TheHill](#)

TheHill

**San Francisco Superior Court** Judge Teresa Caffese said the evidence in question — which prosecutors said indicated the man Stangel was accused of ...

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### [San Francisco Cops Accused of Violations in Black Lives Matter Surveillance Case | The ...](#)

The Crime Report

**San Francisco Superior Court** Judge Richard Ulmer has taken arguments under submission from attorneys representing civil liberties and privacy ...

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### [San Francisco Police Chief cuts agreement with DA's office - New York Post](#)

New York Post

**San Francisco** Chief of Police William Scott slams **San Francisco** District ... recent testimony in the **Superior Court** of the County of **San Francisco** ...

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### [SFPD Terminates Police Misconduct Investigation Agreement With DA's Office - California Globe](#)

California Globe

The contention dates back to last week when, during a **San Francisco Superior Court** hearing, District Attorney Office employees revealed that the ...

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### [Responding to Allegations, Chief Pulls Out of MOU with SF DA's Office, Spiers' Attorney ...](#)

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"Very serious concerns have been brought to my attention regarding recent testimony in the **Superior Court** of the County of **San Francisco** from a ...

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**Subject:** PRESS STATEMENT: San Francisco Public Defender Mano Raju Urges Police Commission to Preserve Independent Oversight of SFPD  
**Date:** Thursday, February 3, 2022 at 10:24:33 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PS - 02.03.2022 - San Francisco Public Defender Mano Raju Urges Police Commission to Preserve Independent Oversight of SFPD.pdf

**FOR IMMEDIATE RELEASE:** February 3, 2022

**MEDIA CONTACT:** Valerie Ibarra | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org) | (628)249-7946

**\*\*PRESS STATEMENT\*\***

**San Francisco Public Defender Mano Raju Urges Police Commission to Preserve Independent Oversight of SFPD**

"Rarely do officers across the nation face criminal charges for on-duty violence, and San Francisco is no exception.

I am disappointed that yesterday, SFPD Chief Bill Scott unilaterally withdrew from an agreement which ensures that an outside entity - the San Francisco District Attorney's Office - acts as the lead investigator for police shootings, in-custody deaths, and uses of force resulting in serious bodily injury. This agreement, while not perfect, provided independent oversight to a critical investigation process that has repeatedly failed to provide justice for victims of police violence.

Without this MOU in place, the SFPD will go back to policing themselves, which presents a clear conflict of interest that San Franciscans have long rejected by creating oversight bodies and mechanisms to provide transparency. For a department that still stops, searches, and inflicts violence

disproportionately against Black, Latinx, and other marginalized communities, the public deserves at a minimum the transparency and protection that this agreement provided.

Chief Scott's sudden announcement should alarm the public and everyone who has called for police reform in San Francisco and across the country. We can no longer permit the police to police themselves. The San Francisco Police Commission should assert its authority and act immediately to preserve independent oversight."

##

To view this Press Statement online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)



**Subject:** Everyday Injustice Newsletter -Responding to Allegations, Chief Pulls Out of MOU with SF DA's Office, Spiers' Attorney Levels Charges Back at Police for Withholding Evidence Themselves  
**Date:** Thursday, February 3, 2022 at 5:01:34 PM Greenwich Mean Time  
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"Very serious concerns have been brought to my attention regarding recent testimony in the Superior Court of the County of San Francisco from a member of the DA's Office who was assigned as an investigator to your Independent Investigations Bureau (IIB) at the time of the incident in question," Chief Scott said.

## Everyday Injustice Newsletter - February 3, 2022

**URGENT: DONATE TO THE VANGUARD**

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**The Craziiness  
Continues in San Francisco**

**By David Greenwald**

It's hard to keep up. I had just completed my first interview with Attorney Curtis Briggs responding to the decision by the Board of Supervisors on Tuesday to suspend their \$700,000 with his client Dacari Spiers.

Then Police Chief Bill Scott uses the Hayashi testimony as a pretext to pull out of the agreement with the DA's office - even though the conduct in question happened under DA Loftus' time, not Boudin's.

"Very serious concerns have been brought to my attention regarding recent testimony in the Superior Court of the County of San Francisco from a member of the DA's Office who was assigned as an investigator to your Independent Investigations Bureau (IIB) at the time of the incident in question," Chief Scott said. "I have reviewed the court transcripts where the DA investigator provided testimony to the court, under oath, showing that the spirit and the letter of MOU processes and procedures we agreed upon have not been followed by the DA's Office."

"The Police Officers Association has been waiting for this," Curtis Briggs told me.

In fact, the POA's fingerprints are all over this. Briggs noted that Supervisor Catherine Stefani is heavily funded by the POA. Moreover, Hayashi's attorney, Christopher Shea, acts as attorney to the POA as well.

"The thing with this issue with the DA Investigator is that the DA Investigator admitted to lying, she got on the stand and admitted to lying," Briggs said. "But keep in mind, this DA Investigator was at the DA's office well before Chesa."

Briggs noted, "(Stangel) was dispatched based on (the 911 call), Sergeant O'Connor had interviewed them and they got a statement from them. And this statement in Stangel's eyes is exculpatory... Because their premise is if Stangel was responding to a DV in progress, he has a right to jump out and start beating on people."

But, Briggs said, "[i]t doesn't change the fact that this investigator lied to the Police Sergeant about whether she got this interview or not."

This interview took place in December 2019, before Chesa Boudin was the DA.

Briggs said, "But I also believe from our defense team that there are other interviews and recordings that the police had, where Stangel's partners admit to seeing him do it (the beating) and didn't understand why he did it.

"Those have never been disclosed to us," he said. "So, there's clearly some type of police withholding things."

Perhaps the most damning thing was the conduct of police the night of the beating.

The girlfriend went to the hospital after the beating where Dacari Spiers is lying, receiving medical treatment.

"These cops forced their way into the hospital room, under the guise of serving a domestic violence restraining order, which they lied to a judge to get," Briggs continued. "They had no domestic violence case. The supposed victim is saying 'he was hugging me.'"

"This is how they cover their tracks," Briggs said. "This situation got so crazy that hospital security had to intervene and kick the police out. And they put a hospital security officer (on duty). The director of security for the hospital had to stay by the door to protect Dacari from the police."

This is pretty crazy and it's not getting more so.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Responding to Allegations, Chief Pulls Out of MOU with SF DA's Office, Spiers' Attorney Levels Charges Back at Police for Withholding Evidence Themselves**

San Francisco Board of Supervisors this week, following allegations by a DA investigator, paused a \$700,000 settlement to Dacari Spiers, who suffered broken bones and was hospitalized after being beaten with a baton by Officer

[Read More](#)

### **Commentary: Prosecutor Kym Worthy is the Queen of Spin**

As a half-abandoned city wrecked by deindustrialization and deprivation, modern Detroit has never been safe. So the people look to politicians who make them feel safe, even when they aren't.

[Read More](#)

### **Court Reverses Sentence for Mule Creek Resident**

Mule Creek resident Jose Rivera's sentence of life without the possibility of parole (LWOP) was reversed on Sept. 8, 2021, by the Sacramento County Superior Court. The reversal was the result of two recent California State

[Read More](#)

### **ACLU Files Lawsuit in Response to ICE Denying COVID-19 Boosters to Detainees**

The American Civil Liberties Union and the ACLU of the District of Columbia have filed a lawsuit against ICE of behalf of medically vulnerable people who have been denied the COVID-19 booster by U.S.

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### California's State Prisons Report Nearly 5,000 Active COVID-19 Infections

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Bay Area's county jails appear to recover from Omicron surge, vaccination rates remain low

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Officer Testifies Man Claimed He Broke into Business to Meet His Son in 'Spiritual Way'

A man who had his preliminary hearing in Sacramento County Superior Court Tuesday was charged with felony burglary, but he claims that he was there to spiritually meet his son.

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### Blood Spatter Analysts Dominate Larin-Garcia Quad Murder Trial

The murder trial of Jose Vladimir Larin-Garcia resumed Wednesday here in Riverside County Superior Court / Larson Justice Center, with the defense claiming Larin-Garcia was framed and not guilty of four counts of

[Read More](#)

### Man Represents Self, Dodges Murder Conviction – Jury Finds Him Guilty of Voluntary Manslaughter

After days of deliberation, the jury in the murder trial of Thomas Ryan Scott reached a verdict Wednesday, finding Scott guilty of voluntary manslaughter for the shooting of a teen on Aug. 28, 2016.

[Read More](#)

## **Man Tells Officer He Collided with Nine Vehicles in Attempt to Escape Sex Traffickers**

Bryan Martinez appeared before Judge Clifford Anderson III Monday in Santa Barbara County Superior Courthouse to answer for a series of reckless driving incidents sustained on the morning of June 8, 2020.

[Read More](#)

## **Victim Testifies Partner Pointed Loaded Gun in Her Face**

The victim in a domestic violence case testified here in a domestic violence case Monday in Stanislaus County Superior Court Judge Linda McFadden's courtroom about how she had a loaded gun pointed at her face by her partner.

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

[Read More](#)

### **Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth**

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, Rage of Innocence: How America Criminalizes Black Youth, she discusses how what is ordinary adolescent behavior gets

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## Donate to Support Our Interns

Every week, at least once a week, this year, I have to ask our readers to [donate](#). Why? Because we cannot do our work without your support.

16 years ago the Davis Vanguard started as a small community based alternative news site. Over the course of the next decade and half, we have expanded from covering local news and commentary to covering to courts, to training the next generation of lawyers and journalists.

As a 501(c)(3) whose mission is to bring transparency to local government through honest reporting, we have made an impact beyond our wildest dreams.

This past year alone, our program has helped to send **dozens of young people of color, especially women, into law school and helped launch the careers of several other highly educated graduates throughout California.**

Don't just take my word for it, here are the voices of two of our former interns.

"Hi there, I'm Koda! I am a senior at UC Berkeley studying Philosophy. Every day since I started with the Vanguard as an intern over a year ago, I have see marginalized people moved through the legal system. Working here has helped me realize that I want to be a public defender and give a voice to those people. With the Vanguard, I have an active role in illuminating the injustices of our world. I'm so grateful to be involved in this work." - Koda Slingsluff, Co-Editor in Chief of the Vanguard at Berkeley

"From my experience being a court watch intern with the Davis Vanguard, I have learned about the operations within the criminal justice system. I have also learned to note the several injustices that occur within the system and the importance of highlighting those injustices in order to make a positive impact. I enjoy being a court watch intern because I am given first hand experience on criminal proceedings and also given the ability to represent marginalized groups affected by the system in my articles." - Mary Magaña-Ayala, Court Watch Intern

Here are a few things we are doing in 2022:

- Continuing our coverage of local Davis news and commentary
- Expanding our court watch program to 10 counties
- Continuing our student run news publications at UC Davis, UC Berkeley, and UCLA
- Launching an investigative reporting unit
- Publishing the Mule Creek Post out of Lone, California

You can help continue our coverage as well as **fund our continued efforts to provide leadership and employment opportunities for people of color, especially women, to enter fields that lack diversity and representation.**

If you are interested in becoming a sustaining donor or making a donation, you can head to this [link](#) to support our mission.



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Show your support of the Vanguard Internship Program through a donation today! Support college students like Koda and Mary in becoming a driving force in the criminal justice system.

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I am very concerned about how nonchalantly the underlying domestic abuse case is being brushed aside, as if this victim nor future victims of domestic violence don't deserve our city to protect them," Supervisor Stefani said.

## Everyday Injustice Newsletter - February 2, 2022

### URGENT: DONATE TO THE VANGUARD

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#### **SF Supes Pause the Settlement in Police Abuse Case**

The San Francisco board of Supervisors was set to approve a \$700,000 settlement to Dacari Spiers, after he suffered broken bones and was hospitalized after being beaten with a baton by Officer Terrance Stangel.

But according to local media accounts, Supervisor Catherine Stefani raised questions which prompted her colleagues to postpone the settlement.

"I do not feel comfortable approving this settlement given how many significant issues remain unresolved and given the light that was shown on this case when the DA investigator testified in open court," Stefani said.

But as I pointed out yesterday - there is no there, there.

Stangel's attorney, Nicole Pifari, filed a motion last week to dismiss the charges based on "prosecutorial misconduct" and "deceptive and reprehensible methods" used by the district attorney's office.

"The DA's deceit and concealment of real evidence is disturbing, it is corrupt, and it is a violation of public trust," Pifari wrote. "Most importantly, however, it is illegal."

But Judge Teresa Caffese called this evidence "irrelevant to the case." It might have bearing on whether or not Spiers should have been charged with DV, but not whether or not Stangel was justified in using force on him and whether that force was excessive.

The judge declared that "whether or not the D.A.'s office decided to charge Mr. Spiers with DV is somewhat irrelevant." She added "the ultimate question is whether or not there was excessive force used when Mr. Spiers allegedly was not acceding to the commands of the officers."

The judge added, "I haven't heard of any exculpatory information that's been excluded."

After reading through the hearing transcript, it was quickly apparent there is nothing to these allegations.

So why are we suddenly doing this? Supervisor Stefani called Hayashi's accusations "extremely serious."

"I am very concerned about how nonchalantly the underlying domestic abuse case is being brushed aside, as if this victim nor future victims of domestic violence don't deserve our city to protect them," Stefani said.

But that has nothing to do with whether Spiers was beaten. Moreover, no one involved in this matter thought there was enough evidence to charge a DV against Spiers.

The police never forwarded DV charges to the DA's office. They did forward resisting arrest charges (PC 148) but the DA's office under Suzy Loftus, before Chesa Boudin was even the DA declined to file the 148. They never filed a DV.

In the end this whole thing is ridiculous and one wonders if Stefani actually saw the transcript or simply went off some of the more biased news coverage.

But even if she did, none of that should have any bearing on whether Spiers was illegally beaten by Stangel.

Thanks for reading

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## Criminal Justice News/ Commentary

### **Guest Commentary: Tough-on-Crime Laws and Mass Incarceration Waste Tax Dollars and Don't Make Us Any Safer**

You wouldn't know it from watching some news outlets, but violent crime in San Francisco is at a 60-year low. Despite what some might want you to believe, this decrease in crime has come as reformers, including San

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### **CA District Attorneys Boudin (SF), Gascón (LA) and Becton (CC) Encourage Federal Court to Accept Mexico Lawsuit Against U.S. Gun Makers**

More than 25 district attorneys from throughout the U.S. – including San Francisco DA Chesa Boudin – are encouraging a federal court to green light a lawsuit by the Mexican government that claims U.S. gun makers are

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## **Commentary: What We Do Is What We Are**

In life, it isn't simply where we find ourselves or the consequences of our actions; it is what we decide to do in relation to where we are. More than anything else, what we do is what we are. As for me, I always lead with the

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## **Judge: "I haven't heard of any exculpatory information that's been excluded."**

Bigad Shaban, who in October chased the DA into a restroom at a public event, laid out a very one-sided account of Thursday's hearing reporting that the DA's office is "being accused of withholding evidence in hopes of convicting a

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### **Bay Area's county jails appear to recover from Omicron surge, vaccination rates remain low**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Larin-Garcia Quadruple Homicide Trial Ongoing with Detailed Expert Testimony**

## [on Bloodstain Pattern Interpretation](#)

The quadruple homicide jury trial of Jose Larin-Garcia proceeded in Riverside County Superior Court Tuesday with very detailed expert testimony from a blood spatter analyst, one of many experts who have taken the stand in this long-

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## [Victim Testifies She Still Has Feelings for Man Despite Being Domestically Abused, Kidnapped and Almost Killed](#)

The ex-girlfriend and victim of Shaun Lay Jewel Thornton—who had his preliminary hearing in Riverside County Superior Court Friday on eight serious charges—testified she still has deep feelings for Thornton.

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## [Public Defender Notes Race, Questions Why Man Stopped for Infraction Would be Searched – Judge Denies Motion to Suppress](#)

Merced County Superior Court Judge Donald Shaver denied a motion to suppress evidence—a “baggie of meth”—that a deputy from the Merced County Sheriff’s Office found in the Shanon Miles’s pocket after he was pulled over for a simple

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## [Possible Manipulation of Court in Domestic Violence Case Leaves Judge ‘Little Bit Frustrated’](#)

A Yolo County Superior Court judge Monday admitted to some frustration during a domestic violence hearing over what appeared to be a victim’s manipulation of the court’s restraining order process.

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## [Judge Snaps at Outspoken Man during Parole Violation Hearing](#)

Paroled felon Curtis Palmer wasn’t shy about his frustration with court delays here in Stanislaus County Superior Court Monday—Judge Carrie Stephens was quick to shut him down.

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## [Jury Unable to Reach Decision after 2 Days in Riverside Teen Murder Trial](#)

The jury in the Thomas Ryan Scott murder trial told the judge Tuesday here in Riverside County Superior Court that they cannot come to a unanimous decision on the two most serious counts—murder and involuntary manslaughter.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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### Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, Rage of Innocence: How America Criminalizes Black Youth, she discusses how what is ordinary adolescent behavior gets

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**Subject:** Everyday Injustice Newsletter - Judge: "I haven't heard of any exculpatory information that's been excluded." Another Trumped Up Case Against Boudin  
**Date:** Tuesday, February 1, 2022 at 5:02:23 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Judge: "I haven't heard of any exculpatory information that's been excluded."

## Everyday Injustice Newsletter - February 1, 2022

### URGENT: DONATE TO THE VANGUARD

#### These Attacks on DA Boudin Have Nothing To Them

by David Greenwald

On Sunday, I wrote a scathing commentary on the story of a 69 year old Asian man who was brutally beaten with a bat, filed a lawsuit (against DA Boudin) and he gets up there at a press conference, breaking down and described it as "the most brutal, terrifying and humiliating experience of my life."

It turns out the bat was plastic, the man was uninjured, the person who hit him was an 11 year old kid and the man was disputing with a 50 year old severely disabled, himself in a wheel chair.

It's not good for an 11 year to hit an elderly man with a plastic bat, but this is hardly felony conduct that would warrant prosecution of a child or incarceration for the father.

One of my readers immediately changed the subject and pointed to the very biased Bigad Shaban article on a DA investigator who accused the office of compelling her to withhold evidence in an effort to convict a cop of excessive force.

"Don't you agree this is a much bigger allegation?" the reader asked.

Maybe, but I was suspicious of Bigad Shaban coverage, after all this was the reporter who in [October](#)



chased the DA into a restroom at a public event.

After review of Thursday's court hearing, I come to the conclusion, once again, there is no there, there. [Full column here.](#)

The judge gave it a full hearing and largely concluded, though did not rule, "I haven't heard of any exculpatory information that's been excluded."

The timeline is a little tricky, but much of what took place actually happened before Chesa Boudin even took office. For example, while the investigator acknowledged not informing the police detective that she was interviewing another witness in December – if that was improper (which it doesn't seem to be), that would have occurred prior to Boudin taking office in January.

Moreover, as the judge noted, "whether or not the D.A.'s office decided to charge Mr. Spiers with DV is somewhat irrelevant." She added, "the ultimate question is whether or not there was excessive force used when Mr. Spiers allegedly was not acceding to the commands of the officers."

There is also a photo line up that didn't take place. This also would have been in November or December.

"Was ID an issue in this case?" the judge asked.

Hiyashi acknowledged, "No, not that I ever came across."

So that point is irrelevant.

The only charge that appears to be recent is with the arrest warrant for officer Stengel. The defense attorney complained that the DA's office and current Assistant DA on this case compelled Hayashi to remove exculpatory evidence.

The problem is that you really don't need to put exculpatory evidence into an arrest warrant, that's just a declaration for probable cause.

Moreover, as the judge noted, the information included was not only NOT exculpatory but it was discovered to the defense separately. In other words, no exculpatory evidence and nothing was withheld.

In short: they are attempting to turn this into wrongdoing by the DA, but there is nothing to base those accusations on.

Thanks for reading

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## Criminal Justice News/ Commentary

### Judge: "I haven't heard of any exculpatory information that's been excluded."

Bigad Shaban, who in October chased the DA into a restroom at a public event, laid out a very one-sided account of Thursday's hearing reporting that the DA's office is "being accused of withholding evidence in hopes of convicting a

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## **Commentary: What's Motivating the DA Charging a Minor With Drug-Induced Homicide?**

After taking office in 2011, Santa Clara County District Attorney Jeffrey Rosen helped lead his jurisdiction to prosecute 177 minors as adults between 2010 and 2014—a total 35 percent higher than the county of Los Angeles, with

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## **Tennessee Court Clears Way for Parole of Long-Incarcerated Pervis Payne as Early as 2027**

While the Shelby County District Attorney vowed to appeal, former death row incarcerated Pervis Payne could be released on parole in as little as five years, thanks to a ruling by a district judge, as

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## **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Quadruple Homicide Trial Continues with Testimony from Responding Investigator and Defense Expert Witness**

The quadruple homicide trial of Jose Vladimir Larin-Garcia continued Monday in Riverside Superior Court as the defense and prosecution debated which photographs could be brought into evidence, and which witnesses could testify and

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### **Closing Arguments Heard in Scott Murder Trial – Man Represents Self, Claims He Didn't Kill Anyone, Police Out to Get Him**

The second degree murder jury trial of Thomas Scott lurched to a close Friday here in Riverside County Superior Court with closing statements from Deputy District Attorney Kevin Beecham and Scott – who is representing himself at

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### **College Student Faces Felony, Misdemeanors – Judge Gives Him Time for Exam and to Find Lawyer**

Judge Peter Williams here in Yolo County Superior Court last week took school studies into account and changed the next court date for Kyron Basped, who's attempting to retain a lawyer for two misdemeanors and a felony.

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### **Alleged Victim Blames Officers for Filing False Domestic Violence Report**

A hearing here in Stanislaus County Superior Court this past week was continued after the alleged domestic abuse victim seemingly contradicted statements given to law enforcement officers at the scene last May, and charged it

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### **Judge Expresses Frustration with Man**

## **Who Continues to Stalk Neighbor, Disobey Restraining Order**

Charged with felony stalking, Kaushal Singh – even by his own lawyer’s admission – has repeatedly violated court orders to stay away from his neighbor, and Alameda County Superior Court Judge Morris

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## **Jury Hears Arguments in Murder for Hire Plot for Insurance Claim**

Maria Moore and Marvel Salvant, alleged conspirators in a murder-for-hire plot, faced a jury Monday here in Alameda County Superior Court for their roles in a scheme that would have resulted in an \$800,000 payout from two life insurance

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

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**Subject:** Everyday Injustice Newsletter - Boudin's Critics Dramatically Overreach with Lawsuit; Tony Messenger Talks About Fines and Fees and Injustice  
**Date:** Monday, January 31, 2022 at 5:01:24 PM Greenwich Mean Time  
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"We are in hopes that the consent decree is rejected. It is essentially a big win for the Sheriff and RBGG and provides no guarantee of improvement, no transparency and was decided without consulting any of the people who objected today," Bridget Cervelli said

## Everyday Injustice Newsletter - January 31, 2022

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**Fines and Fees, an  
Under-Appreciated Everyday Injustice**

**By David Greenwald**

In 2019, I got an email from an old friend, former Pulitzer Prize winning journalist, Maurice Possley. They were having a fellowship/ symposium on fines and fees at John Jay College in New York, entitled Cash Register Justice. It wasn't an issue I was very aware of at the time, but as I learned a ton over the two days I was there, I recognize how serious a problem this is.

Basically fines from things like traffic tickets and fees on administrative costs were being imposed on people living on the margins and in many cases it was enough to put them into debt, put them into jail and push them into a cycle of poverty.

On our Podcast this year, I interviewed Joanna Weiss of the Fines and Fees Justice Center ([link](#)).

They note: "Those who cannot immediately pay these costs face additional fees, license suspensions, loss of voting rights, arrest and jail. Stuck in a cycle of punishment and poverty, people can lose their jobs, their homes, and even their children. We have created a two-tier system of justice where poor people – and particularly communities of color – are disproportionately punished."

This week I interviewed Tony Messenger, a reporter from the St. Louis Post Dispatch about his new book, *Profit and Punishment How America Criminalizes the Poor in the Name of Justice*.

Both of them were panelists at the symposium at John Jay.

While his work started with the findings of the Ferguson investigation, Messenger since 2017 has been focused largely on rural, white people in Missouri. The book follows the story of several single mothers who are living in poverty and pushed over the edge by fines and fees imposed on very minor offenses or moving violations.

One problem that Messenger highlights is that especially in red states like Missouri, rural communities lack resources and legislators have all sworn not to raise taxes, therefore they have backdoored fines and fees as a way to raise revenue and these fall disproportionately upon the poor through the fees and fines.

Messenger writes: "As corrections costs went up in the late twentieth century, lawmakers sought to collect from the very people they were putting away, and those additional costs pushed people deeper into poverty, which further compromised their ability to pay. Over the past four decades, this vicious cycle has become fully baked into the criminal justice system."

This is a hugely important story that is finally gaining recognition.

Listen to our interview this week: [link](#).

Thanks for reading.

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## Criminal Justice News/ Commentary

### Sunday Commentary: Boudin's Critics Dramatically Overreach with Lawsuit

The critics of San Francisco Chesa Boudin probably thought they had him in another embarrassing situation—a 69-year-old Asian man, brutally beaten with a bat, files a lawsuit, he gets up there at a press conference, breaking down and

[Read More](#)

## **Monday Morning Thoughts: DA Spitzer, Heal Thyself**

It is difficult to remember now but when Todd Spitzer, a former Republican Assemblymember, ran for DA in 2018 against Tony Rackaukas, he ran as a reformer to clean up the office which had been embroiled in the informant

[Read More](#)

## **How Traffic Enforcement Is Being Reimagined in the US**

Last year Philadelphia passed the Driving Equity Act, becoming the first major city in the U.S. to ban low-level traffic stops.

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## **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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## **Los Angeles District Attorney Addresses Union Pacific Railroad Train Theft and Safety Concerns**

In a letter last week addressed to Adrain Guerrero, the General Director of Public Affairs for the Union Pacific Railroad Company (UP), Los Angeles County District Attorney George Gascón addressed

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## **Attorneys – You Should Be Advertising Here**

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## **California's State Prisons Report Nearly 6,000 Active COVID-19 Infections**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Alameda, Santa Clara, Sacramento and San Francisco's Jails Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Two Teens Held to Answer to First Degree Murder Allegedly Committed When They Were 16**

In a preliminary hearing held this past Thursday in Yolo County Superior Court, a judge ruled two teens must answer to several felony charges, including the first-degree murder of a 16-year-old girl that they

[Read More](#)

### **Child Endangerment Felony Deal Delayed After Judge Has 'Concerns,' Insists on Reading Probation Report**

A judge here last Friday – stating he had “concerns” – delayed finalization of a no-jail plea deal offered parent co-defendants facing felony child endangerment charges for allegedly blindfolding and locking their adopted four-year-old

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### **Ex-Partner and Father of Victim's Son Allegedly Threatens New Romantic Partner With Firearm**

After clearing up discrepancies between the victim's initial police statement and later testimony under cross-examination, a Stanislaus County Superior Court last week found probable cause for a

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### **Domestic Violence Victim Claims Police Misunderstood, Incident Never Occurred**

## **and Asks for Protective Order to be Modified**

An alleged deaf victim in a felony domestic violence case sought a modification in Riverside County Superior Court Friday, claiming the incident never occurred and that police failed to provide an interpreter and misunderstood the

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## **Judge Grants Victim's Request to Reduce Length of Protective Order**

Braulio Castellanos Zuniga was sentenced to nearly a year in jail here in Riverside County Superior Court last week, and had a three year protective order issued – but after credit for time-served and a

[Read More](#)

## **Man Claiming Police Beat Him at Traffic Stop Denied Public Defender Until Judge Agrees to Appoint Free Counsel**

A man – claiming his was beaten by police at a traffic stop – was initially refused a public defender here in Alameda County Superior Court last week and forced to try to represent himself.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 140: Tony Messenger Talks about Criminalizing the Poor**

Tony Messenger, a reporter for the St. Louis Post Dispatch, talks about the issue of fines and fees and is the author of the recent book, Profit and Punishment How America Criminalizes the Poor in the Name of Justice.

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### **Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth**

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, Rage of Innocence: How America Criminalizes Black Youth, she discusses how what is ordinary adolescent behavior gets

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## San Francisco Public Defender

Daily update · January 29, 2022

NEWS

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[San Francisco settles suit over police beating for \\$700,000 | Courthouse News](#)

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**San Francisco** District **Attorney** Chesa Boudin, a former **public defender** who has vowed to hold officers accountable for misconduct, charged Stangel ...

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## Oregon chief justice asks lawyers to act as **public defenders** - San Francisco Chronicle

San Francisco Chronicle

PORTLAND, Ore. (AP) — Oregon Supreme Court Chief Justice Martha Walters in an unusual...

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## Boudin's Office Responds To What It Calls False Claims in Recently Filed Lawsuit | Davis Vanguard

Davis Vanguard

By David M. Greenwald Executive Editor **San Francisco**, CA – Can a district **attorney** be sued for agreeing to a “slap on the wrist” plea agreement?

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## Santa Cruz County **public defender** reveals July 1 transition plan

Santa Cruz Sentinel

In addition to its defense **attorney** positions, the new **Public Defender's Office** will offer right of first opportunity to support staff of Biggam, ...

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## A Black man was misidentified, arrested and held for 6 days in place of a White felon twice his age

The Mercury News

According to the **San** Bernardino County Sheriff's Department, Neal Brown was ... Shannon Phenix, the **public defender** assigned to Neal Brown's case, ...

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## Pablo Sandoval, other former **SF** Giants & A's to play in Serie del Caribe this weekend

Santa Cruz Sentinel

**San Francisco** Giants relief pitcher Will Smith, left, celebrates with third ... Santa Cruz County **public defender** reveals July 1 transition plan ...

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## Why unvaccinated Kyrie Irving is allowed to play at **SF's** Chase Center - Santa Cruz Sentinel

Santa Cruz Sentinel

**SAN FRANCISCO** — Brooklyn Nets guard Kyrie Irving is unvaccinated and cannot ... Santa Cruz County **public defender** reveals July 1 transition plan ...

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### [Oregon chief justice asks lawyers to act as public defenders - SFGATE](#)

SFGATE

**San Francisco** announces changes to indoor mask mandate ... As of Friday, over 40 people in Oregon did not have a **public defender**.

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### [SF DA's Office Accused of Withholding Evidence in Effort to Convict Cop of Excessive Force - MSN](#)

MSN

Prosecutors at the **San Francisco District Attorney's** office are being ... Deputy **public defender** Chesa Boudin (middle) representing robbery ...

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### [SF DA, public defender contradicts claims made by victim of Chinatown attack - TittlePress](#)

TittlePress

An **attorney** with the Victim Services Division of the **San Francisco District Attorney's** Office, however, had made multiple attempts between November ...

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**Subject:** Everyday Injustice Newsletter - Judge Listens to Five Hours of Testimony on Santa Rita; Boudin Sued For Accepting Plea Agreement  
**Date:** Friday, January 28, 2022 at 5:03:25 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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## Everyday Injustice Newsletter - January 28, 2022

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**Can you sue a DA for agreeing to a plea bargain?**

## By David Greenwald

That was my first thought when I read about the story of the Vietnamese man who filed a suit against Chesa Boudin. Can he be sued for that? The answer apparently is no, he cannot. This is what it is - political.

At a press conference this week Anh Lê called the attack “the most brutal, terrifying and humiliating experience of my life.”

I don't want to diminish or demean his experience, but as I read the facts of the case, they scream misdemeanor conduct, not felony conduct.

According to a release from the DA, Lê and Tanner, who uses a wheelchair, had an argument over Tanner's 11 year old son pushing a bicycle on the sidewalk. Lê confronted Tanner and his family about taking up the sidewalk.

It was during the argument, that Tanner's 11 year old son, allegedly swung a plastic bat at Lê several times. Tanner intervened and made verbal threats against Lê while holding a Snapple bottle.

Boudin's office notes, “Photographs taken by police at the scene do not depict any physical injuries to Mr. Le.”

What happened here was unfortunate, but it was a kid who hit Le with a bat - a plastic bat, not a wooden one. There were no visible injuries. This wasn't a hate incident, it was a dispute over whether the kid was blocking the sidewalk.

Tanner himself may have threatened Le with a bottle, but he did not assault him, he was in a wheelchair himself.

Le wanted prison time for Tanner. And he wanted the kid to be prosecuted.

So now he is suing the DA in a case that will be quickly dismissed because you can't sue a DA for that and moreover, the facts are not in his favor. But this becomes yet another headline story to use to beat up Boudin.

Fortunately at least this one will probably have a short shelf life.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Consent Decree Pending in Federal Action Regarding Mental Health Care at Santa Rita Jail After Judge Listens To Objections of Many Incarcerated at Jail

United States Magistrate Judge Nathanael Cousins patiently waded through over five hours of comments from class members currently incarcerated at Santa Rita Jail, braving



technological challenges and

[Read More](#)

## **Boudin’s Office Responds To What It Calls False Claims in Recently Filed Lawsuit**

Can a district attorney be sued for agreeing to a “slap on the wrist” plea agreement? Most experts think not, but a Vietnamese American man, Anh Lê, 69, has filed suit claiming that prosecutors failed to inform him of a plea

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## **‘Groundbreaking’ Settlement in ICE Immigrant Case – Government, Contractor Must Provide COVID-19 Protections in CA Detention Facilities, Limit Re-Detention**

In what lawyers representing immigrants detained by ICE in two California facilities during the COVID-19 crisis are calling a “groundbreaking” settlement Thursday, ICE and private contractor GEO must

[Read More](#)

## **Guest Commentary: Addressing Property Crimes in Santa Clara County**

Back in 2017, I left a speaking engagement at a local library and walked to my car, only to find shattered glass strewn on the ground and throughout the backseat. My backpack and suitcase full of belongings for an upcoming trip had

[Read More](#)

## **Commentary: Colorado – No State for Progressive Prosecutors**

Back in 2017, I wrote a newsletter for The Appeal discussing debates over what makes a prosecutor a “reformer” or a “progressive.” In retrospect, it was a bit naive. I put Cy Vance, then the Manhattan District Attorney, in the phony category,

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## **Guest Commentary: An Abomination in Alabama**

When, in October 2016, I wrote “death row inmates in Alabama are human guinea pigs” because the state’s capital punishment regime — specifically its barbaric, often bungled lethal injection protocol — is already so dark, so

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## **Attorneys – You Should Be Advertising Here**

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### **Alameda, Santa Clara, Sacramento and San Francisco’s Jails Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **More Detailed Expert Testimony, Jury Field Trip as Larin-Garcia Quadruple Murder Trial Ongoing**

In Riverside County Superior Court Dept. 2H this Tuesday, the quadruple homicide jury trial of Jose Larin-Garcia reconvened with expert and highly technical testimony from forensic pathologist Dr. Mark Scott McCormick and crime

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### **Woman Testifies Against Friends – Admits Taking Lip Syncing Videos after Driving Friends Home from Homicide**

Mia Alavarado testified in Yolo County Superior Court Wednesday against two of her friends—Max Ramon and Jacob Oehlcke—who are accused of homicide.

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### **Prosecutor Grills Accused Murderer about**

## Lying to Police, and His Legal Knowledge

The murder trial of Thomas Ryan Scott, who is representing himself against charges he fatally shot an 18-year-old man outside of a church on Aug. 18, 2016, reconvened here Wednesday in Riverside County Superior Court.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, *Rage of Innocence: How America Criminalizes Black Youth*, she discusses how what is ordinary adolescent behavior gets

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### Everyday Injustice Podcast Episode 138: Federal Defender Talks Omar Ameen Case

Rachelle Barbour has worked as an Assistant Federal Defender at the Sacramento federal court for over 20 years. She also heads up the CJS clinic at McGeorge Law School.

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**Subject:** PRESS RELEASE: Groundbreaking COVID-19 Settlement to Yield Protections for Immigrants Detained by ICE, Limit Re-detention for People Released  
**Date:** Thursday, January 27, 2022 at 7:51:31 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 01.27.2022 - Groundbreaking COVID-19 Settlement to Yield Protections for Immigrants Detained by ICE, Limit Re-detention for People Released.pdf

**FOR IMMEDIATE RELEASE:** January 27, 2022

**MEDIA CONTACTS:**

San Francisco Public Defender's Office: [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org), 628-249-7946

ACLU NorCal: [press@aclunc.org](mailto:press@aclunc.org), 415-621-2493

ACLU SoCal: [communications@aclusocal.org](mailto:communications@aclusocal.org), 626-755-4129

Lawyers' Committee for Civil Rights of the SF Bay Area: [slew@lccrsf.org](mailto:slew@lccrsf.org), 415-272-8022

## **\*\*PRESS RELEASE\*\***

### **Groundbreaking COVID-19 Settlement to Yield Protections for Immigrants Detained by ICE, Limit Re-detention for People Released**

SAN FRANCISCO — Immigrants detained by ICE during the COVID-19 pandemic in two California detention facilities have reached a groundbreaking settlement agreement to resolve a long-running class action lawsuit against ICE and GEO, a private contractor who manages one of the facilities. The settlement agreement will compel ICE and GEO to preserve safety measures to protect people in immigration detention from COVID-19. It will also limit ICE's authority to redetain the hundreds of people released during the course of the lawsuit. The plaintiffs in *Zepeda Rivas v. Jennings* today presented the settlement agreement to Judge Vince Chhabria of the U.S. District Court of Northern California for preliminary approval.

Plaintiffs filed the lawsuit in April 2020, at the early stage of the pandemic, to challenge the unsafe conditions for immigrants in custody at the two detention facilities, Mesa Verde Detention Center and Yuba County Jail. Documents and testimony uncovered during the lawsuit revealed that ICE and GEO delayed testing during an outbreak, knowingly left people with COVID symptoms in a crowded dormitory, and made repeated misrepresentations to the court regarding their COVID response. Judge Chhabria recognized, in a scathing December 2020 order, that "the conduct of the key ICE and GEO officials in charge of operations" was "appalling."

"When we filed this lawsuit, ICE had put our clients and communities at risk by detaining as many people as possible in filthy, crowded dorms and cells, creating a tinderbox for COVID-19," said Bree Bernwanger, senior staff attorney at the Lawyers' Committee for Civil Rights of the San Francisco Bay Area.

As a result of litigation and related organizing efforts, the population in custody at these two facilities dropped from 462 to 62. The settlement agreement provides strong protections against re-detention for the approximately 250 immigrants released from custody as a result of the lawsuit.

The settlement agreement also provides three years of health and safety protections for those remaining in custody. This includes a temporary population cap and ongoing population limits to allow for social distancing; testing and vaccination mandates for staff and people in custody; the release of vulnerable people; and compliance with CDC guidance.

"This settlement mandates important, potentially life-saving measures that will reduce the spread of COVID in ICE detention centers, and also limits the number of people in custody in these facilities during this pandemic," said Sean Riordan, senior staff attorney for the immigrants rights program at the ACLU of Northern California. "During this dangerous pandemic, ICE officials should be doing everything possible to release people from detention facilities."

"When COVID hit, I was terrified because the government was crowding so many of us together in such a dangerous place and not doing anything at all to protect us from the virus," said Brenda Ruiz Tovar, one of the plaintiffs in the case who was released from custody as a result of the lawsuit. "I am so grateful to have been free for almost two years, and able to support my son and my family and stay healthy. Because of my release, I completed school and now work as a dental assistant. Still, I think every day about the people who are still locked up in that place. I'm happy that the settlement makes conditions safer, but I cannot accept that the government is still detaining people like me unnecessarily during a dangerous pandemic."

"This groundbreaking settlement is the product of tremendous bravery and perseverance from everyone involved, especially those trapped inside," said Mano Raju, San Francisco Public Defender. "While the fight is not over, this settlement takes us one step closer to ending the

inhumane practice of immigration detention.”

Plaintiffs are represented by the San Francisco Public Defender’s Office, the ACLU Foundations of Northern and Southern California, the Lawyers’ Committee for Civil Rights of the San Francisco Bay Area, Lakin & Wille, LLP, and Cooley, LLP.

Additional Quotes from Plaintiffs’ Legal Team:

“This settlement is the result of years of hard-fought litigation to protect human beings from unconstitutional practices,” said Martin Schenker, partner at Cooley LLP. “Today’s settlement is a victory for the rights of detained people and the rule of law. It holds ICE and its private-prison contractor accountable for their conduct.”

“We are humbled to stand alongside our class members as they continue their tremendous fight for the right to be safe and with their loved ones,” said Judah Lakin, Partner at Lakin & Wille LLP. “We will continue to fight to end immigration detention completely as it is unnecessary and cruel as this pandemic has undoubtedly shown.”

##

To read (1) The Plaintiffs’ Motion for Preliminary Approval of the Settlement of *Zepeda Rivas v. Jennings*; and (2) The Settlement Agreement for *Zepeda Rivas v. Jennings*, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - OC DA Candidates Fire Away; Sac DA Candidates on Opposing Sides of Prop 47  
**Date:** Thursday, January 27, 2022 at 5:01:16 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Todd Spitzer took office in 2019," Hardin said. "He is gaslighting voters because his policies have failed. Don't let him get away with it."

## Everyday Injustice Newsletter - January 27, 2022

### URGENT: DONATE TO THE VANGUARD

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#### Another Approach to Addressing Police Stops

There have been a number of different approaches to police stops and racial profiling - one of the biggest concerns is data that shows people of color are not only more likely to be stopped while driving, but they are more likely to be searched and yet, when searched, police are less likely to actually find contraband.

So what is the answer? Some jurisdictions have looked to prevent non-moving or safety violation stops. Some have sought to require police to have probable cause regardless of whether or not the person consents.

I was reading Erwin Chemerinsky's 2020 book, "Presume Guilty" and he noted that starting in 2012, three cities in North Carolina - Fayetteville, Durham and Chapel Hill (note the college connection) - created policies that required the police to obtain written rather than verbal consent to a search.

Chemerinsky reported, "The number of searches of cars decreased significantly."

The reason he argued was rather obvious - when stopped by the police and a police officer asks to search a vehicle, most people do not know that they have the right to say no. It feels more like a command than a request.

Whereas with the written consent, there is an admonishment that advises people that they have the right to say no and when given that information, people exercised their rights.

When political scientists Frank Baumgartner, Derek Epp and Kelsey Shoub studied their data, they found, "The number of cars searched following a traffic stop dropped precipitously."

As Neil Gross wrote in a [2020 NY Times op-ed](#), "The reason is simple. Written consent forms explain to motorists what their rights are, giving some of them the courage to tell the police no. This changes the incentive structure for police officers looking to stop cars as part of a fishing expedition for contraband."

Gross however warns, "written consent forms won't eliminate racial disparities in traffic stops. The police department in Austin, Texas, for example, has used these forms [since 2012](#) and continues to [stop Black drivers disproportionately](#)."

He said, "But by reducing the frequency of vehicle searches, consent forms make the experience of being stopped less onerous. It's one thing to be pulled over and ticketed, quite another to have your car rifled through."

As communities look at ways to address disparate police stops, this might be a reasonable path to look at.

Thanks for reading

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Orange County DA Holds 'No LA in OC' Reelection Press Conference; Hardin Fires Back

It was another day at the office in the Orange County DA race. Incumbent DA Todd Spitzer held what he called a "No LA in OC" press conference on the physical property line separating Los Angeles and Orange Counties.

[Read More](#)

### Sacramento DA Candidates Address Their Position on Prop 47

Prop. 47 is a critical issue once again facing California. Passed in 2014 by the voters, it made non-violent drug and property crimes misdemeanors. However, by raising the felony threshold from \$450 to \$950 for petty theft,

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### Covid-19 on the Rise Again in California Prison System

Covid-19 is rising again inside the California Department of Corrections and Rehabilitation (CDCR) system according to a statement from the department.

[Read More](#)

### Historic Lows on Death Row in Texas



Texas' death row population and use of the death penalty was at a historic low in 2021 for reasons unrelated to the COVID-19 pandemic, according to a report by the Texas Coalition to Abolish the Death Penalty.

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## **Attorneys – You Should Be Advertising Here**

There are many reasons for attorneys to advertise on the Vanguard but the biggest are – affordability, large audience and key targets read the site.

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## **COVID CDCR and Jail Dashboards**

### **California's State Prisons Report Nearly 6,000 Active COVID-19 Infections**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Alameda, Santa Clara, Sacramento and San Francisco's Jails Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Holds Defendant to Answer for Wife's Death**

Judge Nancy Leo ordered defendant Henry Archuleta held to answer for his wife's death on the charge of neglecting an elder after a preliminary hearing on Tuesday.

[Read More](#)

### **Defendant Granted Release After Entering a Plea of Not Guilty**

In Ventura County Superior Court, Tuesday afternoon, Don Dorse entered a plea of not guilty for possession, manufacturing, importing, or selling of metal or brass knuckles as a criminal offense and was granted release.

[Read More](#)

## **Sale of Assault Rifle Results in the Death of Three People**

Defendant Angel Shavers was found guilty of selling an assault rifle in Alameda County Superior Court Tuesday after she accidentally engaged in what became a hostile situation leading to the death of three people.

[Read More](#)

## **Murder Suspect Calls Himself to the Stand as a Witness**

An ongoing murder trial escalated heavily in Riverside court on June 25. The defendant, representing himself, Thomas Ryan Scott, called himself to the stand as one of the defense's witnesses.

[Read More](#)

## **The Quadruple Homicide Trial of Jose Larin-Garcia Continues With Testimony From a Forensic Expert**

The quadruple homicide trial of Jose Larin-Garcia continued Monday in Riverside County Superior Court with the ongoing testimony of a forensic expert that analyzed the murder scene.

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth**

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, *Rage of Innocence: How America Criminalizes Black Youth*, she discusses how what is ordinary adolescent behavior gets

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**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=M2E3ZGU1OTQ1NmQ1N2JkMw==&h=MmRiMDZmYmE4YjgwMmNINzQwNmEwM2EwYjRINTQ3MjhhNGI3ZmYxNTJmYWRmOWQ5ZjdiYTE1M2Q3NTUwYTRmOQ==&p=YXAzOnNmZHQyOmE6bzpjYjJjOWMwZGQyYjg0ODYxZjYxNmFmZjFhZDk0NTU3NTp2MTp0Ok4=>

**Sacramento Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/Sacramento-Court-Watch-1432660796849531/&g=MzI2OTlwYTRhZWVlYjE1Mw==&h=ZWJkZGI4MTY4NGRjNzZlZDlmjU4MDVI ZmMwMTA3MzhhZDlxNmEwOWU5MGFjOGNhMTI3NTA2NGFkZGYxZTBhNw==&p=YXAzOnNmZHQyOmE6bzpjYjJjOWMwZGQyYjg0ODYxZjYxNmFmZjFhZDk0NTU3NTp2MTp0Ok4=>

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**Subject:** Revamping Vanguard Publications

**Date:** Wednesday, January 26, 2022 at 8:30:05 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## The Launch and Re-Launch

Those of you on the site, will notice that we have started publishing Vanguard at UC Davis and Vanguard at Berkeley Student articles again. After a bit of a lull in the summer and some publication in the fall, both organizations are revamped with new and aggressive editors and fully staffed desks to continue the program.

We will probably restart our afternoon newsletter, the 5 pm update. (If you haven't signed up, you can do so [here](#)).

Our other big launch is not our launch at all - but the Vanguard is taking over the publication of the Mule Creek Post.

Here is what Editor in Chief, Razor Babb had to say in the January edition:

*Welcome to January 2022, the beginning of the Year of Giving Back. Our intent is to present content that will inspire everyone to extend our living amends outwardly, and in doing so give back to those most in need, including our communities.*

*We welcome in Davis Vanguard CEO David Greenwald, joining the Mule Creek Post in December as fiscal sponsor. We believe this cooperative relationship will help shine light into the darkest corners of the penal system, bringing the Post to a wider audience. With a history of excellence in journalism, the Davis Vanguard podcast is well established and known as an eminent presence in the journalistic community. As this Year of Giving Back commences, we're pleased that the prison supports the Incarcerated Journalists Training Program, providing classes and rehabilitative achievement credits for those completing journalism training. With the sponsorship of correctional counselor E. Albert-son, we believe this will be a popular and in- formative venture.*

*Project 180 continues to do good work, gathering donations from Mule Creek residents for charitable organizations in need. The project's first fundraising effort of 2022 will benefit New Day for Children. We encourage all of our readers to donate what they can for this worthy cause.*

*We are looking forward to more submissions from the rest of Mule Creek and from other prisons. Submission guidelines are on Page 3. This year we are seeking compelling stories of the human drama, including how your life has been impacted by rehabilitative efforts and who has been an influence in your life. Your stories are what keeps the Mule Creek Post relevant.*

\*\*\*\*

We are looking for funding to not only defray the publications costs of the Mule Post but also expand it to other prisons in the CDCR system. We are thus looking for grants and sponsors for our effort.

In the short term - we have expanded our advertising efforts on the Vanguard - if you are an attorney or a business wishing to advertise - [please go here.](#)

And if you want to become a monthly sponsor - [please go here.](#)

Thanks and let me know what you think of our plans for 2022.

### **Get Involved - Become a Sustaining Donor**

Show your support of the Vanguard Internship program through a donation today!  
Support college students like Darling and Tiffany in become a driving force in the criminal justice system.

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**Subject:** Everyday Injustice Newsletter - California DA's Fighting Early Release; Omicron Surge at San Quentin  
**Date:** Wednesday, January 26, 2022 at 5:00:15 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo DA Jeff Reisig: "Many individuals in state prison have earned the right to get credits, one example being those working in the fire camps. Credits are a means to reward and incentivize. People who have done nothing to rehabilitate should not automatically be rewarded credits."

## Everyday Injustice Newsletter - January 26, 2022

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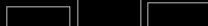
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Thanks and let me know what you think of our plans for 2022.

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## Criminal Justice News/ Commentary

### Court Reinstates TRO Preventing Earlier Release For Second-Strike Offenders

Sacramento Superior Court Judge Judith S. Craddick reinstated a Temporary Restraining Order (TRO) against CDCR preventing them from awarding 66% custody credits to second-strikers until an appeal is filed.

[Read More](#)

### Guest Commentary: Omicron Spread Continues at San Quentin State Prison

At San Quentin State Prison (SQ), a musical symphony of hoarse voices, hacking coughs and the clearing of congested nasal passages is signaling another outbreak of COVID-19. The new Omicron variant, which reportedly broke

[Read More](#)

## **Khan Campaign Release a Poll Showing a Close Santa Clara DA's Race**

Sajid Khan's campaign for Santa Clara County district attorney today released a new poll showing a close DA's race against incumbent DA Jeff Rosen. A polling memo from SEA Polling and Strategic design notes, "While Jeff Rosen

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## **Brave Behind Bars: Career-Readiness Program for Incarcerated Women**

Two Ph.D. students founded a college-accredited, introductory computer science and career-readiness program for incarcerated women called Brave Behind Bars. Their pilot program allows women to study

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Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Judge Considers Probation Violation Sentence for Man Convicted of Narcotics and Firearm Possession**

Sergio Martinez-Olmos appeared in court Monday to answer for a violation of his probation after pleading guilty and serving time in jail for possessing a large amount of oxycodone and methamphetamines as well as a loaded

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### **Hired Caretaker Commits Lascivious Act on Dependent Adult**

Given his repeated miscompliance with court orders while on probation, including another felony offense for ammunition possession, the defendant, Michael Brown, was sentenced to 8 years in state prison

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### **Man Steals from Target 13 Times**

Within only a few months, Charles Williams had stolen from Target located in Davis, CA, a total of 13 times. From the retelling of the instances from three separate Asset Protection members, the merchandise that Williams

[Read More](#)

### **Defendant Pled No Contest to Fraudulent Possession of Personal Information**

Defendant Maira Ortega pled no contest to a felony charge of fraudulent possession of personal identifying information with the intent to defraud in a preliminary hearing in Alameda County Superior Court the morning of Jan. 25.

[Read More](#)

### **Man Charged with Domestic Abuse Released to a Substance Abuse Treatment Program**

Defendant Roberto Mike Munoz was released on level three supervision upon issuing a 14-day own recognizance to a substance abuse treatment center during a bail hearing in Alameda County Superior Court on Jan. 24.

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## **Everyday Injustice - Podcast**

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## Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, *Rage of Innocence: How America Criminalizes Black Youth*, she discusses how what is ordinary adolescent behavior gets

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**Subject:** Everyday Injustice Newsletter - SB 301 Dealing with Retail Theft Rings, Passes CA Senate on a 34-0 Vote  
**Date:** Tuesday, January 25, 2022 at 5:01:46 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
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"We live in a society that is uniquely afraid of Black children," Henning writes.

## Everyday Injustice Newsletter - January 25, 2022

### URGENT: DONATE TO THE VANGUARD

#### This Week's Guest is Featured in the NY Times

This week's guest on Everyday Injustice is attorney and law professor, Kristin Henning. She is also featured in the [NY Times](#) (on January 14).

The Times writes: "What the justice system does to Black boys and girls is the subject of "The Rage of

Innocence,” by Kristin Henning. Like Coates, Henning is a Black lawyer with a glittering résumé, including degrees from Duke University and Yale Law School and an endowed chair at Georgetown, where she both teaches and oversees the juvenile justice clinic. Before becoming a professor at Georgetown, she helped organize and led the juvenile unit for the Public Defender Service of the District of Columbia — a principal antagonist of the U.S. attorney’s office where Coates once worked.”

Because “our nation’s obsession with policing and incarcerating Black America begins with Black children,” she explains, “the policing of Black adolescence requires a special telling.”

Her book is a powerful narrative and one of the points I discuss with her does America criminalize black youth or do black youth criminalize themselves?

This is the comment I always get when we point out racial disparities and I think to some extent those asking that question have a point.

At the same time, Henning presents perhaps a unique answer and that is - what we are seeing is the criminalization of normal adolescent behavior.

So we get the story of the young lady who gets into a fight with her boyfriend, takes his cell phone to see if he photos of other girls and ends up getting caught by the school resource officer, arrested and charged with robbery.

In another story, one that I can certainly relate to, a 13-year-old boy builds a fake Molotov cocktail and ends up with a nine-month ordeal in the criminal system.

That sounds like something stupid I would have done at that age and yet, whatever I might have done, it was never going to involve the criminal legal system.

Why is this happening?

“We live in a society that is uniquely afraid of Black children,” Henning writes. “Americans become anxious — if not outright terrified — at the sight of a Black child ringing the doorbell, riding in a car with white women or walking too close in a convenience store. Americans think of Black children as predatory, sexually deviant and immoral. ... There is something particularly efficient about treating Black children like criminals in adolescence. Black youth are dehumanized, exploited and even killed to establish the boundaries of Whiteness before they reach adulthood and assert their rights and independence.”

I think she has a point here and the problem is that in a lot of cases, these sorts of minor offenses become the gateway to a cycle of incarceration.

Listen to or watch our interview - [here](#).

Thanks for reading.

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## Criminal Justice News/ Commentary

### SB 301 Dealing with Retail Theft Rings, Passes Senate on a 34-0 Vote

One of the first legislative efforts to crack down on retail theft rings, SB 301 authored by Senator Nancy Skinner, passed in the Senate by a 34-0 vote. The bill would help fight organized retail theft by limiting the sale of stolen goods on online.

[Read More](#)

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## **Commentary: Why Are Prisoners So Litigious?**

The question comes up from time to time from people on the street who aren't aware of what really goes on in prisons: Why are prisoners so litigious?

[Read More](#)

## **REPORT: 2021 Sets a Near Record High with Over 1,100 Police Killings**

Although a federal program here is being cut off for similar collection efforts, according to data collected by Mapping Police Violence, 1,134 killings by police occurred in 2021, a total greater than previous years.

[Read More](#)

## **Wrongfully Imprisoned for 43 Years, Man Now Sues for Alleged Poor Medical Care in Prison**

Kevin Strickland has filed a lawsuit here, alleging that poor medical care during his 43 years in prison has left him dependent on a wheelchair. These 43 years in prison were caused by a wrongful conviction that

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## **Attorneys – You Should Be Advertising Here**

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Alameda, Santa Clara, Sacramento and San Francisco's Jails Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Childhood Friend of Riverside Shooting Victim Testifies in Murder Trial – Suspect Acts as Own Lawyer

In the Riverside County Superior Court murder trial Monday of Thomas Ryan Scott, the victim's friend and witness of the incident—Leandro Pacheco—testified.

[Read More](#)

### Quadruple Homicide Trial of Jose Larin-Garcia Resumes Monday with Testimony from Forensic Expert

The quadruple homicide trial of Jose Larin-Garcia reconvened Monday here in Riverside County Superior Court with the ongoing testimony of a forensic expert who analyzed the murder scene.

[Read More](#)

### COVID Omicron Delay: Man Suffering from Mental Illness Remains in Jail Instead of Psychiatric Hospital

Marquise Okoronkwo has been held in Santa Rita Jail despite being issued a commitment order to the Napa State Hospital, but the psychiatric hospital has halted admissions after the recent Omicron COVID-19 variant.

[Read More](#)

### No Contest Plea, Judge Declares 'Unreasonable' Delays in Vehicular Crime Hearings

Two cases involving vehicular crime charges proceeded Monday at the Main Courthouse / Stanislaus County Superior Court – in one, the court accepted one man's no contest plea to vehicle burglary, but

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 139:

## Kristin Henning and the Criminalization of Black Youth

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, *Rage of Innocence: How America Criminalizes Black Youth*, she discusses how what is ordinary adolescent behavior gets

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## Everyday Injustice Podcast Episode 138: Federal Defender Talks Omar Ameen Case

Rachelle Barbour has worked as an Assistant Federal Defender at the Sacramento federal court for over 20 years. She also heads up the CJS clinic at McGeorge Law School.

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**Subject:** Everyday Injustice Newsletter - DA Candidates Clash in Sacramento; Kristin Henning Discusses the Criminalization of Black Youth  
**Date:** Monday, January 24, 2022 at 5:00:56 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"We live in a society that is uniquely afraid of Black children," Henning writes.

## Everyday Injustice Newsletter - January 24, 2022

**URGENT: DONATE TO THE VANGUARD**

### The Sacramento DA Candidates Meet

It was my first chance to see how the Sacramento DA candidates stack up against each other. Probably about what you would expect. Thien Ho is the current Assistant Chief Deputy DA in Sacramento while Alana Mathews, a former prosecutor works for the Prosecutor's Alliance.



Two pretty compelling backgrounds, Thien Ho was born in Vietnam and came as a small child on the boats as an immigrant refugee in the mid-70s while Alana Mathews was born in Gary, Indiana and a pretty interesting story of rising out of poverty to become a successful attorney.

On the issues, Thien is running as kind of a traditional though moderate reform candidate while Mathews is running more along the progressive prosecutor lines.

Perhaps the most telling exchange was on bail reform - both candidates seem to sense that the ability to pay should not be the defining factor in pre-trial custody.

Mathews said, "It's important to make this point at the outset, because when we start talking about bail reform, there's a narrative to conflate or confuse a more thoughtful approach about who gets released with an assumption that that means everybody gets released."

She said, "That includes prioritizing a risk to public safety over their personal financial means. Our current cash bail system is fundamentally unfair because it would allow a wealthy person who poses a high risk of danger to be released while forcing someone of less means to remain in jail for a low level offense."

She added, "we need a more equitable approach to pretrial detention decisions that should be based on a person's is to public safety."

Thien Ho tried a needle.

On the one hand, "I want to start off first by saying this. I think it's fundamentally unfair for a person who is poor to be in custody, pending their case while a person who is rich or has the financial means to be out of custody."

On the other, "The system of bail that we have need to be based upon public safety and risk assessment "

This is the key difference between the two - risk assessment is a tool that a lot of reformers fear can be used to keep people in custody pretrial. In the Humphrey decision, the Supreme Court was clear that ability to pay should not be the sole basis for detaining someone pretrial and that we should err on the side of pretrial release.

I have also in recent weeks noted that research shows that pretrial detention may not be as effective as we think in reducing public safety risks. Because at some point, most people will be released, and those held pretrial are actually more like to recidivate.

It's a subtle difference there but it helps us assess which candidate is which.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Sacramento DA Candidates Clash on Key Issues Saturday at Candidates Forum

There is an open seat for the Sacramento DA in 2022 as incumbent Anne Marie Schubert is running for attorney general and that opens the field for two candidates – Assistant Chief Deputy DA Thien Ho and Alana Mathews, a

[Read More](#)

## **Monday Morning Thoughts: The Link Between Homelessness and Incarceration Shows Us a New Problem with the Housing Crisis**

How much is the cost of housing driving problems like homelessness, recidivism, and ultimately the cycle of crime? An editorial this week in the LA Times illustrates just one problem that we face—the prison to street pipeline.

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## **Everyday Injustice Podcast Episode 139: Kristin Henning and the Criminalization of Black Youth**

Kristin Henning is a Georgetown Law Professor and a former public defender in DC. In her book, *Rage of Innocence: How America Criminalizes Black Youth*, she discusses how what is ordinary adolescent behavior gets

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## **Chicago Police Misconduct Could Result in Citizen Settlements Monday of More Than \$14 Million**

The Chicago City Council Finance Committee is set to vote on a variety of settlements this week—totaling more than \$14 million—as a result of misconduct by Chicago Police Department officers, including wrongful convictions,

[Read More](#)

## **New Hybrid Model Promises Better Legal Representation for Incarcerated**

In 2010, Laquita Garcia was wrongfully arrested for theft and could not pay the \$30,000 bond—as a result, she was forced to stay in jail for over a year.

[Read More](#)

## **Ohio's Wrongful Conviction Project Primed to Investigate and Litigate More Cases**

Continuing the momentum from their three big wins in 2021, Ohio's Wrongful Conviction Project has plans to take on even more cases moving into the new year.

[Read More](#)

## **Florida Man Files Lawsuit Claiming He Was Detained Illegally for Being Born in**

## Jamaica

Florida resident Neville Brooks is suing the Marion County Sheriff's Office in the wake of his detention there, claiming that the MCSO unlawfully detained him on behalf of ICE simply because he is foreign-born.

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## COVID CDCR and Jail Dashboards

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### Alameda, Santa Clara, Sacramento and San Francisco's Jails Report Massive COVID-19 Outbreaks

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Prosecutor Alleges Accused Human Trafficker and Pimp Continues to Engage in Prostitution Activity While in Custody

A pretrial release hearing for Michael L Simon will carry over to Tuesday here in Alameda County Superior Court after the prosecutor claimed Friday that Simon continues to engage in pimping activities while in jail.

[Read More](#)

### Attempted Murder Suspect Expresses Frustration with Repeated Continuances in Court

Facing attempted murder charges in Riverside County Superior Court Friday, Joseph Lee McDonald expressed frustration during his preliminary hearing after Judge Timothy Freer issued another continuance.

[Read More](#)

## **Mother Issued No Contact Order from Her 9-Year-Old Daughter**

Defendants JANE DOE and JOHN SMITH appeared in Stanislaus County Superior Court Friday before Judge Dawna Reeves on felony charges, in custody on high bail – but Doe's bail was ultimately reduced to

[Read More](#)

## **Judge Reduces DUI Felony to Misdemeanor and Expunges Record of Man After 27 Years**

After 27 years, a Sacramento father and business owner successfully petitioned a Sacramento County Superior Court judge here Friday that he's turned his life around and paid his debt to society.

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## **Everyday Injustice - Podcast**

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**Subject:** Everyday Injustice Newsletter - Sexual Harassment Allegations Fly in Orange County DA Race; Civil Rights Organizations Voice Objections to Pending Settlement in Alameda County Jail Lawsuit  
**Date:** Thursday, January 20, 2022 at 5:00:43 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"This is just one of countless scandals that have turned this administration into a sideshow, but ultimately Todd Spitzer's covering up and retaliating against victims of egregious sexual harassment exposes him for the fraud that he is," Pete Hardin said in a statement released on Wednesday.

## Everyday Injustice Newsletter - January 20, 2022

**URGENT: DONATE TO THE VANGUARD**

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**This Years California DA and Sheriff Elections Even More Important Potentially**

Yesterday I was interviewing Anne Irwin and Natasha Minsker of Smart Justice California for an upcoming podcast. They discussed four of the pieces of legislation that they are pushing in 2022. One of them is now the two year bill authored by Assemblymember Kevin McCarty which would align county law enforcement elections with presidential cycle

Right now, except for Los Angeles which operates on the presidential cycle and San Francisco which is on a odd year, all of the other counties elect their DAs and Sheriffs during the midterm elections.

If this legislation, which is opposed by DAs and Sheriffs, passes, that means that everyone elected this year would potentially get a six year term.

As noted previously we are tracking key DA races in a lot of locales including Sacramento, Santa Clara, Riverside, Orange County, Alameda County and some contested races in smaller counties like Yolo County.

That would definitely raise the stakes for the 2022 elections.

On the other hand as Minsker pointed out in our interview, the DAs themselves oppose this. Why? Well, the turnout is far lower during midterm elections and therefore it is far more likely that tough on crime DAs and Sheriffs get elected.

"I do not support this bill at all," said Los Angeles County Sheriff Alex Villanueva. "A bad idea on steroids, it would put both sheriffs and D.A.s on the same ballot (in Los Angeles County), creating unnecessary upheaval of the criminal justice system and create uncertainty where stability is important."

More opposition came from Riverside County Sheriff Chad Bianco.

"This is a perfect example of how off-the-rails our Legislature is running. Of all the serious and immediate problems in California, this is something they feel is important?" Bianco said. "The Legislature is obviously anti-law enforcement and anti-public safety. Their goal is that this will result in the removal of sheriffs and D.A.s who they believe pose a threat to their agenda while at the same time inserting political pawns into a constitutionally protected office.

"Plain common sense and reason negate all of their talking points in support of this assault on the will of Riverside County voters in the election of their sheriff and D.A."

"It's a political power grab by legislators in Sacramento as they are specifically trying to target district attorneys who are in favor of personal accountability and public safety," said San Bernardino County District Attorney Jason Anderson.

Riverside County District Attorney Michael Hestrin agreed: "It is simply political. Let's leave it up to the citizens of Riverside County to decide when they want to have the elections of their sheriff and district attorney. That shouldn't be decided by Sacramento."

Read between the lines there if you will. Minsker pointed out it was no accident that Gascon was able to defeat the incumbent Jackie Lacey last year in a close race that probably would not have been possible in an off year without a huge turn out of less frequent and more progressive voters.

Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### **Court Denies Challenge to AB 1950, Couzens To Withdraw Remainder of the Challenges**

This week the Yolo County DA's office received orders to dismiss appeals in seven of the more than 30 appeals filed on the grounds of constitutionality of AB 1950. Assistant Chief Deputy District Attorney has indicated he will move to

[Read More](#)

### **Sexual Harassment Allegations Fly in Orange County DA Race**

Last week the allegations flew at challenger Pete Hardin in report from the conservative Washington Examiner that alleged the challenger sexually harassed witnesses, victims and defendants.

[Read More](#)

### **Quarantine Shuts Down CA Prison System – Disrupting Announcement of Vanguard-Mule Creek Post Partnership**

Following random COVID testing, during the first week of January Mule Creek State Prison was placed on quarantine. Several inmates from building 19, E Facility tested positive and were moved to segregated quarantine

[Read More](#)

### **Santa Rita Jail Prisoners Object to \$100 Million 'Abusive, Unsanitary' Jail Lawsuit Settlement – Claim Lawyers Sold Them Out**

More than 100 incarcerated here in Alameda County Santa Rita Jail have announced they are rejecting an expected \$100 million settlement as a result of a lawsuit over "abusive, unsanitary" jail conditions – and prisoners

[Read More](#)

### **Children in Adult Prisons—A Conduit of Egalitarian Justice or an Inhibitor of Rehabilitation?**



According to a report by The Sentencing Project, the number of youths charged, tried and imprisoned as adults in the U.S. has dropped significantly in recent years, from 250,000 in 2000 to 53,000 in 2019.

[Read More](#)

## **CA State Senator Wiener's End Wrongful Convictions Act Passes Senate Public Safety Committee**

California State Senator Scott Wiener's End Wrongful Convictions Act, SB 467, unanimously passed the Senate Public Safety Committee late last week.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **California's State Prisons Report Nearly 4,000 COVID-19 Infections**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Sheriff's Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Quadruple Homicide Trial of Jose Larin-Garcia Ongoing, with Medical, Technical Testimony from Nurse, Forensic Toxicologist**

The quadruple homicide trial of Jose Larin-Garcia proceeded here in Riverside County Superior Court Tuesday with testimony from a registered nurse at Desert Regional Medical Center and a forensic pathologist at Bio-Tox

[Read More](#)

### **Man Faces 90-Day Prison Sentence after Pursuing Stepdaughter's 14-year-old Best Friend; Prosecution Claims 'He Took**

## Advantage of Position of Trust'

At a sentencing hearing here at Stanislaus County Superior Court Tuesday, a man faced a misdemeanor charge for annoying and molesting a minor after making advances on his stepdaughter's 14-year-old best friend nearly

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 138: Federal Defender Talks Omar Ameen Case

Rachelle Barbour has worked as an Assistant Federal Defender at the Sacramento federal court for over 20 years. She also heads up the CJS clinic at McGeorge Law School.

[Read More](#)

### Everyday Injustice Podcast Episode 137: Attorney Mark Reichel Talks Sacramento DA and Policing

Sacramento in 2022 figures to be a hotbed for political intrigue. DA Anne Marie Schubert is running for AG leaving an open DA seat where a progressive—Alana Matthews—will take on current Assistant Chief Deputy DA Thien Ho.

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**Subject:** FYI

**Date:** Thursday, January 20, 2022 at 4:00:00 PM Greenwich Mean Time

**From:** David M. Greenwald

**To:** Ibarra, Valerie (PDR)

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We are taking over the publication of the Mule Creek Post

<https://www.davisvanguard.org/2022/01/quarantine-shuts-down-ca-prison-system-disrupting-announcement-of-vanguard-mule-creek-post-partnership/>

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David M. Greenwald  
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**Subject:** Support the Vanguard with a Donation Today!

**Date:** Wednesday, January 19, 2022 at 8:30:06 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Dear Friend,

For 16 years, the Davis Vanguard has brought you local news, commentary, and coverage of the local courts. As a 501(c)(3) whose mission is to bring transparency to local government through honest reporting, we have made a tremendous impact on the local community in a variety of ways.

But one way that you may not have considered our impact has been in training the next generation of journalists and attorneys through our internship program that trains our interns in the law and journalistic writing.

This past year alone, our program has helped to send **dozens of young people of color, especially women, into law school and helped launch the careers of several other highly educated graduates throughout California.**

Don't just take my word for it, here are the voices of two of our interns.

"Hi there, I'm Koda! I am a senior at UC Berkeley studying Philosophy. Every day since I started with the Vanguard as an intern over a year ago, I have seen marginalized people moved through the legal system. Working here has helped me realize that I want to be a public defender and give a voice to those people. With the Vanguard, I have an active role in illuminating the injustices of our world. I'm so grateful to be involved in this work." - Koda Slingluff, Assistant Intern Coordinator and Co-Editor in Chief of the Vanguard at Berkeley

"From my experience being a court watch intern with the Davis Vanguard, I have learned about the operations within the criminal justice system. I have also learned to note the several injustices that occur within the system and the importance of highlighting those injustices in order to make a positive impact. I enjoy being a court watch intern because I am given first hand experience on criminal proceedings and also given the ability to represent marginalized groups affected by the system in my articles." - Mary Magaña-Ayala, Court Watch Intern

We need your help. Right now we have interns going to at least 10 different colleges and universities who are in court in at least six different counties - monitoring and reporting. It takes staff and supervision to do this job effectively.

You can help continue our coverage as well as **fund our continued efforts to provide leadership and employment opportunities for people of color, especially women, to enter fields that lack diversity and representation.**

That's where we need your help. You can make a one-time donation or become a sustaining donor by going to <http://davisvanguard.networkforgood.com> or send a check to Davis Vanguard, PO Box 4715, Davis, CA 95617. Your donation can help us put another young person on the road to law school.

Thanks,

David Greenwald

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**Subject:** Everyday Injustice Newsletter - Wild COVID Outbreak at Sacramento Jail; Santa Rita Prisoners Reject \$100 Million Settlement

**Date:** Wednesday, January 19, 2022 at 5:00:14 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"They should act swiftly, as if lives depended on it—because they do. Sacramento County and the Board of Supervisors...do not have to wait for their new Public Safety and Justice Executive to be hired to advocate for and facilitate releases and invest urgently in prevention," said Liz Blum with Decarcerate Sacramento.

## Everyday Injustice Newsletter - January 18, 2022

### URGENT: DONATE TO THE VANGUARD

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#### Dear Readers,

For over a decade, as a 501(c)(3), the Vanguard has brought transparency and accountability to the courts through its unique and vaunted court watch program.

You may be aware of our court coverage, but you may not be aware of our success in training the next generation of journalists and attorneys through our internship program that trains our interns in the law and journalistic writing.

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Thanks,

David Greenwald

**The Vanguard still needs your help in 2022.**

Support our work with a **one-time donation** or become a **sustaining member**.



## Criminal Justice News/ Commentary

### West Sacramento Announces a Pilot Program For the Police Department To Create a Public Dashboard

The West Sacramento Police has had a number of high profile police incidents in the last two decades including the beating of the Galvan Brothers, the series of rapes by an on-duty police officer, and the wrongful shooting

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### In Response to Wild COVID Outbreak, Jail Critics Demand Half of Incarcerated in Sacramento Jails be Released Because 'Lives Depend on It'

The Sacramento County Sheriff's Dept. decision to release several hundred incarcerated from its two jails last week because of the recent COVID-19 outbreak here and around the U.S. was, in effect, too little and too late,

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### Santa Rita Jail Prisoners Object to \$100 Million 'Abusive, Unsanitary' Jail Lawsuit Settlement – Claim Lawyers Sold Them Out



More than 100 incarcerated here in Alameda County Santa Rita Jail have announced they are rejecting an expected \$100 million settlement as a result of a lawsuit over “abusive, unsanitary” jail conditions – and prisoners

[Read More](#)

## **Children in Adult Prisons—A Conduit of Egalitarian Justice or an Inhibitor of Rehabilitation?**

According to a report by The Sentencing Project, the number of youths charged, tried and imprisoned as adults in the U.S. has dropped significantly in recent years, from 250,000 in 2000 to 53,000 in 2019.

[Read More](#)

## **CA State Senator Wiener’s End Wrongful Convictions Act Passes Senate Public Safety Committee**

California State Senator Scott Wiener’s End Wrongful Convictions Act, SB 467, unanimously passed the Senate Public Safety Committee late last week.

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## **COVID CDCR and Jail Dashboards**

### **California’s State Prisons Report Nearly 4,000 COVID-19 Infections**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Sheriff’s Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Rejects Motion to Reduce Charge from Felony to Misdemeanor in Bucket Assault**

Stanislaus County Superior Court Judge Nancy Leo rejected a defense request in a preliminary hearing here Tuesday to reduce Dora Luz Cervantes Palominos' felony to a misdemeanor in a case involving a bucket.

[Read More](#)

## Convicted Sex Offender Sentenced to 15 Years in Prison – Victims Speak of Personal Impact, Including One Who Declares Offender 'Does Not Deserve Any Mercy'

Yolo County Superior Court Judge David Reed sentenced Fermin Robles Perez to 15 years in state prison in December after a jury earlier found him guilty on 16 sexual assault charges covering six victims.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 138: Federal Defender Talks Omar Ameen Case

Rachelle Barbour has worked as an Assistant Federal Defender at the Sacramento federal court for over 20 years. She also heads up the CJS clinic at McGeorge Law School.

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**Subject:** Everyday Injustice Newsletter - Cops Threatens Advocate of Police Victim; DA Boudin Takes on Police Brutality

**Date:** Tuesday, January 18, 2022 at 5:00:14 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"When I began service on this board there was a moratorium on executions in the state of Oklahoma. As we resumed executions in October I came to the conclusion that guided my votes during the five clemency hearings our board conducted. I understand these beliefs differ from yours," said Luck in his resignation letter.

## Everyday Injustice Newsletter - January 18, 2022

### URGENT: DONATE TO THE VANGUARD

#### Todd Spitzer - Heal Thyself...

**By David Greenwald**

Yesterday Orange County DA Todd Spitzer announced an ad campaign which will run every day from now until the election. The ad is entitled "Predator" and purports to "expose" the "agenda and background of woke criminal attorney Pete Hardin."

"Every single voter needs to know that Pete Hardin is too radical and too dangerous for Orange County," said Orange County District Attorney Todd Spitzer. "This ad is the first major step in ensuring Hardin's woke, soft-on-crime agenda and disturbing behavior is exposed for all the world to see."

The message from Spitzer, as captured in his January 13 tweet, "My woke, pro-criminal opponent wants to turn Orange County into another LA."

But leaving aside the politics of whether criminal justice reform is the right solution for Orange County, Spitzer is attempting to divert attention away from his own mess - a mess that he may not have created, but has thus far failed to clean up.

Two articles that we have run this year illustrate the ongoing problems faced by the DA's office as well as the entire legal system in Orange County.

**On January 6, Assistant Public Defender Scott Sanders filed a motion to compel** discussion in which he outlined a series of lies and violations by Detective Jonathan Larson, who last month served as a key witness in a murder preliminary hearing.

Larson failed to book evidence in a timely way, lied about it, lied about it being a violation of police and then got promoted.

Sanders argues, "In other words, in Sergeant Larson's version of the truth, it is not a lie to write about an event as if it has happened—when it has not—as long as he intends for the event to occur in the future. It

is unlikely any member of the law enforcement or the OCDA would accept this spin if delivered by any member of the public not wearing a uniform.”

While this is ostensibly a sheriff’s problem - the DA’s office used him as a witness and attempted to bolster his credibility.

In addition, last week, an [Orange County judge and former OCDA was hammered by the Commission on Judicial Performance for alleged Brady Violations while a prosecutor.](#)

A man was convicted of second degree murder and sentenced to life in prison, despite CHP having grave concerns about the cause of death and then concealing that evidence from the defense.

Judge Michael Murray was informed multiple times that there were problems with the evidence and yet he failed to pursue this information and failed to turn it over to the defense.

The commission notes, prior to the trial, “the lead case agent, CHP Investigator Theresa Pines, informed you that other CHP officers did not believe Mr. Wilkins should be prosecuted for murder. You did not conduct any inquiry concerning this potentially exculpatory information to determine if it was, in fact, exculpatory and subject to mandatory disclosure.”

The CJP alleges that Murray failed to follow up on the statements from the Assistant Chief and also “also did not disclose any exculpatory evidence that the officers’ reports had been altered, that the PCFs had been changed, or that Officer Bernardin had found that the decedent, not the defendant, had caused the fatal accident until September 17, 2015.”

Maybe Todd Spitzer instead of worrying about woke prosecutors from LA, should worry instead about dishonest and rogue sheriffs and prosecutors in Orange County and do what he was elected to do in 2018 - clean up the corruption of a county now facing scrutiny for two major scandals (informant and evidence) and a whole of other charges.

Thanks for reading.

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## Criminal Justice News/ Commentary

### [Auburn Police Officer Allegedly Threatens Advocate of Dalton Dyer Jr., on Administrative Leave](#)

An Auburn police officer threatened the founder of Police Crime Survivors (PCS), Christopher Kershner, on December 27.

[Read More](#)

### [Guest Commentary: How Quarantine Killed My Workout Routine](#)

Since COVID-19 2.0 hit, New Jersey State Prison has been shut down. No yard, no gym. Movement has been limited to the tier in which you are housed. Now, I'm stuck in my cell all day — and I hate exercising in my cell. But I have to find

[Read More](#)

## **Death Penalty Foe Quits Oklahoma Pardon and Parole Board after State Resumes Executions – Governor Appoints Ex-Cop**

The chair of the Oklahoma Pardon and Parole Board, Adam Luck—he apparently has reservations over the death penalty—resigned at the request of pro-execution Gov. Kevin Stitt over differences in their positions on the

[Read More](#)

## **DA Boudin Drops Charges against Man as New Photos Suggest Police Brutality**

Five felony charges for suspected burglary and stabbing a police officer were dropped last week by District Attorney Chesa Boudin after new photos raised concern for potential police brutality.

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## **Martin Luther King III Calls for Voting Rights Support from AZ Senator Sinema during Weekend Demonstration**

The family of Rev. Dr. Martin Luther King, Jr., led a rally and march over the holiday weekend where organizers called on President Biden and the Senate—singling out Sen. Kyrsten Sinema—to support filibuster reform and voting

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## **COVID CDCR and Jail Dashboards**

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**Subject:** Everyday Injustice Newsletter - COVID Outbreak at DJJ; Interview with Federal Defender on Omar Ameen Case

**Date:** Monday, January 17, 2022 at 5:01:09 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Nancy Jaurez, CJCJ: "Youth at DJJ are highly susceptible to COVID-19 given its tightly packed and poorly ventilated living units. Since the weekend, we've seen a huge spike in cases with more than 100 youth testing positive."

## Everyday Injustice Newsletter - January 17, 2022

### URGENT: DONATE TO THE VANGUARD

#### Man Wins in Federal Courts, but U.S. Government Continues to Hold Him for Deportation

Despite winning in multiple federal courts, Omar Ameen remains imprisoned – Monday, the Immigrant Legal Defense and the University of Chicago Immigrants' Rights Clinic announced they filed a petition for a writ of habeas corpus on his behalf, seeking his immediate release.

The clinic argued Ameen has been held in detainee custody by the U.S. government for more than three years "based on false allegations that he was involved in terrorism in Iraq before he arrived in the United States as a refugee," noting that federal "courts have now rejected those allegations." The petition challenges his continued detention violates the Due Process Clause and the Immigration and Nationality Act.

"The government seems to think that it can do whatever it wants as long as it invokes the word 'terrorism,'" said Nicole Hallett, director of the Immigrants' Rights Clinic at the University of Chicago Law School.

"Rather than admit it was wrong about Omar, the government will go to extraordinary measures to keep him locked up. We are asking the federal court to put a stop to this abuse of power," Hallett added. Ameen's story, one that keeps him from his family in Sacramento, is one of apparent government harassment, according to supporters.

It began when the Iraqi government issued a warrant for his arrest for the murder of a police officer in Rawa, Iraq. U.S. authorities arrested him after a probe by the FBI and Homeland Security in August 2018.

Full story - [here](#)

[Listen to interview with his Federal Defender - Rachelle Barbour on Everyday Injustice](#)

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## **Criminal Justice News/ Commentary**

### **COVID Runs Rampant at DJJ Even As Governor Newsom Will Not Let the Kids Return To Their Family**

COVID has already devastated California's prisons at times, but the new wave has also reached DJJ (Division of Juvenile Justice). According to sources more than one-third of those incarcerated at the DJJ facilities have tested positive since

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### **Everyday Injustice Podcast Episode 138: Federal Defender Talks Omar Ameen Case**

Rachelle Barbour has worked as an Assistant Federal Defender at the Sacramento federal court for over 20 years. She also heads up the CJS clinic at McGeorge Law School.

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### **Two Thirds of ACLU-Polled Voters Agree Expansion of For Profit Immigration Detention Must Stop; ACLU Urges Biden Administration to Follow Through**

The American Civil Liberties Union and YouGov recently conducted a poll that revealed 68 percent of voters want the federal government to stop contracting with for-profit prison corporations in opening private immigration

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### **LA Mayor Eric Garcetti Orders LAPD Review of Discipline Policy for Police Shootings**

Los Angeles Mayor Eric Garcetti Thursday ordered a review of past incidents where police officer shootings violated department policies to determine if the officers in question were properly punished.

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## COVID CDCR and Jail Dashboards

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### Sheriff's Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Judge Finalizes Sentencing Because Victim's 'Last Few Seconds on Earth Were Hell'

When parties gathered this Friday morning in Riverside County Superior Court for the sentencing of Raul Alcantar Sanchez Jr., Deputy Public Defender Kimberly Allee requested a three-week continuance despite ensuring the

[Read More](#)

### Judge Struggles with Sentencing to Incorporate New Legislation

During the Sacramento County Superior Court Dept. 10 morning calendar last Friday, Clayton Wesley Sullivan was sentenced for a probation violation and possession of methamphetamine – but the judge had to consider new

[Read More](#)

### Felony Grand Theft Codefendant Case Finds Accused Treated Differently at Arraignment

Yolo County Superior Court Judge David Reed late last week agreed to release without bail one codefendant in a felony grand theft case, but set \$10,000 bail on the other codefendant.

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## San Francisco Public Defender

Daily update · January 11, 2022

NEWS

### [Western Addition-raised father-to-be who defended himself against hospital security acquitted by jury](#)

San Francisco Bay View

by Valerie Ibarra, **SF Public Defender's Office**. San Francisco – On Dec. 22, 2021, a San Francisco jury acquitted Gione Edwards, 27, of assault and ...

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LUGO case. Variety of headlines.

----- Forwarded message -----

From: **Google Alerts** <[googlealerts-noreply@google.com](mailto:googlealerts-noreply@google.com)>  
Date: Thu, Jan 13, 2022 at 9:02 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

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## San Francisco Public Defender

Daily update · January 14, 2022

NEWS

### [S.F. police chief slams D.A.'s office for dropping charges against suspect accused](#)

...

San Francisco Chronicle

The rebuke followed the **San Francisco** district **attorney's** office decision Tuesday to drop charges against Sergio Lugo, a man whom officers arrested on ...

Flag as irrelevant

### [Prosecutors Dismiss Charges Against Man Beaten by Cops – Public Defender Claim Police ...](#)

Davis Vanguard

By Vanguard Staff **SAN FRANCISCO**, CA – A man who had his face fractured by a **San Francisco** Police Dept. officer had all charges against him ...

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## [Charges dropped against man accused of assaulting officer | Merced Sun-Star](#)

Merced Sun-Star

CORRECTS TO **SAN FRANCISCO PUBLIC DEFENDER'S OFFICE** INSTEAD OF SAN FRANCISCO DISTRICT ATTORNEY This Feb. 2021, image released by the San Francisco ...



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## [Charges dropped against man accused of assaulting officer - Midland Reporter-Telegram](#)

Midland Reporter-Telegram

1of3CORRECTS TO **SAN FRANCISCO PUBLIC DEFENDER'S OFFICE** INSTEAD OF SAN FRANCISCO DISTRICT ATTORNEY This Feb. 2021, image released by the San ...



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## [Charges dismissed against man whose face was fractured by three San Francisco cops ...](#)

swiftheadline

According to the **San Francisco Public Defender's Office**, in the early morning hours on February 17, 2021, Sergio Lugo was walking around the ...



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## [Richmond man gets 10 years in federal prison for trafficking teen - East Bay Times](#)

East Bay Times

**SAN FRANCISCO** — A Richmond who was convicted of trafficking a teen girl ... Assistant federal **public defender** Daniel Blank said he has a “very ...



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## [Charges dropped against man accused of assaulting officer | State News | titusvilleherald.com](#)

Titusville Herald

**SAN FRANCISCO** (AP) — **San Francisco** prosecutors have dropped all ... 2021 after beating him up, the **public defender's office** said Wednesday.



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## [Charges Dropped Against Man Who Police Wrongfully Detained, Then Hit '15 to 25' Times](#)

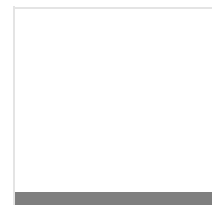
Newsweek

This image released by the **San Francisco District Attorney's** Office shows Sergio Lugo recovering in the hospital with bruises, lacerations, ...



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## [Charges dropped against man accused of assaulting officer](#)

myplainview.com

**SAN FRANCISCO** (AP) — **San Francisco** prosecutors have dropped all charges ... them that he intended to walk away, the **public defender's office** said.

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## [Charges Dropped Against Victim Of Police 'Beating' Who Was Accused Of Assaulting Officers - Patch](#)

Patch

The evidence was brought forward by the **public defender's office**, ... Mission Local covers **San Francisco** from the vantage point of the Mission, ...

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**Subject:** Everyday Injustice Newsletter - Why Aren't Conservative Prosecutors Feeling the Heat Right Now?  
**Date:** Friday, January 14, 2022 at 5:01:05 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Tana Ganeva points out, "Progressive prosecutors get all the attention. But how are crime rates in districts run by the "toughest-on-crime" DAs?"

## Everyday Injustice Newsletter - January 14, 2022

### URGENT: DONATE TO THE VANGUARD

**Every week, at least once a week, this year, I have to ask our readers to donate. Why? Because we cannot do our work without your support.**

16 years ago the Davis Vanguard started as a small community based alternative news site. Over the course of the next decade and half, we have expanded from covering local news and commentary to covering to courts, to training the next generation of lawyers and journalists.

As a 501(c)(3) whose mission is to bring transparency to local government through honest reporting, we have made an impact beyond our wildest dreams.

This past year alone, our program has helped to send dozens of young people of color, especially women, into law school and helped launch the careers of several other highly educated graduates throughout California.

Don't just take my word for it, here are the voices of two of our interns.

"Hi there, I'm Koda! I am a senior at UC Berkeley studying Philosophy. Every day since I started with the Vanguard as an intern over a year ago, I have seen marginalized people moved through the legal system. Working here has helped me realize that I want to be a public defender and give a voice to those people. With the Vanguard, I have an active role in illuminating the injustices of our world. I'm so grateful to be involved in this work." - Koda Slingluff, Assistant Intern Coordinator and Co-Editor in Chief of the Vanguard at Berkeley

"From my experience being a court watch intern with the Davis Vanguard, I have learned about the operations within the criminal justice system. I have also learned to note the several injustices that occur within the system and the importance of highlighting those injustices in order to make a positive impact. I enjoy being a court watch intern because I am given first hand experience on criminal proceedings and also given the ability to represent marginalized groups affected by the system in my articles." - Mary Magaña-Ayala, Court Watch Intern

Here are a few things we are doing in 2022:

- Continuing our coverage of local Davis news and commentary
- Expanding our court watch program to 10 counties
- Continuing our student run news publications at UC Davis, UC Berkeley, and UCLA
- Launching an investigative reporting unit
- Publishing the Mule Creek Post out of Lone, California

You can help continue our coverage as well as fund our continued efforts to provide leadership and employment opportunities for people of color, especially women, to enter fields that lack diversity and representation.

If you are interested in becoming a sustaining donor or making a donation, you can head to this [link](#) to support our mission.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Commentary: Why Aren't Conservative Prosecutors Feeling the Heat Right Now?

The Memphis Watch this week put out a piece, "Memphis Is The Most Dangerous City In America. Blame Amy Weirich." The piece points out that Memphis is now the "most dangerous city in America."

[Read More](#)

### BREAKING: COVID-19 Spike Hits Sacramento Jails Hard; Ever-Reluctant Sheriff Admits Releasing Hundreds Early

Never willing to release incarcerated from the Sacramento County Jails, the Sacramento County Sheriff's Dept. Thursday admitted in a news conference that the latest COVID-19 outbreak was forcing them to release more than

[Read More](#)

## **Gov. Newsom Overturns Parole Board, Denies Parole to Sirhan Sirhan, Convicted Murderer of Robert Kennedy**

California Gov. Gavin Newsom Thursday announced 24 pardons – but denied parole for Sirhan Sirhan, the convicted murderer of presidential candidate Robert F. Kennedy in June 1968 after the U.S. Senator had

[Read More](#)

## **Supreme Court Justices Comment on the Lack of Sentencing Commissioners, Resulting Effect on Incarcerated**

The United States Sentencing Commission is responsible for addressing the division of interpretation of the law between the lower courts and ensuring the fair and uniform application of these laws.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **Over 600 New COVID-19 Infections Reported Across CDCR Since Christmas Day**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Sheriff's Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Suspect in Teen Shooting Outside Riverside Church Represents Himself in**

## **Court, Quizzing Multiple Law Enforcement Witnesses**

Thomas Scott, charged with the murder of 18-year-old Luis Quintanar who was shot in the chest at close range outside of a church in Riverside in 2016, represented himself in his Riverside County Superior Court trial Thursday.

[Read More](#)

## **Court Confusion Over 2 Positive COVID Tests and 2 Missed Appearances for Same Man**

After failing to appear in court due after an abnormal COVID-19 test result Jan. 3 and being subsequently taken into custody and jailed, a man pleaded with a judge to be released from jail here in Merced County Superior Court last

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 137: Attorney Mark Reichel Talks Sacramento DA and Policing**

Sacramento in 2022 figures to be a hotbed for political intrigue. DA Anne Marie Schubert is running for AG leaving an open DA seat where a progressive—Alana Matthews—will take on current Assistant Chief Deputy DA Thien Ho.

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### **Everyday Injustice Podcast Episode 136: Senator Dave Cortese Talks Criminal Justice Reform**

Senator Dave Cortese has sponsored some critical criminal justice reform efforts over the past term, including the current two year bill SB 300 which would allow for people sentenced to LWOP who were not the actual killers to have a

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**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=MmMyMWlyNjA1N2MyYWlyOA==& h=ZjRhNzgxMTBjNjgyOGU0Yzg3MDJhNmU0NDgwNWFjMTc0YjMxYzk0YjIwNzNmYyVWVlOWZkMzV mYWUyNjk3MmWI5ZQ==&p=YXAzOnNmZHQyOmF2YW5hbGpvOjc0ODYwNzlxZWJiYTM4YmY0ZTg2 YTU4Y2VhNzNlZTQ5OnYxOnQ6Tg==>

**Sacramento Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/Sacramento-Court-Watch-1432660796849531/&g=ZjFIYmU5NWFiZjc0Zjc4ZQ==&h=N2FkNTg3MzA0N2JkNzAzYzY5NTVhYTUz NTQ5ZmQ1OGQ5YzY1YTQ1Y2Y1N2NkNjVjOTUyMTQzNTdmMmY4NjRlZQ==&p=YXAzOnNmZHQy OmF2YW5hbGpvOjc0ODYwNzlxZWJiYTM4YmY0ZTg2YTU4Y2VhNzNlZTQ5OnYxOnQ6Tg==>

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**YouTube:** <https://avanan.url-protection.com/v1/url?o=http%3A//www.youtube.com/davisvanguard&g=ZGE1MDIzODExMTQ4ZTI2OA==&h=NmNlYjEyM Tg4NGMwNTUxMDMxZDE4NGU5NmQ2NDBiY2RlMzFhN2E5OTJkZGI5ODcyZGI2MzhkMGM2MGQ1 YjdhZA==&p=YXAzOnNmZHQyOmF2YW5hbGpvOjc0ODYwNzlxZWJiYTM4YmY0ZTg2YTU4Y2VhNz NlZTQ5OnYxOnQ6Tg==>

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**Subject:** Everyday Injustice Newsletter - Orange County Judge Nailed by Commission on Judicial Performance For Alleged Brady Violations While a Prosecutor  
**Date:** Thursday, January 13, 2022 at 5:00:13 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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CJP: "you failed to meet your continuing duty to inquire about potentially exculpatory evidence, including possible changed reports, a possible Internal Affairs investigation, and possible officer discipline or termination as a result of their conduct in the Wilkins case, to determine if that information was, in fact, exculpatory and subject to mandatory disclosure."

## Everyday Injustice Newsletter - January 13, 2022

**URGENT: DONATE TO THE VANGUARD**

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**Why Aren't Conservative Prosecutors Feeling the Heat Right Now?**

**By David Greenwald**



The [Memphis Watch](#) this week put out a piece, “Memphis Is The Most Dangerous City In America. Blame Amy Weirich.” The piece points out that Memphis is now the “most dangerous city in America.”

“342 people in Memphis were murdered last year,” they report. They point out, “Amy Weirich, the Shelby County District Attorney General, in office. She’s the elected prosecutor in Memphis and like all prosecutors, she’s supposed to be the city’s top law enforcement official. Unlike Amy Weirich, real prosecutors fight crime, not fuel it. Murders have skyrocketed under Weirich’s leadership, rising every single year since she took office over a decade ago.”

Weirich however is not a reformer - she’s a traditional prosecutor.

Her problem, they argue: “In cities across the country where violent crime has decreased, prosecutors prioritize their limited resources on the most serious offenses – crimes like rapes, armed robberies, shootings, and murders. And those prosecutors deprioritize low level offenses like marijuana possession or stealing diapers from a Walmart.”

They write, “Weirich’s failure to prioritize violent offenses creates crushing work loads and encourages hard-working prosecutors to cut corners, forcing courts to reverse murder convictions due to misconduct and other unforced prosecutorial errors.”

As [Tana Ganeva](#) points out, “Progressive prosecutors get all the attention. But how are crime rates in districts run by the “toughest-on-crime” DAs?”

She argues that panic over progressive DAs is masking the poor records of conservative prosecutors.

“The alarmist headlines have proliferated during last year’s spike in killings, even though the rise in homicides occurred virtually everywhere, including districts run by Republicans and conservative DAs,” she writes.

As the *Appeal* [pointed out](#), “one of the largest increases in homicides occurred in Fort Worth, Texas, whose DA and Sheriff are “tough-on-crime” Republicans.”

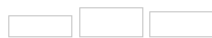
Vox also [observed](#) that, “... murder rates increased in cities run by Democrats and Republicans, progressive and not.”

But Ganeva argues, “if you look at news coverage almost all discussion of crime is linked to cities with progressive DAs. This links reform to crime, causing even left-leaning people to wonder if progressives have gone too far. While progressive DAs are often blamed for upticks in crime on their watch, tough-on-crime officials rarely face such scrutiny.”

More on this later in the week. Thanks for reading.

**The Vanguard still needs your help in 2022.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Commentary: LAPD Officers Get Fired for Prioritizing Snorlax over Their Jobs

The story of how LAPD police officers Louis Lozano and Eric Mitchell got fired sounds like a B-plot in a buddy-cop movie, except somehow it’s real. A robbery involving several suspects was in progress at a Macy’s in Crenshaw Mall.

[Read More](#)

### **Orange County Judge Nailed by Commission on Judicial Performance For Alleged Brady Violations While a Prosecutor**

The Commission on Judicial Performance (CJP) last week issued a notice of formal proceedings against Judge Michael Murray of Orange County noting allegations that he is charged with engaging between January 2011 and

[Read More](#)

### **Incumbent Spitzer Faces Challenger Hardin in June Orange County District Attorney Election**

Orange County District Attorney Todd Spitzer has been under fire since taking office back in Jan 2019 when he replaced the former 20-year Orange County District Attorney Tony Rackauckas.

[Read More](#)

### **Prosecutors Dismiss Charges against Man Beaten by Cops – Public Defender Claims Police Victim Didn't Commit Any Crime**

A man who had his face fractured by a San Francisco Police Dept. officer had all charges against him dismissed Tuesday after the SF Public Defender's Office insisted he had not committed a crime—the prosecutor agreed “in

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## **COVID CDCR and Jail Dashboards**

### **Over 600 New COVID-19 Infections Reported Across CDCR Since Christmas Day**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Sheriff's Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Prosecution Recalls Witness in Quadruple Homicide Trial, Attempts to Impeach Testimony**

The quadruple homicide trial of Jose Larin-Garcia resumed Wednesday at the Larson Justice Center/Riverside County Superior Court where the prosecution aimed to impeach the testimony of a witness who testified earlier tht he was close

[Read More](#)

### **Man Arrested with Possessing Large Quantities of Fentanyl Claims It Was for Personal Use**

Ryan Travis Smith, charged with selling fentanyl and being in the possession of the drug for purposes of sale, had a preliminary hearing Tuesday in the Stanislaus County Superior Court.

[Read More](#)

### **Emergency Order Postpones All State, Including Yolo County, Trials after Big COVID Surge**

An emergency order was signed Wednesday by Chief Justice of California, Tani Cantil-Sakauye, to postpone all trials for at least 30 days because of the risk from the ongoing COVID pandemic.

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## Everyday Injustice - Podcast

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### **Everyday Injustice Podcast Episode 137: Attorney Mark Reichel Talks Sacramento DA and Policing**

Sacramento in 2022 figures to be a hotbed for political intrigue. DA Anne Marie Schubert is running for AG leaving an open DA seat where a progressive—Alana Matthews—will take on current Assistant Chief Deputy DA Thien Ho.

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## Senator Dave Cortese Talks Criminal Justice Reform

Senator Dave Cortese has sponsored some critical criminal justice reform efforts over the past term, including the current two year bill SB 300 which would allow for people sentenced to LWOP who were not the actual killers to have a

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**Subject:** PRESS RELEASE [PHOTOS]: Charges Dismissed Against Man Whose Face was Fractured by SFPD During an Illegal Detention  
**Date:** Wednesday, January 12, 2022 at 6:27:35 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 01.12.2022 - Charges Dismissed Against Man Whose Face was Fractured by SFPD During an Illegal Detention.pdf

**FOR IMMEDIATE RELEASE:** January 12, 2022

**MEDIA CONTACT:** San Francisco Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **Charges Dismissed Against Man Whose Face was Fractured by SFPD During an Illegal Detention**

**SAN FRANCISCO** — Yesterday, a prosecutor dismissed all charges against Sergio Lugo who was falsely accused of assaulting an SFPD officer when plainclothes police illegally detained him in February 2021. Police claimed that the altercation resulted in superficial wounds to an officer. The defense presented evidence that contested the illegal detention and eyewitness testimony from neighbors who consistently described what they observed as a “beating” of Mr. Lugo. The San Francisco Public Defender’s Office is releasing [photos](#) of the injuries Mr. Lugo incurred.

Deputy Public Defender Alexandra Pray, who represented Mr. Lugo, expressed outrage at the charges and relief for the dismissal: “The police had no right to detain, search, initiate force, and escalate force against Mr. Lugo who committed no crime. Police created this situation, and given the evidence, the prosecution finally did the right thing and dismissed these charges.”

On February 17, 2021, plainclothes officers observed Mr. Lugo walking around the Castro District in the early morning hours. Although he had committed no crime, two officers detained and questioned him. When they told Mr. Lugo that they intended to search him, Mr. Lugo asserted his right not to be searched and told them that he intended to walk away. Without any verbal warning, the two officers grabbed his arm, kicked his legs out from under him, and pinned him on the ground. A third officer joined, who later admitted to hitting Mr. Lugo 15-25 times.

When police first encountered Mr. Lugo, he was holding a silver object in his hand, which police thought was a vape pen. All parties agree that when police pinned Mr. Lugo, the cap fell off, revealing that it was an *X-acto Knife* – a small pen-shaped tool with a sharp edge often used in crafts. The sharp edge caused superficial cuts to one officer’s pinkie and knee, but the officers’ blows to Mr. Lugo’s head sent him to the hospital with bruises, lacerations, and a fractured cheekbone.

Several neighbors testified that they heard more than they could see, but what they observed caused two people to call the police. Their statements were consistent in that the three men on top were beating the man on the ground who was screaming in pain.

Nevertheless, Mr. Lugo was charged with assault on an officer, exhibiting a deadly weapon to resist arrest, and three counts of resisting arrest using force. He spent over four months in jail. This week, as the case was getting ready to go to trial – six months after his trial deadline had passed – the defense argued that Mr. Lugo had committed no crime and the prosecutor agreed to dismiss the case in light of the overwhelming evidence.

“I know that many people still find it hard to believe that police in San Francisco harass, detain, illegally search, and violently attack people, and then file charges to justify their actions. Sadly, these are the types of cases that people in our communities and Public Defenders have to fight against, and part of the reason why it is so important for our courts to schedule more trials,” said San Francisco Public Defender Mano Raju, who sued the San Francisco Superior Court in September 2021 to address the growing backlog of trials.

The defense team included Deputy Public Defender Alexandra Pray, Paralegal Nathan Conn, and Investigator Tim Kingston.

Ms. Pray has filed a complaint with the Department of Police Accountability on behalf of Mr. Lugo.

##

To view this press release online, with access to the photos, please visit this direct link to [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice Newsletter - Yolo DA's Discussion of Retail Theft; Despite Crime Data Obstacles, DA Boudin's Office Pushes for Transparency, Maintains Advocate  
**Date:** Wednesday, January 12, 2022 at 5:00:18 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Yolo DA Jeff Reisig: "There is actual underreporting happening at lots of different levels that we're aware of that make this data a little bit different than it looks."

## Everyday Injustice Newsletter - January 12, 2022

### URGENT: DONATE TO THE VANGUARD

#### The Limitations of Data Here

##### By David Greenwald

I'm a big data guy myself. When I went through the doctoral program at UC Davis in political science, we were trained to be quantitative methodologists and my uncompleted dissertation analyzed the impact of political knowledge base on public opinion and used pretty high level regression analysis to do so.

Last year when we re-analyzed the Yolo County data on zero bail released, we realized that their database was a mess, that they really lacked a professional data analyst and their conclusions were

suspect.

Since then the Yolo DA has done this whole song and dance about working with Measures For Justice to create a transparency portal. That sounds good and they are on the right track, but the data presentation I saw last night is still very rudimentary - it is not grounded in any real statistical understanding, but there are actually two pretty serious problems with it, that I will explain shortly.

Yolo DA Jeff Reisig in discussing a supposed wave of smash and grabs in Yolo County, presented the data they have from the portal. The data they have shows a whole bunch of nothing. From 2016 until the first quarter of 2021, basically, we see the rate of property crimes (a category that is far too broad for the purpose of this exercise) is fluctuating between about 300 to 400 per cases per month. It goes down as the pandemic hits and then rose back to the level it was.

The problem of course is that their data only goes through the first quarter of 2021. That's a year ago. They explained that they hope shortly to get data through September 2021. That's likely to be about a month from now, and so we will be talking by that point about data that is nearly six months old.

It's great to have data, but if the data is six months to a year old, it's not helpful for identifying current trends.

The second problem is that they then proceed to explain away the data.

"One of the things I'm going to talk about tonight is there is a phenomenon of underreporting," the DA said.

Davis Chamber Director Corey Koehler said, "There's a high level of frustration in the business community in Davis right now."

Basically the argument that we are seeing is that the data is not reflecting the rise in crime, because people aren't reporting the crime, because they are afraid that nothing will happen.

Reisig acknowledged that there wasn't a statistic to capture people not calling to report.

"But what we know anecdotally, what I know from talking to business owners and particularly some of the bigger businesses, they have just gotten so frustrated with the fact that many of these crimes go unsolved," he said.

Reisig argued, "For Yolo County, we have seen massive drops in reports from some of the big box stores." He said, "That has fallen off tremendously not because the crimes are not happening, but because a lot of these businesses have just decided not to waste their time with it—frankly it's just a cost of doing business."

Is this the proper technique for dealing with shortcomings with the data - just throw up your hands and adlib an ad hoc explanation? No.

First of all we don't have up to date enough data to know if the data has a shortfall. Second, we have not provided objective evidence that underreporting has gone up in recent years. And third, they need to find alternative ways to measure crime, if they think reporting to law enforcement is not capturing it.

But they seem content with - there's a problem with smash and grabs even though the data is not capturing it.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Yolo DA Discusses Smash and Grabs During Townhall, Explains What He Sees As the Problem of Underreporting**

Yolo County DA Jeff Reisig held a townhall on Tuesday discussing the issue of smash and grab crime in Yolo County, illustrating their data portal. However, the data they presented only ran through the first quarter of 2021—data

[Read More](#)

### **ACLU, NYCLU, and NCAC Work Together against Attempted Censorship of New York Times Reveal of Project Veritas Info**

The New York Times' right, in relation to Project Veritas, to report and produce knowledge received big support this past Monday as the American Civil Liberties Union, the New York Civil Liberties Union, and the National Coalition

[Read More](#)

### **Despite Crime Data Obstacles, DA Boudin's Office Pushes for Transparency, Maintains Advocate**

San Francisco District Attorney Chesa Boudin has pushed for progress in crime data transparency, despite having an outdated system and data deficiencies created by these systems, according transparency advocate Mikaela

[Read More](#)

### **Commentary: A Woman's Worth**

For too long, domestic violence was considered a family issue and was left for families to address in private" proclaimed President Biden in September. In reality it is a public issue: 1 in 4 women and 1 in 10 men have

[Read More](#)

## COVID CDCR and Jail Dashboards

### **Over 600 New COVID-19 Infections Reported Across CDCR Since Christmas Day**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Sheriff's Offices in Alameda, Santa Clara and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Concedes to More Extensive Mental Health Program Demands as Accused Awaits Trial**

Charged with two misdemeanors of petty theft and vandalism, a man here in Santa Barbara County Superior Court Monday now faces an additional six-month extension to his rehabilitation program after the court

[Read More](#)

### **Agreement Reached to Allow Yolo Man Chance to Enter Addiction Intervention Court, Not Jail**

During a pre-hearing conference in Yolo County Superior Court Monday, the defense and the prosecution reached an agreement to allow Jessie Young, a man charged with several felonies and misdemeanors, to participate in the

[Read More](#)

### **Woman Attempts to Surrender 7 Times, But Jail Turns Her Away Because of Covid Policies**

Convolutud policies related to COVID-19 kept a Sacramento woman from serving her ordered time in jail, Assistant Public Defender Christopher Ryan argued Monday in Sacramento County Superior Court.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 137: Attorney Mark Reichel Talks Sacramento**

## DA and Policing

Sacramento in 2022 figures to be a hotbed for political intrigue. DA Anne Marie Schubert is running for AG leaving an open DA seat where a progressive—Alana Matthews—will take on current Assistant Chief Deputy DA Thien Ho.

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## Everyday Injustice Podcast Episode 136: Senator Dave Cortese Talks Criminal Justice Reform

Senator Dave Cortese has sponsored some critical criminal justice reform efforts over the past term, including the current two year bill SB 300 which would allow for people sentenced to LWOP who were not the actual killers to have a

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**Subject:** Everyday Injustice Newsletter - Man Wins in Federal Courts, but U.S. Government Continues to Hold Him for Deportation – Relief Sought by Immigrant Rights Legal Groups  
**Date:** Tuesday, January 11, 2022 at 5:00:12 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“The government seems to think that it can do whatever it wants as long as it invokes the word ‘terrorism,’” said Nicole Hallett, director of the Immigrants’ Rights Clinic at the University of Chicago Law School.

## Everyday Injustice Newsletter - January 11, 2022

**URGENT: DONATE TO THE VANGUARD**

**The Tragic Case of Omar Ameen Continues**

**By David Greenwald**

Next week's Everyday Injustice podcast features my interview with Federal Public Defender Rachelle Barbour. We spend a good portion of the time talking about the case of Omar Ameen.

This is a classic case of wrongful prosecution. The evidence against him was an unreliable and biased informer, who claimed he was in Iraq and a member or leader of ISIS.

U.S. authorities arrested him after a probe by the FBI and Homeland Security in August 2018. During extradition proceedings, the U.S. claimed not only was Omar responsible for the murder, but he was a leader in ISIS in Iraq.

But, a federal magistrate in 2021 found the warrant was "not supported by probable cause because Mr. Ameen had been in Turkey, not Iraq, at the time of the murder," and that "there was no evidence that Mr. Ameen was an ISIS leader and ordered his immediate release," according to supporters.

As Barbour pointed out in the interview - this guy is absolutely and provably innocent. But the US is trying to deport him to Iraq where he would face legal charges there.

As our article today notes, "After months of proceedings, the immigration judge late in 2021 ruled the U.S. did not prove Ameen was a terrorist, but refused to bond him out as he continued to fight deportation to Iraq, where his supporters claim he faces sure death."

"Omar's bond request was denied by the same agency – the Department of Justice – that has maliciously targeted for him years. Omar deserves a fair hearing in federal court," said Siobhan Waldron, another ILD attorney.

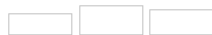
In the interview, Barbour explained that extradition to a country without a reliable legal system is problematic at best, even under the best of circumstances. She explained that if deported, he would be removed from custody and summarily executed.

All of this for a man, who is provably innocent. And yet, the Biden administration continues to seek extradition.

Thanks for reading.

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## Criminal Justice News/ Commentary

### **Man Wins in Federal Courts, but U.S. Government Continues to Hold Him for Deportation – Relief Sought by Immigrant Rights Legal Groups**

Despite winning in multiple federal courts, Omar Ameen remains imprisoned – Monday, the Immigrant Legal Defense and the University of Chicago Immigrants' Rights Clinic announced they filed a petition for a writ of habeas

[Read More](#)

### **Guest Commentary: The Biden Administration Is on the Wrong Side in This Crucial Supreme Court Immigration**

## Case

On January 11, the U.S. Supreme Court will hear arguments in *Garland v. Gonzalez*, the latest in a series of cases the court has taken on immigration detention. The case presents a basic question: whether the federal government

[Read More](#)

## Science to Reform Criminal Justice in Yolo County

According to the Yolo County District Attorney's Office, the computational policy lab at Stanford University has developed an innovative tool for maintaining balance on the scales of criminal justice.

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## NY Justice Reform Group Director Calls Governor's State of State Address 'Encouraging'

Rodney Holcombe, New York State Director of Criminal Justice Reform at FWD.us, a bipartisan organization that engages in both criminal justice and immigration reform across the country, this week used the word "encouraging"

[Read More](#)

## Santa Rita Jail is experiencing its worst outbreak so far. Here's what we know about vaccinations for the population and staff

There have been multiple surges of COVID-19 in Alameda County's Santa Rita Jail (SRJ) over the course of the pandemic, but the current outbreak is the largest one

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## COVID CDCR and Jail Dashboards

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## Sheriff's Offices in Alameda, Santa Clara

## **and San Francisco Report Massive COVID-19 Outbreaks**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Larin-Garcia Quadruple Homicide Trial Continues with Testimony of Man Defense Claims is Real Murderer**

The quadruple homicide trial against Jose Larin-Garcia resumed Monday morning here in Riverside County Superior Court with testimony from John Olvera, the man the defense claims is the real murderer.

[Read More](#)

### **‘Astronomical’ COVID-19 Increase at Santa Rita Jail Postpones Court Hearings**

An “astronomical” increase in positive COVID-19 cases at Santa Rita Jail is devastating proceedings in Alameda County Superior Court – many hearings, including sentencing and bail releases, are being rescheduled

[Read More](#)

### **Judge Maintains \$250,000 Bail for Woman – Minor Victim’s Mother Speaks Against Release**

Yolo County Superior Court Judge Tom Dyer denied release or bail reduction to Ashley Richards Friday, who was on probation after allegedly committing felony sex acts with a minor.

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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**Subject:** PRESS RELEASE: SF Jury Acquits Former Firefighter of Felony After Psychologist Escalated a Confrontation Over Paperwork  
**Date:** Thursday, January 6, 2022 at 5:28:39 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 01.06.2022 - SF Jury Acquits Former Firefighter of Felony After Psychologist Escalated a Confrontation Over Paperwork.pdf

**FOR IMMEDIATE RELEASE:** January 6, 2022

**CONTACT:** SF Public Defender's Officer | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**SF Jury Acquits Former Firefighter of Felony After Psychologist Escalated a Confrontation Over Paperwork**

*Former firefighter spent two years trying to fight this case, including 410 days in jail*

**SAN FRANCISCO** – Yesterday, a San Francisco jury acquitted former San Francisco firefighter Stephen Kloster of felony charges stemming from an altercation with his doctor. The doctor admitted getting into a fighting posture during a verbal confrontation with Mr. Kloster who had come to his office to inquire about important medical records he'd first requested from the doctor six years prior. Deputy Public Defender Kwixuan Maloof argued that Mr. Kloster acted in reasonable self-defense when he hit the doctor who had admittedly put up his fists and reportedly charged at Mr. Kloster. After spending the past 410 days in jail during the pandemic, Mr. Kloster will finally be released and able to resume caregiver duties for his elderly mother.

“Psychologists are trained to de-escalate, not to escalate and instigate combat,” said **Mr. Maloof**. “It’s obscene that Mr. Kloster was not only charged with serious felonies, but that his life and wellbeing has been completely upended by the criminal courts for nearly two years, while it only took a jury a day and a half to reach a reasonable decision.”

Mr. Kloster was charged with two felonies: assault with force likely to cause great bodily injury, and elder abuse because the doctor is over 65 years old. During the trial, the doctor testified that he knew that Mr. Kloster suffers from mental illness. The doctor also testified that the marks on his face in photos taken after the incident were likely razor bumps and not a result of being hit or strangled, as the prosecutor had falsely suggested to the jury, and that there was no reason to believe that Mr. Kloster was aware of his age.

The felony assault charge against Mr. Kloster has now been dismissed, after the jury hung 6-6. He was found not guilty of all other charges, except for misdemeanor battery.

Mr. Kloster spent 410 days in jail, including 274 days past his trial deadline. He is being released on time served, as he has already served nearly a year longer than his misdemeanor conviction would have required.

Mr. Kloster has been fighting the city of San Francisco for several years after he faced harassment and discrimination due to a work-related medical condition. He and his attorney in the civil employment lawsuit had tried for several years to gather medical records from the doctor in question as a means to show how Mr. Kloster has suffered psychologically from being severely ostracized and forced out of his career as a firefighter. These were the records Mr. Kloster was attempting to retrieve when he went to the doctor’s office on the date of the incident in November 2019, where again he was stymied by the doctor, which led to an argument.

“This egregious delay of justice for Mr. Kloster is shameful. No one should have to wait this long for a court system that continues to violate the rights and liberties of the accused,” said **San Francisco Public Defender Mano Raju**, who sued San Francisco Superior Court in September to open more courtrooms and prioritize the tremendous backlog of criminal trials that has built up during the pandemic. “Public Defender Mr. Maloof did his job quite well, the jurors did theirs, but until we get more courtrooms for trials, more and more people like Mr. Kloster will continue to suffer from the courts not doing theirs.”

The number of people whose trial deadlines have passed continues to grow exponentially. As of December 2021, there were over 200 people, nearly 25% of the jail population in San Francisco County, who stand accused of felony charges and whose trial deadlines have passed. Nearly 300 more people accused of felony or misdemeanor charges are out of custody and have also seen their trial deadlines pass. Meanwhile, many courtrooms sit empty.

The defense team included Deputy Public Defender Kwixuan Maloof, Investigator Terry Collins, and Paralegal Marcy Diamond.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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San Francisco Public Defender's Office  
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(628)249-7946  
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**Subject:** Thank You for Helping Us Reach Our Goals!

**Date:** Wednesday, January 5, 2022 at 6:00:10 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Hey everyone! Happy New Year!

Pleased to announce that we reached both of our goals at the end of the year - we got the full match as well as raising enough total money to pay our bills.

Our goal this year - adding the equivalent of 700 monthly donors at \$10 so that we no longer need to raise money every single month.

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**Subject:** PRESS RELEASE: SF Jury Acquits Father-to-Be Who Defended Himself Against Hospital Security  
**Date:** Thursday, December 23, 2021 at 12:27:36 AM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 12.22.21 - SF Jury Acquits Father-to-Be Who Defended Himself Against Hospital Security.pdf

**FOR IMMEDIATE RELEASE:** December 22, 2021

**CONTACT:** San Francisco Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**SF Jury Acquits Father-to-Be Who Defended Himself Against Hospital**

## Security

**SAN FRANCISCO** – Today, a San Francisco jury acquitted Gione Edwards, 27, of assault and battery charges in a case from April 2020 where a hospital security guard tried to prevent him from entering Kaiser to advocate for his pregnant partner. The charges carried the potential of two strikes against Mr. Edwards who has no prior convictions and is set to graduate from college soon. Deputy Public Defender Jack Lamar represented Mr. Edwards, whose legal trial deadline passed in March 2021, and expressed relief at the outcome.

“This was an emotionally powerful case that took a lot of courage from Mr. Edwards and his community to stand up to these allegations knowing that so much was on the line for him,” said Mr. Lamar. “The jurors were remarkably fair and showed Mr. Edwards dignity and respect, which is not what can be said for the way Kaiser treated this young African American couple.”

Mr. Edwards and his partner both work at hospitals and are familiar with professional standards and protocols. At the time of the incident, his partner was pregnant with what would have been their first child, but complications put the pregnancy at risk which is why she was attending regular appointments at Kaiser.

On the day of this incident in April 2020, Mr. Edwards’s partner arrived at Kaiser for her doctor’s appointment, but one of the nurses was under the impression that she did not have an appointment and so tried to block her from taking the elevator upstairs. The situation escalated and resulted in nurses and security guards escorting her out of the building. During this whole incident, she was on FaceTime with Mr. Edwards who lived nearby and walked over to assist.

Mr. Edwards can be seen on camera waiting in line to go through security and COVID screening when a security guard came up and made the initial physical contact to block Mr. Edwards by touching his arm. As Mr. Edwards tried to get away from the security guard, a struggle ensued and the security guard fell on his face and sustained injuries.

The defense team argued that Mr. Edwards was acting in lawful self-defense and that the injuries were accidental. The jury returned a verdict of not guilty on the two main felony counts, and hung 11-1 in favor of not guilty on a lesser misdemeanor charge, which has now been dismissed. Several jurors were compelled to hug Mr. Edwards after court.

Mr. Edwards grew up in the Western Addition and is about to graduate from SFSU with plans to attend graduate school. He has always excelled in academics and athletics, and during the trial, the defense called several character witnesses from the community – including a former coach and a member of the San Francisco Fire Department – who spoke highly of his character and his achievements.

“We are relieved that Mr. Edwards finally got his day in court and that the jury returned the right verdict so that he can get on with his life and future success,” said San Francisco Public Defender Mano Raju, who sued San Francisco Superior Court in September to address the growing backlog of criminal trials while many courtrooms sit empty. “This case shows that even for people who are not in jail, but are waiting for the resolution of their cases, the amount of stress and disruption is palpable and unacceptable. I am proud of Mr. Edwards and the whole defense team for the fortitude they showed in taking this case to trial.”

The defense team included Deputy Public Defender Jack Lamar, Investigator Fanny Suarez, Paralegal Melissa Campos, and Legal Intern Emery Welton.

###

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

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San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Press Conference 12/20/21 Hosted by HR 360  
**Date:** Tuesday, December 21, 2021 at 6:21:55 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** info@davisvanguard.org

[https://www.youtube.com/watch?v=YR\\_8IXqEvhw](https://www.youtube.com/watch?v=YR_8IXqEvhw)

Speakers:

Dr. Vitka Eisen, CEO, HealthRIGHT 360

Shamann Walton, President, San Francisco Board of Supervisors

Mano Raju, San Francisco Public Defender

Chesa Boudin, San Francisco District Attorney

Yoel Y. Haile, Criminal Justice Program Director, ACLU

Del Seymour, Founder, Code Tenderloin

Laura Thomas, Director of Harm Reduction Policy, SF AIDS Foundation

Brooke Lober, St. James Infirmary



**Subject:** Join Us Tomorrow for Our Paint Night

**Date:** Tuesday, December 21, 2021 at 6:15:12 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## The Vanguard's Paint Night

You are invited to the Vanguard's first Paint Night!

Come enjoy a night of painting led by Clara Keeve and Jasmine Greenwald! Tickets are now **\$25 per person, or \$40 for couples**. Painting supplies, drinks, snacks and desserts will be provided. Social Justice Students from American River College will be there to show off their artwork!

The person with the best painting (by vote) wins a few bottles of wine donated by Revolution Wine!

The event is limited to 50 people so be sure to get your tickets while you can by clicking [here](#) or on the RSVP button on the right!

**December  
22, 2021**

6:00 pm - 8:00 pm

**The Press at Midtown  
Quarter Apartments**  
1714 21st St  
Sacramento, CA 95811

**RSVP**

The Peoples Vanguard of Davis Inc  
221 G St Ste 203  
Davis, CA 95616  
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**Subject:** Valerie Save Your Spot for Our Paint Night!

**Date:** Monday, December 20, 2021 at 8:00:09 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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Image

## The Vanguard's Paint Night

Image

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**Subject:** FOR IMMEDIATE RELEASE [VIDEOS]: Charges Dismissed Against Motorist Brutalized by SFPD Officers After Accidental Collision in 2018

**Date:** Tuesday, December 14, 2021 at 4:35:00 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations

**Attachments:** PR - 12.14.21 - Charges Dismissed Against Motorist Brutalized by SFPD Officers After Accidental Collision in 2018 [VIDEOS].pdf

**FOR IMMEDIATE RELEASE:** December 14, 2021

**MEDIA CONTACT:** San Francisco Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **Charges Dismissed Against Motorist Brutalized by SFPD Officers After Accidental Collision in 2018**

*Police claimed the man's motorcycle pinned an officer in a car door, but video surveillance being released today shows otherwise*

**SAN FRANCISCO** – The trial of David Cordero of San Francisco, CA, concluded last month with a San Francisco jury returning a mixed verdict in a case where Mr. Cordero was facing several charges, the most serious being a felony assault of a police officer, after his motorcycle accidentally clipped a police car door in 2018. On that charge, the jury hung 7-5 in favor of not guilty, and on Friday, December 10th, that charge was dismissed. Today, the San Francisco Public Defender's Office is releasing videos of the incident in which several SFPD officers brutalized Mr. Cordero immediately after the accident.

"Police reports never tell the whole story, and in this case, it appears that officers conspired to tell a fabricated story in order to cover up and justify their brutal attack of Mr. Cordero," said **Deputy Public Defender Sylvia E. Cediell**, who represented Mr. Cordero. "This trial seemed to be really eye-opening for the jurors, all of whom found the level of force used by the officers deeply disturbing."

The incident happened around 4:30am on August 12, 2018, while Mr. Cordero was taking a test ride on a motorcycle he'd been fixing up for several months in hopes of making it street-worthy. Police claim that they saw him speeding and running several red lights on Post Street.

Two police vehicles followed Mr. Cordero for several blocks without giving any indication that they wanted to pull him over. Instead, they called another police car to intercept him at the corner of Post and Hyde Streets, where Mr. Cordero was stopped at a red light in the left lane of a one-way street. When Mr. Cordero saw a police car come from around the corner and stop in front of him in the opposite direction of traffic, he tried to get out of the way by pulling off toward the sidewalk. That's when an officer opened the passenger door and the motorcycle clipped the door.

Three of the officers on scene, including the officer who opened the passenger door, reported and testified that Mr. Cordero had "pinned" the officer in the car door, indicating that the officer was trapped between the door and the car. However, surveillance videos showed that the officer in

question moved out of the way before the door closed, contradicting the officers' testimony given under oath.

During the trial, Ms. Cediel showed the jury two surveillance videos of the incident which contrasted the police reports. They showed that the officer who moved out of the way immediately pulled Mr. Cordero off of his motorcycle and began punching and kneeing him while he was on the ground. Three more officers joined in and assaulted Mr. Cordero to the point that he had to be transported to the hospital by an ambulance. In addition to punching and kneeing Mr. Cordero, an officer stepped on his ankle while he was handcuffed and attempted to pull his helmet off while the chin strap was still fastened. Mr. Cordero testified that officers also badly bent his thumb while escorting him to a police vehicle before he was transported by ambulance to SF General Hospital for medical staff to assess his injuries.

The officers claimed that Mr. Cordero was resisting arrest in order to justify the unlawful assault on him. However, officers' Body Worn Camera footage provided audio of the encounter, in which Mr. Cordero can be heard saying, "I'm not resisting," "I'm sorry. It was an accident," and "You're hurting me," which did not convince the officers to stop.

The Public Defender's Office is releasing those surveillance [videos](#) and a portion of the BWC videos today.

The jury found Mr. Cordero guilty of driving without a license and driving on a suspended license; not guilty of possessing burglary tools after the defense called an expert to testify that the tools in his possession were commonly available to motorcycle hobbyists and were not, as an officer falsely testified, "shaved keys"; and hung 7-5 in favor of not guilty on the count of assaulting an officer and 6-6 on the count of resisting arrest, both of which have now been dismissed.

"This is a case about credibility. But for the videos, the defense team would not have been able to show that the officers involved told a story that did not match the evidence. This is the type of systemic abuse that public defenders see regularly as we defend people against police reports that are presented as objective fact-based documents when they are not," said **San Francisco Public Defender Mano Raju**. "Cases like this are a cautionary tale and serve to inform the public who may become jurors that the words inked in police reports should be scrutinized and taken with skepticism."

The defense team included Deputy Public Defenders Sylvia E. Cediel and Christopher Garcia, Investigator Colin Olsen, Paralegal Margaret Miller, and Larry Roberts who provided technical support for the videos and court presentations.

The SFPD officers involved in this incident are Officer Steven Oesterich, Officer Christopher Cotter, Officer Michael DeFelippo, Officer Brendan Williams, Officer Aaron Cowhig, and Officer Anthony Sharron.

The Public Defender's Integrity Unit is in the process of filing complaints with the Department of Police Accountability on a range of issues including excessive force and dishonesty.

Mr. Cordero has a pending civil lawsuit against the City of San Francisco for the brutality he suffered during this incident.

##

To view this press release and access the videos online, please visit  
[SFPublicDefender.org.media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
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San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Crunch Time! Help Keep the Vanguard Strong into 2022

**Date:** Friday, December 10, 2021 at 9:12:11 PM Greenwich Mean Time

**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Valerie,

The Davis Vanguard has started its *end-of-year fundraising campaign* to support our organization's incredible program!

As a 501(c)(3) whose mission is to bring transparency to local government through honest reporting, we're very excited to involve our community in our latest fundraising efforts.

With these funds, our organization will continue to expand its Court Watch Internship program.

This year alone, our program has helped to send **dozens of young people of color, especially women, into law school and helped launch the careers of several other highly educated graduates throughout California.**

Hear from two of our interns on their experiences in the court watch internship program.



"Hi there, I'm Koda! I am a senior at UC Berkeley studying Philosophy. Every day since I started with the Vanguard as an intern over a year ago, I have seen marginalized people moved through the legal system. Working here has helped me realize that I want to be a public defender and give a voice to those people. With the Vanguard, I have an active role in illuminating the injustices of our world. I'm so grateful to be involved in this work." - Koda Slingluff, Assistant Intern Coordinator and Co-Editor in Chief of the Vanguard at Berkeley

"From my experience being a court watch intern with the Davis Vanguard, I have learned about the operations within the criminal justice system. I have also learned to note the several injustices that occur within the system and the importance of highlighting those injustices in order to make a positive impact. I enjoy being a court watch intern because I am given first hand experience on criminal proceedings and also given the ability to represent marginalized groups affected by the system in my articles." - Mary Magaña-Ayala, Court Watch Intern

---

Each donation towards our end-of-year campaign will **directly fund our continued efforts to provide leadership and employment opportunities for people of color, especially women, to enter fields that lack diversity and representation.**

If you are interested in becoming a sustaining donor or making a donation, you can head to this [link](#) to support our mission.

Again, thank you so much for your continued support.

Sincerely,

David Greenwald  
Director of The Davis Vanguard

---

### Get Involved - Become a Sustaining Donor

Show your support of the Vanguard Internship program through a donation today! Support college students in becoming a driving force in the criminal justice system.

The Peoples Vanguard of Davis Inc

221 G St Ste 203

Davis, CA 95616

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**From:** David Greenwald

**To:** valerie.ibarra@sfgov.org

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**Subject:** Re: Question / seeking info on systems SF cops use to run people's names in traffic stops

**Date:** Thursday, December 9, 2021 at 1:34:53 AM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** David M. Greenwald

See Matt's response below.

---

**From:** Sotorosen, Matthew (PDR) <matthew.sotorosen@sfgov.org>

**Sent:** Wednesday, December 8, 2021 5:24 PM

**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

**Subject:** Re: Question / seeking info on systems SF cops use to run people's names in traffic stops

Good afternoon,

Yes, the Good Faith Doctrine is based on the premise that suppressing evidence where the police did nothing wrong won't act as the proper deterrent to illegal searches. If the *database* was wrong, that is not the *police's* fault -- unless a police agency made the input error.

The California Law Enforcement Telecommunications System (CLETS) is the computer network that connects public safety agencies across the state to criminal histories, driver records, and other databases. So, yes, SFPD uses CLETS. OPD uses CLETS. Everyone uses CLETS.

CLETS is governed by California state law. For more information see: <https://oag.ca.gov/sites/default/files/clets-ppp%2012-2019.pdf>

## CAC Approved CLETS Policies Practices and Procedures dated 12/2019 - Attorney General of California

(a) It is the intent of the Legislature that the Department of Justice shall commence to operate under this chapter as soon as feasible, but until such time,

[oag.ca.gov](http://oag.ca.gov)

Note that police have misused CLETS:

Responding to years of investigations and pressure from the Electronic Frontier Foundation (EFF), the California Attorney General's Office has overhauled and improved its oversight of law enforcement access to a computer network containing the sensitive personal data of millions of state residents, which police abused 143 times in 2017.

The new policies and data will be presented at a regular oversight meeting on Thursday, June 21, 2018 at the Folsom City Council Chambers.

EFF has been investigating abuse of the California Law Enforcement Telecommunication System (CLETS)—the computer network that connects criminal record and DMV data with local and federal agencies across the state—since 2015. Law enforcement personnel access this data more than 2.8 million times daily.

EFF's research found that misuse of this system was rampant. Examples include officers accessing confidential data for domestic disputes and running background checks on online dates. One particularly egregious case involved an officer who allegedly planned to hand sensitive information on witnesses to the family member of a convicted murderer.

Not only did the Attorney General's CLETS Advisory Committee fail to hold these agencies accountable, in many cases it failed to enforce requirements that agencies disclose misuse investigations at all. As a result, the Attorney General has not maintained reliable data on misuse.

Earlier this month, the Attorney General's office began implementing several changes to their oversight of law enforcement agencies, including stiffer penalties when agencies fail to report misuse. The agency also directed a team to bring several hundred delinquent agencies into compliance with misuse disclosure requirements.

"Accountability starts with good data, and so it's a great start for the Attorney General's office to give better instructions to law enforcement agencies and to use the enforcement mechanism to ensure disclosure of database abuse," EFF Senior Investigative Researcher Dave Maass said. "But this should only be the first step. We will be watching closely to see if the Attorney General actually follows through on his threats to sanction agencies who sweep CLETS abuse under the carpet."

EFF hopes that accurate data on misuse of CLETS will lead to investigations and accountability for any agency that fails to adequately protect people's privacy. In addition, EFF is calling on the California

Attorney General's office to tighten its scrutiny of federal agencies, including the Department of Homeland Security, to ensure that they not abusing CLETS for immigration enforcement.

"The California Attorney General is finally taking police database abuse seriously," EFF Staff Attorney Aaron Mackey said. "It's great that we will finally have good aggregate data on misuse. Now law enforcement needs to follow up on any improper behavior with thorough investigations."

For deeper analysis and links to the records:

<https://www.eff.org/deeplinks/2018/06/clets-misuse-2017>

Matt Sotorosen | Senior Trial Attorney

**Forensics Unit**

Office of the Public Defender

555 – 7<sup>th</sup> Street, San Francisco, CA 94103

Mobile: (415) 846-7798; FAX: (415) 553-9810

---

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

**Sent:** Wednesday, December 8, 2021 5:09 PM

**To:** Sotorosen, Matthew (PDR) <matthew.sotorosen@sfgov.org>; David M. Greenwald <info@davisvanguard.org>

**Subject:** Question / seeking info on systems SF cops use to run people's names in traffic stops

Hi Matt,

A question came up about which I thought you might have some knowledge/insight, or may be able to point us in the right direction...

I'm connecting you here with David Greenwald of the Davis Vanguard & Court Watch. He's trying to find out some background information about what systems SF cops use to run people's names during traffic stops, and whether there have been system errors that have led to illegal searches or other problems for our clients.

This came up because he learned about a case in Alameda Co. in which someone who got pulled over also got searched b/c his named popped up on the probation database, although he wasn't actually on probation at the time. The judge later refused to suppress the evidence, ruling that the search was done in good faith. David said that the system that they use in Alameda and San Mateo counties is called CLETS. Neither one of us knows about how exactly these systems work or how long they've been in use, but David is wondering if SF uses CLETS.

Any thoughts/info or redirection would be appreciated. David's number is 530.400.2512.

Thank you,  
Valerie

---

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Public Information Officer

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[SFPublicDefender.org/Media](http://SFPublicDefender.org/Media)

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**Date:** Thursday, December 9, 2021 at 1:09:21 AM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Sotorosen, Matthew (PDR), David M. Greenwald

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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice - Second Recall Campaign Underway in LA, Attempting to Remove DA Gascón  
**Date:** Tuesday, December 7, 2021 at 5:00:53 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Recall proponents stand for more punishment, not more safety," Cristine DeBerry

## Everyday Injustice Newsletter - December 7, 2021

**URGENT: DONATE TO THE VANGUARD**

**Are We Starting to  
Learn From Police Shootings?**



It is hard to know if anything will come of it, but the very fact that investigators Michael Gennaco and Stephen Connolly found the officers who killed Sean Monterrosa in June 2020 in Vallejo, CA to have acted unreasonably is at least a small sign of progress.

Monterrosa happened a week after George Floyd and has not received the kind of national attention of the several other cases received, the but police shot him after he appeared to be surrendering and they mistook a hammer for a gun.

What caught my attention was the failure of the officers to give themselves time to properly evaluate the situation.

According to the Vallejo Police de-escalation policy, it requires, when it is reasonably safe, prudent and feasible to do so, an officer shall attempt to "slow down, reduce the intensity or stabilize the situation through de-escalation so that more time, options and/or resources may become immediately available for incident resolution."

Moreover, an express factor to consider in evaluating the reasonableness of any use of force is: "the availability of other reasonable and feasible options and their possible effectiveness."

The officers here "failed to effectively deploy the de-escalation techniques set out in VPD policy."

The mistakes by the officers "left the three detectives with insufficient time to evaluate the complex situation they were confronting and properly assess risk, and they did not take the initiative to ameliorate this problematic circumstance."

Basically they got in too close and made a snap judgment.

This scenario reminded me of the Tamir Rice shooting where prosecutors declined to charge the officers involved even though they shot the 12 year old within two seconds of arriving on the scene - the patrol car did not even come to a full stop before he was shot.

Loehmann, who fired two bullets into Rice, and Garmback allege they believed he was carrying a gun. In fact, the boy was playing with a toy air pellet gun near a playground at a city recreation center.

The officers were responding to a 911 call during which the caller said there was a man — "probably a juvenile" — pointing a gun — "probably fake" — at people on the playground. However, the dispatcher failed to relay to the responding officers the fact that the subject of the call was likely a child with a toy.

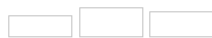
But the bigger problem is that they drove right up to the kid, failed to recognize that he was a kid, failed to investigate the situation and by driving right up on him, they eliminating options.

Will the Vallejo officers be prosecuted? If they are, it will likely have to be by the AG's office since Solano County's DA declined to file. But at least investigators are starting to recognize that tactical mistakes by police are contributing to these shooting deaths of unarmed people.

Thanks for reading.

**The Vanguard needs your help this December.**

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Second Recall Campaign Underway in LA, Attempting to Remove DA Gascón

For a second time, organizers gathered on Monday in front of the DA's office in Downtown Los Angeles to announce recall efforts. The group says it has raised \$2.5 million and will now have 160 days to collect at least 579,000 signatures.

[Read More](#)

### **Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration**

In 2020, the Vanguard covered a series of hearings involving Zachary Vanderhorst, 65, who had been imprisoned for 46 years after guilty pleas he made 1974 for crimes he did not commit.

[Read More](#)

### **Commentary: Senators Seek to Increase Membership of US Sentencing Commission to Include Public Defenders**

The job of a federal public defender is often as necessary as it is futile. With the full weight of the Justice Department pushing on defendants to plead guilty, virtually everyone does so — even more so than in state courts. It is then the

[Read More](#)

### **REPORT: Insurrectionist Movement Should Not Be Ignored, ‘Clearer Picture’ of Jan. 6 Attackers Needed**

Robert Pape, authoring a report in The University of Chicago Project on Security and Threats (CPOST), suggested society needs to know more about the American insurrectionist movement, and warned why it can't be ignored.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **CDCR's Corcoran State Prison Reports New COVID-19 Death; Outbreaks Subside Across CDCR**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 Cases Decline in Santa Clara & Sacramento County Jails After Massive Outbreaks**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Quadruple Murder Trial of Jose Larin-Garcia Proceeds: Officers Dispatched Night of Homicides Testify**

A Riverside County Superior Court just Monday heard testimony from witnesses called by the prosecution in the case against Jose Larin-Garcia, a man accused of a quadruple homicide in Palm Springs.

[Read More](#)

### **At Shooting Case Prelim, Prosecution Witness Claims from Jail, 'I Do Not Know Who Nobody Is'**

Julian Matta Garcia and Monica Meriah Flores were in Yolo County Superior Friday on charges relating to a shooting that took place Nov. 19, 2020—their preliminary hearing began with a witness who was in Solano County Jail but who

[Read More](#)

### **Jury Trial Proceeds for Man Accused of Running Over Ex-Girlfriend with Truck 4 Times, Killing Her**

In an ongoing jury trial Friday in Riverside County Superior Courthouse, a 45-year-old man is accused with running over his ex-girlfriend with his truck four times.

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration**

In 2020, the Vanguard covered a series of hearings involving Zachary Vanderhorst, 65, who had been imprisoned for 46 years after guilty pleas he made 1974 for crimes he did not commit.

[Read More](#)

### **Everyday Injustice Podcast Episode 132:**

## Former Miami Prosecutorial Candidate Melba Pearson

In 2020, Melba Pearson ran to attempt to unseat, unsuccessfully, the 27-year incumbent prosecutor of Miami-Dade County. Now she is policy director of the FIU (Florida International University) project that pushes for data

[Read More](#)

Davis Vanguard | 530-400-2512 | [Email](#) | [Website](#)

## Follow the Vanguard on social media

Vanguard on Facebook: <https://www.facebook.com/davisvanguard/>

Yolo County Court Watch: <https://www.facebook.com/groups/yolojudicialwatch/>

Sacramento Court Watch: <https://www.facebook.com/Sacramento-Court-Watch-1432660796849531/>

Twitter: <https://twitter.com/DavisVanguard>

YouTube: <http://www.youtube.com/davisvanguard>

The People's Vanguard of Davis | P.O. Box 4715, Davis, CA 95617-4715

[Unsubscribe valerie.ibarra@sfgov.org](mailto:unsubscribe.valerie.ibarra@sfgov.org)

[Constant Contact Data Notice](#)

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**Subject:** Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration | Davis Vanguard

**Date:** Monday, December 6, 2021 at 7:43:25 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**To:** Danielle Harris

FYI

<https://www.davisvanguard.org/2021/12/everyday-injustice-podcast-episode-133-release-of-vanderhorst-at-46-years-of-wrongful-incarceration/>

Sent from my iPhone

**Subject:** Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration | Davis Vanguard

**Date:** Monday, December 6, 2021 at 7:43:07 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR)

<https://www.davisvanguard.org/2021/12/everyday-injustice-podcast-episode-133-release-of-vanderhorst-at-46-years-of-wrongful-incarceration/>

Sent from my iPhone

**Subject:** Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration | Davis Vanguard

**Date:** Monday, December 6, 2021 at 7:43:07 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra

<https://www.davisvanguard.org/2021/12/everyday-injustice-podcast-episode-133-release-of-vanderhorst-at-46-years-of-wrongful-incarceration/>

Sent from my iPhone

**Subject:** Tweet by Vanguard Media Group on Twitter - Vanderhorst  
**Date:** Monday, December 6, 2021 at 4:22:05 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR)

**Vanguard Media Group**

@DavisVanguard

Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration | Davis Vanguard [davisvanguard.org/2021/12/everyd...](https://davisvanguard.org/2021/12/everyd...)  
[.@sfdefender](#) [.@ManoRajuPD](#)

12/6/21, 8:00 AM

Sent from my iPhone



**Subject:** Tweet by Vanguard Media Group on Twitter - Vanderhorst  
**Date:** Monday, December 6, 2021 at 4:22:05 PM Greenwich Mean Time  
**From:** valerie.ibarra@sfgov.org  
**To:** Valerie Ibarra



**Vanguard Media Group**  
@DavisVanguard

Everyday Injustice Podcast Episode 133: Release of Vanderhorst at 46 Years of Wrongful Incarceration | Davis Vanguard [davisvanguard.org/2021/12/everyd...](https://davisvanguard.org/2021/12/everyd...)  
[.@sfdefender](#) [.@ManoRajuPD](#)

12/6/21, 8:00 AM

Sent from my iPhone

**Subject:** Fwd: Google Alert - San Francisco Public Defender  
**Date:** Saturday, December 4, 2021 at 4:41:51 PM Greenwich Mean Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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From: **Google Alerts** <[googlealerts-noreply@google.com](mailto:googlealerts-noreply@google.com)>  
Date: Fri, Dec 3, 2021 at 9:03 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## San Francisco Public Defender

Daily update · December 4, 2021

NEWS

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**SF Superior Court Drowning in Case Backlog, Public Defender Calls it 'Humanitarian Crisis' - SFist**

SFist

**SF Superior Court Drowning in Case Backlog, Public Defender Calls it 'Humanitarian Crisis'**. More than 200 people remain incarcerated with their ...

Flag as irrelevant

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### [Public Defender plans to offer 'Clean Slate' services at Mission resource hub - Mission Local](#)

Mission Local

The **San Francisco Public Defender's Office** and Latino Task Force launched a partnership Thursday to more readily help Mission residents access ...

Flag as irrelevant

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### [SF Superior Court Drowning in Case Backlog, Public Defender Calls it 'Humanitarian Crisis' ...](#)

California News Times

Custody awaiting trial, and their trial is far past the deadline. Image: **SF Public Defender**. The Public Defender Office, District Attorney Office, and ...

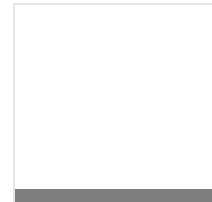
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### [Man who attacked 84-year-old in SF earlier this year released, community members rally ...](#)

ABC7 News

... with dozens of community members to express how they believe the **San Francisco District Attorney's** Office handled Mr. Rong Xin Liao's Case.



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### [Asian Senior Attacked at SF Bus Stop Appears in Court - CBS San Francisco](#)

CBS San Francisco

Speakers said that they wanted to send a message that these crimes will not be tolerated. Some also criticized the **San Francisco district attorney's** ...

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### [Legal proceedings continue for siblings charged with a killing in Fairfield - The Vacaville Reporter](#)

The Vacaville Reporter

... is now being represented by **San Francisco-based attorney** William Alan Welch. ... Marco was represented by the Alternate **Public Defender**.

Flag as irrelevant

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### [Tracking the \(Potential\) Four SF Elections in 2022 - San Francisco Bay Times](#)

San Francisco Bay Times

City **Attorney** Dennis Herrera was appointed to the **SF Public Utilities Commission** and Assemblyman David Chiu was appointed to his seat, ...

Flag as irrelevant

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[California touts major organized crime bust amid recent spike in retail thefts | Courthouse ...](#)

Courthouse News Service

California **Attorney** General Rob Bonta announced sentences for five ... In **San Francisco**, District **Attorney** Chesa Boudin recently filed 128 charges ...

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[Woman charged with stealing \\$40K in merchandise from \*\*San Francisco\*\* Target released ...](#)

Security Info Watch

District **Attorney** Chesa Boudin announced Graves' arrest on Nov. 17 with a press release and tweet touting the investigation and his office's Organized ...

Flag as irrelevant

---

[Murder Trial Continues; Officers Admit DNA Swabs from Accused Not Checked | Davis Vanguard](#)

Davis Vanguard

By Tiffany Thai **SAN FRANCISCO**, CA - The trial of Aaron J. Tagata continued Thursday in front of Judge Harry Dorfman at **San Francisco** Superior ...

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**Date:** Thursday, December 2, 2021 at 8:14:58 AM Greenwich Mean Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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Date: Tue, Nov 30, 2021 at 9:03 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## San Francisco Public Defender

Daily update · December 1, 2021

NEWS

[What Being Incarcerated Taught One Public Defender About the Criminal Justice System](#)

Yahoo News

What Being Incarcerated Taught One **Public Defender** About the Criminal Justice System. Read full article ... 16h ago. KGO – San Francisco ...

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### [Police Officers Testify in Murder Trial of Alleged Trio of Gang Members | Davis Vanguard](#)

Davis Vanguard

**Attorney** Richard Carnero, Deputy **Public Defender** Solely Diallo, and **Attorney** A.C. Jones are the defense lawyers for the three men accused of the ...

Flag as irrelevant

### [Parade suspect's attorney quits, cites ties to victims - San Francisco Chronicle](#)

San Francisco Chronicle

MILWAUKEE (AP) — An **attorney** representing a man accused of plowing his SUV through a...

Flag as irrelevant

### [Guest Commentary: The Man Living in Front of the Maserati Store | Davis Vanguard](#)

Davis Vanguard

Stephen Cooper is a former D.C. **public defender** who worked as an ... Next : **San Francisco** Union Square 'Smash & Grab' to Be Used to Attack ...

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**Subject:** Fwd: Google Alert - San Francisco Public Defender  
**Date:** Wednesday, November 24, 2021 at 6:04:29 AM Greenwich Mean Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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From: **Google Alerts** <[googlealerts-noreply@google.com](mailto:googlealerts-noreply@google.com)>  
Date: Tue, Nov 23, 2021 at 9:04 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## San Francisco Public Defender

Daily update · November 24, 2021

NEWS

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[Elderly SF Man Acquitted Of Hit-and-Run; Public Defender Says Accusation 'Based on ...](#)

CBS San Francisco

**SAN FRANCISCO (CBS SF)** — An elderly Mission District man was acquitted of hit-and-run after his **attorney** showed the accuser had “a longstanding ...

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### [San Francisco Jury Acquits 81-Year-Old Man In Attempted Murder Of Ex-Wife - CBS San Francisco](#)

CBS San Francisco

**SAN FRANCISCO (CBS SF/BCN)** — The **San Francisco Public Defender's Office** announced Monday that a San Francisco jury acquitted an 81-year-old man ...

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### [Jury Finds 81-Year-Old Man Not Guilty of Attempted Murder of Ex-Wife - Davis Vanguard](#)

Davis Vanguard

By The Vanguard Staff **SAN FRANCISCO, CA** —Damien Alvarez, 81, ... In a press statement, Deputy **Public Defender** Martina Avalos said police “failed ...

Flag as irrelevant

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### [San Francisco District Attorney, SF Police and ATF Announce Joint Arrests in Gun Trafficking ...](#)

Davis Vanguard

By The Vanguard Staff **SAN FRANCISCO, CA** — The arrest of four suspects and the seizure of 21 illegal weapons, ammunition, high-capacity magazines,

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### [Can Supes force police to follow breakthrough accountability law? - Mission Local](#)

Mission Local

The extremely slow pace of providing police records “undermines the entire intent of the law,” said Cox. The **San Francisco public defender's office** ...

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### [SF district attorney addresses Union Square organized retail thefts - Yahoo News](#)

Yahoo News

**San Francisco District Attorney** Chesa Boudin will announce felony charges today against the 8 people arrested for Friday night's organized retail ...

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### [Jury acquits man on attempted murder charges after struggle with ex-wife - SFBay.ca](#)

SFBay.ca

... man charged in the attempted murder of his ex-wife, according to a news release issued Monday by the



**San Francisco Public Defender's Office.**

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[San Francisco D.A. charges nine with felonies in \\$1-million theft wave of luxury stores - Yahoo](#)

Yahoo

The district **attorney** said he would seek in court to keep two of those charged behind bars because of the nature of their alleged crimes. The liberal ...

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[Jury Acquits 81-Year-Old Man Charged With Attempted Murder Of Ex-Wife - SFGATE](#)

SFGATE

A San Francisco jury acquitted an 81-year-old man charged in the ... a news release issued Monday by the **San Francisco Public Defender's Office.**

Flag as irrelevant

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[San Francisco police seize 21 illegal guns, arrest 4 - Milford Mirror](#)

Milford Mirror

He added: "This joint operation with our partners at ATF and in the **San Francisco District Attorney's Office** will hold these firearms traffickers ...

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**Subject:** PRESS RELEASE: SF Jury Acquits Longtime Mission Resident Wrongly Accused of a Hit-and-Run  
**Date:** Tuesday, November 23, 2021 at 6:36:39 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 11.23.21 - SF Jury Acquits Longtime Mission Resident Wrongly Accused of a Hit-and-Run.pdf

**FOR IMMEDIATE RELEASE:** November 23, 2021

**CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**SF Jury Acquits Longtime Mission Resident Wrongly Accused of a Hit-and-Run**

SAN FRANCISCO -- Last week, a San Francisco jury found 76-year-old Carlos Olivares Herrera, a longtime resident of the Mission District, not guilty of a hit and run accusation which appears to have been based on feelings more than facts. Deputy Public Defender Clemente Gonzalez represented Mr. Olivares in a trial which revealed a longstanding and unfounded animus by the person who filed the report against Mr. Olivares, but no actual evidence that a hit and run ever occurred.

On August 6, 2021, Mr. Olivares had parked on Folsom near 22nd Street to buy a soda for his passenger when he noticed a local group giving away free bags of groceries. When Mr. Olivares inquired about the groceries, a volunteer first told him that he needed to get a ticket and wait, but then just gave him a bag. As Mr. Olivares walked back to his car, one of the organizers of the giveaway allegedly became incensed, so she ran after him to try to retrieve the bag. Although neither Mr. Olivares nor his passenger saw anyone coming after them, the woman claimed that the car hit her on the hip as it pulled into traffic.

Nearly an hour later, the woman called the police and told them that she had seen Mr. Olivares buy beer, steal the bag of groceries, and then speed away and hit her with the car -- but she twice refused medical attention. When she located Mr. Olivares three hours later parked on the same block as the alleged incident, she called police back. When police arrived the second time, the woman was using a pair of crutches as she made her accusations, but refused further medical attention. Mr Olivares explained that someone had given him the groceries and denied being involved in any accident. Police found no evidence of alcohol impairment or possession, and his passenger still had the soda from earlier. Police discovered that Mr. Olivares had an expired license, which he freely admitted to a Spanish interpreter.

Police arrested Mr. Olivares, who was charged with hit and run and driving with an expired license. Police never spoke with any witnesses from the food giveaway, nor made any attempt to obtain further evidence to support the charges.

During the trial, there was no physical evidence to show that the woman had been hit or injured other than the statements she gave to the firefighters who responded to the initial 911 call. However, she did testify that she had recognized Mr. Olivares from the neighborhood and that she had a longstanding animus toward him because, prior to August 6, she had seen him occasionally drinking beer at a local park.

“This accusation was purely theatrical and bothersome because it exposed not only a real lack of community, but also how the power of police can be wielded so easily against someone like Mr. Olivares, who is low-income and whose first language isn’t English. Police never investigated Mr. Olivares’s side of the story,” said **Mr. Gonzalez** who cross-examined the woman. “I have no idea why someone, who was presumably trying to help her neighbors by handing out free food, would harbor such animosity against Mr. Olivares, but whatever the issue was, it could have been resolved through neighborly communication.”

The jury deliberated for two hours before returning a verdict of not guilty on the hit and run. Mr. Olivares was found guilty of driving with an expired license and was fined \$50.

“We are grateful that a jury got to hear this case and made the right decision; it is always unsettling and a threat to all of our liberties when people weaponize calling the police instead of turning to each other over issues that could be resolved with more communication. Fortunately, Mr. Olivares had a Public Defender Team that was ready to expose the lack of evidence supporting the hit and run count,” said **San Francisco Public Defender Mano Raju**, who sued the SF Superior Court in September to open more courtrooms to address the massive trial backlog.

The defense team included Deputy Public Defender Clemente Gonzalez, Camila Valdivieso, Joslyn Timmons, Leticia Garcia, Larry Roberts and Sercan Ersoy.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org

(628)249-7946

[SFPublicDefender.org/Media](http://SFPublicDefender.org/Media)

**Subject:** PRESS RELEASE: SF Jury Acquits Elderly Man of Attempted Murder in Act of Self-Defense Against Ex-Wife  
**Date:** Monday, November 22, 2021 at 7:56:35 PM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 11.22.2021 - SF Jury Acquits Elderly Man of Attempted Murder in Act of Self-Defense Against Ex-Wife.pdf

**FOR IMMEDIATE RELEASE:** November 22, 2021

**CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**SF Jury Acquits Elderly Man of Attempted Murder in Act of Self-Defense  
Against Ex-Wife**

*Jury hangs heavily towards innocence on other charges*

SAN FRANCISCO - A San Francisco jury acquitted 81-year-old Damien Alvarez of attempted murder and all lesser included charges of the attempted murder allegations. The charges stemmed from an incident where he and his ex-wife struggled over a knife that he was trying to prevent her from stabbing him with. Mr. Alvarez faced numerous other charges related to the incident, and the jury hung heavily in favor of his innocence on all remaining counts. Deputy Public Defender Martina Avalos argued that police failed to investigate the Mr. Alvarez's injuries, and that Mr. Alvarez had acted in reasonable self-defense against his live-in ex-wife whom the jury did not find credible due to multiple untruthful statements she made under oath.

"While this was a distressing incident for both parties, it is clear that Mr. Alvarez was not the

aggressor in this situation. He and his family have long suffered various forms of physical, emotional and financial abuse at the hands of his ex-wife,” said **Ms. Avalos**. “To retry this matter would be futile and only exacerbate the conflict between the parties. Repeated efforts to obtain a conviction in this case would have a traumatic impact on Mr. Alvarez who would yet again face serious consequences despite being found credible by this jury.”

Mr. Alvarez, who has no criminal convictions, is a retired shopkeeper and longtime resident of the Mission District. He has two grown daughters from a previous marriage, both of whom testified on his behalf. One of his daughters testified that when she was a teenager, her father’s ex-wife had slashed her face with a key leaving a permanent scar. The defense called other character witnesses from the community who testified not only to Mr. Alvarez’s good nature, but also that they had witnessed his ex-wife’s behavior toward him become increasingly aggressive and occasionally violent. For many years, Mr. Alvarez has shared his home with his ex-wife, who is 19 years younger than him and whom he has known for nearly 30 years. However, due to the pending charges against him, he has not been able to return to his apartment.

It was at that apartment, on the evening of June 3, 2021, that Mr. Alvarez’s ex-wife shocked him by packing up all of his belongings and telling him he had to move out. Mr. Alvarez testified that she was being “verbally violent” toward him to the point that he retreated to his bedroom. When he came back into the living room, he saw that she had placed a large kitchen knife on the table next to her, so he tried to take it away for fear that she might attack him with it, which is when the struggle ensued.

When police arrived after midnight, both of them had blood on their clothes. The woman was transported to the hospital, but police handcuffed Mr. Alvarez, who was shoeless and in his pajamas, and sat him on the curb outside before taking him to jail. Police did not interview any neighbors nor did they order any forensic experts to collect blood samples from the apartment to see if some of the blood was his.

Mr. Alvarez was later charged with attempted murder, assault with a deadly weapon, assault likely to cause great bodily injury, battery on a domestic partner and criminal threats.

The prosecution relied solely on the statements and testimony of the ex-wife, who made statements on the witness stand that were evasive and false - including multiple different accounts of what had happened the night of June 3rd; and at one point claiming that she had never been in an argument with Mr. Alvarez nor anyone in his family; and even admitted to fraud. She denied that she was actively suing him for 10 million dollars in civil court in an attempt to force Mr. Alvarez to sell the home he built and bought for his daughters before his marriage to the complaining witness.

After numerous setbacks, including losing three jurors, the jury deliberated for three days and returned a verdict of not guilty on attempted murder, not guilty on attempted manslaughter, and hung 7-5 in favor of innocence on the three assault charges.

“Jury trials are essentially the only opportunity to present a fuller picture of a situation than what’s written in a police report. That’s why it’s imperative for the SF Superior Court to make more courtrooms available for trials, so that our zealous defense teams can help people like Mr. Alvarez and his family fight back against these unfounded charges,” said **San Francisco Public Defender Mano Raju**, who sued SF Superior Court in September to address the backlog of hundreds of cases that are past their trial deadline.

The defense team included Deputy Public Defenders Martina Avalos and Maria-Avalos Cruz, Investigator James Faulkner, Paralegal Margaret So, and Law Clerk Mengyu Yang.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Digest for covidhabeas@googlegroups.com - 5 updates in 4 topics  
**Date:** Saturday, November 20, 2021 at 6:07:19 AM Greenwich Mean Time  
**From:** covidhabeas@googlegroups.com  
**To:** Digest recipients

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## Topic digest

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- [FW: Daily Journal Inquiry RE: CDCR Ruling](#) - 2 Updates
- [Sending Decision to Clients?](#) - 1 Update
- ['Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard](#) - 1 Update
- [Press for final HABEAS ruling](#) - 1 Update

[FW: Daily Journal Inquiry RE: CDCR Ruling](#)

"O'Hanlon, Christine" <COHanlon@marincounty.org>: Nov 19 10:15PM

My comments to the Daily Journal are below. Perhaps a bit sassy.

From: Kamila Knaudt <kamila\_Knaudt@dailyjournal.com>  
Sent: Friday, November 19, 2021 2:01 PM  
To: O'Hanlon, Christine <COHanlon@marincounty.org>  
Subject: Re: Daily Journal Inquiry RE: CDCR Ruling

Thank you! I appreciate you taking the time to send your comments.

Kamila Knaudt  
Reporter | Daily Journal  
kamila\_knaudt@dailyjournal.com<mailto:kamila\_knaudt@dailyjournal.com> | 213.229.5310

---

From: O'Hanlon, Christine <COHanlon@marincounty.org<mailto:COHanlon@marincounty.org>>  
Sent: Friday, November 19, 2021 1:59 PM  
To: Kamila Knaudt <kamila\_Knaudt@dailyjournal.com<mailto:kamila\_Knaudt@dailyjournal.com>>  
Subject: RE: Daily Journal Inquiry RE: CDCR Ruling

Warning: This email originated from outside the Daily Journal Corporation. Treat it with caution and do not

Hello Ms. Knaudt:

I have so many comments, but I will spare you. My comments are as follows:

After reading Judge Howard's ruling, I am again shocked at CDCR's callousness and utter reckless disregard for those who live in its institutions. As my astute client put it, "Our punishment is coming here. We do not come here to be punished."

My only disagreement with the court's assessment is CDCR should suffer consequences for its actions. Let CDCR answer to the public if there are early releases from Eighth Amendment violations in the future.

Thank you for your work!

Christine O'Hanlon

Deputy Public Defender, Marin County

From: Kamila Knaudt <kamila\_Knaudt@dailyjournal.com<mailto:kamila\_Knaudt@dailyjournal.com>>  
Sent: Friday, November 19, 2021 11:26 AM  
To: O'Hanlon, Christine <COHanlon@marincounty.org<mailto:COHanlon@marincounty.org>>  
Subject: Daily Journal Inquiry RE: CDCR Ruling

Good Morning Ms. O'Hanlon,

My name is Kamila, I am a reporter with the Daily Journal. I am covering Judge Howard's ruling in the C

My deadline is today at 2:30 p.m. PT so if you could provide a comment via email at your earliest conve

Here is the press release the SF Public Defenders office issued for your consideration.

<https://sfpublicdefender.org/news/2021/11/judge-rules-cdcr-inflicted-cruel-unusual-punishment-on-incar-unusual-punishment-on-incarcerated-people-at-san-quentin-during-covid-19-pandemic%2F&data=04%7C01%7CCOHanlon%40marincounty.org%7C6ced170ad54e41206fb508d9a0&sdata=DVphDhE7oXGobQVNAq54H9b8omWr2I1hkbaBhfKIObo%3D&reserved=0>

Best,

Kamila Knaudt

Reporter | Daily Journal

kamila\_knaudt@dailyjournal.com<mailto:kamila\_knaudt@dailyjournal.com> | 213.229.5310

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"Brad O'Connell" <jboc@fdap.org>: Nov 19 04:04PM -0800

FDAP no longer gets the Daily Journal. If there is an article, could someone convert it to PDF & send to us? Thank you!



J. Bradley O'Connell  
Assistant Director  
First District Appellate Project <<http://www.fdap.org/>>  
475 Fourteenth Street, Suite 650  
Oakland, CA 94612  
415-495-3119 <(415)%20495-3119> (t)  
415-495-0166 <(415)%20495-0166> (f)

On Fri, Nov 19, 2021 at 2:15 PM 'O'Hanlon, Christine' via covidhabeas <

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## Sending Decision to Clients?

"Rodarmel, Danica (PDR)" <[danica.rodarmel@sfgov.org](mailto:danica.rodarmel@sfgov.org)>: Nov 19 05:37PM

Hey Team-

Just checking to see if folks have sent the decision in to their clients yet? I'm getting questions about it and wanted to make sure some are on the way.

Hope everyone is well,  
Danica

Danica Rodarmel (She/Her)  
State Policy Director  
San Francisco Public Defender  
[Danica.rodarmel@sfgov.org](mailto:Danica.rodarmel@sfgov.org)<<mailto:Danica.rodarmel@sfgov.org>>

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## 'Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard

"Ibarra, Valerie (PDR)" <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>: Nov 19 05:35PM

<https://www.davisvanguard.org/2021/11/too-little-too-late-charges-lawyer-after-judge-finally-rules-ca-dept-of-prisons-san-quentin-inflicted-cruel-and-unusual-punishment-on-incarcerated->

[at-san-quentin-thousands-died-o/](#)

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## Press for final HABEAS ruling

"Ibarra, Valerie (PDR)" <valerie.ibarra@sfgov.org>: Nov 19 04:21PM

Good morning—  
CIRCLING BACK TO SCHEDULE

Is anyone here available to do a radio interview on KIQI 1010AM for the Hecho en California podcast at any of the following times for a 10-12min interview?

It's a bilingual program, so English is fine and they just periodically pause to translate. They are very cool people so this is a low pressure situation. Just a chance to talk about the ruling, etc.

Friday at 11:30 or 12:04  
Monday 8:40

If so, please let me know which day and time ASAP and provide the best number for them to reach you to get you on the line a couple minutes before the interview.

Thank you!  
Valerie

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**Subject:** Undeliverable: 'Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard

**Date:** Friday, November 19, 2021 at 5:35:31 PM Greenwich Mean Time

**From:** Microsoft Outlook

**To:** valerie.ibarra@sfgov.org

**Attachments:** 'Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard.eml



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**Pubdef-Policy** wasn't found at [sfgov.org](https://www.sfgov.org).

**valerie.ibarra**  
**Action Required**

**Office 365**

**Pubdef-Policy**  
Recipient

Unknown To address

### How to Fix It

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- Contact the recipient (by phone, for example) to check that the address exists and is correct.
- The recipient may have set up email forwarding to an incorrect address. Ask them to check that any forwarding they've set up is working correctly.
- Clear the recipient Auto-Complete List in Outlook or Outlook on the web by following the steps in this article: [Fix email delivery issues for error code 5.1.10 in Office 365](#), and then send the message again. Retype the entire recipient address before selecting **Send**.

If the problem continues, forward this message to your email admin. If you're an email admin, refer to the **More Info for Email Admins** section below.

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## More Info for Email Admins

*Status code: 550 5.1.10*

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**The email address exists and is correct** - Confirm that the recipient address exists, is correct, and is accepting messages.

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**Errant forwarding rule** - Check for forwarding rules that aren't behaving as expected. Forwarding can be set up by an admin via mail flow rules or mailbox forwarding address settings, or by the recipient via the Inbox Rules feature.

**Recipient has a valid license** - Make sure the recipient has an Office 365 license assigned to them. The recipient's email admin can use the Office 365 admin center to assign a license (Users > Active Users > select the recipient > Assigned License > Edit).

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Thread-Index: AQHX3WvZ/EqNuR14NU6jDZ50dYVgnQ==  
Date: Fri, 19 Nov 2021 17:35:30 +0000  
Message-ID: <C32FC9FC-EE43-4D2D-8D6D-0E4626FF4CEF@sfgov.org>  
Accept-Language: en-US  
Content-Language: en-US  
X-MS-Has-Attach:  
X-MS-TNEF-Correlator: <C32FC9FC-EE43-4D2D-8D6D-0E4626FF4CEF@sfgov.org>  
MIME-Version: 1.0  
X-MS-PublicTrafficType: Email  
Return-Path: valerie.ibarra@sfgov.org  
X-MS-Office365-Filtering-Correlation-Id: 9d2ace9b-3038-49f2-afac-08d9ab82fbac  
X-MS-TrafficTypeDiagnostic: BY5PR09MB5795:

**Subject:** 'Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard

**Date:** Friday, November 19, 2021 at 5:35:29 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**To:** PUBDEF-Policy

<https://www.davisvanguard.org/2021/11/too-little-too-late-charges-lawyer-after-judge-finally-rules-ca-dept-of-prisons-san-quentin-inflicted-cruel-and-unusual-punishment-on-incarcerated-at-san-quentin-thousands-died-o/>

Sent from my iPhone

**Subject:** 'Too Little, Too Late' Charges Lawyer After Judge Finally Rules CA Dept of Prisons, San Quentin Inflicted Cruel and Unusual Punishment on Incarcerated at San Quentin - Thousands Died or Infected with COVID-19 | Davis Vanguard

**Date:** Friday, November 19, 2021 at 5:35:06 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**To:** covidhabeas

<https://www.davisvanguard.org/2021/11/too-little-too-late-charges-lawyer-after-judge-finally-rules-ca-dept-of-prisons-san-quentin-inflicted-cruel-and-unusual-punishment-on-incarcerated-at-san-quentin-thousands-died-o/>

Sent from my iPhone

**Subject:** FOR IMMEDIATE RELEASE: Judge Rules CDCR Inflicted Cruel and Unusual Punishment on Incarcerated People at San Quentin During COVID-19 Pandemic

**Date:** Friday, November 19, 2021 at 1:20:27 AM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations

**Attachments:** PR - 11.18.2021 - Judge Rules California Department of Corrections Inflicted Cruel and Unusual Punishment on Incarcerated People at San Quentin During COVID-19 Pandemic.pdf

**FOR IMMEDIATE RELEASE:** November 18, 2021

**MEDIA CONTACT:** SF Public Defender's Office | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**Judge Rules California Department of Corrections Inflicted Cruel and Unusual Punishment on Incarcerated People at San Quentin During**



# COVID-19 Pandemic

*Historic ruling comes nearly 18 months after a COVID outbreak claimed 29 lives, but offers little relief*

**SAN FRANCISCO** - On Tuesday, November 16, 2021, Judge Geoffrey Howard of Marin County Superior Court made a final ruling in the case against the California Department of Corrections & Rehabilitation (CDCR) and San Quentin State Prison, affirming that prison officials acted with deliberate indifference and violated the constitutional rights of nearly 300 petitioners who filed writs of *habeas corpus* during a massive COVID-19 outbreak in the summer of 2020. Still, the judge gave no relief to those incarcerated there, saying the initial emergency has passed due to high vaccination rates amongst the prison population.

## Background

In the summer of 2020, hundreds of incarcerated people filed emergency petitions decrying inhumane conditions after a fateful decision by CDCR in May 2020 to transfer 121 people from California Institution for Men – then the state prison with the highest COVID-19 rate in California – to San Quentin, without properly testing them first and without properly quarantining them once at San Quentin. There were no COVID-19 cases at San Quentin before the transfer. As a result of the transfer – and because prison officials refused to heed the call of an independent team of doctors and epidemiologists to urgently reduce the incarcerated population – over 2,600 people living and working at San Quentin tested positive for COVID-19 and 29 died, making it one of the worst outbreaks in the country. The crisis led to months of lockdown where people were confined to tiny cells around the clock and stoked extreme fear for those trapped inside and their families.

The cases came to court as individual “habeas corpus” petitions – emergency filings alleging unlawful incarceration under the Eighth Amendment to the United States Constitution’s prohibition against “cruel and unusual punishment.” Over 300 petitions were joined together for the evidentiary hearing in Marin County Superior Court and the petitioners were represented by a coalition of public defenders, prisoner rights attorneys, and law firms.

Attorneys for petitioners include the San Francisco Public Defender’s Office, the Marin County Public Defender, Keeker, Van Nest & Peters LLP, Law Offices of Charles Carbone, Law Office of Matthew A. Siroka, Sanger Swysen & Dunkle, SSL Law Firm LLP, and the First District Appellate Project.

An evidentiary hearing finally began in May 2021 where Petitioners’ attorneys spent over two weeks calling incarcerated witnesses and medical experts who testified to the horrific conditions inside the prison and the urgent pleas from the medical and public health community that went unanswered by prison officials. The judge has now made a final ruling in this consolidated case.

## Ruling

The judge ruled that an overwhelming body of evidence showed that prison officials had violated the petitioners’ constitutional rights to live free from cruel and unusual punishment -- including the transfer of untested people into San Quentin, the lack of screening and quarantine upon arrival, and the prison’s practice of keeping two people in cells too small for one person, even when one was symptomatic. Prison officials also acted with deliberate indifference by ignoring their own protocols and the advice of the medical community which urged better safeguards and a reduction of the prison population to mitigate the health risks and the strain on local hospitals. All of these failures resulted in 75% of the population contracting the disease, from which 28 incarcerated people and 1

correctional officer died.

Separately, the judge ruled that the months-long lockdown itself violated petitioners' constitutional rights: "Because [CDCR] did not reduce the population as recommended, it effectively consigned hundreds of [incarcerated persons] to unwarranted, unnecessary, solitary confinement. And not just for a day or two. Where [CDCR] had the ability to move [people] to other facilities or release them, the court can conceive of no argument to support forcing [them] to remain in a cell smaller than 50 square feet, with two bunks, and a cellmate, for virtually 24 hours a day, seven days a week, for months on end. Doing so enhanced [their] exposure to COVID-19. For the duration it lasted, it also amounted to solitary confinement in violation of common standards of decency."

The judge also reflected on how the Respondent (San Quentin and the CDCR) "historically does not safeguard inmates' health and safety if left to its own devices." And he cautioned that, "the record raises serious questions about whether the Respondent has learned the right lessons from the 2020 COVID-19 debacle at San Quentin."

*To read the judge's ruling in the San Quentin Habeas case, please visit [SFPublicDefender.org/media](https://sfpublicdefender.org/media).*

## Reactions

"The scathing judicial indictment of CDCR's actions last year is warranted and it is too little, too late," said **Danielle Harris, a Managing Attorney at the San Francisco Public Defender Office**, representing the petitioners. "This hideous example of systemic violence towards marginalized and oppressed people was wholly avoidable. If the Governor who presided over this deadly disaster still will not act to drastically reduce the prison population at antiquated places like San Quentin, the Legislature must urgently do so."

"Prisoners subject to preventable death and disease are now being told 'oops, sorry' by the courts. Justice requires more -- especially when this pandemic is not over," said **Charles Carbone**, one of the lawyers representing the San Quentin petitioners.

"This opinion should be read and shared widely, because it contains the very important stories of the human beings who were trapped inside the prison as the virus ran rampant, and the horrors they experienced," said attorney **Tom McMahon**, previously with the Marin County Public Defender. "Members of the public need to be aware of this tragedy, and asking why it is that CDCR's morally outrageous, unconscionable and unconstitutional actions have no consequences."

In a joint statement, J. Bradley O'Connell, Assistant Director, and L. Richard Braucher, Staff Attorney, of the **First District Appellate Project**, said:

"Judge Howard's thorough ruling describes the many ways in which CDCR exhibited 'deliberate indifference' to the health and safety of the people in its care. CDCR ignored experts' urgent recommendation for a 50% population reduction, though it had no informed basis for believing that its lesser measures would be sufficient. And as he pointedly stated, CDCR does not appear to have 'learned the right lessons from the 2020 COVID-19 debacle at San Quentin.' It 'appears intent' on pursuing the same strategy. We strongly urge the State of California to change course and to take the necessary actions to forestall another disaster, including substantial reduction of the population at this antiquated and highly dangerous prison."

###

To view this press release online and access a copy of the judge's ruling in the San Quentin Habeas case, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice - Fentanyl Debate - Should Drug Dealing Be Murder? Podcast: Removing the Noose from Placerville

**Date:** Monday, November 15, 2021 at 5:00:17 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I will charge Fetanyl drug pushers with murder. Only 2 grains of fetanyl can kill. Fetanyl deaths up 1,500% in CA. It's not an OVERDOSE. It's a poisoning," Orange County DA Todd Spitzer tweeted last week.

## Everyday Injustice Newsletter - November 15, 2021

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### Our Next Expansion - Mule Creek Post

by David Greenwald

Several months ago I got a call from a guy named Razor Babb, he is the editor of the Mule Creek Post, run by the incarcerated people at Mule Creek State Prison in Lone, California about an hour southeast of Sacramento.

He was interested in having me come into the prison to help them do a podcast. It was around that time that I started to become familiar with their program and prison journalism in general and began working a bit with the Prison Journalism Project, with Joan Parkin (see her [piece today](#)), and became more aware of the great work happening at the San Quentin News, which has become one of the models for incarcerated publications.

So the stage was set when Babb calls me up about a month ago, our funding is ending at the end of the year, can you help us.

The story as it turns out is that the Jackson Ledger, which is located in nearby Jackson in Amador County is financed by the Tribe. They have a modest publication size, about 10,000 print to the rural areas in Amador County and they were basically donating a run of print copies of the Post for just under \$1000 a month.

But with COVID, the tribe was looking to cut expenses and while the Ledger is still willing to run the print runs at an Auburn printing press once a month, they need someone to finance.

I said that the Vanguard could do it. While \$1000 is not chump change to us, it's also not a deal breaker at this point. And we will be looking for grants and other funding. Babb showed me a San Quentin News where they just raised like \$70,000 in a virtual fundraiser and they get huge amounts in grant money.

We will of course be wanting to find ways to finance this thing long term, but short term, the Vanguard will be taking over the cost of publication of the Mule Creek Post and I am hoping to be able to go down there to the prison to do monthly podcasts.

This week I went down there for the first time to the inner portions of the prison - I've been going frequently as a visitor, but this was my first time in that portion.

I got to go to their newsroom where they have their own space and everything. I got to meet Razor Babb and his team in person for the first time. I met with prison staff as well - they are all very supportive. We do have to get stories through the censors and as the administration pointed out the citizens of Amador County are a bit different that Marin and San Francisco where San Quentin is located.

Babb is a man of a lot of vision and relentless energy. He wants to get put the Mule Creek Post on the map as a "competitor" to the San Quentin News and he wants to distribute his paper throughout the CDCR.

This seems like a great project and we are proud to be part of it.

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Monday Morning Thoughts: Fentanyl Debate Takes Center Stage in DA's Race

You would think that in 2021 we would not be seriously debating over whether to charge drug dealers with murder – in part because we have several decades worth of evidence that the practice not only doesn't work to

[Read More](#)

### Mainstream Media Backs the Carceral State in the Their Coverage

The LA Times featured a glorious story of redemption where Renwick Drake after spending the last 11 years incarcerated since he was 15, will get a new lease on life thanks to laws that are giving people long incarcerated a

[Read More](#)

### Everyday Injustice Podcast Episode 130 – Removing the Noose from Placerville

This spring after a long and at times bitter process, activists following the killing of George Floyd pushed for and finally got the city of Placerville to remove a noose from the city's seal but the council opted to keep the Gold Rush-era

[Read More](#)

### Guest Commentary: Posing the Question of Innocence

Two years ago when Joan Parkin became involved with the Mule Creek Post she remarked, “If you know of anyone who is factually innocent, I’d like to know.” Out of the roomful of reporters and editors, no names were offered up. But

[Read More](#)

## **PA Court Unanimously Holds Philly Police Must Provide Officer Conduct Info to District Attorney Office**

The Commonwealth Court of Pennsylvania decided in a unanimous vote last week the Philadelphia Police Department (PPD) must provide officer misconduct information to the District Attorney’s Office, as

[Read More](#)

## **Orange County District Attorney Candidate Calls Out Orange County DA Spitzer for Position Amid Fentanyl Crises**

Orange County District Attorney candidate and former Marine Judge Advocate Pete Hardin condemned incumbent OC District Attorney Todd Spitzer for his alleged exploitation of victims amid a fentanyl overdose crisis,

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **Outbreak At CDCR’s Central CA Women’s Facility Worsens, 100+ Active Cases In Custody**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **New COVID-19 Outbreak in Santa Clara & Sacramento County Jails; Vaccination Rates Unknown**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Turns Down Pleading Man’s Request, but Offers Another Solution**

A man in Santa Barbara County Superior Court this past week emotionally pleaded with a judge to ease the restrictions of the criminal protective order issued against him, and complained that the jail had

[Read More](#)

### **Man Pleads No Contest to Felony Violation of Gun Possession While on Probation, and Other Charges**

Jacob Lewis appeared in a preliminary hearing here late Friday in Sacramento County Superior Court to plead no contest to charges of a felony violation while on probation, and two misdemeanors.

[Read More](#)

### **Judge Chastises Man as ‘Crime Wave’ – Different Judge Considers Increased Penalty for Another Man’s Second Conviction**

During the first case, which took place in Riverside County Superior Court, Adrian Anthony Rivera had his list of previous crimes addressed and presented to the court.

[Read More](#)

### **Man Admits He Had Gun Illegally, but Claims He Did So to Protect Friend**

Jordan Paul Robinson was in Yolo County Superior Court in front of Judge Peter M. Williams last week, facing charges of possession of a firearm by a person previously convicted of a felony and, by extension, possession

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

[Read More](#)

### **Everyday Injustice Podcast Episode 129: New Orleans DA Jason Williams**

It was once a poster child for things like wrongful convictions and the carceral state. But the Orleans Parish DA has transformed his office—immediately dismissing over 400 cases that were prosecuted under his predecessor, a

[Read More](#)

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**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=NTc5MmE1ZDFkNWUzNWRmNQ==&h=ZGM0NTAxNmM3MzQ4YWM2ZTY4ZDZmMmNIZWQ4OTI0NTQ3NTRINjQ0MjFhZjBkMTE1MmE0OGJmZjU1NjI4ZjY5ZA==&p=YXAzOnNmZHQyOmF2YW5hbGpvOmlzY2EyYmJkMmVINTQ2N2NmNWQ3NDEwZDM1NDE1YTQ3OnYxOnQ=>

**Sacramento Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/Sacramento-Court-Watch-1432660796849531/&g=ZGQxNzVjMWI4NDYyM2Q3Ng==&h=NzlyMTJhMTI0MGViNjg0NjcZmFINzRmY2Y1YjYzYW5hbGpvOmlzY2EyYmJkMmVINTQ2N2NmNWQ3NDEwZDM1NDE1YTQ3OnYxOnQ=>

**Twitter:** <https://avanan.url-protection.com/v1/url?o=https%3A//twitter.com/DavisVanguard&g=ODI0MDBhZWYzZGE4ZDY0MQ==&h=MDJIMThhNTg1ZjhhMjU0YzQxODE3ZWQ4MDYzMTBhOTkxY2lwYmU1NWRmMWI3NTMzMzIzMTUxNWlyZWYxNWVhZjYzYW5hbGpvOmlzY2EyYmJkMmVINTQ2N2NmNWQ3NDEwZDM1NDE1YTQ3OnYxOnQ=>

**YouTube:** <https://avanan.url-protection.com/v1/url?o=http%3A//www.youtube.com/davisvanguard&g=MjI0ODdIMjk3MTIkOGNjMw==&h=ZWMyNDQxNWE5ZDQ4MjFkYWUxZWVhOTU0Zjk1OWQzNDdmOWY1NzJIZGMzMGlzODFIM2UyYWY3NjJkMmNjNjA0Yg==&p=YXAzOnNmZHQyOmF2YW5hbGpvOmlzY2EyYmJkMmVINTQ2N2NmNWQ3NDEwZDM1NDE1YTQ3OnYxOnQ=>

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**Date:** Sunday, November 14, 2021 at 5:30:50 AM Greenwich Mean Time

**From:** Global Val

**To:** Ibarra, Valerie (PDR)



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Date: Sat, Nov 13, 2021 at 9:03 PM

Subject: Google Alert - San Francisco Public Defender

To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

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## San Francisco Public Defender

Daily update · November 14, 2021

NEWS

### [Recall of SF District Attorney Chesa Boudin Qualifies, Recall Election Set for June 2022 ...](#)

Davis Vanguard

Boudin, who is a former deputy public defender with the **San Francisco Public Defender's Office**, took office in 2019 after defeating former interim ...

Flag as irrelevant

### [Son Kills 'Clone' of Mother, and After Jury Majority Supports Insanity Plea, SF District ...](#)

Davis Vanguard

After some discussion between the prosecution and the defense, **San Francisco District Attorney Chesa Boudin** accepted an insanity plea.

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**Subject:** Everyday Injustice - Did Gascón's Office Improperly Handle a Murder Case? Prosecutor Offers Another Side to the Story

**Date:** Friday, November 12, 2021 at 5:01:06 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I think it would have been more appropriate given the legal posture and the circumstances of the case for him to refer Cachú to DJJ," Blair said. "DJJ can always reject, traditionally they reject because they don't have sufficient programming."

## Everyday Injustice Newsletter - November 12, 2021

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### **Mainstream Media Backs the Carceral State in the Their Coverage**

In the last month, the mainstream media in four different counties has sided decisively in opposition to criminal justice reform. Two of them in the form of puff pieces and two in the form of biased critiques on progressive prosecutors.

#### **LA Times - Lauds Yolo County DA Jeff Reisig**

The LA Times article lauds Yolo County DA Jeff Reisig for his release of Renwick Drake after a decade in prison. The problem is that they failed to note that the entire prosecution was a tremendous miscarriage of justice.

We had already responded in October to a similar puff piece in the Sacramento Bee. So Reisig charged a developmentally disabled 15-year-old for a crime as an adult when he was not the main person, not the main actor, and at most was following the lead from an older kid by whom he was highly influenced.

In fact, he overcharged the case as attempted murder which even the jury discounted with their acquittal.

Here's our coverage: [link](#).

#### **Orange County Register/ Daily News - Judge orders killer released after LA County prosecutor declines to present evidence at hearing**

The Orange County reporter gave a one-sided account of a complicated murder case where the juvenile involved was resentenced under Prop 57.

The article quoted heavily from Kathy Cady, a former LA DA who is heading up the recall effort.

“The victim’s family is devastated and feels abandoned by the justice system,” she said in an email to the Southern California News Group. “They feel that what has happened is not justice.”

We talked with prosecutor Alisa Blair who clarified what happened, why she felt Cachu should not have been charged as an adult and her efforts to get him DJJ and the judge’s unwillingness to work with the prosecution to get Cachu services.

This is clearly a case where reasonable people can disagree as to the proper outcome, but the newspaper should present a balanced account and let the readers decide and they did not do that here.

Today’s Story: [Prosecutor Offers Another Side to the Story](#)

### **Bee Coverage: “The Sacramento DA who prosecuted the Golden State Killer launches a true crime podcast”**

We focused on this on Tuesday. Basically the Bee did a little PR work for Sacramento DA Ann Marie Schubert.

“Schubert, who is running as an independent for California attorney general next year, has centered her campaign around “stopping the chaos” in California, blaming rising crime rates on Democratic leaders’ progressive policies on law and order.”

Continues: “She hopes the podcast will show people the process of solving crime and the subsequent impact on victims and policies.”

But don’t worry, “the podcast isn’t intended to be political.” But, “it is funded and promoted by Schubert’s campaign committee.”

### **Finally the Heather Knight Story Attacking Chesa**

We have covered this a lot: [here](#) and [here](#).

But compare the coverage in Heather Knight’s story to the one in the San Francisco Examiner run earlier [this week](#).

They ask a reasonable question: “Did Boudin botch this case, or did he do what any other DA might have done in similar circumstances?”

They note: “Three experts who examined Daniel testified that the crime resulted from severe mental illness, according to court documents. Dr. John Shields testified that Daniel suffered from schizoaffective disorder as well as Capgras syndrome, which is the delusional belief that an impostor has replaced a loved one.”

John Gudino, Daniel’s father and Betty’s ex-husband, sees her death as the tragic conclusion of their son’s descent into mental illness.

“We did feel he should have been in the hospital at that time,” said Gudino. “As his mother and father, and knowing the symptoms and what was happening during that time, the paranoia, the delusions ... many factors go into realizing his state.”

That’s a good account. We got that part of the story as well. Now the readers can decide based on accurate information.

Here’s the real problem with a lot of these - when I read the Knight piece and when I read the LA Times Reisig piece and when I read the OC Register piece, I knew that the full story was not being told here. It took me a little time to track it down and get a fuller story out.

The mainstream media is supposed to be unbiased and impartial. But when I see blatant bias in this coverage it makes me question how often they get stories wrong on other subjects that I am unfamiliar with.

Thanks for reading.

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## Criminal Justice News/ Commentary

### [Did Gascón’s Office Improperly Handle a Murder Case? Prosecutor Offers Another Side to the Story](#)

Andrew Cachu was just shy of his 18<sup>th</sup> birthday when he shot and killed 41-year-old Louis Amela outside a Palmdale restaurant in March 2015. But because of changes under state law, Prop. 57 passed by the voters

[Read More](#)

### [Rittenhouse Case Goes to the Jury, One Former Judge Thinks Judge Pushed For the Defense](#)

This week saw a dramatic close to the murder trial of Kyle Rittenhouse as he took the stand, cried, and the judge berated the prosecutor and the defense asked for a mistrial.

[Read More](#)

### [Facing the Death Penalty, Julius Jones Finds Oklahoma GOP Lawmakers Supporting Clemency Call to Governor](#)

Julius Jones, facing the death penalty for the 1999 murder of Edmond businessman Paul Howell, has found help from Republican state lawmakers this week, according to a press statement from “Justice for Julius (JFJ).”

[Read More](#)

### [Post Covid Pandemic: How States Have](#)

## Reformed the Bail System

Across the United States, multiple states, including West Virginia, Kentucky, Ohio, and New Jersey are attempting to reform their money bail system.

[Read More](#)

## Kyle Rittenhouse Gives Testimony on Deadly Shooting at Black Lives Matter Protest in Wisconsin

Then 17-year-old Kyle Rittenhouse, in August of 2020, drove from his home in Antioch, Illinois, to a Black Lives Matter protest in Kenosha, Wisconsin, where he shot and killed two people and wounded another.

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## COVID CDCR and Jail Dashboards

### Outbreak At CDCR's Central CA Women's Facility Worsens, 100+ Active Cases In Custody

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Judge Refuses to Grant Bail for Man Who Can't Get into Over-Crowded Drug Treatment Facility

A Yolo County Superior Court judge heard a bail motion regarding a man here this week, and although the judge turned down bail he considered releasing the man to a drug treatment facility—except the court

[Read More](#)

## **Man Set for Trial – Allegedly ‘Mean-Mugged’ Neighbor, and Then Shot Neighbor in Leg**

In a preliminary hearing here in Sacramento County Superior Court this week, Judge David Bonilla found there was sufficient evidence to hold the defendant, Xavier Jones, to answer to the felony charges filed against him.

[Read More](#)

## **Ex-Marine Accused of Child Sexual Abuse Testifies at Trial He Can’t ‘Give Truthful Answer’ as to Alleged Crime**

The trial of “Marine1” (his real name not used to protect the identity of the victim), accused of sexual penetration with a child under the age of 10 when the then-marine was serving at Camp Pendleton in 2010, wrapped

[Read More](#)

## **Man Misses Dog Companion, but Aims for Successful Completion of Rehab Project during Probation Extension**

Now on his third strike under Proposition 36, a defendant elected for a probation extension in an arraignment hearing on four drug-related charges here in Santa Barbara County Superior Court this Tuesday,

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 129: New Orleans DA Jason Williams**

It was once a poster child for things like wrongful convictions and the carceral state. But the Orleans Parish DA has transformed his office—immediately dismissing over 400 cases that were prosecuted under his predecessor, a

[Read More](#)

### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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**Subject:** FOR IMMEDIATE RELEASE: SF Jury Acquits Man Who Called 911 After Arguing with an Aggressive Repair Shop Owner  
**Date:** Thursday, November 11, 2021 at 2:40:27 AM Greenwich Mean Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 11.10.2021 - SF Jury Acquits Man Who Called 911 After Arguing with an Aggressive Repair Shop Owner.pdf

**FOR IMMEDIATE RELEASE:** November 10, 2021

**CONTACT:** SF Public Defender's Office | [PubDef-MediaRelations@sfgov.org](mailto:PubDef-MediaRelations@sfgov.org) | (628) 249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Jury Acquits Man Who Called 911 After Arguing with an Aggressive Repair Shop Owner**

SAN FRANCISCO – Today, a San Francisco jury acquitted a man (whose name we are omitting by request) on charges stemming from an argument he had with an aggressive owner of a car repair shop. Deputy Public Defender Alexa Horner represented the accused customer and showed the jury video surveillance of the encounter in which the shop owner showed verbal and physical aggression toward her client who ended up pushing the owner away in self-defense.

“Although the video surveillance has no audio, the body language clearly shows why my client felt threatened,” said Ms. Horner. “We are relieved that the jury used their common sense and followed the law to find him not guilty by virtue of self-defense.”

In April 2021, Ms. Horner’s client, a customer of the repair shop, experienced some problems with a car part that the repair shop had installed previously. When the customer returned to the shop to address the matter, he found himself talking to the owner who was on the other side of a plexiglass divider. The surveillance video showed the owner flailing his arms, waving the work order, and pounding his fists on the counter, all while the customer stood calmly on the other side. At one point, the owner appeared to push the plexiglass so hard that it bent forward and hit the brim of the customer’s hat, so the customer put up his hands to push it away. At that point, the owner came around the counter with his hands raised, and the customer pushed the owner once in an act of self-defense.

Ms. Horner’s client, who had never been arrested before, was charged with assault with force likely to cause great bodily injury, battery, and elder abuse because the man he pushed is over 65 years old -- although there was no way for the customer to have known the owner's age. There was also no evidence of great bodily injury resulting from the push.

The accused man’s statements and testimony remained consistent with the evidence, and the defense called character witnesses who spoke to his non-violent and honest nature. In contrast, when the shop owner testified, he made statements that were in direct contrast with the evidence.

“Our defense team worked skillfully to uncover what really happened in this situation and present it to the jury,” said San Francisco Public Defender Mano Raju. “I am grateful that this man got his day in court and proud of the strong representation that Ms. Horner and her team provided.”

The defense team included San Francisco Deputy Public Defender Alexa Horner, Investigator Terry

Collins, Paralegal Susan Larsen, and Intern Jonathan Ibarra-Paz. Video Expert Paul Endo enhanced the original surveillance video that the defense team presented in court.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

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(628)249-7946  
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**Subject:** Everyday Injustice - Vanguard Investigation: The Puzzling Case of Neron Dozier in Queens  
**Date:** Wednesday, November 10, 2021 at 5:01:37 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"The evidence all shows and suggests that this was a mixture of poor representation and lack of investigation," said Jarratt Adams.

## Everyday Injustice Newsletter - November 10, 2021

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### Support This Non-Profit Trying to Expose Injustices

The Vanguard is training the next generation of young progressive attorneys and journalists. Last year, 50+ interns from our internship program went on to law school.

There is so much we want to do, but to get there we need to hire the staff to training and mentoring these amazing young people.

What began as a small non-profit Davis Vanguard is continuing to grow...

- Local News - Davis Vanguard
- University Publications
  - Vanguard at UC Davis
  - UC Berkeley Vanguard
  - People's Vanguard of Los Angeles
- Everyday Injustice
  - Court Watch
    - Yolo County
    - Sacramento County
    - Alameda County
    - San Francisco County
    - Santa Barbara County
    - Los Angeles County
    - Much more...
  - Everyday Injustice Podcast
  - Daily Justice Reform News

- Prison Publications  
Mule Creek Post - coming soon!

We need your help. Can you become a sustaining member - \$100, \$50, \$25, \$15, \$10, \$5 per month is crucial to our ability to pay the bills and grow!

Go to: <http://davisvanguard.networkforgood.com>

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### Vanguard Investigation: The Puzzling Case of Neron Dozier in Queens

The criminal justice system is not known for being perfect. In fact, it is often scrutinized by its ability to dismantle the lives of innocent people.

[Read More](#)

### Appellate Court Rejects Arguments That Case Falls Under 1437

California's Third District Appellate Court this week quickly dismissed arguments by attorneys for Elijah Johnson that insufficient evidence supports his murder convictions and the associated special circumstances

[Read More](#)

### U.S. Supreme Court Hearing Case This Week about FBI Spying on Mosques, Muslim Community

Leila Rafei, a content strategist at the American Civil Liberties Union, recently authored an article about the FBI ordering an individual to spy on Mosques by posing as a Muslim convert in 2006 in Orange

[Read More](#)

### ACLU Helps Chinese American Scientist File New Complaint against Alleged Racially-Biased Investigation

A Chinese American scientist who said she was unlawfully investigated filed a new administrative complaint against the Departments of Commerce and Justice Tuesday.

[Read More](#)

## **What Happens When You're One of the 46,000 to 230,000 Wrongfully Convicted of a Crime?**

Of all individuals convicted of a crime in the U.S., according to the Chicago Tribune, between 2-10 percent of the convicts are innocent. Countless innocent individuals have spent years, decades, and even lifetimes

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## **COVID CDCR and Jail Dashboards**

### **Outbreak At CDCR's Central CA Women's Facility Worsens, 100+ Active Cases In Custody**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Double Murder Trial Interrupted by Threat against Accused**

The ongoing trial of Ronyae Haywood and Angel Shavers, alleged to have killed two men, was interrupted Tuesday morning here in Alameda County Superior Court when an altercation during the court's first

[Read More](#)

### **Pair to Stand Trial for Fire Started in Butane Honey Oil Lab**

Judge Shawn Bessey found Michael Desruissea and Kanisha Brown should stand trial for the fire that occurred in a shed containing a butane honey oil lab on July 18, 2019, in the pair's preliminary hearing Monday

[Read More](#)

## **Officer Appears to Waiver on Stand, but after Preliminary Hearing Man Held for Car Tampering**

Alfredo Castellano Mendoza is facing charges here in Riverside County Superior Court of dissuading, threatening, and intimidating a witness as well as tampering with a vehicle after he was discovered under a

[Read More](#)

## **Judge Asks Bail Agent Why Bail Company Did Not Work on Case Earlier, after One Year Extension**

In Yolo County Superior Court Department 1 this week, surety bail agent John Rorabaugh argued the bail company need more time to ensure the court appearance of defendant Pablo Martinez, and bail would not be forfeited.

[Read More](#)

## **Two Different Requests for Release – Two Different Outcomes**

Assistant Public Defender Susan Sindelar had two cases here Monday in Santa Barbara County Court—one turned out well, another not so much. “Lisa”\* (not her real name) appeared in Judge Raimundo Montes

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 129: New Orleans DA Jason Williams**

It was once a poster child for things like wrongful convictions and the carceral state. But the Orleans Parish DA has transformed his office—immediately dismissing over 400 cases that were prosecuted under his predecessor, a

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**Subject:** Everyday Injustice - Gathering at the Santa Clara Jail, Legislators and Reformers Call for Systemic Change; Rolling Out New Editorial Policy  
**Date:** Tuesday, November 9, 2021 at 5:00:41 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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The prosecution then asked the court "How do you know it's an attack? Mr. McMichael said it perfectly: 'He is trapped like a rat.'"

## Everyday Injustice Newsletter - November 9, 2021

### Local Media Carrying Water For Traditional Prosecutors - This Time in Sacramento

By David Greenwald

We have been hammering San Francisco Media for weeks, how about some \*love\* for the Sacramento media doing their best to support Anne Marie Schubert as she runs for Attorney General.

This could have been written by her PR team.

**Headline:** "The Sacramento DA who prosecuted the Golden State Killer launches a true crime podcast"

Let's remind the voters that Schubert prosecuted the Golden State Killer even though it is completely irrelevant to the article.

Now this: "Sacramento District Attorney Anne Marie Schubert wants to show people the "behind the scenes" of police work in a new podcast she's launching called "Inside the Crime Files.""

Nothing like a little PR for the old podcast.

Next line: "Schubert, who is running as an independent for California attorney general next year, has centered her campaign around "stopping the chaos" in California, blaming rising crime rates on Democratic leaders' progressive policies on law and order."



Continues: "She hopes the podcast will show people the process of solving crime and the subsequent impact on victims and policies."

But don't worry, "the podcast isn't intended to be political." But, "it is funded and promoted by Schubert's campaign committee."

The article continues: "A promotional email, sent Monday from her campaign, said the stories recounted in the podcast demonstrate 'just how dangerous it is for politicians to conflate criminals with victims, and political narratives with the truth.'"

Let's get this straight. The Bee promoted the candidate as the prosecutor of a high profile serial murderer. It is promoting her campaign material from her campaign material. It repeats uncritically her critique of progressives and purports to claim that her material is not political (but it establishes the narrative of her campaign).

"I prosecuted the Golden State Killer, the Second Story Rapist, and hundreds of violent criminals for one purpose: to keep our communities safe," Schubert said in the campaign email. "Now, I'm sitting down with the prosecutors, detectives, experts, witnesses, and victims who participated in some of the most innovative pursuits of justice shaping the course of criminal justice history."

The article does mention the incumbent Bonta in passing at the end, but for the most part is an uncritical promotional article that uncritically promotes the work and narratives of Schubert.

Must be nice to get free publicity.

Thanks for reading.

Support our work with a [one-time donation](#) or become a [sustaining member](#).



## Criminal Justice News/ Commentary

### [Commentary: After GOP Sweep, Virginia's AG-Elect Takes Aim at Reform Prosecutors](#)

The impact of the Republican sweep in Virginia on November 2 won't be limited to Glenn Youngkin's winning his dog-whistle gubernatorial campaign. Attorney General-elect Jason Miyares, an ardent opponent of gun control and

[Read More](#)

### [Co-Defendant in Ahmaud Arbery Murder Trial Describes Victim as 'Cornered Like a Rat,' Claims Prosecution](#)

Opening arguments began here last Friday in the trial for those accused of killing Ahmaud Arbery on Feb. 23, 2020—the three co-defendants included Gregory McMichael, his son Travis McMichael, and their neighbor William Bryan.

[Read More](#)

### [SF District Attorney Chesa Boudin Implements Two New Public Dashboards to Share Prosecution Data with Public](#)

San Francisco District Attorney Chesa Boudin Monday announced the addition of two new dashboards on the San Francisco District Attorney's website that will allow the public to track criminal justice information.

[Read More](#)

## **Police Watchdog Calls for Full Access to Body Cam Footage – NYPD Says No.**

The New York Police Department is undermining investigations into police abuse by refusing to give full access to body-worn camera footage, according to a new report by a city watchdog agency.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Grants Defendant a Second Chance to Complete Treatment Program after Previously Being Kicked Out**

“J\_\_\_\_\_” \* here in Yolo County Superior Court Monday was accepted into a treatment facility after previously failing to complete it, with Judge Peter Williams gives the defendant a second chance to complete the

[Read More](#)

### **Officer Testifies, but Doesn't 'Recall' Much, during Trial in Fatal DUI Crash Case**

An officer—who responded “I don’t recall” to key questions—testified Monday here in Alameda County Superior Court during the murder trial of Tyler Underwood, who was arrested for drunk driving and crashing his

[Read More](#)

### **Defense Lawyers Win Due Process Argument, Insisting Missing Cop Body-Cam Footage Needed before Preliminary Hearing**

Eny Avilaalmdarez and Jose Rosales appeared in front of Alameda County Superior Court Judge Stephanie Soto for their preliminary hearing here last week, only to be turned away due to the difficulty their lawyers

[Read More](#)

### **Man Convicted in Absentia of Loitering; Woman Found in Violation of Kennel Law**

“S\_\_\_”\* was found guilty of loitering in a public parking lot and was unable to defend himself in Santa Barbara County Superior Court Monday since he was not present—Judge Jean Dandona presided over the

[Read More](#)

### **Judge Sends Driver Accused of 4th DUI to Jail, Calls Her ‘Out of Control’**

Early Monday morning in Stanislaus County Superior Court, Judge Dawna Reeves heard a defendant’s not-guilty plea to her fourth charge of DUI while still owing jail time for her third DUI conviction, and then

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

[Read More](#)

### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

[Read More](#)

Davis Vanguard | 530-400-2512 | [Email](#) | [Website](#)

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**Subject:** RE: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Tuesday, November 9, 2021 at 2:09:14 AM Greenwich Mean Time

**From:** Calloway, Peter (PDR)

**To:** Ibarra, Valerie (PDR), Nguyen, Vilaska (PDR), Taylor, Olivia (PDR)

Certain aspects of this policy are pretty telling. I just don't think they view these issues the way they sometimes hold themselves out to, or they at least have a really undeveloped politics around them.

*There are a fair number of higher profile cases and certainly a fair number of individuals who committed serious and dangerous crimes and are rightly being held accountable following their constitutionally protected due process of law.*

I would be interested for him to point to an example that he think represents accountability. One pretty basic truth in the abolition discourse is that this system punishes, it does not hold people accountable. And the notion that people who are convicted were afforded constitutionally protected due process (setting aside the funny image of the constitution protecting itself), is of course laughable.

*And we are aware that prosecutors often accuse people of crimes for reasons other than justice, and until and unless those charges are proven, those accused should not suffer negative consequences by being named.*

The obvious implications being (1) that sometimes prosecutors accuse people of crimes *because* of justice, and (2) that those who are not merely accused, but convicted, *should* suffer negative consequences by being named.

*The key, then, is to find a way to hold the people accountable who should be held accountable without making life unnecessarily difficult for those who made mistakes but are trying to get past them, get jobs, and otherwise move on with their lives.*

Again, accountability for whom? I think publicizing the names of cops and DAs and judges who commit misconduct could conceivably be part of accountability. But I struggle to imagine a single instance where it would meaningfully contribute to accountability for our clients.

And of course then the policy involves some fuzzy definitions about high profile and serious felony cases.

I may just be venting, but I'm really not sure about this guy. I'm tempted to way soften this and email it to him to start a conversation.

-----Original Message-----

From: Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

Sent: Monday, November 8, 2021 8:52 AM

Subject: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

Good morning. Wanted to share this change in policy from the Davis Vanguard about when they will and won't publish the names of the accused. You'll see the new criteria at the end, and they are accepting requests to remove people's names if they fall within their criteria, but they will not be removing articles. Hopefully this will help address some of the concerns folks have raised.

<https://www.davisvanguard.org/2021/11/vanguard-to-remove-reference-to-names-of-those-accused-in-court-watch-coverage/>

Have a good day,  
Valerie

**Subject:** RE: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Monday, November 8, 2021 at 10:01:25 PM Greenwich Mean Time

**From:** Eggers, Tamar (PDR)

**To:** Ibarra, Valerie (PDR)

I am calling you from my desk.

Best regards,  
Tamar Eggers  
(pronouns: she/her/hers)  
Paralegal  
Office of the Public Defender, SF  
415.553.9640

-----Original Message-----

From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

Sent: Monday, November 8, 2021 1:55 PM

To: Eggers, Tamar (PDR) <[tamar.eggers@sfgov.org](mailto:tamar.eggers@sfgov.org)>

Subject: Re: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

I am working from home. Feel free to give me a call whenever you have a few minutes. My work cell is 628.249.7946.

Thanks!

> On Nov 8, 2021, at 1:46 PM, Eggers, Tamar (PDR) <[tamar.eggers@sfgov.org](mailto:tamar.eggers@sfgov.org)> wrote:

>

> Hey Valerie. Are you working from home today?

>

> Do you have a moment to talk?

>

> Best regards,

> Tamar Eggers

> (pronouns: she/her/hers)

> Paralegal

> Office of the Public Defender, SF

> 415.553.9640

>

> -----Original Message-----

> From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

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- >
- > Have a good day,
- > Valerie



**Subject:** Re: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Monday, November 8, 2021 at 9:55:21 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Eggers, Tamar (PDR)

I am working from home. Feel free to give me a call whenever you have a few minutes. My work cell is 628.249.7946.

Thanks!

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> Paralegal

> Office of the Public Defender, SF

> 415.553.9640

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> From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

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**To:** Ibarra, Valerie (PDR)

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Tamar Eggers  
(pronouns: she/her/hers)  
Paralegal  
Office of the Public Defender, SF  
415.553.9640

-----Original Message-----

From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

Sent: Monday, November 8, 2021 8:52 AM

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<https://www.davisvanguard.org/2021/11/vanguard-to-remove-reference-to-names-of-those-accused-in-court-watch-coverage/>

Have a good day,  
Valerie

**Subject:** Re: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Monday, November 8, 2021 at 6:13:52 PM Greenwich Mean Time

**From:** Ibarra, Valerie (PDR)

**To:** Raja, Aleem (PDR)

I bcc'd everyone.

---

**From:** Raja, Aleem (PDR) <aleem.raja@sfgov.org>

**Sent:** Monday, November 8, 2021 9:40 AM

**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

**Subject:** RE: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

Thanks Valerie - who did this email go to?

Aleem Raja  
Pronoun "He"  
Deputy Public Defender  
415-575-8865

-----Original Message-----

From: Ibarra, Valerie (PDR)

Sent: Monday, November 8, 2021 8:52 AM

Subject: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

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<https://www.davisvanguard.org/2021/11/vanguard-to-remove-reference-to-names-of-those-accused-in-court-watch-coverage/>

Have a good day,  
Valerie

**Subject:** RE: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Monday, November 8, 2021 at 5:40:35 PM Greenwich Mean Time

**From:** Raja, Aleem (PDR)

**To:** Ibarra, Valerie (PDR)

Thanks Valerie - who did this email go to?

Aleem Raja  
Pronoun "He"  
Deputy Public Defender  
415-575-8865

-----Original Message-----

From: Ibarra, Valerie (PDR)

Sent: Monday, November 8, 2021 8:52 AM

Subject: Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

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<https://www.davisvanguard.org/2021/11/vanguard-to-remove-reference-to-names-of-those-accused-in-court-watch-coverage/>

Have a good day,  
Valerie

**Subject:** Everyday Injustice - Gathering at the Santa Clara Jail, Legislators and Reformers Call for Systemic Change; Rolling Out New Editorial Policy  
**Date:** Monday, November 8, 2021 at 5:00:56 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"Sometimes folks say that the system is broken," Assemblymember Ash Kalra said. "The reality is the system is designed exactly how it was supposed to be designed by those that were in power to incarcerate, to create an industry where a lot of people make a lot of money and a lot of families and neighborhoods get devastated. That's by design."

## Everyday Injustice Newsletter - November 8, 2021

### Vanguard To Remove Reference to Names of Those Accused in Court Watch Coverage

**By David M. Greenwald**  
Executive Editor

The Vanguard is continuing its ongoing effort to provide transparency to the criminal legal system while highlighting injustice and official wrongdoing.

Since March of 2020, the Vanguard has expanded its court coverage from primarily three counties Yolo (2010), Sacramento (2017) and San Francisco (2019) to regular coverage in Alameda, Santa Barbara, and Los Angeles with auxiliary coverage in a number of other counties - Fresno, Riverside, Ventura, Merced, Stanislaus, Contra Costa and a number of others.

As our coverage has expanded - we have become keenly aware that our coverage creates unintended consequences.

Previously the Vanguard has issued two policies that have separated it from other media.

While most media will not use the names of minor victims or victims of sexual assault, the Vanguard has for a number of years had an express policy not to name any victims EXCEPT those who are deceased.

In addition, the Vanguard also in 2016 stopped reporting the names of civilian witnesses. That means witnesses who are otherwise private citizens. While it is important to identify people like police officers, experts, and other professionals, using the names of civilian witnesses puts them into a Google search and connects them with the case and potentially the crime.

The issue of identifying people accused of crimes is more complicated.

There are a fair number of higher profile cases and certainly a fair number of individuals who committed serious and dangerous crimes and are rightly being held accountable following their constitutionally protected due process of law.

Further it is difficult to hold the Government accountable for official misconduct - prosecutorial, police or otherwise without a clear record that includes a visible victim / witness to that misconduct.

At the same time, we receive a number of requests to remove names and in fact entire articles in order to lessen the harm done to people who are otherwise minor actors in the system. Some of whom were accused but not convicted of crimes - others who are accused of minor offenses.

And we are aware that prosecutors often accuse people of crimes for reasons other than justice, and until and unless those charges are proven, those accused should not suffer negative consequences by being named.

While these are very much public hearings - there really is no benefit to the public or the people involved to name many of the people in these cases.

The key then is to find a way to hold the people accountable who should be held accountable without making life unnecessarily difficult for those who made mistakes but are trying to get past them, get jobs, and otherwise move on with their lives.

Over the years, the Vanguard has debated these questions not only internally but with people who work in public defender and district attorney offices.

In an effort to balance these competing considerations, the Vanguard is rolling out a new policy:

We will continue to publish names of those accused in the following instances:

Cases where the individual accused of a crime will be identified:

- High profile cases
- Cases involving serious felonies
- Cases involving government or police misconduct

Cases where the Vanguard will no longer name them:

- Misdemeanor cases
- Other low profile cases that do not have justice implications
- Sexual abuse cases where there is a name tied to the victim

The Vanguard will not under any circumstance depublish an article, but individuals can request the removal of their name from past publications or cases where the alleged offense is non-serious, the matter has been dropped or the charges were dismissed and potentially other considerations, as determined by the Vanguard Editor.

Requests should be written with as much detail as possible: [info@davisvanguard.org](mailto:info@davisvanguard.org)

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## Criminal Justice News/ Commentary

### **Gathering at the Santa Clara Jail, Legislators and Reformers Call for Systemic Change**

Three state legislators joined Prisoner's United, Silicon Valley debug and Santa Clara DA Candidate Sajid Khan in front of the Santa Clara County Main Jail on Sunday pushing for reform legislation.

[Read More](#)

### **Family of Edward Johnson, 76-Year-Old Who Died of COVID-19 while in Sacramento Jail, Speaks Out**

Edward Johnson was the 76-year-old who died last Monday of COVID-19 while incarcerated at Rio Cosumnes Correctional Center (RCCC), according to his family.

[Read More](#)

### **Commentary: Data Shows Boudin Charging More Serious Crimes, Less Minor Crimes**

If one believes the hype from certain writers at the San Francisco Chronicle, District Attorney Chesa Boudin has figuratively opened up the jail by dropping most criminal charges against anybody. But reality is usually not so

[Read More](#)

### **Everyday Injustice Podcast Episode 129: New Orleans DA Jason Williams**

It was once a poster child for things like wrongful convictions and the carceral state. But the Orleans Parish DA has transformed his office—immediately dismissing over 400 cases that were prosecuted under his predecessor, a

[Read More](#)

### **Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage**

The Vanguard is continuing its ongoing effort to provide transparency to the criminal legal system while highlighting injustice and official wrongdoing.

[Read More](#)

## **SF District Attorney Launches Campaign to Increase Reporting of Elder Abuse**

San Francisco District Attorney Chesa Boudin has announced a campaign to protect elders and prevent instances of elder abuse in San Francisco, urging witnesses and community members to report all forms of

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Shows Sympathy and Suspends, Reduces Fines for Convicted in Multiple Cases on Friday**

Mandatory court fees are an increased burden in California courts, note criminal justice reformers, but Judge Eric Isaac reduced multiple fines for those

[Read More](#)

### **Man Pleads Not Guilty to Felony Robbery Charge, Public Defender Claims DA 'Bolstering the Case'**

Joshua R. Godwin pleaded not guilty to a felony robbery charge in a preliminary hearing before Judge Thomas Adams in Santa Barbara County Superior Court late last week.

[Read More](#)



## **Probable Cause Questioned in Search of Man in Vehicle; Judge Disagrees**

A Sacramento Police Dept. sergeant and officer testified in a preliminary hearing Friday against a man accused of possessing various drug paraphernalia while in the passenger seat of a vehicle flagged by the police

[Read More](#)

## **Judge Upholds Jury's Death Sentence Decision in Retrial of 2001 Murder of a Police Officer During Loud Music Call**

Riverside County Superior Court Judge Charles Koosed Friday upheld the jury's recommendation for a death penalty sentence in the retrial of 2001

[Read More](#)

## **'Desperate' Defendant Offers Guilty Plea in Last Effort to Proceed with Case**

After having been in custody for more than a year now, Jesus Beltran offered a guilty plea to the prosecution as a last ditch effort to move forward with his case, his attorney told the judge here last week

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

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### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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**Subject:** Vanguard to Remove Reference to Names of Those Accused in Court Watch Coverage | Davis Vanguard

**Date:** Monday, November 8, 2021 at 4:52:21 PM Greenwich Mean Time

**From:** valerie.ibarra@sfgov.org

**BCC:** PUBDEF-EVERYONE

Good morning. Wanted to share this change in policy from the Davis Vanguard about when they will and won't publish the names of the accused. You'll see the new criteria at the end, and they are accepting requests to remove people's names if they fall within their criteria, but they will not be removing articles. Hopefully this will help address some of the concerns folks have raised.

<https://www.davisvanguard.org/2021/11/vanguard-to-remove-reference-to-names-of-those-accused-in-court-watch-coverage/>

Have a good day,  
Valerie

**Subject:** Fwd: Google Alert - San Francisco Public Defender  
**Date:** Saturday, November 6, 2021 at 6:39:54 AM Greenwich Mean Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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From: **Google Alerts** <[googlealerts-noreply@google.com](mailto:googlealerts-noreply@google.com)>  
Date: Fri, Nov 5, 2021 at 10:03 PM  
Subject: Google Alert - San Francisco Public Defender  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

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## San Francisco Public Defender

Daily update · November 6, 2021

NEWS

### [San Francisco to pay \\$2.5 million in police killing of unarmed fleeing man | Courthouse News Service](#)

Courthouse News Service

In November 2020, **San Francisco** District **Attorney** Chesa Boudin, a former **public defender** who ran on a progressive platform vowing to hold police ...

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### [Public Defender Warns 'Fearmongering' Journalism Threatens Progressive Criminal Justice ...](#)

Davis Vanguard

Angelina is a junior at UCSB from **San Carlos**, California studying Psychological and Brain Sciences and History pursuing a pre-law track.

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### [Police, Other Data Show There May Be More to Shopliftings, Walgreens' Exodus in San ...](#)

Davis Vanguard

By Paige Laver **SAN FRANCISCO**, CA - Civil rights **attorney** and executive director of Zealous, Scott

Hechinger, went to Twitter to discuss the ...

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### [Stabbing death fuels immigration criticism in Florida - San Francisco Chronicle](#)

San Francisco Chronicle

The State **Attorney's** Office in Jacksonville said he had been apprehended by the U.S. Border Patrol earlier this year but could not confirm whether ...

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### [EXPLAINER: How the Arbery trial got a nearly all-white jury - San Francisco Chronicle](#)

San Francisco Chronicle

If a judge allows a challenge to a peremptory strike, the **attorney** who wants to remove a juror must offer a "race-neutral" reason for doing so.

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### [Michigan has a new criminal court standard on indigency, Here's what it means](#)

Manistee News Advocate

Jared Henry, chief **public defender** with the Manistee-Benzie **Public Defender's** ... "Attorneys at the **public defenders** office do nothing but handle ...

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### [Lacey, Cooley Add Voices to DA Union's Legal Action Over Gascon Hires | KFI AM 640](#)

KFI AM 640

**San Francisco** And Los Angeles District Attorneys Make Announcement ... the defendants to refrain from hiring **public defenders** or other candidates ...

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**Subject:** Everyday Injustice - Police, Other Data Show There May Be More to Shopliftings, Walgreens' Exodus in San Francisco

**Date:** Friday, November 5, 2021 at 4:03:12 PM Greenwich Mean Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Hechinger wrote, "Retail theft in particular is down almost 40 percent since YTD in 2018, a huge drop not plausibly explained by 'lack of reporting'."

## Everyday Injustice Newsletter - November 5, 2021

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### **It's Hard to Make a Reasoned Base Case That Things Are Worse Under the SF DA**

**By David Greenwald**

After a damaging article by Heather Knight, the Chronicle put out a comprehensive report showing how DA Boudin is prosecuting cases.

The Chronicle found that Boudin's overall charging rate is 48% or "slightly lower than predecessor George Gascón's 54% in his last two years and on par with Gascón's charging rates in 2016 and 2017."

They find, "The data shows that homicide conviction rates have increased from 67% of 39 cases during the final two years of Gascón's leadership to 83% of 42 cases under Boudin, while rape conviction rates have decreased from 81% of 48 cases under Gascón to 70% of 40 cases under Boudin "

"But charging rates offered the most revealing look at how Boudin has changed the office," they reported.

Rachel Marshall, the spokesperson for DA Boudin's office, tweeted: "Key takeaway: the data show that charging rates for homicide and rape cases have increased significantly under DA @chesaboudin."

Couple that with reporting on crime data, and much of the case against the DA seems to go away.

Scott Hechinger tweeted, "Retail theft in particular is down almost 40 percent since YTD in 2018, a huge drop not plausibly explained by 'lack of reporting'."

This is a key point. The 35 year trend shows shoplifting rates peak at 800 per 100,000 in 1988 and fall as low as 200 per 100,000 in 2016.

In order for the non-reporting theory to hold water, you would have to argue that non-reporter of crimes has increased enough over the last three years to offset what is a 40 percent drop in reported crime.

Can that theory hold water? Maybe, but don't you have to have data to prove it? Something would have to cause there to be a sharp increase in non-report at the same time there is a surge in actual incidents in order for that theory to be true - that doesn't seem very plausible.

Do I believe that certain percentage of crimes go unreported? Of course. It makes all the sense in the world.

But again, that's not what this theory would entail, it would entail an increasing amount of non-reported crimes over and above what occurred in 2018 - and there doesn't seem to be a cause chain there.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Police, Other Data Show There May Be More to Shopliftings, Walgreens' Exodus in San Francisco

Civil rights attorney and executive director of Zealous, Scott Hechinger, went to Twitter to discuss the recent Walgreens shoplifting exodus, and why it may not be the fault of San Francisco District Attorney

[Read More](#)

### Public Defender Warns 'Fearmongering' Journalism Threatens Progressive Criminal Justice Reform

The New York Times and NPR recently released articles regarding the highly awaited FBI 2020 crime statistics that Brooklyn Public Defender and civil rights attorney Scott Hechinger argues prioritized

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### The Story of the Mule Creek Post

A prison newspaper is a tricky thing. There are so many variables and intricacies involved in getting it up and running, and then keeping it operating. Anyone attempting such a ridiculously foolhardy endeavor might easily be

[Read More](#)

## **California Combats Use of Force Against Journalists at Protests by Passing Senate Bill No. 98**

On Oct. 9, Governor Gavin Newsom signed Senate Bill No. 98, a bill that would grant journalists unobstructed entrance and documentation inside the closed areas by peace officers due to demonstration, march,

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **After Preliminary Hearing, Trial Set in Series of Catalytic Converter Thefts at Sacramento Airport**

Sacramento County Superior Court Judge Stacy Boulware Eurie heard from just two prosecution witnesses this week at Jeffery Giuffre's preliminary hearing before ruling Giuffre should stand trial for allegedly

[Read More](#)

### **Mistaken Identity Case Puzzles Court – Resolved with Signed Stipulation and More Descriptive Warrant**

In Yolo County Superior Court this week, the court resolved a mistaken identity situation in which the wrong man named Danny Sanchez, Sr., was facing misdemeanor charges meant to be charged against a different

[Read More](#)



## **Public Defender Accuses Prosecutor of Multiple Acts of Misconduct While Jury Deliberates in Attempted Murder Trial**

Assistant Public Defender Martina Avalos detailed a number of alleged actions of misconduct against Prosecutor Karen Catalona after the jury left the room to begin deliberations Thursday in the attempted

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## **Witnesses Testify, Video Evidence Shown to Jury in Ongoing Double Murder Trial**

Several witnesses were called by the prosecution to testify Thursday morning at Alameda County Superior Court in the ongoing double murder jury trial of Ronyae Haywood, accused of shooting and killing two men

[Read More](#)

## **Second Day of Jury Selection Held in Wine Bottle Murder Trial**

San Francisco County Superior Court Judge Christopher C. Hite reconvened the second day of jury selection for a murder trial Thursday—Casey Murray is accused of murdering his girlfriend with a wine bottle.

[Read More](#)

## **Judge Adamant about Not Sending Woman with 9 Charges to Prison**

Judge Von Deroian of the Lompoc Division of Santa Barbara County Superior Court Tuesday sentenced Jeannette Almanza—who was facing eight misdemeanors and one felony burglary charge—to a suspended

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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### **Everyday Injustice Podcast Episode 127:**



**Subject:** Everyday Injustice - In the Long View of Justice, Tuesday Was Not a Setback But Another Turn in the Track  
**Date:** Thursday, November 4, 2021 at 4:00:10 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"The evidence at this trial was incredibly weak, and our post-conviction investigation unearthed even more evidence supporting his long standing claim of innocence," said Counsel at the Mid-Atlantic Innocence Project

## Everyday Injustice Newsletter - November 4, 2021

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### SF Police Officer Faces Murder Charges

San Francisco Police Department Officer Kenneth Cha was formerly charged with homicide Tuesday, nearly five years after he gunned down Sean Moore on Jan. 6, 2017 during a noise ordinance call, announced San Francisco District Attorney Boudin.

It's only the second homicide prosecution against an on-duty law enforcement officer in San Francisco history.

Cha has been charged with voluntary manslaughter, assault with a semi-automatic firearm, infliction of great bodily injury and enhancements for personal use of a firearm. Moore died three years after the injuries inflicted by Officer Cha.

"After a thorough investigation, my office is holding Officer Cha accountable for the death of Sean Moore, whom he lacked a lawful basis to even arrest. When officers inflict unwarranted violence in flagrant disregard of their training, it denigrates the hard work of other police officers and shatters the trust our community places in law enforcement," San Francisco District Attorney Chesa Boudin.

"Rebuilding that trust requires us to hold those officers who inflict unlawful violence accountable. We rely on officers to follow their training and to deescalate situations; instead, in just eight minutes, Officer Cha

elevated a nonviolent encounter to one that took Sean Moore's life. Sean Moore was unarmed and at his own home when Officer Cha shot him twice," added Boudin.

The DA's Office chronicled the events of Jan. 6, 2017, noting that Officers Cha and Colin Patino responded to Moore's San Francisco home following a report by a neighbor that Moore was "violating a temporary restraining order that prohibited noise harassment." The neighbor did not request a citizen's arrest.

The DA Office said body worn camera footage showed the Moore didn't want to talk with police, denied harassing his neighbor, noting that he was only cleaning the stairs and emptying trash. Officers refused to leave, Cha allegedly pepper sprayed Moore and Officer Patino inadvertently hit by the spray.

Reportedly, officers "continued to order Mr. Moore outside, telling him he was under arrest, and Officer Cha threatened to kick in the gate if Mr. Moore did not come outside on his own. Mr. Moore came outside his home behind the security gate and informed the officers that he needed medical attention," said the DA Office.

Minutes later – this entire episode took just eight minutes – officers, said the DA Office, "ran up the stairs a third time with their batons raised. As Mr. Moore began retreating backwards up the steps toward his home, Officer Patino hit him with his metal baton. Mr. Moore struck back, and Officer Patino fell down the stairs.

"Officer Cha drew his gun, pointed it at Mr. Moore and ran up the steps towards Mr. Moore, who reacted by kicking in the direction of Officer Cha. Officer Cha shot Mr. Moore twice in the abdomen. The gunshots lacerated Mr. Moore's liver and struck his right colon, scarring internal organs and causing severe abdominal adhesions.

[Full article](#)

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## Criminal Justice News/ Commentary

### [Commentary: In the Long View of Justice, Tuesday Was Not a Setback But Another Turn in the Track](#)

Is your cup half full or half empty this week? I can tell you mine is empty and I'm soaking wet from the water splashing around as the rollercoaster of life rolls on. And that's how I feel in general – I'm not an optimistic or a pessimist, I'm just

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### [Innocence Project and Conviction Integrity Unit Probe Leads to Reversing Wrongful Conviction After 17 Years](#)

David Morris' murder conviction Wednesday was overturned by Baltimore Circuit Judge Charles Peters after Morris spent 17 years in prison on a wrongful murder conviction.

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### [Video Urging Covid-19 Vaccinations](#)

## Shown In Jail

Local community leaders and organizations have collaborated with the Alameda County Public Defender's Office to create educational videos for incarcerated persons that targets COVID-19 vaccine skepticism at Santa Rita

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## North Philadelphia Meeting Calls for Safety in Schools and Beyond

At a meeting at Mary McLeod Bethune School in North Philadelphia, students, educators, law enforcement, and city officials discussed how to address the threat of violence in the community and how to keep schools a safe haven for

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## The Real Cost of Prison Labor Is an Ethical Problem

In the United States, countless large corporations benefit from prison labor. Unfortunately, although this provides a boost to the economy, this indentured-like servitude has harmful effects on prisoners and is against the

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Man Objects to 32-Year-Old Conviction Resulting in Trial – States He's Not Aware of Constitutional Rights

Although his public defender argued his charges should be reduced at Rick Smith's preliminary hearing Tuesday in Sacramento County Superior Court, Smith will face trial for felony possession of a controlled

[Read More](#)

### **Defense Request for Leniency with Probation in Sherman Oaks Gun Case Rejected**

A defense proposal for adjustments to Joshua Joffred's probation terms was rejected in Ventura County Superior Court Tuesday—Joffred was originally arrested on suspicion of various firearm violations, but now has

[Read More](#)

### **Judge Gives Stern Ruling to No-Show DUI Man, Drops Charges for Another Accused after Violation of Due Process**

Wilbert Larkin, accused of theft and two counts of driving under the influence (DUI), received a strong and stern ruling from the judge here in Riverside County Superior Court for continually failing to appear in

[Read More](#)

### **Judge Upholds Murder Conviction from 2010 Attempted Carjacking**

Judge Nancy A. Leo oversaw a resentencing hearing here Monday in Stanislaus County Superior Court for Daniel Pantoja, who was convicted of felony murder but petitioned the court to resentence him because he

[Read More](#)

### **Santa Maria Teen Charged with Murder, Enhancements**

Eighteen year-old Fernando Camarillo Cervantes will stand trial for murder after his preliminary hearing here in Santa Barbara County Superior Court Monday before Judge James Herman.

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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**Subject:** Everyday Injustice - Death in Sacramento Jail; SF DA Prosecutes Cop After Victim Dies Three Years Later  
**Date:** Wednesday, November 3, 2021 at 4:01:54 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“While the Sacramento Sheriff’s department are reporting zero COVID-related deaths, advocates are hearing reports from incarcerated workers inside that someone was found dead in their cell around 1 AM on Thursday, October 21.”

## Everyday Injustice Newsletter - November 3, 2021

### Not a Great Night Overall For Justice Reform

By David Greenwald

Some are going as far as to declare that “Defund Police” movement is dead. I won’t go that far. In fact, I would argue that overall given the difficulty of reading the signal through the noise, the idea of shifting functions of policing outside of the traditional set up is very much alive and well.

Given the tumult of the last nearly two years, the historic spike in murders, and the potential for pushback, I’m not sure that the results from Tuesday really tell us much.

In Minneapolis, the epicenter of George Floyd, whose death 18 months ago triggered protests and potential for systemic change, the result was not great. 12 point defeat for a place to replace the police department.

Writes the Star Tribune: “The final votes ended a contentious and closely watched election cycle centered on how far the city would go to reinvent policing, 18 months after Floyd was filmed pleading for breath under an officer’s knee. Since then, a city already battered by a global pandemic was the site of the worst



urban riots in three decades, a surge in violent crime and a wrenching trial that resulted in murder convictions for the first officer tried in Floyd's death.”

And a radical move to end the police department was defeated by a 56-44 margin. Given that this was an issue not even considered prior to June 2020, I'm not sure the result is really that surprising or even devastating. The question will be where one goes from here.

Meanwhile, the opposite really happened in Austin.

As the Statesman reports: “Austin's Proposition A was crushed Tuesday, as voters overwhelmingly rejected a plan to hire hundreds of police officers at a cost city officials say they could not afford without making significant budget cuts elsewhere.”

“The margin was a bit of a shock, as those close to the race came into the night expecting a tighter result following months of strong campaigning on both sides,” the paper adds.

This was an effort if you will to roll back a defund the police vote by the council, it was opposed by 10 of the 11 Council members and the voters supported the changes to the police overwhelmingly.

In Cleveland, voters approved increased civilian oversight of the police.

Reports the Plain Dealer: “The amendment, Issue 24 on the ballot, gives a Civilian Police Review Board authority to investigate complaints from the public against officers and to order disciplinary action.

“A powerful Community Police Commission, which will oversee the review board and have ultimate say in disciplinary action, will also have broad policy making powers and operate independently from the mayor’s administration.”

Meanwhile a bad result for justice reform in Seattle.

Seattle Times: “Republican Ann Davison held a strong 58% to 41% lead in the race for Seattle city attorney, with returns Tuesday showing voters rejecting the brash language of her police abolitionist opponent, Nicole Thomas-Kennedy, in favor of Davison’s law-and-order stance.”

In the end, Austin is a clear victory and Minneapolis, a somewhat mitigated defeat.

Thanks for reading.

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## Criminal Justice News/ Commentary

### Activists Warn of Deadly COVID Outbreak at Sacramento Jail; Accuse Officials of Covering Up the Outbreak

Activists gathered in front of the County Government Building in Sacramento on Tuesday to protest conditions inside the Sacramento jail, which activists from Decarcerate Sacramento say has returned to pre-pandemic levels.

[Read More](#)

### San Francisco District Attorney's Office Charges SF Police Officer Kenneth Cha with Homicide in Killing of Unarmed Black

## **Man in 2017 – Only Second-Ever SFPD Officer Homicide Prosecution**

San Francisco Police Department Officer Kenneth Cha was formerly charged with homicide Tuesday, nearly five years after he gunned down Sean Moore on Jan. 6, 2017 during a noise ordinance call,

[Read More](#)

## **Opening Statements in Rittenhouse Trial Paint Vastly Different Pictures of Defendant**

The trial of Kyle Rittenhouse began Tuesday with opening statements from both the prosecution and defense, with both painting vastly different pictures of Rittenhouse's actions at a police brutality protest more than a year ago.

[Read More](#)

## **Commentary: Will New SF City Attorney Drop Civil Injunction Against Tenderloin?**

Émile Durkheim, the father of social stigma ology, was the first to explore stigma as a social phenomenon in 1895. He asked us to "[i]magine a society of saints, a perfect cloister of exemplary individuals. Crimes or deviance, properly so-

[Read More](#)

## **Judge Won't Recommend Texas Court of Criminal Appeals Grant Death-Row Inmate Rodney Reed Re-trial**

Judge J.D. Langley of the 21st Judicial District County in Bastrop County, Texas late Monday declined to advise the Texas Court of Criminal Appeals to grant Rodney Reed a re-trial despite concerns over the viability of the conviction.

[Read More](#)

## **Oklahoma Pardon and Parole Board Vote for Clemency for Man on Death Row**

Julius Jones, convicted for killing Paul Howell, was recommended this week for commutation in a 3-1 vote by the Oklahoma Pardon and Parole Board for a second time after additional evidence

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## **A Tooth for a Tooth: The Effects of Poor Dental Care in California State Prisons**

\$10,000—this is the amount of money that Daniela Medina had to pay to repair years of inadequate dental treatment that she received while incarcerated.

[Read More](#)

## **San Francisco District Attorney's Office Honors Domestic Violence Survivors**

As of Oct. 31, there have been a total of 51,230 confirmed COVID-19 cases in the CDCR system – 190 of them emerged in the last two weeks. 207 cases are active in custody, while 618 have been released while active. This is

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## **COVID CDCR and Jail Dashboards**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Expert Witness Finds Fingerprints On Multiple Pieces of Evidence in Case Involving 2 Burned Bodies in Torched Car**

The trial continued here in Merced County Superior Court Tuesday involving two burned bodies and a torched car in Merced – and an expert witness testified to finding multiple fingerprints on the various pieces of

[Read More](#)

### **Parole Termination Case Continued; Judge Dyer Disappointed in Result**

Judge Tom Dyer of Yolo County Superior Court late last week overheard a case partly concerning parole termination – the judge confessed he was “a bit disappointed” by the outcome.

[Read More](#)

## **Jury Sent Out to Deliberate in Trial of Man Accused of Murdering Wife**

The jury here in Riverside County Superior Court Tuesday was sent out to decide the fate of Juan Carlos Lopez Alvarado, who is on trial for first degree murder of his wife in 2019 after her body was discovered in her

[Read More](#)

## **Man Accused of Attempted Murder, and Daughter Testify to Ex-Wife’s Alleged Abuse**

The attempted murder jury trial of Damian Alvarez continued Tuesday in San Francisco County Superior Court with Alvarez and his daughter testifying about their experiences with his ex-wife’s toxic physical

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## **Cross-Examination in Alleged Car Theft Reveals Interesting Narrative**

Witnesses testified about an alleged car being stolen, with the victim claiming that her car was left in disarray when returned.

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## **Men, Charged with Robberies Around UC Berkeley, Plead No Contest**

Two individuals involved with a string of robberies in and around the University of California, Berkeley campus, pleaded no contest before Alameda County Superior Court Judge Yolanda Northridge Monday.

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## **Everyday Injustice - Podcast**

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## **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

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**Subject:** Everyday Injustice - San Francisco Media Telling a One-Sided Story about DA Boudin  
**Date:** Tuesday, November 2, 2021 at 4:00:54 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Their abject failure to adequately handle and discipline these materials is troubling, and their public effort to blame each other for what was a joint obligation is nothing short of disgraceful,” wrote Judge Healy.

## Everyday Injustice Newsletter - November 2, 2021

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**Last week, the Vanguard hosted a discussion on the future of criminal justice reform.**

Panelists:

Chesa Boudin – SF District Attorney  
Melina Abdullah – BLM LA  
Jody Armour – USC Law Professor  
Jonathan Rapping – Gideon’s Promise

[Write up by Darling Gonzalez](#)

DAVIS, CA – This past Thursday, San Francisco District Attorney Chesa Boudin, along with other keynote panelists. spoke about the future of criminal justice reform during The Vanguard’s webinar discussion.

David Greenwald, the founder of The Vanguard, began the discussion about justice reform by introducing the changes over the past two years including mass protests after the George Floyd killing, the narrative of rising crime, and the underlying polarization that the country is facing. Greenwald asked D.A. Boudin, “Where do we go from here?”

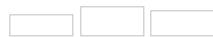
Boudin began by noting the reality of what San Francisco is facing by providing empirical data and information about the reduction of crime across the board in most key categories.

Through empirical evidence, Boudin explained that, unlike places like Sacramento and Oakland, which are being led by “tough on crime” prosecutors, the homicide rate in San Francisco is hovering near a 56-year low.

“The failed policies in the tough on crime era that led to mass incarceration that led to horrific racial disparities in our communities and jails and prisons are failed policies. They didn’t work. They were never supported by empirical evidence,” Boudin said.

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[Webinar: The future of Criminal Justice Reform](#)



## Criminal Justice News/ Commentary

### [Commentary: San Francisco Media Telling a One-Sided Story about DA Boudin](#)

It was not just SF Columnist Heather Knight who published a piece detailing a former prosecutor in the San Francisco DA’s office resigning and joining the recall effort, there was also NBC Bay Area

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### [Watch Vanguard Webinar: The Future of Criminal Justice Reform \(Video\)](#)

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Julius Jones, convicted for killing Paul Howell, was recommended this week for commutation in a 3-1 vote by the Oklahoma Pardon and Parole Board for a second time after additional evidence

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## **San Francisco District Attorney's Office Honors Domestic Violence Survivors**

As part of Domestic Awareness month, the San Francisco District Attorney's Office held an event to honor survivors of domestic violence and to recognize those who support victim healing.

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## **COVID CDCR and Jail Dashboards**

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## **Court Watch Coverage**

### **Late Video Evidence Admission, Opening Statements in Double Murder Trial**

Just before opening statements were made Monday, Judge Michael Gaffey allowed the prosecution to admit new evidence in the trial of Ronyae Haywood and Angel Shavers at the East County Hall of Justice /

[Read More](#)

### **Judge Refuses to Reduce Bail from \$50,000 to \$10,000, but Gives Prosecution 'One More Bite at the Apple' before Dismissing**



Yolo County Superior Court Monday heard a case regarding battery assault where defense attorney Rob Gorman hoped to reduce the bail amount to \$10,000, but Judge Peter Williams denied the motion

[Read More](#)

### **Judge's Frustration Evident After Trial False Starts, Reminds Defendants Public Defenders 'Hundreds, Even Thousands' of Case in Arrears**

Judge Otis Sterling exhibited visible frustration here in Riverside County Superior Court Monday when two trials scheduled to start did not, and he reminded defendants that public defenders are "hundreds and

[Read More](#)

### **A Plea Change Brings Up Touchy Immigration Issue for Man**

Quevas Ramirez just wanted to get his case over and agreed in Santa Barbara County Superior Courthouse via Zoom last week to change his plea for his case—it involved possession of a dagger—from the Oct. 10 incident.

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**Subject:** Everyday Injustice - 'Tahoe 5' Incarcerated Man Details 5 Years of Alleged Injustices in El Dorado County from Courts to Media  
**Date:** Monday, November 1, 2021 at 4:02:17 PM Greenwich Mean Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Jonathan Rapping: "Public defenders collectively have the potential, if we actually recruit, train, and support them the right way to be a critical engine to interrupt that violence that often goes unnoticed."

## Everyday Injustice Newsletter - November 1, 2021

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**Knight Exposed in  
San Francisco - But Is It Enough to Turn the Tide?**

by David Greenwald

Here we are the small non-profit and in the past week we have waded into a big time fight. Scott Hechinger is a civil rights attorney and a long-time public defender. He weighed in this weekend - unloaded on Heather Knight, who apparently blocked him on twitter.

**His initial tweet** was retweeted 597 times and liked by 1300 plus people.

His long thread began: "In San Francisco now. Family here asking me about recall of Chesa Boudin. Point to a recent sensational article centered on a homicide prosecutor who quit. They've been skeptical. But to them, this article was a gamechanger. Problem: The article was based on lies."

He noted, "The central story in the article about prosecutor Brooke Jenkins' exit from the office & now role in recalling Chesa Boudin is the Daniel Gudino case. Tragically killed his mother. Every expert-court appointed & otherwise-agreed he was legally insane. Jenkins wouldn't accept it."

The two articles that he cited for his evidence? Ours.

The guest commentary from Ilona Solomon, the Deputy Public Defender in the Gudino case ([link](#)) and my follow up interview with Matt Gonzalez from Friday. ([link](#)).

This is a key point that I have been raising - Knight's reporting is sloppy and unethical. I learned last week that in fact Knight didn't seek out either Solomon or Gonzalez for her story. What actually happened was the San Francisco Public Defender's office found out that she was working on this story and they approached her.

The problem is that while a columnist is entitled to her own opinion, she is not entitled to her own facts and once she was made aware that there was another side to Brooke Jenkins story, she was in my view obligated to tell them. Usually what you do is you include the other side and then go back to Jenkins and someone else for a counterpoint - Knight didn't do that.

Supervisor Dean Preston retweeted it as well in a tweet that was retweeted itself 47 more times and said, "THIS thread obliterates the latest hit piece on @chesaboudin.

Is the damage already done? If you look at Scott's initial post, maybe. But given that the recall has yet to be certified and once it is the election will be held four months later, there is time for the DA and his supporters to counter and now they have considerable material to use.

Last week, the Vanguard did about a 15-minute zoom interview with the SF DA - here is Darling Gonzalez' write up on it ([link](#)). We will have the entire video of the webinar which was excellent by all accounts as soon as tomorrow.

We have not focused nearly enough on Bigad Shaban. Her put out a piece asking "why is DA BOudin hiding?" without noting his own conduct that we exposed at the beginning of October. He also did an interview with former DA Don du Bain without mentioning du Bain's own legal problems from Solano County.

And this is the problem. Like I said last week - there are some legitimate criticisms of the DA - there always is. There are always at least two sides to the story. But when you have prominent members of hte mainstream media doing hit pieces that are completely imbalanced and fail to bring in the other side of the story, you have a problem and that's what is happening now in San Francisco.

And you especially cannot base it on a series of lies and omissions - that is what both Knight and Bigad have done.

Thanks for reading.

## Criminal Justice News/ Commentary

**'Tahoe 5' Incarcerated Man Details 5 Years of Alleged Injustices in El Dorado County from Courts to Media**

In January 2016, a 100-pound marijuana transaction was scheduled to take place at the Beverly Lodge Hotel in South Lake Tahoe—but, when the deal fell through and the seller went back to the

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## **Chesa Boudin References Social Media Influence, Others Analyze Criminal Justice Reform during The Vanguard's Webinar**

This past Thursday, San Francisco District Attorney Chesa Boudin, along with other keynote panelists, spoke about the future of criminal justice reform during The Vanguard's webinar discussion.

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## **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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## **Dunham Condemns Botched Death Row Execution**

After a six-year break from conducting death row executions following a series of very public botched ones, Oklahoma late last Thursday executed John Grant, resulting in his convulsion and death, even

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## **Commentary: The Prison of Perception: The Mind Also Incarcerates Each of Us**

I was eager to begin the next phase of my development as a gangster. Long before I arrived in prison, I heard stories about it, learned about it, and observed others returning from it. Each time I did, I saw them being celebrated and

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## **Baltimore Publishes Police 'Do Not Call List' – Officers Not to Be Called to Testify Because of Misdeeds**

Baltimore State Attorney Marilyn Mosby and Prince George's County State's Attorney Aisha Braveboy late last week published their offices' "Do Not Call List," which includes police officers whose actions may

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## **Sacramento Superior Court Announces New Assistant Presiding Judge, Joining New Presiding Judge**

The Sacramento County Superior Court has announced the appointment of Judge Bunmi O. Awoniyi as the new Assistant Presiding Judge, joining Judge Michael Bowman, who earlier was elected the new Presiding Judge.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Took Case Under Submission as Immigration Specialist Argued that it is essentially "exile" if the Defendant was Deported from the U.S.**

Deputy Public Defender and Immigration specialist Apurva Behal last week here in Yolo County Superior Court argued a defendant was not advised appropriately of their immigration status in two cases from 2007

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### **Judge Took Case Under Submission as Immigration Specialist Argued that it is**

## **essentially “exile” if the Defendant was Deported from the U.S.**

The long arm of the law reached out from 2013 and snared Irishman Augustine Murphy more than eight years after he was ticketed for biking under the influence with an open container of alcohol on July 4, 2013.

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## **Judge Finds Man Guilty – Again – of 1st Degree Murder**

Shelvin Terrell Jones’ petition to be resentenced was dismissed last Friday in Riverside County Superior Court after the judge found him guilty of first-degree murder—again.

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## **Judge Sustains Felony Charges for Woman for Allegedly Helping Ex-Partner Evade Justice – Sets Trial**

– Superior Court Judge Donald J. Currier confirmed felony charges against a woman for allegedly helping her ex-partner—who was wanted for his role in a jail escape—evade justice, and for being in

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## **Judge Orders Man to Substance Abuse Treatment Over Prison – Says He ‘Wants Folks to Succeed’**

In a pre-preliminary hearing here Friday, Merced County Superior Court Judge Brian McCabe ordered Lorenzo Gonzalez to attend one year of substance abuse treatment at the Jericho Project and two years of

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 128: Vanguard Court Watch Interns**

Vanguard Court Watch is a unique and innovative program that trains college interns on the law and journalism, sends them into the courts where they report and monitor on injustice in the system. Listen as they tell their

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### **Everyday Injustice Podcast Episode 127:**

## How Fines and Fees Devastate Lives of the Poor

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

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**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=NGZmYmZmZWY5MzQ3MTA4Nw==&h=ZjEwODA3NzhkNTJjYzE2ZjA0MDhINjBhOTYxYjQ4YzJjOWJiMGY1YmVhNTJkM2JkNDA3YTgzMTVhMDZiNTM2Ng==&p=YXAzOnNmZHQyOmF2YW5hbGpvOjQ0ZjM4Mzg5MGMzNjY3YmU0MDk0ZWE2OWM1OGFjMml2OnYxOnQ=>

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**YouTube:** <https://avanan.url-protection.com/v1/url?o=http%3A//www.youtube.com/davisvanguard&g=NWYzOWY3MDAwMTc4MzUxZg==&h=OTZjY2FiMmFmMDM4NGRmNzUyODhmOTQzNjE1M2RhOGUwNzlyMjZlZmM5OTZiODJiZTVhOThmYzc2OWQyYzc4Yw==&p=YXAzOnNmZHQyOmF2YW5hbGpvOjQ0ZjM4Mzg5MGMzNjY3YmU0MDk0ZWE2OWM1OGFjMml2OnYxOnQ=>

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**Subject:** Fwd: Google Alert - Mano Raju  
**Date:** Sunday, October 31, 2021 at 2:14:04 AM Greenwich Mean Time  
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**To:** Ibarra, Valerie (PDR)

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Subject: Google Alert - Mano Raju  
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## Mano Raju

Daily update · October 29, 2021

NEWS

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[Last ICE Detainee in Yuba County Jail Released – Congress Asks DHS to Shutter All ICE ...](#)

Davis Vanguard

This is what community power looks like," said San Francisco Public Defender **Mano Raju**. According to a press statement from Raju's office, ...

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**Subject:** Everyday Injustice - Matt Gonzalez Unloads on Chronicle Columnist's Reporting of the Gudino Case

**Date:** Friday, October 29, 2021 at 5:00:28 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Public Defender: "Jenkins' contrary arguments during the two phases arguably constituted prosecutorial misconduct, and I am investigating whether a state bar complaint is warranted."

## Everyday Injustice Newsletter - October 29, 2021

**She is one of San Francisco's Most Notable Columnists - And She Engaged in Unethical Reporting on the Jenkins Story**

by David Greenwald

When I saw the Sunday story on Brooke Jenkins explaining why a self-described “progressive prosecutor” left the DA’s office in San Francisco, I immediately flashed to the 2019 Carter-Bibbs trial.

I had assumed that Heather Knight who has been attacking the progressive DA Chesa Boudin from day one had simply had a story that she couldn’t resist and swallowed Brooke Jenkins’ account whole cloth.

As it turned out the problem was not that Heather Knight failed to get the other side of the story - she in fact talked to Ilona Solomon the public defender on the Gudino Case and Matt Gonzalez, the number two person in the Public Defender’s office. They told her their story.

From the perspective of the public defenders it was the right move for Boudin to step in and stipulate to criminal insanity, and outrageous that Brooke Jenkins would shop for a what solon depicted as a “rent-an-expert” to try to bolster her case.

If anything Matt Gonzlaez was disappointed with Boudin who he had hired for the public defender’s office for allowing Jenkins to have the discretion that he did.

Gonzalez told me by phone: “(Jenkins) characterization that he had undermined her or taken away from her, on the contrary it’s outrageous that he submitted this decision to an attorney with so little experience in the area of homicide practice and certainly in criminal insanity.”

Both he and Solomon maintain that this should have been a non-controversial outcome.

“Having been in the criminal justice system now for 30 years, seeing cases handling cases I can assure you, this is not a controversial outcome for a case where both court appointed doctors found a determination of criminal insanity.”

He was pointed it, “To find somebody with a different conclusion, just speaks to I think a desire to undermine justice – that’s the way I read Jenkins’ actions in this case.”

Knight left out key context. She failed to note that the court appointed psych determined that Guino was insane. Mischaracterized whne the public defender submitted to the court’s judgment on the insanity. Left out the fact that the family agreed that Gudino should be found insane and be confined to a mental hospital rather than a prison cell and finally mischaracterized when Boudin himself intervened.

Solomon concluded, “The result reached in my client’s case is the only just one, one that would have been uncontroversial and expected in any other prior administration, and Knight’s depiction of it has no place in respectable journalism.”

Likewise Gonzalez told me he believes that the decisions here made by Chesa Boudin, would have been made by Terence Hallinan, Kamala Harris or Geroge Gascon.

A key point that gets lost in all of this - there are at least two sides to every story. I’m not writing here because I necessarily believe that the Public Defender in this case was right and Jenkins was wrong. (Though I probably do at this point).

Instead, by far the more important point is that Heather Knight had an absolute obligation to publish an accurate account here, get both sides, and she apparently willfully left out critical details and that undermines the veracity of her reporting.

Thanks for reading.

## Criminal Justice News/ Commentary

### Chief Attorney in Public Defender’s Office Challenges Knight Account in Gudino Case

When prominent San Francisco Chronicle Reporter Heather Knight interviewed former prosecutor Brooke Jenkins exit

from the San Francisco DA's office, it appeared to be yet another devastating blow to Chesa Boudin and his office.

[Read More](#)

### **Jury Deliberates Just 5 Hours to Reach Not Guilty Finding for Man Waiting 17 Months for Trial – Public Defender Blames Superior Court for Delay**

It only took a San Francisco County Superior Court jury five hours to determine a man – awaiting a trial nearly a year and a half – was not guilty of all charged burglary counts that the Public Defender's

[Read More](#)

### **Philly Prison Guards Arrested for Violent Treatment of Incarcerated**

Philadelphia corrections officers Jean Castor and Terrel Felts were arrested Thursday and charged with aggravated assault, simple assault, recklessly endangering another person, and official oppression in

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### **Fierce GOP Resistance to Rachael Rollins' Appointment by Pres. Biden to U.S. Attorney for Massachusetts**

President Joe Biden has nominated Rachael Rollins, the current District Attorney for Suffolk County Mass., as U.S. attorney for Massachusetts, and her nomination is now pending approval in the

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Population Surging in Santa Clara County Jails Since Jan 2021; Vaccination Rate Stands At 42%**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Tension Rises in SF Court – Prosecutor Objects to Every Question Defense Asks in Cross-Examination**

SF prosecutor Samantha Adhikari seemingly objected to every question SF public defender Kathleen Natividad asked during her cross-examination of a key SF Police Dept. officer witness in the trial

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### **15-year Resident in Stanislaus County Denied Request for Mental Health Attention**

Jose Manuel Medina Mendoza was present in front of Stanislaus County Superior Court Judge Jeff Mangar this week where his attorney asked for a medical plan to help him overcome his mental health issues—

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### **Judge Orders SCRAM Device Placed on Man After Alleged Serious DUI Charges**

Yolo County Superior Court Judge Tom Dyer ordered an alcohol monitoring device place on Roque Gonzales Martinez as a condition of release prior to resolution of DUI (driving under the influence) charges here this week.

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### **Trial Resumes from Case Started 7 Years Ago – Involves 2 Burned Bodies and Torched Car**

A trial involving a homicide investigation that started seven years ago is ongoing as multiple officers and a doctor were called to testify in Merced County Superior Court in front of Judge Steven Slocum Wednesday, .

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### **Courtroom Security Scrutinizes Public Entry for Burglary Preliminary Hearing**

Courthouse security for a preliminary hearing here at the Santa Barbara County Superior Court had some inconsistent procedures in place Monday, denying entry for a frequent observer and requesting

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## Judge Agrees to Dismiss Man's Hit-and-Run and Auto Theft Cases with Waivers

Judge Raimundo Montes De Oca somewhat reluctantly allowed Jaime Coria with five serious charges to take a plea deal Tuesday here in Santa Barbara County Court, dismissing two cases with Harvey waivers, which

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

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### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDAA) after noting the organization has been opposing criminal justice reform for

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**To:** undisclosed-recipients;;  
**Attachments:** image.png

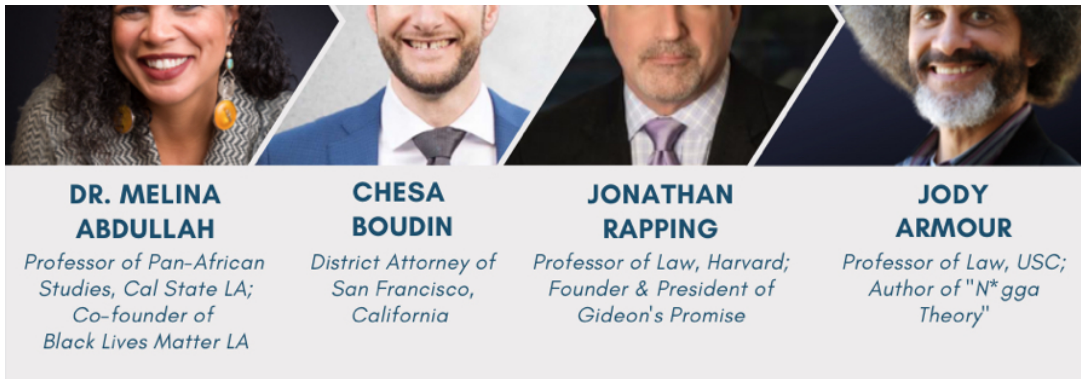
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# THE FUTURE OF CRIMINAL JUSTICE REFORM IS HERE

**THE VANGUARD** | *SAVE THE DATE:*  
**ANNUAL FUNDRAISER** | *10.28.2021, 6 PM*







TONIGHT the Vanguard will be hosting a discussion with four leaders in criminal justice reform – a discussion that is now more pressing than ever – what is the future of criminal justice reform.

The discussion will be online and available for just a \$25 donation to help fund the Vanguard’s continued operations.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing although through the court process? And how do we combat the forces intent on stopping progress?

We have assembled a diverse panel to discuss what the future looks like:

- SF DA Chesa Boudin
- Gideon’s Promise Founder and Direct Jonathan Rapping
- BLM-LA’s Founder Melina Abdullah
- And USC Law Professor and author Jody Armour

Join us for this important discussion on October 28 at 6 pm.

[It’s only \\$25 – and the sign up is here – LINK](#)

--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

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**Subject:** FOR IMMEDIATE RELEASE: SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court  
**Date:** Thursday, October 28, 2021 at 10:02:49 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations  
**Attachments:** PR - 10.28.2021 - SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court.pdf

FOR IMMEDIATE RELEASE: October 28, 2021

MEDIA CONTACT: Valerie Ibarra | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

**SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court**

SAN FRANCISCO – Yesterday, a San Francisco jury deliberated for five hours and returned a verdict of not guilty on all counts for a man who was falsely accused of committing three unsolved burglaries in April 2020. Deputy Public Defender Yali Corea-Levy represented Eric Forks in this case in which Mr. Forks had hard proof that he was not the culprit, yet he was forced to wait seventeen months for his day in court due to the court's refusal to open up trial courtrooms to full capacity.

In April 2020, three burglaries happened over the course of two days. Two hours after the third burglary, Mr. Forks – who regularly looks for discarded items on the street – was driving by and saw someone he knew standing with a TV that Mr. Forks ended up taking home. Because his car was seen on surveillance picking up the TV, which had actually been stolen from one of the properties on that block, police traced his license plate and arrested him at his home where they did not find any of the other items reportedly stolen. He was charged with a misdemeanor for receipt of stolen property, but also charged with five felonies related to the burglaries. The problem with the police's theory of the case was that Mr. Forks, who was on probation at the time, was wearing a GPS ankle monitor – a 24-hour surveillance device attached to his body – and none of the data placed him at the scene of the crimes at the time of the burglaries. No one else has been charged for these crimes.

“It was terrifying to see how bad coincidences can make a completely innocent person look guilty and how much power the criminal legal system can wield over someone who is already in a vulnerable position,” said Mr. Corea-Levy.

San Francisco Public Defender Mano Raju said, “Mr. Forks has had these serious charges hanging over his head for nearly a year and a half, and the jury took less than a day to review all the evidence and acquit him. San Francisco Superior Court needs to open up more courtrooms for jury trials because there are hundreds of people, both in and out of custody, whose rights to a speedy trial are being violated and who are suffering under the stress of waiting for their trial.”

San Francisco Public Defender Mano Raju [filed a lawsuit](#) on September 14, 2021, against the SF Superior Court demanding that they open more trial courtrooms for juries to hear criminal cases.

The defense team in this case included Deputy Public Defender Yali Corea-Levy, Investigator Fanny Suarez, Paralegal Rod Ciferi, and Intern Daniela Muehleisen.

##

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
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San Francisco Public Defender's Office  
[Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)



**Subject:** FOR IMMEDIATE RELEASE: SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court  
**Date:** Thursday, October 28, 2021 at 9:54:26 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Ibarra, Valerie (PDR)  
**Attachments:** PR - 10.28.2021 - SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court.pdf

**FOR IMMEDIATE RELEASE:** October 28, 2021

**MEDIA CONTACT:** Valerie Ibarra | [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) | (628)249-7946

**\*\*PRESS RELEASE\*\***

## **SF Jury Takes Only 5 Hours to Reach a Not Guilty Verdict for a Man Who's Been Waiting 17 Months to Fight False Accusations in Court**

SAN FRANCISCO – Yesterday, a San Francisco jury deliberated for five hours and returned a verdict of not guilty on all counts for a man who was falsely accused of committing three unsolved burglaries in April 2020. Deputy Public Defender Yali Corea-Levy represented Eric Forks in this case in which Mr. Forks had hard proof that he was not the culprit, yet he was forced to wait seventeen months for his day in court due to the court's refusal to open up trial courtrooms to full capacity.

In April 2020, three burglaries happened over the course of two days. Two hours after the third burglary, Mr. Forks – who regularly looks for discarded items on the street – was driving by and saw someone he knew standing with a TV that Mr. Forks ended up taking home. Because his car was seen on surveillance picking up the TV, which had actually been stolen from one of the properties on that block, police traced his license plate and arrested him at his home where they did not find any of the other items reportedly stolen. He was charged with a misdemeanor for receipt of stolen property, but also charged with five felonies related to the burglaries. The problem with the police's theory of the case was that Mr. Forks, who was on probation at the time, was wearing a GPS ankle monitor – a 24-hour surveillance device attached to his body – and none of the data placed him at the scene of the crimes at the time of the burglaries. No one else has been charged for these crimes.

“It was terrifying to see how bad coincidences can make a completely innocent person look guilty and how much power the criminal legal system can wield over someone who is already in a vulnerable position,” said Mr. Corea-Levy.

San Francisco Public Defender Mano Raju said, “Mr. Forks has had these serious charges hanging over his head for nearly a year and a half, and the jury took less than a day to review all the evidence and acquit him. San Francisco Superior Court needs to open up more courtrooms for jury trials because there are hundreds of people, both in and out of custody, whose rights to a speedy trial are being violated and who are suffering under the stress of waiting for their trial.”

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[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Vanguard - court today

**Date:** Thursday, October 28, 2021 at 5:09:21 PM British Summer Time

**From:** Michelle Lagos

**To:** valerie.ibarra@sfgov.org

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Hi Valerie,

Michelle here!

I have two interns in person for the morning in SF. Do you happen to know which depts are active today?

They mentioned 21 and 22 being closed.

Thank you.

**Subject:** Everyday Injustice - Public Defender Sets Record Straight on Knight Column and Gudino Case  
**Date:** Thursday, October 28, 2021 at 5:00:36 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Public Defender: "Jenkins' contrary arguments during the two phases arguably constituted prosecutorial misconduct, and I am investigating whether a state bar complaint is warranted."

## Everyday Injustice Newsletter - October 28, 2021

### TONIGHT

#### We Continue Our Discussion of the Future of Criminal Justice Reform - Please Join Us

On Thursday, the Vanguard will be hosting a discussion with four leaders in criminal justice reform – a discussion that is now more pressing than ever – what is the future of criminal justice reform.

The discussion will be online and available for just a \$25 donation to help fund the Vanguard's continued operations.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing although through the court process? And how do we combat the forces intent on stopping progress?

We have assembled a diverse panel to discuss what the future looks like:

SF DA Chesa Boudin  
Gideon's Promise Founder and Direct Jonathan Rapping  
BLM-LA's Founder Melina Abdullah  
And USC Law Professor and author Jody Armour  
Join us for this important discussion on October 28 at 6 pm.

**It's only \$25 – and the sign up is here – [LINK](#)**

### Criminal Justice News/ Commentary

**Guest Commentary: Public Defender Sets Record Straight on Knight Column and Gudino Case**



As a public defender, I normally do not comment on my client's cases—they are private, litigation happens in the courtroom, and achieving the best result on their behalf is my only goal. San Francisco Chronicle reporter Heather

[Read More](#)

### **Last ICE Detainee in Yuba County Jail Released – Congress Asks DHS to Shutter All ICE Detention Centers in CA**

The last person detained by ICE at the Yuba County Jail was released Wednesday – along with news that members of Congress are asking all ICE detention centers in California, including the embattled Yuba County Jail, be shuttered.

[Read More](#)

### **Court of Appeals Grants Stay of Execution for 2 Oklahoma Men, Including One to Be Killed Thursday**

The U.S. Court of Appeals for the Tenth Circuit Wednesday granted a Motion for Stay of Execution for two Oklahoma prisoners, John Grant and Julius Jones —both of whom are convicted murderers, to

[Read More](#)

### **District Attorney George Gascón Announces Long Beach School Safety Officer Charged with Murder**

A Long Beach Unified School safety officer was arrested and charged Wednesday with murder in the shooting death of an unarmed 18-year-old in Long Beach, according to Los Angeles County District

[Read More](#)

### **Law Enforcement Testimonies and Motion for Mistrial in Day Three of Murder Trial of Markeith Loyd for the Shooting Death of Orlando Police Officer**

Testimonies from members of the Orlando Police Dept., the medical examiner, and a DNA analyst were heard at the murder trial Wednesday of Markeith Loyd, accused of shooting and killing Orlando Police Lt.

[Read More](#)

### **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID-19 Outbreak at Sacramento County Jails — 50+ Cases Reported In One Week

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Public Defender Claims Uber Not Complying With Subpoena, Delays Proceedings in DUI Case

Mobility service provider Uber isn't complying with subpoenas, and delaying court proceedings for Alejandro Hernandez, charged Deputy Public Defender Daniel Hutchinson Monday during a pretrial conference in

[Read More](#)

### Alameda Judge Refuses to Grant OR to Two Men Accused of Violent Crimes

Judge Jacob Blea in Alameda County Superior Court refused to release two men on their own recognizance Tuesday – despite their lawyers citing limited criminal history – claiming he was “concerned for

[Read More](#)

### Accused Man Resists Bailiff During Arraignment, Judge Flees Court

Santa Barbara County Superior Court Judge Gustavo Lavayen had to flee his own courtroom in the Santa Maria Courthouse here Monday after Jacob Arthur Cardenas allegedly resisted arrest, before being held in custody.

[Read More](#)

### **Man in Court for Traffic Matters Turns Deal Down, Requests Public Defender**

Antwain Johnson refused the prosecution's offer, and requested an attorney Tuesday here in Sacramento County Superior Court after being charged with a traffic infraction and a misdemeanor of driving on a suspended license.

[Read More](#)

### **Judge Denies Victim's Request to Modify No Contact Order in Domestic Violence Case**

Santa Barbara County Superior Court Judge Thomas Adams Monday turned down a request by an alleged domestic violence victim to modify the criminal protective order so that there could be some

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

[Read More](#)

### **Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer**

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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## Follow the Vanguard on social media

**Vanguard on Facebook:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/davisvanguard/&g=YmJkZmUxNjZkYWRhMDIyZg==&h=OTEwMDM1NjBjMjg3NDc5MDA3NjQ3MzM1ZjZkMWEwZTI4NWRkYjRINTAzMzE0NDU0YjM3MTk3M2I1NTJkNzYzOA==&p=YXAzOnNmZHQyOmF2YW5hbGpvcjhhMmUyMTYzNjU2Y2Q2ODBIYWVkJjc1ODdmZjFjYzlsOnYxOnQ=>

**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=YzEyZTgzMmY3YzFjOWNjZg==&h=YzAzZWJINGQxYzVhZTFiM2NhMzg0ZjY4Y2MwYjgzMGZmZjg2OWQ5MDQ3NjYxNzNIMDMwYTRjOGQ2ZjZmZmZmZg==&p=YXAzOnNmZHQyOmF2YW5hbGpvcjhhMmUyMTYzNjU2Y2Q2ODBIYWVkJjc1ODdmZjFjYzlsOnYxOnQ=>

**Sacramento Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/Sacramento-Court-Watch-1432660796849531/&g=ZmRIYmU2Nzc4YzhkNzg2OQ==&h=M2JkN2IxM2QzYjlyMWQyODVjYzA0OGlxOTY3NjAxMzI2M2YzNmQ1NmJhYzUyYzYzc2ZWU5YzJhMjJINmNjOGJmOQ==&p=YXAzOnNmZHQyOmF2YW5hbGpvcjhhMmUyMTYzNjU2Y2Q2ODBIYWVkJjc1ODdmZjFjYzlsOnYxOnQ=>

**Twitter:** <https://avanan.url-protection.com/v1/url?o=https%3A//twitter.com/DavisVanguard&g=OGMwYW11YjhiMDIINTBiNg==&h=NTU0MmFmNmRkMzg3ZTFmMzkwODc0M2ZlNzUxOGU5NmVIZDBIM2UwZjFkZjI0MGQyMjViODdiYjAwODg2ZGQ5MQ==&p=YXAzOnNmZHQyOmF2YW5hbGpvcjhhMmUyMTYzNjU2Y2Q2ODBIYWVkJjc1ODdmZjFjYzlsOnYxOnQ=>

**YouTube:** <https://avanan.url-protection.com/v1/url?o=http%3A//www.youtube.com/davisvanguard&g=Y2U0MGQyMjRkMjUxNTZmNA==&h=NTQxMjUyM2U5Mzk5YzgzMDEzMWUyMjYzOTNkNGUzOTk1NmMyZDQ4OTQzYzU0N2IxOTBjMzIxYjdhMA==&p=YXAzOnNmZHQyOmF2YW5hbGpvcjhhMmUyMTYzNjU2Y2Q2ODBIYWVkJjc1ODdmZjFjYzlsOnYxOnQ=>

The People's Vanguard of Davis | P.O. Box 4715, Davis, CA 95617-4715

[Unsubscribe valerie.ibarra@sfgov.org](mailto:unsubscribe.valerie.ibarra@sfgov.org)

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**Subject:** FOR IMMEDIATE RELEASE: Last Person in ICE custody at the Yuba County Jail released after Pressure from Advocates, Attorneys, and Members of Congress; Termination of ICE Contract with Yuba may be imminent

**Date:** Wednesday, October 27, 2021 at 11:22:41 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR), PUBDEF-Media Relations

**Attachments:** PR - 10.27.21 - Last Person in ICE custody at the Yuba County Jail released after Pressure from Advocates, Attorneys, and Members of Congress.pdf

**FOR IMMEDIATE RELEASE:** October 27, 2021

**MEDIA CONTACT:**

Valerie Ibarra | Valerie.Ibarra@sfgov.org | 628-249-7946 | S.F. Public Defender's Office  
Laura Duarte Bateman | laura@ccijustice.org | 415-684-5463 | FreeTheYuba11 Coalition

**\*\*PRESS RELEASE\*\***

**BREAKING: Last Person in ICE custody at the Yuba County Jail released after Pressure from Advocates, Attorneys, and Members of Congress**

***Termination of ICE Contract with Yuba may be imminent***

**Marysville, CA** -- Today, the last remaining individual detained by ICE at the Yuba County Jail, Ricardo Vasquez Cruz, has been released after more than 3 years of incarceration. The news comes at the heels of a [letter led by Congresswoman Zoe Lofgren and Congressman Lou Correa](#), along with 22 members of Congress, to Department of Homeland Security ("DHS") Secretary Alejandro Mayorkas, urging the closure of two private detention centers in California and the contract termination with Yuba County Jail where Ricardo was detained. He is now reunited with his mother, 18-year-old son, sister, extended family and community.

San Francisco Public Defender Mano Raju said, "Our office and the community kept pushing for Ricardo's release and together we made it resoundingly clear that there was no justification for his detention. This is what community power looks like."

Ricardo Vasquez Cruz reports, "I'm content to be with my family. I never stopped fighting to stop my deportation, get released, and stay here with my family. I don't have the words to express how I feel, how it feels to be with my family again. Thank you to everyone who worked to support me and helped fight for my liberty."

The "[Free the Yuba 11 Campaign Coalition](#)" along with Ricardo's family and his attorney, San Francisco Deputy Public Defender Jennifer Friedman, spearheaded Ricardo's release campaign which involved community rallies, vigils, and congressional pressure. Ricardo also led hunger strikes at the jail to improve the inhumane conditions immigrants were subjected to. The campaign crossed off its penultimate goal with Ricardo's release. Now the question remains: With zero people detained at

Yuba, will ICE shut down this facility?

“We are thrilled to know Ricardo is back in his community and will finally be able to get the urgent medical attention that he was denied for more than 3 years inside Yuba County Jail! The FreeTheYuba11 campaign is one of many site-fights across the country demanding the shutdown of all immigrant detention centers. This campaign has shown the impact the community-legal partnership can have to demonstrate community-based care is the alternate vision to incarceration. The campaign uplifted the humanity of each individual, showed us our need for each other, and a world without cages where we can all heal.”

A vigil, initially planned to demand Ricardo’s release, will now be a community celebration in which formerly detained individuals, their families, advocates, legal service providers and supporters of the FreeTheYuba11 campaign will celebrate Ricardo’s release, remember the lives lost in immigrant detention, and stand in solidarity for those who remain detained. The vigil will be held on Saturday, October 30, 2021 at 11AM at Dolores Park in San Francisco, CA.

###

*The press release is endorsed by the San Francisco Public Defender’s Office and the FreeTheYuba11 Campaign Coalition, including: California Collaborative for Immigrant Justice, Centro Legal de la Raza, Dolores Street Community Services, Faithful Friends, and Pangea Legal Services.*

*To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).*

--

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San Francisco Public Defender's Office  
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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** TOMORROW  
**Date:** Wednesday, October 27, 2021 at 6:29:00 PM British Summer Time  
**From:** David M. Greenwald  
**To:** undisclosed-recipients;;  
**Attachments:** image.png

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# THE FUTURE OF CRIMINAL JUSTICE REFORM IS HERE

**THE VANGUARD ANNUAL FUNDRAISER** | *SAVE THE DATE:*  
*10.28.2021, 6 PM*



**DR. MELINA  
ABDULLAH**

*Professor of Pan-African  
Studies, Cal State LA;  
Co-founder of  
Black Lives Matter LA*

**CHESA  
BOUDIN**

*District Attorney of  
San Francisco,  
California*

**JONATHAN  
RAPPING**

*Professor of Law, Harvard;  
Founder & President of  
Gideon's Promise*

**JODY  
ARMOUR**

*Professor of Law, USC;  
Author of "N\* gga  
Theory"*

TOMORROW the Vanguard will be hosting a discussion with four leaders in criminal justice reform – a discussion that is now more pressing than ever – what is the future of criminal justice reform.

The discussion will be online and available for just a \$25 donation to help fund the Vanguard's continued operations.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the

system from policing although through the court process? And how do we combat the forces intent on stopping progress?

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- BLM-LA’s Founder Melina Abdullah
- And USC Law Professor and author Jody Armour

Join us for this important discussion on October 28 at 6 pm.

[It’s only \\$25 – and the sign up is here – LINK](#)

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David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

530.400.2512

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Log on daily to get the latest news, commentary, and information about the city of Davis, Yolo County, and the Sacramento Region.

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Follow us on Twitter: <https://twitter.com/DavisVanguard>

**Subject:** Everyday Injustice - More Coverage From San Francisco As a Fuller Picture Emerges  
**Date:** Wednesday, October 27, 2021 at 5:01:51 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Contra Costa DA Diana Becton: "Deputy Hall's actions were not only a crime, but they tarnished the badge and they harmed the reputation of all the good, hard working police officers that work for our community. My Office extends our condolences to the family of Mr. Arboleda."

## Everyday Injustice Newsletter - October 27, 2021

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## **Criminal Justice News/ Commentary**

### **Deputy Convicted of Lesser Charge in Contra Costa Police Killing**

It is still hard to convict police in the shooting death of a person – even in a post-George Floyd world. That reality came down on Tuesday when a Contra Costa County jury hung on manslaughter charges

[Read More](#)

### **Commentary: Obstructing criminal justice reforms makes us all less safe**

In the 1980s and '90s, California embarked on a disastrous social experiment. Legislators embraced reactionary law-and-order policies that ratcheted up punishment in criminal cases. The negative impact of these policies

[Read More](#)

### **ACLU Suing Oklahoma for Banning Critical Race Theory in Classrooms**

An Oklahoma censorship bill restricting both teachers and students from being able to formally teach or discuss race and gender in classrooms has been challenged by several activist groups in a lawsuit.

[Read More](#)

### **Law Enforcement Action Partnership Opposes the FIGHT Fentanyl Act in a Letter to the Commission**

The Law Enforcement Action Partnership this week wrote to the Commission on Combating Synthetic Opioid Trafficking, urging it to oppose the FIGHT Fentanyl Act that would “exacerbate existing problems”

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **COVID-19 Outbreak at Sacramento County Jails — 50+ Cases Reported In One Week**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Video Apparently Catches Burglars Breaking Into Apartment – Defense Suggests It May Not**

A burglary in Yolo County was caught – or was it? – on camera with two males seen apparently breaking into an apartment last April 30, according to information revealed in Yolo County Superior Court last Friday.

[Read More](#)

### **Yolo Court Proves Accommodating for Man, Allows Him to Use Sacramento Program to Get Yolo Charges Dismissed**

Yolo County Superior Court Monday didn't let jurisdiction get in the way of making life a little easier for Michael Hunter, letting him earn credit through the Sacramento Recovery Court so he could have current charges dismissed in a Yolo

[Read More](#)

## **Man Going to Trial for Allegedly Assaulting Homeless Woman He Offered to Help**

Two police officers testified in Sacramento County Superior Court Friday in a case involving a man accused of unlawfully committing an act of sodomy against a homeless woman he had offered to help.

[Read More](#)

## **Man Charged with Three Separate Burglaries in Berkeley – Known to Police from Previous Activity**

Several police officers from Berkeley Police Department testified here Monday in Alameda County Superior Court in a preliminary hearing involving a man accused of three separate burglaries that occurred in a single night.

[Read More](#)

## **2 Court Cases Thursday Result of FBI 'Safe Street Task Force' Operations**

In response to an increase in violence in Richmond and San Pablo, the FBI Safe Streets Task Force conduct enforcement operations, and recently, the Contra Costa County District Attorney's Office filed

[Read More](#)

## **Witnesses Describe Alleged Gang Stabbing on State Street**

Gang pretrials were the order of the day Monday here in Santa Barbara County Superior Court, and a public stabbing was the focus of the testimony from Detective Nathan Beltran, an expert witness on gang terminology and

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

## **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**



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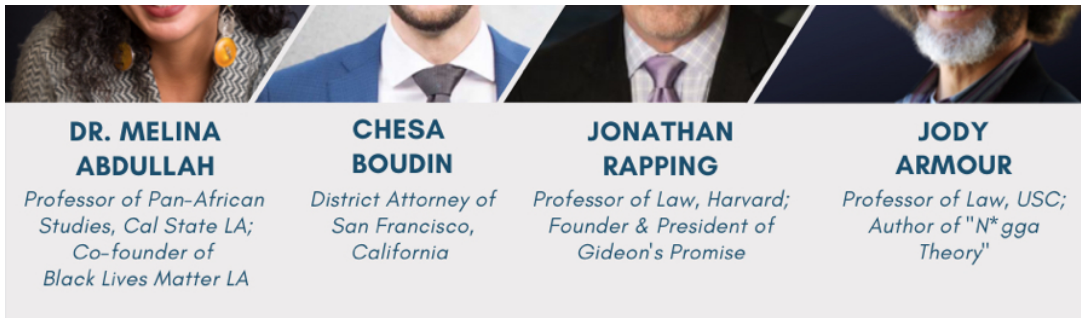
**Subject:** Event is Thursday!  
**Date:** Tuesday, October 26, 2021 at 6:35:36 PM British Summer Time  
**From:** David M. Greenwald  
**To:** undisclosed-recipients;;  
**Attachments:** image.png

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**THE VANGUARD** | *SAVE THE DATE:*  
**ANNUAL FUNDRAISER** | *10.28.2021, 6 PM*





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**Subject:** Everyday Injustice - More Coverage From San Francisco As a Fuller Picture Emerges

**Date:** Tuesday, October 26, 2021 at 5:02:07 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Lara Bazelon responded, “Perhaps not surprisingly, the so-called progressive prosecutor featured in Sunday's [@sfchronicle](#) hit piece on [@chesaboudin](#) "attempted to coach [a little girl's] testimony that was faltering on the stand. [The prosecutor] got caught on video doing this." That's not progressive.”

[Email Us About the Newsletter](#) [October 20, 2021](#)

### **Boudin Might Be Under Fire in SF, But There is a Whole Other Side to This Story**

by David Greenwald

A few weeks ago NBC Bay Area reporter attempting to get an interview with SF DA Chesa Boudin pinned him down outside of the restroom in an incident caught on video. On Sunday, along with SF Chronicle reporter Heather Knight's bombshell featuring Brooke Jenkins, Bigad Shaban had duel interviews with Jenkins as well as Don du Bain.

But despite the efforts of some in the media to portray these prosecutors of victims of the chaotic or perhaps overzealous reform scheme of DA Boudin, we see that there is another side of the story for each.

As the Vanguard reported on [Monday](#), Jenkins was involved in a rather egregious 2019 case of prosecutorial misconduct in the prosecution and trial of Carter-Bibbs who was acquitted by the jury after a lengthy trial.

As USF Professor Lara Bazelon responded, "Perhaps not surprisingly, the so-called progressive prosecutor featured in Sunday's [@sfchronicle](#) hit piece on [@chesaboudin](#) "attempted to coach [a little girl's] testimony that was faltering on the stand. [The prosecutor] got caught on video doing this." That's not progressive."

The case of Don du Bain is perhaps even more notorious. He served as elected DA - yes elected DA of Solano County for more than ten years when in 2013, he was defeated for reelection following, you guessed it, a scandal involving a murder trial.

Reported the [San Francisco Examiner](#) in a 2015 article, "The Solano County scandal, in which du Bain's office allegedly failed to properly disclose evidence during a trial, raises questions about his ethics."

"The issue of prosecutors who violate their duty to provide evidence of innocence is extremely troubling," said Public Defender Jeff Adachi who died in 2019. "It's a scourge on our criminal justice system. We've asked the courts to adopt a policy of requiring prosecutors to state on the record whether they have complied with Brady. We haven't heard back."

He ended up in San Francisco because du Bain was hired by the DA's office under George Gascon.

Writes the Examiner: "When the San Francisco District Attorney's Office hired du Bain, it knew about his record. The office also hired one of the attorneys at the center of the scandal that du Bain can't seem to leave behind."

They added, "Andrew Ganz, along with du Bain, was chastised by a judge in Solano County for alleged misconduct surrounding a murder trial, according to court documents. Yet those past misdeeds did not impact their hiring."

The charges here are serious with Ganz for instance "unsuccessfully tried to change the testimony of then-Coroner Susan Hogan in Daniels' murder case regarding whether Brastow's death was a homicide.

“

Du Bain's office “also failed to disclose exculpatory evidence in the case regarding the autopsy notes and audio, along with his meeting with the coroner.”

In a commentary today, Rory Fleming notes that another person let go by the DA's office was DA Linda Allen. When Boudin took over, “Allen was still working at the San Francisco DA's Office, despite [obtaining the wrongful conviction of Jamal Trulove](#). According to *Mercury News*, Allen was [fired](#) by Boudin, though this necessarily means she was terminated for cause.”

Like du Bain and Ganz, Allen was hired by another office as soon as she was let go - this time by Santa Clara DA Jeff Rosen.

That doesn't necessarily mean that what they told Shaban is untrue, but it does paint another side to the story - a side that both Shaban and Knight conveniently left out.

Thanks for reading

## Criminal Justice News/ Commentary

### [Commentary: Turnover at SFDA's Office Isn't That Unusual](#)

Right after firebrand progressive prosecutor Larry Krasner took office as Philadelphia's District Attorney, he fired 31 veteran prosecutors, sending a warning to the rest of the office's 500 prosecutors that they should shape up or ship

[Read More](#)

### [SF District Attorney Boudin's Progressive Changes in Leadership Leads to Resignations](#)

Brooke Jenkins, a former homicide prosecutor, quit Oct. 15 due to what she described to news media as personal disagreements with District Attorney Chesa Boudin, and Boudin's leadership actions.

[Read More](#)

### [A Union Scandal Landed Hundreds of NYPD Officers on a Secret Watchlist. That Hasn't Stopped Some from Jeopardizing Cases.](#)

One judge said she believed the testimony of a Bronx defendant's 64-year-old mother more than that of the two New York City police officers who arrested him.

[Read More](#)

### [Constitutionality of Oklahoma's Lethal Injection Procedure Questioned; Federal Judge Refuses to Block Upcoming](#)

## Executions – With One Set This Thursday

A federal judge in Oklahoma City has refused to block the upcoming executions of several prisoners on death row in Oklahoma, the first of which is the Thursday execution of John Grant.

[Read More](#)

## 11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak Worsens At Corcoran State Prison, Only 55% Of Staff Vaccinated

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### COVID-19 Outbreak at Sacramento County Jails — 50+ Cases Reported In One Week

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Triple Homicide Case Ongoing in Santa Barbara with Forensic Tech Expert

Pierre Haobsh's non-jury murder trial continued Monday here in Santa Barbara County Superior Court with expert witnesses, including a retired senior forensic technician, providing testimony.

[Read More](#)

### Despite Calling Officer Actions 'Lame,' Judge Rejects Motion to Suppress; Does Reduce Car Theft Case to Misdemeanor

Judge Dave Rosenberg here in Yolo County Superior Court Friday denied a motion to suppress evidence in a case where Deputy Public Defender Aram Davtyan argued the grounds for a pat-down were questionable.

[Read More](#)

### **Trial Set for Man Charged with Rape of 4 Minors, Including Own Daughter**

A preliminary hearing was held here last Friday in Riverside County Superior Court for \*\*\*\*Y, who is accused of raping four minors, including his own daughter—the four alleged victims were interviewed about their

[Read More](#)

### **Trial Set for Man Who Allegedly Joined Other Jail Inmates in Brutal Beating of Man**

After allegedly beating a fellow inmate with four other associates during his time at Santa Barbara County Jail, a man was charged with two felonies and a misdemeanor in a preliminary hearing here Friday

[Read More](#)

### **Felony Robbery Charge Dismissed, but Woman Still Has Series of Other Cases**

A felony robbery charge was dropped against Shulandra Sterling-Gee after a preliminary hearing on Monday here in Sacramento County Superior Court, although the prosecution promised to refile it as a

[Read More](#)

### **Police Officer, Forensic Pathologist Testify in Ongoing Murder Trial of Two Men in Alleged Laptop Theft**

Two witnesses testified here at the René C. Davidson Courthouse / Alameda County Superior Court Monday in the trial of Byron Reed and Kejuan Wiggins—charged with the murder of Shuo Zeng, 34, on New

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

[Read More](#)

## Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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# San Francisco Public Defender

Daily update · October 26, 2021

NEWS

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## [Prosecutors Quit San Francisco DA's Office in Droves - GV Wire - Explore. Explain. Expose](#)

GV Wire

How badly is the **San Francisco** District **Attorney's** Office spiraling out of control under DA Chesa Boudin? NBCBayArea.com reports that at least 51 ...

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## [SF ADAs jump ship as Boudin recall likely heads to voters - Bay Area Reporter](#)

Bay Area Reporter

With the effort to recall District **Attorney** Chesa Boudin likely to go before **San Francisco** voters sometime next year, two assistant district ...

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## [San Francisco District Attorney faces mounting opposition amid recall effort | One America ...](#)

One America News Network

**San Francisco** District **Attorney** Chesa Boudin poses outside his office in **San Francisco** on Jan. 30, 2020. (AP Photo/Eric Risberg) ...

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## [Former Prosecutors Join New Campaign To Recall District Attorney Chesa Boudin - SFGATE](#)

SFGATE

According to the Democratic-led group, it's already gathered 83,487 signatures from **San Francisco** voters who want to recall Boudin -- well over the ...

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## [Professor McDaniel: Recall of SF District Attorney a Referendum on Criminal Justice Reform ...](#)

College of Liberal & Creative Arts - San Francisco State University

**SAN FRANCISCO** CHRONICLE -- Jason McDaniel, a Political Science professor at **San Francisco** State University, said the recall's outcome could ...

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## [Commentary: Chronicle Calls Her a 'Progressive Prosecutor' but in 2019 the Vanguard ...](#)



Davis Vanguard

By David M. Greenwald Executive Editor **San Francisco**, CA - It was a ... came when the defense called a **public defender** investigator to the stand.

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### [An SF courtroom veteran says the Chron is missing the point \(and the facts\) on Boudin - 48 hills](#)

48 Hills

The Heather Knight attack on District **Attorney** Chesa Boudin continues—and continues to miss relevant facts. Her latest column ran on the top of ...

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### [Marin Public Defender Takes New Role | San Rafael, CA Patch](#)

Patch

Marin **Public Defender** Takes New Role - San Rafael, CA - Brian Morris will ... Juris Doctorate from the University of **San Francisco** School of Law.

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### [Brian Morris selected as Sonoma County Public Defender | Press Releases](#)

County of Sonoma

Brian Morris, the Assistant **Public Defender** for Marin County, ... and Juris Doctorate from the University of **San Francisco** School of Law.

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### [Brian Morris To Head Sonoma County Public Defender's Office | Rohnert Park, CA Patch](#)

Patch

SONOMA COUNTY, CA — Marin Assistant **Public Defender** Brian Morris has taken ... Juris Doctorate from the University of **San Francisco** School of Law.

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**Subject:** Re: Podcast

**Date:** Monday, October 25, 2021 at 11:56:56 PM British Summer Time

**From:** David M. Greenwald

**To:** Young, Rebecca (PDR)

**CC:** Ibarra, Valerie (PDR)

Works for me. I'll send a zoom link...

On Mon, Oct 25, 2021 at 3:53 PM Young, Rebecca (PDR) <[rebecca.young@sfgov.org](mailto:rebecca.young@sfgov.org)> wrote:

How is Tuesday (next week) at 11:30 am?

**From:** David M. Greenwald [mailto:[info@davisvanguard.org](mailto:info@davisvanguard.org)]

**Sent:** Monday, October 25, 2021 3:49 PM

**To:** Young, Rebecca (PDR) <[rebecca.young@sfgov.org](mailto:rebecca.young@sfgov.org)>

**Cc:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

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For the podcast. About 45 minutes.

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How about Tuesday afternoon? Do you have a time preference?

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**From:** David M. Greenwald <[info@davisvanguard.org](mailto:info@davisvanguard.org)>  
**Sent:** Monday, October 25, 2021 11:38 AM  
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\* The extra work since the 1437 which I had covered in court

\* Why he took a plea, copped to stuff

\* What it took to get him exonerated for everything

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**Sent:** Monday, October 25, 2021 12:10 PM  
**To:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Cc:** Young, Rebecca (PDR) <[rebecca.young@sfgov.org](mailto:rebecca.young@sfgov.org)>  
**Subject:** Re: Podcast

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**Subject:** RE: Podcast

**Date:** Monday, October 25, 2021 at 11:47:31 PM British Summer Time

**From:** Young, Rebecca (PDR)

**To:** David M. Greenwald

**CC:** Ibarra, Valerie (PDR)

Would this be for the podcast itself or an initial discussion?  
And if it's for the podcast, how much time should I block out?

Rebecca S. Young  
Trial Attorney, Felony Unit  
Homicide & Complex Litigation  
Office of the Public Defender . City and County of San Francisco . 415.553.9300  
[Rebecca.young@sfgov.org](mailto:Rebecca.young@sfgov.org)

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**From:** David M. Greenwald [mailto:[info@davisvanguard.org](mailto:info@davisvanguard.org)]  
**Sent:** Monday, October 25, 2021 1:07 PM  
**To:** Young, Rebecca (PDR) <[rebecca.young@sfgov.org](mailto:rebecca.young@sfgov.org)>  
**Cc:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Subject:** Re: Podcast

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On Mon, Oct 25, 2021 at 1:05 PM Young, Rebecca (PDR) <[rebecca.young@sfgov.org](mailto:rebecca.young@sfgov.org)> wrote:

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**Subject:** Re: Podcast

**Date:** Monday, October 25, 2021 at 9:07:12 PM British Summer Time

**From:** David M. Greenwald

**To:** Young, Rebecca (PDR)

**CC:** Ibarra, Valerie (PDR)



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**Subject:** RE: Podcast

**Date:** Monday, October 25, 2021 at 9:05:29 PM British Summer Time

**From:** Young, Rebecca (PDR)

**To:** David M. Greenwald, Ibarra, Valerie (PDR)

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**Sent:** Monday, October 25, 2021 12:10 PM

**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>

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**To:** Ibarra, Valerie (PDR)

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**To:** David M. Greenwald, Young, Rebecca (PDR)

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**Subject:** Podcast

**Date:** Monday, October 25, 2021 at 7:38:50 PM British Summer Time

**From:** David M. Greenwald

**To:** Ibarra, Valerie (PDR)

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**Subject:** Everyday Injustice - Chronicle Calls Her a 'Progressive Prosecutor' but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct

**Date:** Monday, October 25, 2021 at 5:01:00 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Heather Knight: "Jenkins' decision to speak out about what she views as chaotic management, high turnover and ideologically driven decisions at the D.A.'s office sets her apart in the normally tight-lipped criminal justice community. And so does her new role: volunteering for the campaign to recall her former boss."

## Everyday Injustice Newsletter - October 25, 2021

**Unlike the  
Governor's Recall, SF DA Faces a True Threat**

**by David Greenwald**

By David Greenman

On Thursday, San Francisco DA Chesa Boudin and his supporters kicked off a rally to oppose his recall. By Friday, his opponents turned in their signatures just ahead of Monday's deadline. They need 55,000 valid signatures, their goal was 70,000, they turned in 83,000.

Even with a relatively high rate of disqualification that is endemic to paid signatures, it seems almost certain there will be a recall. Election officials have 30 days to qualify the matter for an election and then the election must be held within 120 days—although as we saw with the governor, it could be sooner. Still, we are looking at mid-March as the latest date.

Governor Newsom's election results were finalized this week. He won by roughly the same margin as he did in 2018. Next Thursday, there will be a joint hearing by the Senate and Assembly Committees on Election chaired by Steve Glazer (Contra Costa) and Marc Berman (Menlo Park) and it seems likely there will be new rules for governor recalls.

That won't impact this recall.

The data shows that San Francisco provided the governor his biggest margin, with a whopping 86 percent opposing the recall. The Bay Area was the strongest supporter with eight counties around the Bay as far south as Santa Cruz and north and east as Sonoma providing the biggest margin, at 71 percent (Contra Costa) or higher.

For their part, the supporters of Chesa Boudin hammered the Republican nature of this recall.

Former State Senator Mark Leno on Thursday challenged the signature total.

Leno said, "These pro-recall folks are going to brag about how many signatures they got to qualify this for the ballot." But he pointed out, "They paid for it with over a million dollars of Republican money."

He cited the group called Neighbors for a Better San Francisco, which he said was a state registered, not local, supposedly neighborhood PAC, "because then they don't have to report their donors until 2020. 80 percent of all the money collected for the recall effort to date came from this PAC." Chesa Boudin doubled down on that.

"They have spent more than \$1.4 million, just gathering signatures. Flying poor working people from around this country to San Francisco, because they don't have the volunteers, that's for sure they are paying them, their airfare, their hotel, and then a per signature."

He added, "They have used every dirty trick in the book. They're promising that before they're done, they're going to spend \$5 million."

[Full article is here....](#)

## Criminal Justice News/ Commentary

### **Commentary: Chronicle Calls Her a 'Progressive Prosecutor' but in 2019 the Vanguard Covered Brooke Jenkins Committing Egregious Prosecutorial Misconduct**

It was a bombshell story, Heather Knight, one of the most recognized reporters in San Francisco today ran the story for Sunday Morning's Chronicle, "Why a progressive prosecutor just left D.A. Chesa

[Read More](#)

### **Appellate Court Asked To Overturn Murder**

## **Conviction Under 1437**

Elijah Johnson was tried and convicted of felony murder in a shocking killing organized by co-defendant David Nguyen, who personally shot and killed three victims during a burglary-robbery gone bad in 2016.

[Read More](#)

## **Everyday Injustice Podcast Episode 127: How Fines and Fees Devastate Lives of the Poor**

While the public has become aware of how various aspects of the criminal legal system produce unjust results, one area that many are less aware of is that things seemingly as simple as fines and fees can devastate millions of

[Read More](#)

## **Nadler and Sanchez Re-Introduce U.S. Legislation to Remove Excessive Fines and Fees**

In what he claims to be an effort to improve the U.S. criminal justice system, U.S. House Committee Chairman Jerrold Nadler (D-NY) has reintroduced the State Justice Improvement Act.

[Read More](#)

## **Supreme Court Again Allows Texas Abortion Ban to Remain – But SCOTUS will Hear Two Oral Arguments Nov. 1**

The Supreme Court declined to block the Texas abortion ban Friday, though the court will hear two cases challenging the bill Nov. 1. Since the ban took effect Sept. 1, next to no abortions have been carried out in the state.

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

## **COVID-19 Outbreaks at Wasco, Corcoran, High Desert, and Centinela State Prisons Worsen**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Yolo County Judge Sets Bail for Two Men in Different Cases, Both to be Re-Arraigned in Early November**

Yolo County Superior Court Judge Tom Dyer Friday scheduled two dates the first week of November for those individuals in different cases – one is held on \$25,000 bail each, while one of them is held on \$50,000 bail.

[Read More](#)

### **Man on Trial for Indecent Exposure May Still Be Found Guilty Despite No One Being Present**

Clarence William Bailey, on trial last Thursday in Riverside County Superior Court for misdemeanor indecent exposure for allegedly masturbating on his front porch, may be found guilty even though no

[Read More](#)

### **After Nearly 5 Years, Case Dismissed After Police Destroy Evidence, Witness Dies – Judge Lectures Prosecution, Police**

Sacramento County Superior Court Judge Stephen Acquisto dismissed the case against Jeffrey Porter here Friday after 911 phone records were destroyed by the Sacramento Police Department, key eye

[Read More](#)

## **2 PROBATION CASES: Judge Rules**

## Triathlete Still Needs DUI SCRAM, and Sex Offender Given Break This Time

Judge Von Deroian presided over two separate matters in the Santa Barbara County Superior Court Friday, both involving misdemeanor counts regarding post-conviction agreements.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

[Read More](#)

### Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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mNmU1NjRiZTY5MDFhNw==&p=YXAzOnNmZHqyOmF2YW5hbJpvOmFjOWY0M2Y2YjYyN2UyODNINzMyMzgxYTg5YjEwM2VjOnYxOnQ=  
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**Date:** Saturday, October 23, 2021 at 5:18:38 PM British Summer Time  
**From:** Global Val  
**To:** Ibarra, Valerie (PDR)

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Date: Fri, Oct 22, 2021 at 10:00 PM  
Subject: Google Alert - Mano Raju  
To: <[valibarra@gmail.com](mailto:valibarra@gmail.com)>

Google

## Mano Raju

Daily update · October 23, 2021

NEWS

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[SF Public Defender, Private Attorney Team Up to Exonerate Man Who Spent 46](#)

## Years in ...

Davis Vanguard

... our allies are willing and capable of challenging those convictions if provided the resources," said San Francisco Public Defender **Mano Raju**.



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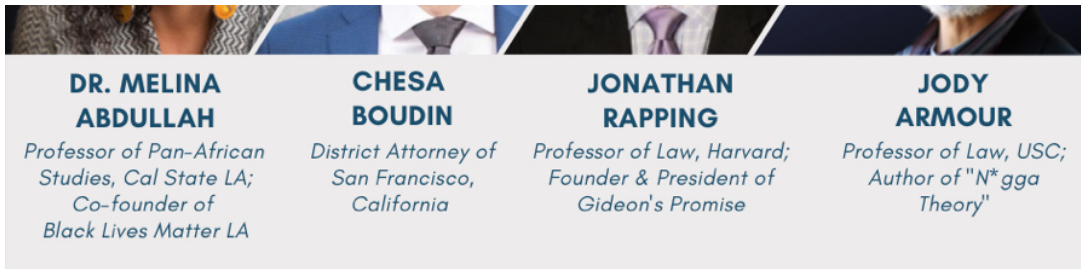
**Subject:** Less than a week to go  
**Date:** Friday, October 22, 2021 at 6:20:29 PM British Summer Time  
**From:** David M. Greenwald  
**To:** undisclosed-recipients;;  
**Attachments:** image.png

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# THE FUTURE OF CRIMINAL JUSTICE REFORM IS HERE

THE VANGUARD ANNUAL FUNDRAISER | SAVE THE DATE:  
10.28.2021, 6 PM





In three weeks the Vanguard will be hosting a discussion with four leaders in criminal justice reform – a discussion that is now more pressing than ever – what is the future of criminal justice reform.

The discussion will be online and available for just a \$25 donation to help fund the Vanguard’s continued operations.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing although through the court process? And how do we combat the forces intent on stopping progress?

We have assembled a diverse panel to discuss what the future looks like:

- SF DA Chesa Boudin
- Gideon’s Promise Founder and Direct Jonathan Rapping
- BLM-LA’s Founder Melina Abdullah
- And USC Law Professor and author Jody Armour

Join us for this important discussion on October 28 at 6 pm.

[It’s only \\$25 – and the sign up is here – LINK](#)

--

David M. Greenwald  
Executive Director  
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**Subject:** Everyday Injustice - Features on Formerly Incarcerated; PLUS Boudin and Supporters Kick Off Anti-Recall Campaign with a Rally

**Date:** Friday, October 22, 2021 at 5:00:18 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Chesa Boudin: "Apparently here in San Francisco, the 85 percent of us that rejected the recall against the governor, didn't send a loud and clear message. They're back for more."

## Everyday Injustice Newsletter - October 22, 2021

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### Can Progressives Leverage Their California Muscle?

by David Greenwald

The results of the September recall are final. After all that Newsom wins by about the same margin as he won in 2018. Maybe the right can take something out of that other than the strange nature of the laws in California, but what I see in the chart I posted are the 19 counties of California where 60 percent of the voters opposed the recall.

At the top of the list is San Francisco. Not shocking. I was in San Francisco for the Chesa Boudin Rally yesterday. Boudin and his supporters win this if they turn it into a simple partisan referendum.

Having spoken to people on the ground, they definitely have some challenges, but the crime data is not nearly as bad right now as the rhetoric flying around.

Still, the message sent by former State Senator Mark Leno is instructive.

Leno said, "These pro-recall folks are going to brag about how many signatures they got to qualify this for the ballot." But he pointed out, "They paid for it with over a million dollars of Republican money." He cited the group called Neighbors for a Better San Francisco, which he said was a state registered, not local, supposedly neighborhood PAC, "because then they don't have to report their donors until 2020. 80 percent of all the money collected for the recall effort to date came from this PAC." Chesa Boudin doubled down on that.

"They have spent more than \$1.4 million, just gathering signatures. Flying poor working people from around this country to San Francisco, because they don't have the volunteers that's for sure they are paying them, their airfare, their hotel, and then a per signature."

He added, "They have used every dirty trick in the book. They're promising that before they're done, they're going to spend \$5 million."

If this turns into a battle for tough on crime, Chesa Boudin loses. But if he can leverage the partisan nature of this, he has a chance.

Of course 2022 features a number of contested DA races and the numbers on this chart suggest a path forward for progressives.

In Alameda County, Pamela Price has the third most progressive county to work with. She has an open seat and will run hard against the current DA.

In Santa Clara County, that's interesting, Santa Clara is No.6, Sajid Khan faces a tough challenge in the incumbent Jeff Rosen who has attempted to stake out progressive ground but Khan will tell you, it's all an act.

Yolo County at 68% has supported overwhelmingly criminal justice reform, but it keeps electing a tough on crime DA, Jeff Reisig, who as you can see in the article below, attempts to dress himself as more progressive than he is. Cynthia Rodriguez will have a tough task, although public defender Dean Johansson made it close last time.

Finally we have Sacramento near the bottom of the list. Alana Mathews will be the progressive and she faces a tall task as well. The demographics in Sacramento are not as good as they look on this map which is why they keep electing Republican DAs and right wing sheriffs.

But this chart shows that these counties should be able to leverage their progressive muscle to deliver more progressive prosecutors.

## Criminal Justice News/ Commentary

### **Boudin and Supporters Kick Off Anti-Recall Campaign with a Rally**

This week it appears that supporters of a recall effort have moved closer to qualifying the recall against District Attorney Chesa Boudin, but if there is to be a fight, the DA and his backers—some 200 strong at the hastily improvised SEIU

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### **Commentary: CA Prosecutor's Fentanyl Warnings Aren't about Overdose Prevention**

Despite claims at being a "reformer," Jeff Reisig, the Yolo County, California, district attorney since 2003, is jumping on the drug-induced homicide bandwagon. In a summer press release, DA Reisig announced that defendants

[Read More](#)

### **Changing Prison from the Inside Out: Interview with Samuel Brown**

On October 5, 2021, Samuel Nathaniel Brown, co-founder of the Anti-Violence Safety and Accountability Project (ASAP), creator of the 10P program, and author of the constitutional amendment proposal, The California Abolition

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### **SF Public Defender, Private Attorney Team Up to Exonerate Man Who Spent 46 Years in Prison for a Crime He Didn't Commit**

A San Francisco public defender and a private attorney found evidence and witnesses in and outside the U.S. that now has led to charges being vacated against Zachary Vanderhorst, 65, who had been

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks at Wasco, Corcoran, High Desert, and Centinela State Prisons Worsen**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Judge Finds Sufficient Evidence to Charge Man Found with 50 Pounds of Meth Worth \$100K With Intent to Sell**

A man found with about 50 pounds of methamphetamine worth in the neighborhood of \$100,000 will be going to trial after his preliminary hearing this week in Sacramento County Superior Court.

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### **Video Evidence of Alleged Domestic Violence Compelling – Judge Seeks to**

## Reduce Charges against Young Mother

Judge Brian Hill said here this week in Santa Barbara County Superior Court that video evidence of a scrap between a couple showed “violence” on the part of Ayako Muraoka, but also some culpability of

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## Two Experts Testify in Grandfather’s Child Molestation Trial

In somewhat detailed testimony, components of child sexual abuse accommodation syndrome were explained by an expert during \*\*\*\*\*’s felony child sexual abuse trial here in Riverside County Superior Court

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## Judge Denies Release Request for Man Charged with Child Rape – Sets \$250K Bail

In an arraignment here in Santa Barbara County Superior Court Wednesday morning, B\*\*\*\*, accused of child rape, pleaded not guilty and requested release—Judge Clifford Anderson denied the request

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## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDAA) after noting the organization has been opposing criminal justice reform for

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### Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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**Subject:** FOR IMMEDIATE RELEASE: SF Public Defender Helps Exonerate Man Who Spent 46 Years in Prison  
**Date:** Thursday, October 21, 2021 at 5:06:11 PM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 10.21.21 - SF Public Defender Helps Exonerate Man Who Spent 46 Years in Prison.pdf

**FOR IMMEDIATE RELEASE:** October 21, 2021

**CONTACT:** SF Public Defender's Office - [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) - (628)249-7946

## **\*\*PRESS RELEASE\*\***

### **SF Public Defender Helps Exonerate Man Who Spent 46 Years in Prison**

*Threatened with the death penalty, the 19-year-old pleaded to crimes he did not commit*

**SAN FRANCISCO** - This week, a San Francisco judge vacated two of the remaining charges that 65-year-old Zachary Vanderhorst pleaded guilty to when he was 19 years old despite his innocence. The guilty pleas, taken in 1974, kept him in prison for 46 years before his current attorneys -- Rebecca Young of the San Francisco Public Defender's Office and Patrick Murray of Keeker, Van Nest & Peters -- eventually uncovered evidence and surviving witnesses across and outside the country to prove his innocence; and they relied on California's reformed felony murder law to win his release in February 2020. As of this week, they have proven his innocence in all of the most serious charges, including a rape he did not commit.

"It's unconscionable that lawyers could plead a young impoverished man to crimes as serious as rape and burglary when their client didn't match the suspect description and when police had no forensic or physical evidence tying him to the crimes," **said Ms. Young**. "This case illustrates why the reforms we have struggled to achieve in the last few years, particularly reform to the felony murder rule, have been essential to correcting past injustices, and I am grateful to my co-counsel who deeply understood how racial bias impacted what happened to Zachary and was firmly committed to overturning these wrongful convictions."

#### **Background**

In September of 1974, Mr. Vanderhorst participated in a single burglary where his underage co-defendant killed a man in the back of a Fell Street residence while Mr. Vanderhorst was wrapping up a TV in the front living room. Despite the fact that he was not present for, nor participated in the murder itself, Mr. Vanderhorst was eligible to be convicted for first degree murder under the prior felony murder rule because he had participated in the burglary.

Under the threat of the death penalty, his public defenders at the time urged him to plead guilty to the murder rather than go to trial. However, that plea came with other charges -- including a slate of other unsolved burglaries and a rape charge, despite Mr. Vanderhorst's claims that he was not present for any of those other incidents and there was no evidence tying him to those other crimes. His public defenders at the time did not interview a single witness or victim, nor did they pursue any defense such as an alibi, nor did they question the police misconduct during the lineup. In another act of impropriety, the private attorney for the

underage co-defendant was present for these negotiations in the judge's chambers and urged Mr. Vanderhorst to plead guilty. They told him that if he took the deal, he would be paroled in 7-10 years.

"People who work in the criminal legal system want to believe that a conviction is valid despite evidence to the contrary. When Zachary was shipped off to prison at age 19 for crimes he didn't commit, for a murder he took no part in, the public defenders, the DA and the judge never looked back one time despite glaring evidentiary inconsistencies, police misconduct and gross legal misadvisements; and when he reached out to them over the years, they turned a deaf ear," said **Ms. Young**.

### **Parole Repeatedly Denied**

Mr. Vanderhorst faced the Parole Board eighteen times, each time admitting to the single burglary and expressing his remorse that someone had died at the scene. However, telling the truth at a Parole Board hearing is futile because the Board does not care about claims of actual innocence. Thus, the Board denied Mr. Vanderhorst parole each time, stating that he "lacked insight" into his commitment offenses. This was despite the fact that an SFPD Inspector wrote two letters to the Parole Board explaining that the underage co-defendant had been the killer, thus affirming that Mr. Vanderhorst was telling the truth. In a last-ditch effort to get paroled in 2018, Mr. Vanderhorst's family begged him to confess to all of the charges as if they were true, but that too was insufficient and did not convince the Parole Board to grant his release.

### **Reforming the Felony Murder Rule**

In 2018, members of the San Francisco Public Defender's Office, including Ms. Young, advocated to help pass California Senate Bill 1437, authored by Senator Nancy Skinner, which revised the felony murder rule. The law now requires that, in order to be convicted of first degree felony murder, someone who was part of an underlying felony but did not kill anyone must have been a major participant in the underlying felony and have acted with reckless disregard to human life in the killing or acted with an intent to kill. Once that became law in 2019, Ms. Young helped to draft the petitions that were distributed to people in prisons across the state. That's how Mr. Vanderhorst learned of the new law and reached out to the San Francisco Public Defender's Office where his case was assigned to Ms. Young.

Knowing that digging into a case from the 1970s would require more resources, the San Francisco Public Defender's Office teamed up with Kecker, Van Nest and Peters, who provided pro bono representation from co-counsel Mr. Murray, and paid for the investigator, transcripts, and expert testimony. Together, the team has spent nearly three years doggedly pursuing Mr. Vanderhorst's claims of actual innocence, working to free and exonerate him.

"Mr. Vanderhorst has borne the weight of wrongful convictions for almost half a century. For too long, his assertions of innocence were ignored by law enforcement, prosecutors, judicial officers, the parole board, and his own attorneys. Mr. Vanderhorst will never get back the time he lost, but vacating his wrongful convictions will hopefully restore to him some measure of dignity and peace as he moves on with his life. It has been my honor to partner with the Public Defender's office to help achieve this result for Mr. Vanderhorst, and I am grateful for the unwavering support of my colleagues in the pursuit of justice for Mr. Vanderhorst and others

who have been wrongfully convicted,” said **Patrick Murray**, a lawyer with Keker, Van Nest & Peters.

## **Outcomes**

In January 2020, the legal team called witnesses and experts to testify that not only was the original investigation and conviction wrought with police incompetence and malfeasance on the part of the original legal counsel, but also that Mr. Vanderhorst was not the actual killer and had not acted with reckless indifference to human life during that single burglary. The murder conviction was overturned and Mr. Vanderhorst was finally freed after spending nearly three-quarters of his life in prison.

The convictions that remained on his record until this week included the rape charge, which had required Mr. Vanderhorst to register as a sex offender for the rest of his life. Again, the legal team found witnesses who provided testimony and affidavits that he was not present at the burglary where the rape had taken place, which was buffered by the original description of the assailant which did not match Mr. Vanderhorst. The overwhelming evidence convinced the judge to vacate the convictions of the rape and the related burglary. Mr. Vanderhorst will no longer be required to register as a sex offender.

“I am so grateful to my dream team. Don’t ever plead guilty to something you didn’t do, no matter what your lawyer tells you. You will never be able to undo that plea and you will regret it deeply. Because of Patrick and Rebecca, I feel like I can breathe again,” said **Mr. Vanderhorst**.

“The remarkable efforts made to overturn these convictions reminds us of the dire need for the resources to expand post-conviction work and help heal from state violence and racial injustice. We know that there are thousands of people, just like Zachary Vanderhorst, along with his family, who continue to suffer the trauma and loss that stem from wrongful convictions, bad plea deals, and excessive punishment. Public defenders and our allies are willing and capable of challenging those convictions if provided the resources,” said **San Francisco Public Defender Mano Raju**.

###

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

---  
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(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Everyday Injustice - Will Boudin's Recall Qualify? LA Sheriff Continues to Ignore Law When Inconvenient

**Date:** Thursday, October 21, 2021 at 5:02:27 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"For nearly five decades, the Supreme Court has maintained that abortion is a constitutionally protected right. Upending that judicial precedent and allowing states to disregard federal law would have dangerous consequences for trust in the rule of law and public safety," said Miriam Krinsky,

## Everyday Injustice Newsletter - October 20, 2021

### Apparently, the LA Sheriff Can Pick and Choose When To Follow the Law

By David Greenwald

Once upon a time, the LA Sheriff got himself into trouble for failing to follow the law. Yesterday he issued a press release/ statement that "Tomorrow, neither I nor my Undersheriff will appear under oath before the Civilian Oversight Commission (COC), due to pending legal concerns which have yet to make their way through the courts regarding the scope and authority of the new law concerning oversight."

He continues: "A conflict of interest has existed between myself and the Board of Supervisors for some time now, and through their appointed commissioners they have vilified me for using the legal system to clarify the many areas which are undefined and unclear in the subpoena process. Rather than allow due process to work, the Board's commissioners further clog the system with unnecessary actions, in an effort to delegitimize both myself and my department."

"There was no need for subpoenas," he argues, perhaps without sensing the irony of the statement given that he is using the issuance of a subpoena as his rationale for not appearing before the COC.

He argued: "I agreed to appear voluntarily, at minimum, 3 times per year, and have already done so."

He continues: "The COC does not extend the courtesy of checking with my schedule or even sending a special request to appear, they just issue subpoenas. Although they have subpoena power, it is an abuse of power to simply use it to demand I show up and then testify under oath."

Say what?

Now we get to his real reason: "Tomorrow's COC meeting will be filled with the same rancorous politically motivated rhetoric as usual. As they grandstand and gaslight, remember these are the same BOS appointees who voted unanimously for my resignation, with zero evidence of misconduct, yet have been deafeningly silent regarding the federal indictment of former Chair of the Board of Supervisors Mark Ridley-Thomas for 20 counts of public corruption."

So the reality is that he doesn't want to testify. If he had been willing to do so voluntarily and the subpoena was the sole rationale for his non-appearance no need to get into this heated language - criticizing the COC as filled with "rancorous politically motivated rhetoric" who he accuses of "gaslighting" apparently without irony and then throws in Mark Ridley-Thomas for good measure.

It was November that "Superior Court Judge Holly J. Fujie ruled that the Civilian Oversight Commission, a watchdog group appointed by the county's Board of Supervisors, was well within its power when it directed the county's inspector general to subpoena the sheriff in May to testify about how the department was responding to the coronavirus inside the nation's largest jail system."

In March, "L.A. County Sheriff Alex Villanueva is challenging a subpoena to answer questions about secretive, gang-like cliques of deputies in the department, arguing in a court filing that the request is "too broad" and "harassing."

Finally a month ago: "A watchdog panel that oversees the Los Angeles County Sheriff's Department on Thursday asked county attorneys to look into whether a **special investigative unit** that has targeted critics of Sheriff Alex Villanueva broke the law.

"With the unanimous vote, the Sheriff Civilian Oversight Commission **sought legal guidance** on crimes Villanueva or the department as a whole may have committed by operating the Civil Rights and Public Integrity Detail, a team of nine investigators that reports to one of Villanueva's top aides."

With that kind of track record, I wonder why the COC would feel the need to subpoena the Sheriff or Undersheriff Tim Murakami to testify.

Clearly this will set up another round of litigation and it appears likely that the Sheriff will lose again.

Thanks for reading.

## Criminal Justice News/ Commentary

### **Commentary: Top Prosecutorial Reform Advocate Hits the Ground Hard in Memphis DA Race**

Amy Weirich, the Shelby County (Memphis), Tennessee, District Attorney, has never really been tested by the popularity contest of democracy. She looks like she's in trouble. Appointed by Republican Governor Bill Haslam in

[Read More](#)

### **Nearly 120 Criminal Justice Leaders Urge Supreme Court to Block Extreme Texas Abortion Ban**

This week, a bipartisan group of 118 current and former elected prosecutors and law enforcement leaders, and former state attorneys general, federal and state court judges, U.S. Attorneys and Department of Justice officials

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## **Chesa Boudin Recall Organizers Discreet On Signature Reports Received Ahead Of Deadline**

The second campaign to recall San Francisco District Attorney Chesa Boudin has finished collecting signatures, but the recall's key organizers have not provided a report on how many signatures they received in over two weeks.

[Read More](#)

## **Officer Arrested after Allegedly Assaulting 16-Year-Old during Traffic Stop**

George Gascón, District Attorney of Los Angeles County, has announced a Baldwin Park police officer, Ryan Felton, has been accused of assaulting a 16-year-old after a foot chase in 2019—the assault

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails**

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### **Public Defender Files OSC after Being Denied Jail Visit with Client; County Allows Video Visit**

Frustrated in attempts to visit with her client at the Yolo County Jail, Deputy Public Defender Martha Sequeira filed an order to show cause against the sheriff's department. At issue was the jail's restrictive COVID-19

[Read More](#)

### **Man Faces Trial for Concealed Weapon, and Possession of Narcotics with Intent to Sell**

Sacramento County Superior Court Judge Stephen Acquisto this week found there was enough evidence to hold Andrew Williams to answer to four felony charges of carrying a concealed weapon and

[Read More](#)

### **Cousin's Boyfriend Allegedly Sexually Assaulted Victim Twice in Single Night – Suspect Apologized in Letter**

Morrison Omar Majano-Diaz, accused of sexually assaulting his girlfriend's cousin, had his preliminary hearing Friday here in Riverside County Superior Court—the alleged assault occurred July 19 when the

[Read More](#)

### **Arson Related Charges Upheld in Preliminary Hearing Despite Some Credibility Questions**

Charges of arson and unlawful possession of fire setting paraphernalia were sustained against suspect Leonid Mikhaylevskiy, seen walking away from a fire, in a preliminary hearing Wednesday here in Yolo

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### **Court's Mental Competency Experts Questioned – Judge Turns Down Defense Request for Outside Autism Expert**



Officers from the Oakland Police Department testified in a trial here in Alameda County Superior Court this week for a man who allegedly robbed a marijuana dispensary – and a man outside in the parking lot – in Oakland.

[Read More](#)

## Judge Recommends Juvenile Court for 18-Year-Old Charged with Felony

Oliver Zarate was charged here in Sacramento County Superior Court this week with second-degree robbery, a felony, accused of being in a group of boys who took a man's wallet after confronting him in a McDonald's drive-

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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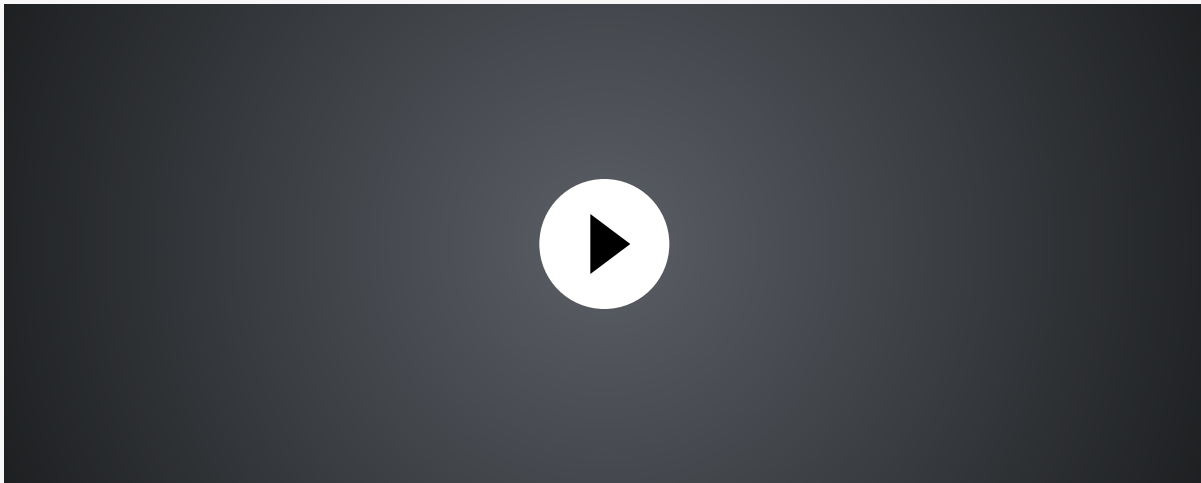
**Date:** Wednesday, October 20, 2021 at 9:00:19 PM British Summer Time

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Image



## Vanguard Staff Member

**Lauren Smith**

**Hear directly from a Vanguard Staff Member!**

"Hi my name is Lauren Smith and I have been with the Davis Vanguard since June of 2020. I started as a court watch intern and now I handle social media as well as acting as the City Desk Editor for the Davis Vanguard at UC Davis club.

We are hosting our 11th Annual Fundraiser on October 28th at 6pm to discuss what criminal justice reform looks like today. This event is great to attend to learn about why criminal justice reform is important and the steps we can take to help accomplish system wide reform. Our four panelists each offer a unique perspective on what changes need to be made and how to enact those changes in a way that benefits not just the incarcerated population, but the larger community."

## Upcoming Event The Future of Criminal Justice Reform is Here!

Image

Join us on **October 28 at 6 pm** via zoom with a fantastic panel to discuss the pressing topics dealing with criminal justice - What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing, although through the court process? And how do we combat the forces intent on stopping progress?

### Our panel will feature:

Chesa Boudin  
Jonathan Rapping  
Dr. Melina Abdullah  
Jody Armour

[Tickets](#)

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### Get Involved - Become a Sustaining Donor

Show your support of the Vanguard Internship program through a donation today!  
Support college students like Carson in becoming a driving force in the criminal justice system.

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**Subject:** Everyday Injustice - Biden's 'Quiet Revolution' Puts More Public Defenders on Federal Bench; DA Claims Credit For Righting a Travesty of Justice

**Date:** Wednesday, October 20, 2021 at 5:00:57 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

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Diana Becton, John Creuzot and Miriam Aroni Krinsky: "Less than a year into his presidency, he has matched the record for the number of public defenders nominated to the powerful courts of appeals—a record set by former President Barack Obama during his entire eight years in office. Biden has already nominated 17 former public defenders to the federal bench."

## Everyday Injustice Newsletter - October 20, 2021

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### DA Wants Credit For Freeing His Massive Injustice

By David Greenwald

The Sacramento Bee article which calls Yolo DA Jeff Reisig and his office California's most innovative DA highlights the case of Renwick Drake.

"The West Covina native avoided an attempted murder charge, but in January 2012, a Yolo County jury convicted him of second-degree robbery and two counts of assault with a firearm. With seven different enhancements tied to those charges due to his gang affiliation and discharging a firearm, a judge sentenced Drake to 24 years in prison," the article notes.

Last month, Yolo County District Attorney's Office successfully petitioned for his early release citing his "remarkable rehabilitation."

But to give Reisig credit for righting a massive injustice and using that as evidence of his progressivism is absurd.

Drake was convicted along with co-defendant Navey Soy of robbery, but the article failed to note that the two were acquitted of attempted murder.

According to the trial record, in November 2009, a robbery victim went with two friends to a skateboard park where they had arranged to buy marijuana, as he opened the envelope full of cash, the defendants approached the robbery victim, Soy pulled the gun and pointed it at them and Drake took the victim's money.

Not believing initially that this was a real gun, the robbery victim and his friends set out in pursuit after the defendants. Soy fired the weapon. Then Drake, allegedly holding the same gun, was told to fire the weapon, a bullet hit the trees above the heads of the victims.

According to the appellate, while there was ample evidence of Soy's connection with a gang, there was really no evidence of Drake's.

But from the start this case was troubling - first for the attempted murder charge that clearly was unsupported by the facts and second for Drake's involvement.

Drake was 15 at the time and developmentally disabled. He was largely along for the ride. This was a direct file case - but at 15, Drake would not be charged as an adult today under the current law that Reisig fought tooth and nail.

Moreover, the evidence that Drake even fired the gun - the same gun apparently as Drake somehow, was based on suspect testimony.

So Reisig charged a developmentally disabled 15 year old for a crime as an adult when he was not the main person, not the main actor, and at most was following the lead from an older kid he was highly influenced by. And now Reisig wants to claim credit for freeing him as the kid served 10 years?

Thanks for reading.

[Full article here](#)

## Criminal Justice News/ Commentary

### Guest Commentary: Biden's 'Quiet Revolution' Puts More Public Defenders on Federal Bench

Most Americans rightly focus on important decisions made by the Supreme Court when they think about the federal judiciary. But President Joe Biden's first year in office has offered an important reminder that who is

[Read More](#)

### Commentary: Renwick Drake's Conviction Was a Massive Injustice – Now Reisig Wants Credit For Freeing Him

Yolo County DA Jeff Reisig says he recognizes that the criminal justice world has changed and that he needs to adapt with it. "I'm not an ideologue," said Reisig in an interview with the Sacramento Bee.

[Read More](#)

## **Commentary: Scientific Justice**

According to the Yolo County District Attorney's Office, The Stanford University Computational Policy Lab has developed an innovative tool for maintaining balance on the scales of criminal justice. The lab's executive director,

[Read More](#)

## **DA Krasner Uses Tarik Bey Case to Exemplify Inadequacy of Cash Bail System**

Philly District Attorney Larry Krasner announced this week charges against Tarik Bey, and used Bey's case to demonstrate the inadequacy of the cash bail system at maintaining public safety.

[Read More](#)

## **Jury Selection in 8th Day for Man on Trial for 2017 Murder of Orlando Police Lieutenant**

It was the eighth day of jury selection Tuesday here in the murder trial of Markeith Loyd Jr., 46, who allegedly killed Orlando Police Lt. Debra Clayton on Jan. 9, 2017.

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **DA Trips Up Wife During Trial Questioning About Alleged Child Sexual Abuse**

The jury trial for a grandfather accused of sexually abusing two girls under the age of 10 neared an end Tuesday here in Riverside County Superior Court as the prosecution and defense called their last witnesses.

[Read More](#)

### **No Contact Order Request Withdrawn In Domestic Violence Case**

In Yolo County Superior Court Tuesday, a no contact order request in a domestic violence case was rejected after the court learned the accused lives with the victim.

[Read More](#)

### **Man Charged with Robbing Marijuana Dispensary in Oakland**

Officers from the Oakland Police Department testified in a trial here in Alameda County Superior Court this week for a man who allegedly robbed a marijuana dispensary – and a man outside in the parking lot – in Oakland.

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### **Long Awaited Murder Trial Set Monday in Triple-Homicide Case**

It was announced Monday here in Santa Barbara County Superior Court that Pierre Haobsh – incarcerated since 2016 for an alleged triple homicide of herbalist and acupuncturist Dr. "Henry" Han and

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## Positive and Less Positive Cases for One Judge – One Man Praised in Mental Health Program, and Another Pleads in Arson Case

Judge Kevin McCormick dealt with a couple cases – one with a positive outcome, and another not – here in Sacramento County Superior Court this week.

[Read More](#)

## Defendant Represents Herself in Parole Violation Pre-Trial, Takes Deal

A woman represented herself in a pre-trial hearing Monday in Riverside County Superior Court, ultimately agreeing to a plea deal and admitting to driving under the influence and violating parole.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Bauer explained, “I am not an attorney, but 33 years in law enforcement, you know, you pick up a little bit of where there’s fairness... and there’s a number of specific instances in which I identified as what I consider to be judicial misconduct, prosecutorial misconduct [and] law enforcement misconduct.”

## Everyday Injustice Newsletter - October 19, 2021

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### **Four Month Vanguard Investigation Finds Evidence That Police Framed Innocent Man For Murder**

**By Koda Slingluff, Roselyn Pommai, and Sophia Barberini**

LOS ANGELES, CA – For more than 25 years, Scott Hamby has sat in state prison without the possibility of parole after having been convicted of first-degree murder by means of a destructive device.

Now, over 20 years later — with a woman dead, mounting evidence of police corruption and numerous parties running free — Detective Mike Bauer fights to prove Hamby’s innocence.

Former Los Angeles County Sheriff Captain John “Mike” Bauer sat down with The Vanguard and a meticulous 800-page conviction review diligently outlining the details of Hamby’s case.

Bauer explained, “I am not an attorney, but 33 years in law enforcement, you know, you pick up a little bit of where there’s fairness... and there’s a number of specific instances in which I identified as what I consider to be judicial misconduct, prosecutorial misconduct [and] law enforcement misconduct.”

Scott Hamby became the leading suspect in the death of Lynn Standish, who was killed May 24 1994 after a pipe bomb exploded in a remote desert wash area in Antelope Valley, California. Hamby was arrested, and his fate during the trial was then almost entirely decided on two pieces of information: circumstantial evidence and the testimony of one witness, Thomas Hinkle.

Hinkle testified that Hamby was living on Hinkle’s property at the time of the explosion. He said that Hamby asked him not to tell authorities that he had been there after the explosion.

Hamby was then found guilty of murder by exploding a destructive device, causing great bodily injury by exploding a destructive device and possession of a destructive device in a public place. But Hinkle himself had suspicious circumstances, Det. Bauer explained, as a known drug dealer who had been brought in as part of DEA investigations around ‘98.

A deputy under Bauer, Jonathan Aujay, disappeared in 1998. In a different instance, investigated by Deputy Sheriff Darren Hagar, a witness “came forward to Hagar and said Aujay was murdered, and he was murdered with the assistance of Hinkle and [another party] Rick Engles.”

Poignantly, Hamby had told his attorney, Ted Yamamoto, that Hinkle had prior felony arrests and convictions. Yamamoto did not object to Hinkle as a witness and did not object to the prosecutor telling the jury Hinkle was credible “which was clearly not the case.”

Hamby would later allege that his attorney did not do everything he could to defend Hamby in court.

[Full article here](#)

## Criminal Justice News/ Commentary

### **VANGUARD INVESTIGATION: Corrupt Police Officers Frame Fellow Cop— 20 Years Later A Former Captain Fights to Free Him**

For more than 25 years, Scott Hamby has sat in state prison without the possibility of parole after having been convicted of first-degree murder by means of a destructive device.

[Read More](#)

### **Third Appellate Court Hears Direct Appeal for Justin Gonzales in Casa Del Sol Murder**

A three judge panel for the 3<sup>rd</sup> District Court of Appeals heard oral arguments in the direct appeal of Justin Gonzales, who in 2018 was sentenced to 70-to-life for his role in the Casa Del Sol killing in Woodland in 2016.

[Read More](#)

### **Civilian Police Oversight Organization**

## **Urges Investigation of NYPD Officers for Misconduct During BLM Protests**

The Civilian Complaint Review Board of New York City has presented evidence suggesting misconduct by 65 officers of the NYPD allegedly committed during the protests by Black Lives Matter.

[Read More](#)

## **Commentary: The Invisible Line**

The wonder of this nation that separates us from the rest of the world is how we embrace freedom and what we stand for. In effect, we have become a symbol to the world of what a free and civilized society should be

[Read More](#)

## **New Plea Tracker Program Seeks to Make Plea Bargaining Transparent**

Last spring, the Plea Tracker Project was launched in Berkshire County and Durham County in the district attorneys' offices to augment transparency and promote equity in plea bargaining.

[Read More](#)

## **California's COVID-19 Vaccine Mandate for All Prison Guards Appealed by Governor Newsom and the State Corrections Department**

On Sept. 27, U.S. District Judge Jon Tigar ruled that all prison guards must be vaccinated against COVID-19, set to take effect on Friday, Oct. 15. However, on Oct. 13, a temporary restraining order was put

[Read More](#)

## **Multiple Deaths of Incarcerated People in Rikers Island Jail Sparks Urgency to Decarcerate Pre-Trial Detainees**

As the Rikers Island Jail Complex in New York City reaches a breaking point with overcrowding, coronavirus cases, and general sanitation problems, prison reform advocates and legal actors are taking steps to

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### New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Man Accused in Domestic Violence Trial Compares Fight with Spouse to Video Game 'Mortal Kombat'

A day before closing arguments, a jury here Monday in Riverside County Superior Court heard from the suspect and others that there were a flurry of fights in the decades-long marriage of a man charged with domestic violence last

[Read More](#)

### New Year's Eve Theft-Turned-Murder Trial Commences with Opening Statements

Opening statements were made Monday at the René C. Davidson Courthouse/Alameda County Superior Court in the jury trial of Byron Reed, Jr., and Kejuan Wiggins.

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### Pillows to Pot: Specialty Pillows Business Transforms into Cannabis Dealing

Police said here in Riverside County Superior Court last week a specialty pillows and beauty supply business was, in effect, fronting for an illegal pot business. Undercover officers testified, in a preliminary hearing for Craig Guggolz, that they found the illegal cannabis

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### **Man Charged with Felony, Slew of Minor Charges in Cache Creek Casino Preliminary**

Verapong Sukpornchai, after a preliminary hearing in Yolo County Superior Court Friday, faces a number of charges, including a felony count of intent to defraud, after allegedly using someone else's identification

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### **Judge Decides Alleged Getaway Driver Wins Pretrial Release, Alleged Robber Back to Jail**

A Sacramento County Superior Court pretrial hearing saw the release of the alleged getaway driver, Adolph Williams, in a robbery case, but the alleged robber, Roderick Tinsley, was ordered to be detained in the Sacramento County Jail.

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### **Two Men in Different Cases Won't Be Going Home after Judge Sets High Bail, No Bail**

Two different men, in two different cases, won't be going home tonight after Yolo County Superior Court Judge Tom Dyer continued their court dates and held them in county jail with high bail and no bail.

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer**

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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### **Everyday Injustice Podcast Episode 125:**



## Doctor Facing Nearly Five Years After Fraudulent Prosecution

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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**Subject:** Everyday Injustice - San Quentin Hammered By Judge Over Handling of COVID; Podcast with San Joaquin County Prosecutor

**Date:** Monday, October 18, 2021 at 5:01:55 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"Respondent caused 'the worst epidemiological disaster in California correctional history,'"

## Everyday Injustice Newsletter - October 18, 2021

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### **The Bee Calls Yolo DA Reisig Most Innovative Prosecutor - Just No**

**By David Greenwald**

The headline is embarrassing - "[California's Most Innovative Prosecutor Might Be in Yolo](#)." As someone who nows covers DA across the country and who has court watch operations in at least 10 California Counties now, I can say this for sure: no. Just no.

Reisig is not attacking the core of mass incarceration. He is not doing deep reforms. What he has done is a PR campaign and some window dressing. In the last week alone, we have had at least three stories that lay bare this lie.

Reporter Yousef Baig for example notes the case of Renwick Drake (we actually covered this case) from 2009.

"Last month, the Yolo County District Attorney's Office successfully petitioned for his early release. Drake's remarkable rehabilitation," the Bee reports. "Using California's penal code and the expanded powers of district attorneys under Assembly Bill 2942, Yolo County District Attorney Jeff Reisig has secured early release for nine reformed inmates after the latest resentencing law took effect three years ago."

I don't begrudge the fact that Reisig has been doing this. But Yolo County is only one of eight counties in the pilot project. I did a story in San Francisco on 1170(D) last summer, the San Francisco DA's office had already gotten 13 people released at that point. When I interviewed around for my story in August on the pilot program, Los Angeles told me that they are reviewing tens of thousands of cases.

"I'm not an ideologue," said Reisig. "I'm not in the same category as hardcore progressives that are looking to fundamentally rip down the system and rebuild it. I view our job more as threading the needle of criminal justice reform and public safety at the same time."

That's a more fair assessment - but why does that make him "innovative"?

The article continues: "Yolo County has embraced restorative justice when it's an option and, this year, became a national leader with a groundbreaking public platform, Commons, to boost transparency and public confidence. To avoid any chance of bias, the office launched a sentencing tool that completely removes race from the equation."

"Their work contrasts with that of well-known progressives such as San Francisco District Attorney Chesa Boudin and Los Angeles District Attorney George Gascón. It's a model that traditionalists like Sacramento's Anne Marie Schubert can and should be emulating," the Bee reports.

"What we were doing 20 years ago was just too extreme," Reisig said. "It was not justice. It was one size fits all. Everything looked like a nail and we were the hammers. Now we view this more as there are a lot of gray areas and we need to be very strategic."

The problem with the article - they didn't interview any naysayers. The article also took a clear stance arguing that this work contrasts with progressive and it's a model that traditionalists should be emulating?

My problem - it ignores just how much of this is just on the surface.

I was talking to an attorney her client had had a problem ended up shoplifting. She had the money, she simply wasn't paying attention or blanked and ended up walking out the door. In order to do neighborhood court, they make the person admit to the wrongdoing otherwise they are not eligible.

In the past week, we have seen three examples of Reisig not being that innovative.

For example, the Governor blocked his proposed AB 1542 bill. "I understand the importance of developing programs that can divert individuals away from the criminal justice system, but coerced treatment for substance use disorder is not the answer," Governor Newsom wrote in his veto message identifying a key concern from reformers.

At the Board of Supervisors meeting in presenting on a drug pilot program, Reisig drew a line between drug offenses and other offenses like petty theft.

Reisig balked stating, "I understand it. I'm not there."

He said, "You have a victim behind a petty theft. We chose this population because they're addicts, they're using, but there isn't a per se victim, someone that has been harmed."

He continued, "From a policy standpoint, I think this is the correct population to try this program with. If we have success, maybe we can push it out into some of those other offenders. But you know, the community feedback that I've had on this is mixed. I think there are a lot of people that are concerned about the idea, people who are seriously addicted basically not having any accountability."

Finally Reisig had a presentation that was pulled in which he was advocating for murder charges for drug deals.

In June, the DA put out a press release: "The Yolo County District Attorney's Office will now require, with any plea agreement involving narcotics trafficking, that the prosecutor formally advise defendants that they could face homicide charges if they later provide drugs to a person who dies of a Fentanyl overdose."

"These tragedies are now so widespread that drug dealers can no longer deny responsibility for the risk of Fentanyl in their product," District Attorney Jeff Reisig explained. "When people get a DUI," Reisig continued, "we give a warning that DUIs can cause death, which becomes evidence if they later kill someone in a DUI. There must be similar accountability for those selling narcotics knowing their product could very well contain lethal Fentanyl."

The DA added, "This policy is part of the balanced approach the Yolo County District Attorney's Office has taken with narcotics cases."

But the Drug Policy Alliance for one strongly disputes the notion that an overdose death is murder and argues that such laws are counterproductive as well as inhumane.

What I see is not innovative from the Yolo DA - it is a softer approach on the traditional line that dresses up the fact that it is basically business as usual in Yolo County.

## Criminal Justice News/ Commentary

### Everyday Injustice Podcast Episode 126: San Joaquin DA Tori Verber Salazar – Conservative Reformer

In 2020, San Joaquin District Attorney Tori Verber Salazar made headlines when she resigned from the California District Attorney Association (CDA) after noting the organization has been opposing criminal justice reform for

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### Commentary: Philadelphia Ends Minor Traffic Stops Hoping to Reduce Racial Inequities

Since the killing of George Floyd, a glass ceiling on mainstream police reform discourse has shattered. One of the newly popular debates is whether police officers should continue to enforce traffic violations, or whether that duty

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## **Judge Finds SQ Officials Fell Short of Deliberate Indifference – but Hammers the Conduct of the Prison Officials during COVID Crisis**

“Respondent caused “the worst epidemiological disaster in California correctional history,” a judge ruled in what could be considered a mixed verdict after a lengthy evidentiary hearing at the Marin County Superior Court this spring.

[Read More](#)

## **UW STUDY: More than 17,000 Deaths at Hands of Police Unreported, Indicating Systemic Bias in Forensic Science**

A University of Washington study indicates forensic examiners have been undercounting at least half of all police killings – more than 17,000 deaths between 1980 and 2018.

[Read More](#)

## **CA AG Rob Bonta Files Brief Supporting Eligibility of Transgender Students in School Sports**

California Attorney General Rob Bonta Friday filed an amicus curiae (friend-of-the-court) brief in the ongoing Soule v. Connecticut Association of Schools case, supporting the eligibility of transgender students for school sports.

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreaks at Wasco, Corcoran and Centinela State Prisons Worsen**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Tense Merced Courtroom as Man Noticeably Unhappy with Defense Attorney's Performance – Stubbornness Works as Judge Sets Earlier Date**

Merced County Superior Court Judge David Moranda presided last Friday over a tense courtroom in which the accused was hesitant about waiving time for his preliminary hearing and was visibly upset with his attorney.

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### **Judge Grants Defendant Chance to Reduce Probation Given 'Exceptional Circumstances'**

Judge Brian Hill suspended judgment for Hilda Carbajal Solis, who was convicted of assault with a deadly weapon by plea here in Santa Barbara County Superior Court Thursday, because of the

[Read More](#)

### **Deemed Incompetent to Stand Trial, Man Removed from Court for Interrupting Judge**

In Yolo County Superior Court last Friday, Judge David Rosenberg ordered Joshua McClain, a man deemed incompetent to stand trial, to be removed from the courtroom because he was interrupting the judge

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### **Judge Expunges Criminal Conviction to Allow Woman to Receive Low-Income Housing**

In a Riverside County Superior Court hearing late last week, Judge Burke Strunsky granted Virginia Acuna an expungement of a misdemeanor from 2011 in an effort to allow her to receive low-income housing.

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## **After a Heated Confrontation in Court, Judge Sends Suspect to Jail – After Initially Deciding on Release**

A hearing here late last week in Alameda County Superior Court for a burglary suspect appeared to go in her favor, until a last minute outburst led the judge to reevaluate his assessment on the case and send her into custody.

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## **Judge Finds Evidence for One Count Is Based on Unreasonable Inferences Made by Prosecution**

Garry Hobbs, charged with two counts of being in possession of stolen property, faced a preliminary hearing Friday at Sacramento County Superior Court where Judge Curtis M. Fiorini found there was

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## **Everyday Injustice - Podcast**

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**Date:** Friday, October 15, 2021 at 6:13:36 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"This isn't just my story, this is the story of thousands of people who have suffered and continue to suffer in immigration detention. I'm speaking out today because I want to make sure that what I lived through doesn't happen to anyone else."

## Everyday Injustice Newsletter - October 15, 2021

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### **In two weeks - The Future of Criminal Justice Reform Discussion**

#### **Get your tickets now**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

With the pandemic disruptions, an increase in the murder rate, and push back

against some police reforms – we are potentially entering a crossroads. We have seen progressive prosecutors across the country face push back whether it's in Philadelphia or Virginia or St. Louis and this year in LA and SF, the elected prosecutors may well face recall efforts.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing although through the court process? And how do we combat the forces intent on stopping progress?

We have assembled a diverse panel to discuss what the future looks like:

SF DA Chesa Boudin  
Gideon's Promise Founder and Direct Jonathan Rapping  
BLM-LA's Founder Melina Abdullah  
And USC Law Professor and author Jody Armour

Join us for this important discussion on October 28 at 6 pm.

**It's only \$25 – and the sign up is here – [LINK](#)**

## **Criminal Justice News/ Commentary**

### **LA Deputy DA's File Suit Seeking Injunction Against Gascón. 76 Prosecutors Support DA with Amicus in Nazir Case**

It is a battle that is escalating between the Deputy DA's of Los Angeles and District Attorney George Gascón. On Thursday, the Association of Deputy District Attorneys for Los Angeles County (ADDA)

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### **Yolo DA Pushes Controversial Overdose as Murder Campaign; Deceptive Presentation on Fentanyl Pulled From BOS Agenda**

A presentation that was characterized by sources as "highly deceptive" was pulled from the Board of Supervisor Agenda this week. In part it pushed for a controversial policy of charging those who deal drugs with murder

[Read More](#)

### **First-Ever Federal Suit Using New Law Filed by ICE Detainee, Claiming ICE-Hired Private Jail Tortured Him**

A federal lawsuit was filed this week against a private detention company by a man who spent 14 months there after being detained by ICD – the pleading claimed Management and Training Corporation (MTC)

[Read More](#)

## **Commentary: Progressive Prosecutors Can Gain Perspective from Trips Abroad**

When only a single state or country does a thing, it is usually a reliable indication that the thing in question is not a very good idea. Until 2001, Hawaii set the age of consent at only fourteen; the legislature studied the issue and came

[Read More](#)

## **STUDY: Racist Policies Lead to Major Racial Disparities in Prisons Nationwide**

The Sentencing Project has released a staggering new report detailing the racial disparity found in America's carceral system, providing both explanations and proposing possible solutions to alleviate persistent

[Read More](#)

## **Civil Rights Groups Grow Tired of the South Carolina Redistricting Failures, File Lawsuit**

Two civil rights groups, the NAACP and the American Civil Liberties Union, have filed a lawsuit against the state of South Carolina, arguing the state has unjustifiably delayed the drawing of new redistricting maps

[Read More](#)

## **Prison to University Pipeline: How the Berkeley Underground Scholars Helps Formerly Incarcerated Students**

The Berkeley Underground Scholars (BUS) organization at UC Berkeley bridges the gap between prison and higher education, giving those incarcerated, formerly and presently, and system-impacted individuals, a

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreaks at Wasco, Corcoran and Centinela State Prisons Worsen

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### New COVID-19 Cases Reported At San Francisco, Santa Clara and Sacramento County Jails

Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### DA Gives Closing Arguments on Child Torture Case

The jury trial of a couple reconvened Thursday here in Riverside County Superior Court, with the prosecution imploring during closing argument that the jurors find the couple guilty of willful child cruelty and torture.

[Read More](#)

### Mother of Three, Associated with a Man Charged with Domestic Violence, Given Pretrial Release

A deputy public defender argued here in Santa Barbara County Superior Court Wednesday that a mother's pretrial release conditions were too stringent and that they were wrongfully based on acts that were

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### Court Mystery? Man's Bail Drops from Half Million Dollars to Just \$10,000 without Explanation

It remains a mystery as to why, with no real discussion or apparent documentation provided in court, Sacramento County Superior Court Commissioner Ken Brody drastically reset a defendant's bail here on Wednesday.

[Read More](#)

### **Defense Attorney Accuses Judge of 'Predetermined' Judgment that Violates Defendant's Rights**

In a preliminary hearing held in Sacramento County Superior Court this Wednesday, a heated exchange broke out between the defense and presiding judge, as the defense attorney accused the judge of

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### **Language Barrier – Despite an Interpreter – Badly Interferes in DUI Hearing**

The differences in language between the court and the defendant was on full display here in Alameda County Superior Court Wednesday, and—despite an interpreter—the language barrier caused a short

[Read More](#)

### **Mother-in-Law Testifies on Behalf of Defendant in Vandalism Case with a Neighbor**

The mother-in-law of Paul Casarez, who is charged with vandalism on his neighbor's car in July 2020, testified on his behalf here in a Merced County Superior Court jury trial Thursday, insisting the claimed "dent" in the

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution**

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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### **Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong**

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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**Subject:** Everyday Injustice - AG Bonta Joins SF DA in Joint Effort Against Ghost Gun Kit Retailers and Manufacturers; Does the Yolo DA Even Know What He Believes?

**Date:** Thursday, October 14, 2021 at 5:01:27 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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“Fifteen minutes,” Bonta said. “That is as little as it can take to put together. And we’re not talking about a kit of Legos, not talking about blue apron or Martha Stewart’s meal kit. We’re not talking about impact home COVID tests.

## Everyday Injustice Newsletter - October 14, 2021

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**Black Americans  
incarcerated at nearly five times the rate of whites**

**By David Greenwald**

The Sentencing Project came out with perhaps the most important but least surprising results of a study I have seen - Black Americans are incarcerated in state prisons across the country at nearly five times the rate of whites, and Latinx individuals are 1.3 times as likely to be incarcerated than non-Latinx whites, according to a **study** released this week by The Sentencing Project.

I am not surprised. But I think we should not shrug this stuff off. This is a serious problem. I interviewed Orleans DA Jason Williams this week for an upcoming podcast and while I had not seen these numbers, I asked him about the racial disparities.

One problem that I think we have - on the one hand, we have drug offenses where it is very clear that bias, policing patterns, and socio-economic status are drivers in the disparities.

On the other hand, there will be those asking where are the high crime areas and who commits the crime.

Personally I think both sides have a little validity to them, but they are actually two sides of the systemic racism paradigm. And in fact, they are self-reinforcing.

On the one hand, there is no doubt that white people for example do drugs at a rate comparable to Blacks. At the same time, Blacks are more likely to be arrested, convicted and incarcerated than whites. It's not even close - maybe by a four to one rate. Not that far off from the overall rate.

While I believe John Pfaff that drugs alone are not driving mass incarceration, I do believe that they feed into this feedback loop which connects to the other end of the spectrum - concentrated poverty.

You have high crime in concentrated poverty areas - lack of opportunity, lack of education, lack of jobs, and combine that with accompanying mental health crises and substance abuse and you have a recipe for problems.

And it's a cycle. We have the cycle of poverty to incarceration. And the school to prison pipeline. And it's all connected.

The Sentencing Project has their prescription:

Eliminate all mandatory minimums, as evidence shows these sentences have had a disproportionate impact on people of color.

Enact racial impact statements that require crime bills to be accompanied by an estimate of the policy's impact on demographic groups. To undo the disparity resulting from decades of tough-on-crime policies, states should also *identify* and *repeal* existing laws and policies that have contributed to disparities.

Discontinue arrest and prosecution for low-level drug offenses that often lead to accumulation of prior convictions; it is well-known that having prior convictions is associated with tougher sanctions. These effects are felt more so in communities of color.

I absolutely agree that this is important - curtting off the prison/ incarceration part of the pipeline is a good start. But I think to really solve this, we need to attack poverty itself and create educational opportunities to lift people out of the despair of poverty.

Thanks for reading.

## Criminal Justice News/ Commentary

### AG Bonta Joins SF DA in Joint Effort Against Ghost Gun Kit Retailers and Manufacturers

Ghost guns can be shipped in innocuous-looking packages, avoiding detection and regulation, and then assembled in a very quick period of time. In August, San Francisco District Attorney Chesa Boudin announced a lawsuit



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## **Commentary: Does the Yolo DA Even Know What He Believes?**

For months, Yolo County DA Jeff Reisig pushed for AB 1542 with Assemblymember Kevin McCarty which would have given people committing felony offenses deemed to be related to substance abuse a choice of treatment in a

[Read More](#)

## **Los Angeles Sheriff Candidate Announces Ambitious Policy Platform**

Los Angeles Sheriff's Lieutenant Eric Strong this week became the first candidate in the race for the sheriff's office and to announce his policy platform—Strong's platform unabashedly seeks to put communities' needs first.

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## **Sonoma County Sheriff Candidate Touts Needed Reforms for Police Misconduct**

Carl Tennenbaum, a retired San Francisco police officer and candidate for June 2022 Sonoma County Sheriff, has pledged to implement smart reforms in law enforcement if he should win his election next year.

[Read More](#)

## **Judge's Anti-Semitic Views Lead to Recommendation to Toss Conviction of Death Row Prisoner Randy Halprin of 'Texas 7'**

A state district judge said here this week a Jewish inmate – part of the “Texas 7” – should get a new capital murder trial because of anti-Semitic bias held by the judge who presided over the original case.

[Read More](#)

## **Bipartisan Florida Legislation Targets Inefficient, Uncollectable Fees Charged to Kids**

A bipartisan group of Florida lawmakers has filed the Debt-Free Justice for Children Act in the Florida House and Senate, which consists of proposal HB 257 and SB 428 to eliminate costly fees charged children in the court

[Read More](#)

## **California AG Files Brief with 25 Other State AGs in Support of American Indian Child Welfare Act**

The state of California filed an amicus brief this past week that expresses support for the Indian Child Welfare Act (ICWA). The full amicus brief can be found [here](#).

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **New COVID-19 Outbreaks at Wasco State Prison & CA State Prison Corcoran**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Two Alleged Members of Norteños Gang Charged with Attempted Murder of Rival Gang Member**

Two alleged members of the Norteños gang, Daniel Martinez and Niko Flores, were charged during a preliminary hearing this week in Merced County Superior Court with multiple counts of attempted murder and street gang activity

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### **Judge Rejects Man's Request for**

## **Alternatives, Calls DUI Probation Offender a 'Danger' to Public**

Miguel Ortiz, charged with two driving under the influence probation violations, was put in custody on \$53,500 bail by Judge Samuel Dalesandro here in Fresno County Superior Court Tuesday after the judge cited his continued resistance

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## **Sacramento Man Pleads No Contest to Unlawfully Carrying Concealed Knife – But Not Following People**

During a settlement conference in Sacramento County Superior Court this week, Daniel Lockhart pleaded no contest to a felony charge of unlawfully carrying a concealed dirk and/or dagger—but denied “following” people

[Read More](#)

## **Judge Rules Common Kitchen Knife Constitutes 'Dirk or Dagger,' Sets Trial in Ex-Boyfriend Case**

In a Sacramento County Superior Court preliminary hearing Wednesday, Judge Delbert Oros ruled that a common, everyday kitchen knife is included in the “dirk or dagger” definition and, despite the lack of a specific statement

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## **Man in Possession of Drugs and in Violation of Parole Forfeits Rights, Pleads Guilty**

A man facing charges of possession of drugs and paraphernalia and violation of parole on a domestic violence case took a plea deal here Tuesday in Riverside County Superior Court, agreeing to go to jail and give up his rights to

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## **Everyday Injustice - Podcast**

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## **Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution**

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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**Subject:** Everyday Injustice - Governor Signs Jury Compensation Pilot in SF; Seven Survivors of Crime Speak Up for what they Need from the DA  
**Date:** Wednesday, October 13, 2021 at 5:01:10 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"We want to make sure your [the survivors'] voices are at the center of that discussion," DA Boudin stated.

## Everyday Injustice Newsletter - October 13, 2021

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**Doctor and Mother is Headed to Prison For Nearly Five Years For a Crime That Never Happened**

**By David Greenwald**

This week's Everyday Injustice podcast focuses on a case of grave injustice as Dr. Vilasni Ganesh in

November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself.

I interviewed Dr. Ganesh along with her attorney Lisa Rasmussen - the prosecution here along with insurance companies accused of fraudulent billing and apparently there were some errors in the submission, mainly some wrong dates.

As they tell it, in May 2016, the Northern California US Department of Justice Prosecutors at the request of Private Insurance Companies, who did not want to pay her for over \$500,000 in claims she had submitted, charged her with a health care fraud case.

Dr. Ganesh had requested these payments dating back to 2012 - she filed litigation against the health insurance companies for non-payment and these companies convinced government prosecutors that there was fraud.

Appallingly the government created spreadsheets to show evidence of fraud that were concocted whole cloth. The Government, her attorney now alleges, used irrelevant spreadsheets to obtain a conviction through the use of false evidence.

In fact, the prosecutors presented an extensive and array of fraudulent evidence to the jury - unfortunately, they did not show fraud by Dr. Ganesh but rather the claims of a completely different provider.

None of the patients' records actually belonged to or were submitted by Dr. Ganesh.

Her attorney explained that the jury came out with an illogical mixed verdict. Basically acquitted her of the most serious charges, but convicted her of ten minor charges that will now add up to 63 months - nearly five years in prison.

Listen to this remarkable story for yourself: [here](#).

## Criminal Justice News/ Commentary

### Seven Survivors of Crime Speak Up for what they Need from the DA

San Francisco District Attorney Chesa Boudin held an open and honest space for survivors to speak to their traumas and calls for action this week in a session also attended by Contra Costa District Attorney

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### Governor Signs Measure to Hike Juror Pay to \$100 a Day in SF Pilot Project – Goal Is to Increase Economic and Racial Diversity of Juries

A state legislative attempt to make juries more reflective of the community – to be tried out first in San Francisco – became a possibility last Friday when Gov. Newsom signed into law a pilot program to compensate

[Read More](#)

### Texas Man Demonstrates Compelling

## **Evidence of Innocence after 23 Years on Death Row**

Twenty-three years after his conviction, and death row pronouncement, Rodney Reed recently presented remarkably strong evidence to the 21st Judicial District Court in order to revisit his conviction in the murder of Stacey Stites.

[Read More](#)

## **The Pertinent Problem of Wrongful Convictions in U.S. Justice System**

The U.S. criminal justice system has long been plagued by issues in its conception that undermine precisely what justice pursues – among the many issues, wrongful convictions seem to be at the forefront,

[Read More](#)

## **CAIR-CA Voices Deep Disappointment of Gov's Veto of Bill that would have Established California Commission on Human Rights**

The Council on American Islamic Relations (CAIR-CA) has voiced their disappointment in Governor Newsom's veto of bill AB 412, which would have created the California Commission on Human Rights.

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **New COVID-19 Outbreaks at Wasco State Prison & CA State Prison Corcoran**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Vaccination Rates Across Bay Area County**

## **Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Tells Man Driving Drunk on Suspended License and Gun It Was 'Recipe for Disaster' But 'Lucky' Not Going to Prison**

David Fonua appeared in Sacramento County Superior Court Tuesday morning, charged with driving drunk with a suspended license and being in possession of a gun.

[Read More](#)

### **Woman Robs Local CVS, Claims She Owns The Store**

Police officer Steven Chang testified in a Sacramento County Superior Court preliminary hearing Tuesday about a woman who allegedly robbed a local CVS Pharmacy with a deadly weapon while purportedly under

[Read More](#)

### **Judge Refuses to Release New Mother Without Bail, Despite Her Pleas**

Judge Stuart Hing of Alameda County Superior Court refused to release Etienne Collin without bail Tuesday despite Colin's plea that she must get home to her newborn child.

[Read More](#)

### **3 Cases from Warrant to DUI to Reckless Driving Dominate Riverside Court**

Three cases were considered here in Riverside County Superior Court Tuesday, and all were different. IN THE FIRST CASE, Ivan Alvarado was met with a pleasant surprise

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## **Everyday Injustice - Podcast**

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### **Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution**



Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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## Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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**Subject:** Everyday Injustice - San Francisco Courts Are a Mess, Have Been a Mess, and the Problem is Not on the DA  
**Date:** Tuesday, October 12, 2021 at 5:00:23 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I cannot express in any more certain terms my disapproval of the manner in which the Office of the District Attorney is being managed," said Judge Chan, a former public defender. "Not to make light of the situation, but you can't run an airline this way."

## Everyday Injustice Newsletter - October 12, 2021

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### **The Pushback Against Progressive Reform is Not Some Moderate Movement Concerned That Reform Has Gone Too Far**

by David Greenwald

Spitzer started every press release with the title: "Woke DA Candidate Pete Hardin." And while it might have been questionable that he go on right wing entities like Newsmax and Fox News, what he did on Sunday was so beyond the pale - and yet, it seems like most people are hardly blinking.

He tweeted, "Progressive DAs are cheering. Their outrageous policies embolden criminals to kill police. Shameful. Cop, 26, shot dead first day on job with armed suspect on the loose."

This is nothing new. When challenged by Pete Hardin, Spitzer immediately veered hard right, appearing on Newsmax and Fox News, attacking Governor Newsom, LA DA George Gascón and SF DA Chesa Boudin.

As LA Times reporter James Queally put it in a tweet, "The D.A. of increasingly purple Orange County, who is facing a progressive challenger in 2022, appearing on hard-right/fact-allergic Newsmax is certainly ... a choice?"

He added, "Ain't here to referee people's media choices, but seems an odd political choice considering where these people are (or could be) running campaigns."

In San Francisco, when we published the video of NBC Bay Area News Reporters aggressive tactics on the DA, it was Richie Greenberg, the erstwhile leader of the recall movement referencing Susan Reynolds and Marina Times.

The same Susan Reynolds who went on the attack lumping us in with Radley Balko, Tim Redmond (a long time veteran Bay Area Reporter) and Megan Cassidy (the Chronicle Beat Reporter).

Reynolds and the Marina Times have their own problems.

Reynolds this past spring was under fire for a tweet where she publicly accused a gay man of being "fine with adult men dating underage boys."

That drew a call from prominent LGBTQ and Progressive groups for Reynolds' status as Editor Emeritus of the Marina Times to be revoked.

Dean Preston, San Francisco Supervisor: "They are a mouthpiece for disinformation, doxxing of public officials, and personal attack."

Drill down into that crowd, you see nothing but anger and right wing, anti-progressive talking points and conspiracies.

This is exactly what these movements are at their core. While they are being fed by some legitimate concerns - hate crimes, rising murder rates, these movements have right wing movements and anger and vitriol driving them.

**Yesterday in the Hill**, Former Prosecutor Andrew McCarthy blamed the rise in violent crime on progressive prosecutors.

"You want to know why violent crime is surging in the nation's urban centers?" he asked. "Why, as the latest FBI statistics indicate, murder was up an astonishing 30 percent year-over-year in 2020, a record increase? Look no further than the Progressive Prosecutors Project (as I branded it in a March 2020 Commentary essay). This is the radical left's enterprise to "reform" the criminal justice system by pretending that we don't have criminals — or, to get so very nuanced about it, to assign blame for all crime on our systemically racist society."

Again look at the language - it is steeped in an attack on the left.

Never mind the data which shows that crime is rising everywhere - in places that have progressive prosecutors and those who do not. The representative proportion of cities with rising crime have Republican mayors just as they do Democratic mayors.

The problem is that the progressive/reform movement is trying to cool the temperature by pointing to data and these flamethrowers have a voice because the average citizen sees a violent crime down the street and becomes fearful of leaving their house.

The problem is here: What I have seen in Los Angeles. What I have seen in San Francisco. And now what I have seen in Orange County - the voices against Criminal Justice Reform are completely unhinged. These aren't moderate voices who simply worry that crime is high and reform has gone too far.

## Criminal Justice News/ Commentary

### **Commentary: San Francisco Courts Are a Mess, Have Been a Mess, and the Problem is Not on the DA**

It was a bombshell transcript. It gave the opponents of DA Chesa Boudin a great amount of fodder to use against the progressive DA in their effort to recall him. But how fair were the charges?

[Read More](#)

### **PPIC Notes FBI Crime Numbers Show CA Crime Trends Largely Reflect the U.S.**

The FBI recently released crime numbers that show the disparity between California's crime rates compared to that of the U.S. is slowly diminishing.

[Read More](#)

### **Incarcerated Students Graduate from Cal State Los Angeles**

Jillian Beck, writer for Cal State LA Newsroom, described the graduation ceremony of incarcerated and formerly incarcerated students at Cal State LA, made possible through Cal State LA's Prison B.A. Graduation Initiative.

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### **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## COVID CDCR and Jail Dashboards

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Defenses Loses and Wins in Two Different Cases – PD Loses in Discovery Request, but Defense Wins Leniency Appeal in Another Case**

In a couple of cases heard here last week in Ventura County Superior Court, requests by the defense won, as well as lost. In the first case, the assistant public defender charged that the prosecution was

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### **Security Footage and Its Usefulness Takes Center Stage in Folsom Prison Stabbing Trial**

A criminal trial involving a Folsom State Prison inmate stabbing reconvened in Sacramento Superior Court last week for those accused of cornering a fellow Folsom inmate in the prison yard and stabbing him more than 13 times.

[Read More](#)

### **Late November Trial Set for Sacramento Woman Facing 11 Charges from Identity Theft to Weapons to Drugs**

Folsom Police Officer Paul Rice and Detective John Triplett testified at a preliminary hearing Friday in Sacramento County Superior Court, describing how Karie Marie Hughes was found with various drugs, paraphernalia, a

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### **Judge Refuses to Grant Enhancement Motion for Man with Multiple Arson Charges**

Ronald Stevens, charged with multiple counts of arson, was spared the enhancement charge by Judge Tom Dyer of Yolo County Superior Court last week after the judge cited the prosecution's lack of concrete evidence produced

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## **Man Sentenced to Life in Prison without Parole, Plus 57 Years after Victim's Parents Call for Harshest Punishment Possible**

Riverside County Superior Court Judge Matthew Perantoni late last week sentenced Shaun Daniel Tara to life in state prison without possibility of parole, plus an additional 57 years, after a jury July 1 convicted Perantoni of first degree

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## **Pre-Holiday Court Session Finds Incarcerated Released from Sacramento County Jail**

It was a quick pre-court holiday session late Friday in Sacramento County Superior Court—two people in custody in the Sacramento County jail awaiting trials were released Friday evening, while another will be

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## **Everyday Injustice - Podcast**

[see our podcasts](#)

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Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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**Subject:** FOR IMMEDIATE RELEASE: San Francisco Public Defender Mano Raju & San Francisco Treasurer José Cisneros Applaud Signing of New Bill Piloting Higher Compensation for Low-Income Jurors in San Francisco

**Date:** Tuesday, October 12, 2021 at 4:55:25 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)

**Attachments:** PR - 10.12.21 - SF Public Defender Mano Raju and Treasurer Jose Cisneros Applaud Signing of Bill Piloting Higher Compensation for Low Income Jurors.pdf

**FOR IMMEDIATE RELEASE:** October 12, 2021

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Anne Stuhldreher - SF Financial Justice Project - (415) 596-6138 - Anne.Stuhldreher@sfgov.org

**\*\*PRESS RELEASE\*\***

**San Francisco Public Defender Mano Raju & San Francisco Treasurer José Cisneros Applaud Signing of New Bill Piloting Higher Compensation for Low-Income Jurors in San Francisco**

*AB 1452 authorizes the "Be The Jury" pilot program to compensate low-income jurors \$100 a day to remove barriers to serving and to increase economic and racial diversity of juries. The*



*“Be The Jury” pilot program is the first of its kind in the country.*

SAN FRANCISCO - On Friday, October 8, 2021, Governor Newsom signed AB 1452, establishing the “Be The Jury” pilot program to compensate low-income jurors \$100 a day for their jury service. AB 1452, authored by Assemblymember Phil Ting and co-authored by Senator Scott Wiener, authorizes this first-of-its-kind pilot program in San Francisco Superior Court with the goal of establishing juries that are more reflective of San Francisco’s diverse communities.

AB 1452 is co-sponsored by San Francisco Treasurer José Cisneros, Public Defender Mano Raju, and District Attorney Chesa Boudin.

“Our juries should reflect San Francisco’s economic and racial diversity, but low juror compensation prevents too many people from participating in jury service. The authorization of the Be The Jury pilot program brings us a step closer to a more accessible, diverse, and just legal system,” **said San Francisco Treasurer José Cisneros.**

Because income inequality is strongly correlated with race and ethnicity, juries have become less racially diverse due to an inability to afford to participate. Juries tend to be composed of people who can afford to serve unpaid or who have employers who will pay them while they are serving. Now that the Be The Jury pilot program has been authorized by state law, criminal justice partners and community organizations in San Francisco anticipate launching the pilot in January 2022.

“Having a jury of one’s peers is one of the most cherished rights in our American legal system, but, too often, our indigent clients in our own diverse city are not afforded that right when nobody on the jury looks like them or comes from their communities,” **said San Francisco Public Defender Mano Raju.** “Thanks to Governor Newsom’s signature, the Be The Jury pilot program can start to re-balance the scales of justice and remove the financial hardship that deprives thousands of San Franciscans from what should be a sacred right to serve on juries.”

“I strongly believe that the Be The Jury pilot program will help ensure that San Francisco juries are more economically and racially diverse, and therefore better able to administer justice that reflects the values of diverse San Francisco communities,” **said San Francisco District Attorney Chesa Boudin.** “I am grateful to Governor Newsom for signing this bill into law and to Assemblymember Ting for sponsoring this historic policy, further enhancing equity and fairness in the criminal legal system.”

The Be The Jury pilot program is much needed in San Francisco, where a survey by the Administrative Office of the Courts of California found that 35 percent of jurors report that jury service imposed a financial hardship. While California law requires employers to provide time off for employees who are summoned to jury duty, employers are not required to compensate employees who serve on a jury. If a juror’s employer does not cover their salary while serving, jurors earn nothing on their first day of service and \$15 per day after that. Providing fair

compensation to people who otherwise cannot afford to serve on a jury due to financial hardship is the first step in creating a more equitable, inclusive, and diverse justice system.

“The legal system is full of inequities, and juries lacking diversity exacerbate that. I thank the Governor for seeing the need for change and allowing our city to explore whether higher pay improves demographics. Studies show when juries are more reflective of the communities they serve, they spend more time deliberating the case and are less likely to presume guilt, which ultimately helps defendants get a fair trial,” **said Assemblymember Phil Ting (D-San Francisco)**.

“The Bar Association of San Francisco (BASF) is proud to have played a role in encouraging the passage and signing of this very important legislation. BASF strongly believes that the Be The Jury pilot program (AB 1452) will help ensure that San Francisco juries are more economically and racially diverse, and therefore better able to administer justice that reflects the values of diverse San Francisco communities. BASF has a long history of supporting best practices and innovative ideas in furtherance of criminal justice reform,” said **Yolanda Jackson, Executive Director and General Counsel, The Bar Association of San Francisco**.

The Be The Jury pilot program will compensate jurors with low-to-moderate incomes \$100 per day for jury service in criminal trials in San Francisco Superior Court for the duration of the pilot. Jurors are eligible if their household income is less than 80% of the Area Median Income (\$71,700 for a single person; \$102,500 for a household of four) and if they meet one of the following criteria: (1) their employer does not compensate for jury service; (2) their employer does not compensate for the estimated duration of jury service; (3) they are self-employed; or (4) they are unemployed. Stakeholders will conduct an evaluation of the pilot program once it is completed.

The Be The Jury pilot program is funded by philanthropic dollars raised by the San Francisco Treasurer’s Financial Justice Project.

###

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media) or [sftreasurer.org/newsreleases](https://sftreasurer.org/newsreleases).

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Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** Re: Man Rejects Late Offer by Prosecution; Lawyers Prepare for Domestic Violence Trial | Davis Vanguard

**Date:** Monday, October 11, 2021 at 5:47:07 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Fissel, Leo (PDR - Contractor)

Yes. The author is Alana Bleimann, a Court Watch intern (not a PDR intern). If you have bullet points of specific corrections, I can send them along to her and her Editor.

Sent from my iPhone

On Oct 9, 2021, at 4:40 PM, Fissel, Leo (PDR - Contractor) <leo.fissel@sfgov.org> wrote:

Hey Valerie,

They dismissed Friday morning and can't refile.

There are some serious misquotes in this article and others that are taken out of context. Frankly, I don't believe a single quote I'm credited with is accurate. And some are attributed to the Judge and were definitely said by the DA. Do you know the author?

Thanks,

Leo Fissel  
Deputy Public Defender  
San Francisco Public Defender's Office

(707) 391-2960

On Oct 9, 2021, at 3:44 PM, Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Hi Leo. This popped up. Was this the case that ended up getting dismissed on Friday? If so, is this something that can and/or will be refiled?

<https://www.davisvanguard.org/2021/10/man-rejects-late-offer-by-prosecution-lawyers-prepare-for-domestic-violence-trial/>

I know I have to correct her on the job titles - the Assistant and Deputy thing - but if it did get dismissed, I can let her know at the same time.

Thanks!  
Valerie

Sent from my iPhone

**Subject:** Everyday Injustice - Orange County DA Becomes Unhinged Over Cop Shooting; Senator Skinner's Bill Expands Access to Police Records

**Date:** Monday, October 11, 2021 at 5:00:26 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** [valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)

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Todd Spitzer, OC DA: "Progressive DAs are cheering. Their outrageous policies embolden criminals to kill police. Shameful. Cop, 26, shot dead first day on job with armed suspect on the loose."

## Everyday Injustice Newsletter - October 11, 2021

### There is Something Wrong with the Orange County DA

By David Greenwald

For a long time now the behavior and strategy of Orange County DA Todd Spitzer has been perplexing to

me.

He ran on a platform of reform. When he first announced, he stated, "I refuse to stand by as Tony Rackauckas destroys the District Attorney's office and uses it as his own personal fiefdom for him and his cronies while the public's safety suffers."

At this point, he had the support of reformers. Then something happened. It's hard to know exactly what. He suddenly veered hard right.

As LA Times reporter James Queally put it in a tweet, "The D.A. of increasingly purple Orange County, who is facing a progressive challenger in 2022, appearing on hard-right/fact-allergic Newsmax is certainly ... a choice?"

He added, "Ain't here to referee people's media choices, but seems an odd political choice considering where these people are (or could be) running campaigns."

It wasn't just that. The second that Pete Hardin announced he was challenging him, Spitzer attacked him, attacked him hard, attacked him by name.

Every press release from the Spitzer campaign starts the same way, "Woke DA Candidate Pete Hardin."

But still...

What happened yesterday stunned me. I have been doing this for a long time. I was frankly appalled by his initial tweet.

Horribly tragic story out of Georgia where a cop on his first shift with a new department was shot and killed.

But instead of mourning the senseless killing of the 26-year-old Harrison, Orange County DA Todd Spitzer tried to use the opportunity to attack his political opponents... in California.

The tweet at 12:18: "Progressive DAs are cheering. Their outrageous policies embolden criminals to kill police. Shameful. Cop, 26, shot dead first day on job with armed suspect on the loose."

That seemed way over the top, even by the standards of this particular DA.

So I tweeted. It was Sunday afternoon. The DA of the third-largest county in California is not going to respond to small time journalist in Northern California. Except he did. It was crazy.

My response: what is wrong with this guy? This is not normal. This is like something out of the former president's hand.

Thanks for reading.

## Criminal Justice News/ Commentary

### Monday Morning Thoughts: Orange County DA Becomes Unhinged Over Cop Shooting

It was a horrible story out of Alamo, Georgia, as CBS News reports: "A man accused of gunning down a Georgia police officer during his first shift with the department ambushed him in retaliation for the officer's arrest of an associate

[Read More](#)

### Skinner's Police Records Bill Greatly

## **Expands The Availability of Police Records Regarding Misconduct to the Public**

Last week Governor Newsom signed SB 16, legislation that significantly expands public access to police misconduct records and strengthens communities' ability to hold law enforcement agencies accountable.

[Read More](#)

## **Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution**

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

[Read More](#)

## **Calls for Removal of Riverside County Sheriff Intensify as Radical Right-Wing Associations Come to Light**

Riverside County Sheriff Chad Bianco has recently been linked as dues-paying member of The Oath Keepers, a far-right radical political organization whose members were partially connected to the Jan. 6 attack on the US

[Read More](#)

## **Defendant-Appellant Calls for Resentencing in Juvenile Court**

Louis Montes was convicted for the special-circumstance murder of April Peake that he committed when he was 17 years old – that was about 18 years ago.

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

## **New COVID-19 Outbreak At CDCR's High Desert State Prison**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Man Accused of 4 Deaths Requests to be Housed Closer to Riverside Superior Court During Trial**

Jose Larin-Garcia, 21, faces death penalty for the alleged murder of four victims in Palm Springs, and at his trial here in Riverside County Superior Court Friday, his defense counsel asked the court if Larin-Garcia could be housed in

[Read More](#)

### **Public Defender Pledges to Pay Client's Bail Reassumption Fee if Not Waived**

Deputy Public Defender Richard Van Zandt Friday during a pre-hearing conference in Yolo County Superior Court offered to pay the bail reassumption fee for his client, Nathaniel Sullivan, if the court would not agree to

[Read More](#)

### **Mother Complains Court System Fails Victim: Murder Case Delayed for More Than 2 Years**

Tijann Divance Hardey appeared in Sacramento County Superior Court last week with – count 'em – the third public defender assigned to his case.

[Read More](#)

### **Bail Denied After Judge Considers Past Life Sentence for Setting Girlfriend on Fire**

Jonathan McCart appeared in court for a preliminary hearing in Sacramento County Superior Court late last week in a domestic violence case

[Read More](#)

## Man Released Pretrial After Charged with Alleged \$1000 Theft from Oxnard Home Depot

In a pretrial release screening here in Ventura County Superior Court this past week Judge Nancy Ayers allowed Carlos Castellanos Magallon to be released on his own recognizance after allegedly attempting to steal two

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 125: Doctor Facing Nearly Five Years After Fraudulent Prosecution

Dr. Vilasni Ganesh in November will be heading off to prison for 63 months away from her husband and children. Her husband, also a doctor is facing a one-year sentence himself. In mixed verdict, she was convicted of fraudulent

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Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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**Yolo County Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/groups/yolojudicialwatch/&g=ZjBjNjk2NjU1ZmViZTIiMA==&h=YjUxNjY5NWRiNGRhOWUyZjk2MjhiZDEzYjA0YWw2YjVhNzg0OGFmYmE1ZTI3NGQwZDU1YzY2Y2Y2ZjODc0MA==&p=YXAzOnNmZHQyOmF2YW5hbJpvOjAyMjQzNzFkNjdIMDhkYjg3YzZkNDhjYjNmZWNhNmJlOnYxOnQ=>

**Sacramento Court Watch:** <https://avanan.url-protection.com/v1/url?o=https%3A//www.facebook.com/Sacramento-Court-Watch-1432660796849531/&g=OThkZWw2NWJjNDcxNGMzOQ==&h=ZTNkOGE1YmJmOTcyMWFkY2M0YjI4YmYyNTFkYmJmYjhlMzFhMml4NTAwNWQ4MGJlMjQ1MDQ2OTA5YzQ1ODlyNg==&p=YXAzOnNmZHQyOmF2YW5hbJpvOjAyMjQzNzFkNjdIMDhkYjg3YzZkNDhjYjNmZWNhNmJlOnYxOnQ=>

**Twitter:** <https://avanan.url-protection.com/v1/url?o=https%3A//twitter.com/DavisVanguard&g=YjQ5N2JkYjZlYWw2NDM0Nw==&h=Y2U4ZWVjNDM3MTE0Y2Y4ZDM1YjczOGUzOGE3ZjMyMzAzNTI5ZjA2YWEzNGlzOWYxMWZiOGFmNGY2ZmU0N2NmWw==&p=YXAzOnNmZHQyOmF2YW5hbJpvOjAyMjQzNzFkNjdIMDhkYjg3YzZkNDhjYjNmZWNhNmJlOnYxOnQ=>

**YouTube:** <https://avanan.url-protection.com/v1/url?o=http%3A//www.youtube.com/davisvanguard&g=ZDA4MzRlNDk5ZDUwZWw2NDM0Nw==&h=NGU0MTliY2RmNDc2NDkzMDA0NjYxZmRmM2EyMDA1ODJhZDE1OGNhOTdmZDBkNDMyNDhN2Y1ODAxMGEzZWw2Yw==&p=YXAzOnNmZHQyOmF2YW5hbJpvOjAyMjQzNzFkNjdIMDhkYjg3YzZkNDhjYjNmZWNhNmJlOnYxOnQ=>

The People's Vanguard of Davis | P.O. Box 4715, Davis, CA 95617-4715

[Unsubscribe valerie.ibarra@sfgov.org](mailto:unsubscribe.valerie.ibarra@sfgov.org)

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**Subject:** Re: Man Rejects Late Offer by Prosecution; Lawyers Prepare for Domestic Violence Trial | Davis Vanguard

**Date:** Sunday, October 10, 2021 at 12:40:34 AM British Summer Time

**From:** Fissel, Leo (PDR - Contractor)

**To:** Ibarra, Valerie (PDR)

Hey Valerie,

They dismissed Friday morning and can't refile.

There are some serious misquotes in this article and others that are taken out of context. Frankly, I don't believe a single quote I'm credited with is accurate. And some are attributed to the Judge and were definitely said by the DA. Do you know the author?

Thanks,

Leo Fissel  
Deputy Public Defender  
San Francisco Public Defender's Office  
(707) 391-2960

On Oct 9, 2021, at 3:44 PM, Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Hi Leo. This popped up. Was this the case that ended up getting dismissed on Friday? If so, is this something that can and/or will be refiled?

<https://www.davisvanguard.org/2021/10/man-rejects-late-offer-by-prosecution-lawyers-prepare-for-domestic-violence-trial/>

I know I have to correct her on the job titles - the Assistant and Deputy thing - but if it did get dismissed, I can let her know at the same time.

Thanks!  
Valerie

Sent from my iPhone

**Subject:** Man Rejects Late Offer by Prosecution; Lawyers Prepare for Domestic Violence Trial | Davis Vanguard

**Date:** Saturday, October 9, 2021 at 11:44:46 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ibarra, Valerie (PDR), Fissel, Leo (PDR - Contractor)

Hi Leo. This popped up. Was this the case that ended up getting dismissed on Friday? If so, is this something that can and/or will be refiled?

<https://www.davisvanguard.org/2021/10/man-rejects-late-offer-by-prosecution-lawyers-prepare-for-domestic-violence-trial/>

I know I have to correct her on the job titles - the Assistant and Deputy thing - but if it did get dismissed, I can let her know at the same time.

Thanks!  
Valerie

Sent from my iPhone

**Subject:** Man Rejects Late Offer by Prosecution; Lawyers Prepare for Domestic Violence Trial | Davis Vanguard

**Date:** Saturday, October 9, 2021 at 11:44:45 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Valerie Ibarra, Leo Fissel

Hi Leo. This popped up. Was this the case that ended up getting dismissed on Friday? If so, is this something that can and/or will be refiled?

<https://www.davisvanguard.org/2021/10/man-rejects-late-offer-by-prosecution-lawyers-prepare-for-domestic-violence-trial/>

I know I have to correct her on the job titles - the Assistant and Deputy thing - but if it did get dismissed, I can let her know at the same time.

Thanks!  
Valerie

Sent from my iPhone

**Subject:** Re: Introductions + Q re: the courts  
**Date:** Friday, October 8, 2021 at 5:17:18 PM British Summer Time  
**From:** David M. Greenwald  
**To:** Ibarra, Valerie (PDR)  
**CC:** Ahluwalia, Mamta (PDR)

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Thanks Valerie.

Mamta - I am working on a piece that follows up on a number of strands including the issue of the diminished trial schedule. If there is a letter from the PD's office or Mano to the court, that would be helpful.

Thanks.

On Thu, Oct 7, 2021 at 6:07 PM Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Hi Mamta & David,

I wanted to connect you two here because David had a question as to whether Mano had written any letters re: court delays, separate from the lawsuit.

- David Greenwald is the Founder & Editor of the Davis Vanguard and SF Court Watch, and he works with many of our PDR interns who also participate in the Court Watch program.

- Mamta Ahluwalia has been with our office for several months and is the point person for this issue.

I hope you two are able to connect.

Thank you,

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
[Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
(628)249-7946  
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David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](http://ThePeoplesVanguardofDavis.com)

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"Journalism is printing what someone else does not want printed: everything else is public relations." — George Orwell

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**Subject:** Everyday Injustice - California Ends Mandatory Minimums... Finally; SF Courts Have Problems  
**Date:** Friday, October 8, 2021 at 5:03:52 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“Our prisons and jails are filled with people – particularly from communities of color – who have committed low-level, nonviolent drug offenses and who would be much better served by non-carceral options like probation, rehabilitation and treatment,” said Senator Wiener.

## Everyday Injustice Newsletter - October 8, 2021

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**Having Covered the  
Courts in SF For the Last Several Years, I Have a Different View  
than Judge Chan**

They were bombshell transcripts that got to the media very quickly and made a huge splash in San Francisco.

"I cannot express in any more certain terms my disapproval of the manner in which the Office of the District Attorney is being managed," said Judge Chan, a former Public Defender. "Not to make light of the situation, but you can't run an airline this way."

"I hope that people in the District Attorney's Office will shift their focus from some of the bigger issues and concern themselves with the unglamorous yet necessary work of public prosecution," Chan continued. "It's time to really take care of business at home instead of thinking about the national or state stage."

How fair were the comments? There is probably some truth to it. There is also a lot of context needed here - Chesa Boudin took office in January of 2020 and two months later the world shut down because of COVID - that's not a lot of time to get an office - that was always going to lean toward the chaotic because it was aimed at transformative change - to get itself organized.

My problem is that let us say that there is a good amount of truth to the Judge's criticism, it misses a much bigger problem - the court system in San Francisco is in horrible shape.

Twice I have driven down to San Francisco with a team of my interns to press for judges to allow broader streaming video of court proceedings. When we went the first time in July 2020, my team and I felt so uncomfortable in the courtroom which had about 40 people, the court staff was partially masked, there were no protocols or check points, that we left.

To this day, we still have not been able to do in San Francisco what we have seen everywhere else in California - reliable streaming video. When we cover courts in Fresno, Sacramento, Yolo, Alameda, Ventura, Santa Barbara and Riverside among other counties - we are able to watch or listen from the safety of our own computers.

When we cover courts in San Francisco - we have to send a reporter who is vaccinated and masked and hope for the best. We have been doing it since the summer, but it is far from ideal.

Why San Francisco in the heart of the tech capital of the world cannot get streaming technology to work is beyond my pay grade.

But it is worse than that.

Two weeks ago I covered a press conference outside of the courthouse.

San Francisco Public Defender Mano Raju and others filed a lawsuit due to lack of speedy trial access.

"To illustrate the problem, Mano Raju noted that someone they represent had a court hearing last week, and he came to court thinking that this is the last day that he can be in a hearing before being sent out to a trial court. "They put the case over," Raju said. "They didn't put it over a couple of days. They didn't put the case over a couple of weeks. Put the case over to February of 2022, months past the last day. Justice delayed is justice denied."

Nothing has changed.

Yesterday he tweeted: "Why are there ZERO felony trials happening in @SFSuperiorCourt when we have a backlog of HUNDREDS of cases past their trial deadline? This is a crisis being made worse."

Guess what - the problem here is on the court and on the judges. Judge Chan wants to complain about the DA's office, but the biggest problem in the courts right now is not on the DA's office, it's on the court administration and Judge CHan and his colleagues are in every position to do something about it.

Thanks for reading

**Criminal Justice News/ Commentary**

**On the Fourth Try California Finally**



## Repeals Mandatory Minimums For Non-Violent Drug Offenses

If you thought ending mandatory minimums and giving the discretion of sentencing back to judges in cases of non-violent drug offenses was a no-brainer and would sail through the legislature, you would have greatly misread

[Read More](#)

## Unconstitutional Intimidation by Orleans Parish District Attorney Ends In Historic Settlement

Years of illegal coercion ended this week, the American Civil Liberties Union reported, with a landmark settlement between plaintiffs and the Orleans Parish District Attorney's Office (OPDA).

[Read More](#)

## New York Officials Demand District Attorneys Cease 'Reckless' Bail Practices as Rikers Crisis Escalates

The past year, pretrial numbers on Rikers Island surged – creating a crisis – because the city's five District Attorneys sought bail in almost every case, according to a letter signed by 14 New York City elected officials who urged the DAs

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## 11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## COVID CDCR and Jail Dashboards

### New COVID-19 Outbreak At CDCR's High Desert State Prison

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### Vaccination Rates Across Bay Area County

## **Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Judge Orr Grants Mental Health Diversion for Veteran with Schizophrenia and PTSD**

Taisha Nelson, a veteran who suffers from schizophrenia and Post Traumatic Stress Disorder, was granted release from custody on a Mental Health Diversion to Telecare Empower in Sacramento this week in Sacramento County

[Read More](#)

### **Judge Denies Second Motion by Defense to Provide Mental Health Counseling**

A motion for mental health diversion for Stevy Galvan was formally denied by Judge Otis Sterling this Tuesday at the Larson Justice Center in Riverside County Superior Court.

[Read More](#)

### **Deal Made for Man Accused of Attacking Trailer with a Broomstick**

Shawn Miller appeared for his preliminary hearing this week in Sacramento County Superior Court for two distinctive cases—one of them being attacking someone's trailer with a broomstick.

[Read More](#)

### **Man Rejects Late Offer by Prosecution; Lawyers Prepare for Domestic Violence Trial**

San Francisco County Superior Court Judge Rita F. Lin— noting “this is a short straightforward incident, short straightforward trial”—Thursday discussed pre-trial motions with Assistant Public Defender Leo Fissel and Deputy

[Read More](#)

### **In Busy Santa Barbara Court: 2 Cases, 2 Different Results – 1 Trial Upcoming, 1 Man Headed to Prison**

One man here in Santa Barbara County Superior Court this week pleaded not guilty and was released pretrial—another man took a plea bargain is now set for a prison term.

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## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

[Read More](#)

### Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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**Subject:** Introductions + Q re: the courts

**Date:** Friday, October 8, 2021 at 2:07:15 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Ahluwalia, Mamta (PDR), David M. Greenwald

Hi Mamta & David,

I wanted to connect you two here because David had a question as to whether Mano had written any letters re: court delays, separate from the lawsuit.

- David Greenwald is the Founder & Editor of the Davis Vanguard and SF Court Watch, and he works with many of our PDR interns who also participate in the Court Watch program.
- Mamta Ahluwalia has been with our office for several months and is the point person for this issue.

I hope you two are able to connect.

Thank you,

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
[Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org)  
(628)249-7946  
[SFPublicDefender.org/Media](https://www.sfpd.org/Media)

**Subject:** Everyday Injustice - Was Judge's Criticism of DA Boudin Warranted? See our commentary...  
**Date:** Thursday, October 7, 2021 at 5:01:10 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Civil Rights Attorney James DeSimone said during a press conference on Tuesday that they have filed a civil rights suit against the city of Stockton, "But ultimately we are calling for the criminal prosecution of those officers because based on the facts, they unnecessarily took a life and used excessive force where really none of warranted."

## Everyday Injustice Newsletter - October 7, 2021

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**Judge Does Not Consider COVID-19 to Be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison**

By Alana Bleimann

San Francisco County Superior Court Judge Christopher Hite Tuesday charged that San Quentin State Prison's COVID-19 outbreaks are not a "serious issue" and Santana West would be better off living there than San Francisco County Jail.

The morning began with San Francisco Public Defender Kleigh Hathaway and Deputy District Attorney Courtney Burris entering the courtroom to begin debating Santana West's current and prior cases.

West was present in court with Hathaway and is facing a life sentence after two prior convictions. In 1987, West was convicted of a robbery but more recently, in 2003, he was convicted of a serious sexual assault.

After both sides submitted paperwork and documentation to prove his convictions of these past crimes, Judge Hite found "the priors to be true beyond a reasonable doubt" and planned to set sentencing for later this month.

However, Hathaway opposed the sentencing happening so soon.

For safety reasons surrounding the COVID-19 pandemic, Hathaway did not want her client to be placed or passed through San Quentin State Prison and suggested moving the sentencing date farther back into the year would prevent this.

Since the start of the pandemic, San Quentin State Prison has been hit hard and many of their men suffered, or even died. By June 2020 there were about 344 COVID confirmed positive cases inside the prison, according to a Davis Vanguard article.

"The process of transferring incarcerated people from Chino, which had one of the highest COVID-19 infection rates, to San Quentin, which had no known cases, raises serious questions about CDCR's management of the pandemic," Senator Nancy Skinner of Berkeley said.

Their most recent outbreak was in August of this year when six men had been moved into isolation after showing symptoms. "Four of the six were symptomatic and confirmed positive for COVID-19 even though they had been vaccinated," The Davis Vanguard reported in August.

With valid reasons, even West himself stated he would rather stay at the jail than be anywhere near San Quentin.

## Criminal Justice News/ Commentary

### Commentary: Judge's Criticism of Boudin's Office Largely Unwarranted

On September 29, Judge Bruce Chan, a former public defender, seemingly crushed San Francisco District Attorney Chesa Boudin, complaining that there is "constant turnover" and "constant managerial reorganization," and that he

[Read More](#)

### New Toolkit Offers Promising Approach to Drug Offenses and Drug Law

Global health organizations, Vital Strategies and the Institute for Innovation in Prosecution at John Jay College of Criminal Justice (IIP) are launching a toolkit in an effort to help guide prosecutors' approach to people who use drugs.

[Read More](#)

## **Reporters Committee for Freedom of the Press, 24 Other Organizations File Amici Curiae Brief to Release Records of Officers Potentially Involved in U.S. Capitol Insurrection**

After the U.S. Capitol riot on January 6, six Seattle police officers, identified in pleadings only as Jane and John Does 1-6, are under investigation by the Seattle Police Department for their potential involvement.

[Read More](#)

## **Judge Allows Aryan Brotherhood Leader to Sue Sacramento Jail over Buddhist Diet**

A federal judge has allowed an alleged Aryan Brotherhood leader housed at the Sacramento County Main Jail to sue Sheriff Scott Jones and a jail chaplain over the alleged restriction of his Buddhist diet,

[Read More](#)

## **CA Governor Signs Juvenile Justice Diversion Bill to Help Youth**

California Gov. Gavin Newsom signed the Juvenile Justice Diversion bill (SB 383) into law Wednesday at the State Capitol here to help facilitate programs for youth.

[Read More](#)

## **U.S. Supreme Court Denies Relief to Man on Death Row Who Claims Innocence in Death of Pregnant Girlfriend**

The U.S. Supreme Court denied a Texas man's request for relief on the basis that his defense counsel told the jury he was guilty, even though he maintained he was innocent.

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## COVID CDCR and Jail Dashboards

### **New COVID-19 Outbreak At CDCR's High Desert State Prison**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### **Trial Expected for Embezzlement and Tax Evasion Charges Against President of Local Bank**

Santa Barbara County Superior Court Judge Von Deroian ruled Monday that the prosecution had enough evidence at a preliminary hearing to charge local banker Manuel Edward Torres with 15 counts, including

[Read More](#)

### **Zero Bail Denied to Man for Alleged 'Animalistic' Abuse of Eight-Month-Old Child**

Despite a man's clean record, Judge Curtis M. Fiorini denied bail to him here in Sacramento County Superior Court Tuesday in a child abuse case, stating, "I do believe that the defendant poses a danger to the

[Read More](#)

### **Defense Suggests Man Racially Profiled – Case Dismissed After Prosecutor Admits Wrong Defendant**

The prosecution here in Sacramento County Superior Court this week admitted in open court that law enforcement had the wrong man, and a defense attorney suggested the man was racially profiled—the judge

[Read More](#)

### **Alleged Child Abuse Jury Trial Ongoing:**



## **Two Expert Witnesses Shed Light on the Realities of Malnutrition**

Expert witnesses were called to testify Tuesday morning at the Riverside County Superior Court in the jury trial of \*\*\* and ###, who were arrested Jan. 11, 2018 for torture against minors, after one of the victims was

[Read More](#)

## **Motion to Suppress Denied, Defendant Admitting to Possession of Substances Gave Probable Cause for Search**

Sacramento County Superior Court Judge Stacy Boulware Eurie denied a motion to suppress evidence Wednesday for a trial after an alleged illegal search and seizure—largely because a suspect admitted during

[Read More](#)

## **Defense Attorney Charges Prosecution Psychologist Did Incomplete Evaluation of Murder Suspect**

A defense attorney claimed that a prosecution psychologist did an incomplete evaluation of a murder suspect in an ongoing jury trial Tuesday in Riverside County Superior Court House 2H for Raul Alcantar

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong**

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

[Read More](#)

### **Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence**

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

[Read More](#)

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**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard  
**Date:** Thursday, October 7, 2021 at 1:21:14 AM British Summer Time  
**From:** Kathy Kojimoto  
**To:** Ibarra, Valerie (PDR)

Yes please let me know. I know many in the JA community financially supported the film featuring his last case. FYI, I'm an old friend of Steven Rosen and Daro Inouye.

Regards, Kathy

On Wed, Oct 6, 2021 at 5:15 PM Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Thank you so much for your support of the Adachi Project! It's been an honor to help build up that Project and release [three films](#) this year. We look forward to doing more together. We'll be sure to let you know when new projects and events come up.

Best regards,  
Valerie

---

**From:** Kathy Kojimoto <[kathykojimoto@gmail.com](mailto:kathykojimoto@gmail.com)>

**Sent:** Wednesday, October 6, 2021 4:53 PM

**To:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

Thank you, much appreciation. (FYI, I was also a financial donor to the Adachi Project; Hastings Law school scholarship; and the film )

Kathy

On Wed, Oct 6, 2021 at 4:50 PM Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Thank you so much, Kathy. Please do keep us informed of actions where we can plug in. I can

always disseminate information within our office. I've added you to our newsletter list, and the next one should be out in the next 3-4 weeks.

All the best,  
Valerie

---

**From:** Kathy Kojimoto <[kathykojimoto@gmail.com](mailto:kathykojimoto@gmail.com)>  
**Sent:** Wednesday, October 6, 2021 2:20 PM  
**To:** Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

10/6/2021

Valerie

Appreciate the response. When Jeff was PD, the coalitions I was involved in plus J Town issues he would appreciate information and if I heard of people holding a protest around issues of immigration or police brutality would often alert the PD office to come to the aid of those who get arrested for exercising their first amendment rights.

I would appreciate being on the list for the PD newsletters. I was at the Interfaith Movement for Human Integrity's protest at SF ICE and saw Francisco and Matt down there and they were glad to see folks from the JA community with others protesting the horrific treatment of Haitians at the border. (FYI, I went to the border to protest at ELP TX in July of this year).

Look forward to reading your newsletters.

Regards,  
Kathy Kojimoto

On Wed, Oct 6, 2021 at 2:07 PM Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

No trouble at all. I welcome your correspondence. I just wanted to connect the dots. I was hired after the passing of the late great Jeff Adachi, so there are a lot of pieces that I am still putting together.

We appreciate community input and collaboration, so if there's any way our ongoing work intersects with your community efforts, please let us know.

Do you receive our newsletters? If not, I'd be happy to add you to the list so you receive them going forward. Here's a link to our previous ones:

<https://sfpublicdefender.org/news/2021/05/community-newsletter-from-mano-raju/>

Best regards,  
Valerie

On Oct 6, 2021, at 11:47 AM, Kathy Kojimoto <[kathykojimoto@gmail.com](mailto:kathykojimoto@gmail.com)> wrote:

Dear Ms. Ibarra

Sorry to have bothered you. But I was a friend of the late Jeff Adachi and after his untimely death, your office I felt should be informed of matters that your office should be aware of and might want to act upon.

I won't bother your office anymore unless its of the utmost importance.

Kathy Kojimoto

On Wed, Oct 6, 2021 at 11:44 AM Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)> wrote:

Hello Ms. Kojimoto,

I wanted to reach out because I've received several emails from you, but it's usually been a group email, and I am not sure how I got on your list. Forgive me if you have a long-standing relationship with the Public Defender's Office of which I am unaware. I would be happy to learn about the connection and your ongoing interest.

All the best,  
Valerie Ibarra

On Oct 6, 2021, at 6:35 AM, Kathy Kojimoto <[kathykojimoto@gmail.com](mailto:kathykojimoto@gmail.com)> wrote:

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Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

<https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard  
**Date:** Thursday, October 7, 2021 at 1:15:24 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** Kathy Kojimoto

Thank you so much for your support of the Adachi Project! It's been an honor to help build up that Project and release [three films](#) this year. We look forward to doing more together. We'll be sure to let you know when new projects and events come up.

Best regards,  
Valerie

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**From:** Kathy Kojimoto <kathykojimoto@gmail.com>  
**Sent:** Wednesday, October 6, 2021 4:53 PM  
**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

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Kathy

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All the best,  
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10/6/2021

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**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard  
**Date:** Thursday, October 7, 2021 at 12:53:08 AM British Summer Time  
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**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 10:20:45 PM British Summer Time

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**To:** Ibarra, Valerie (PDR)

10/6/2021

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**To:** Kathy Kojimoto

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**Subject:** Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 7:46:50 PM British Summer Time

**From:** Kathy Kojimoto

**To:** Ibarra, Valerie (PDR)

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**Subject:** Everyday Injustice - Everyday Injustice Looks at a Variety of Police Cases From Stockton to San Francisco  
**Date:** Wednesday, October 6, 2021 at 5:00:29 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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Civil Rights Attorney James DeSimone said during a press conference on Tuesday that they have filed a civil rights suit against the city of Stockton, "But ultimately we are calling for the criminal prosecution of those officers because based on the facts, they unnecessarily took a life and used excessive force where really none of warranted."

**Everyday Injustice Newsletter - October 6, 2021**

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## **If You Want to Understand the Problem of the Death Penalty Look at Ernest Johnson**

**by David Greenwald**

Wrongful convictions put the death penalty back on the map. They happen far too often even with all of the protections we have built into place (or at least so people might argue). But one can always argue that those are relatively rare and most death penalty cases guilt and innocence is not in doubt.

I agree with the last point. There was no doubt that Ernest Johnson, executed by the state of Missouri, committed the crime he was accused of. Instead the problem was - why are we executing this guy - especially 27 years later?

Johnson was convicted of robbing a gas station and murdering three clerks

"This Court should stay Mr. Johnson's execution so that his petition for certiorari can be fully and fairly considered by this Court. There is no state interest in executing people with intellectual disabilities. The balance of equities weighs in Mr. Johnson's favor," the application added.

The Missouri Governor's Office said in a news release on Monday that "Mr. Johnson's claim that he is not competent to be executed has been reviewed and rejected by a jury and the courts six different times, including a unanimous decision by the Missouri Supreme Court."

"The state is prepared to deliver justice and carry out the lawful sentence Mr. Johnson received in accordance with the Missouri Supreme Court's order," Republican Gov. Mike Parson said.

Johnson, in a handwritten last statement shared with members of the media on Tuesday, said in part: "I am sorry and have remorse for what I do."

This is a guy who suffers from epilepsy as a result of a brain tumor. He was remorseful. Was not a threat to anyone at this point.

What possible benefit is there to having executed him?

And yet we are going to now see a large stream of executions especially in deep red states like Missouri and Oklahoma which has scheduled several including some where innocence is in doubt.

This week we saw the US Supreme Court deny a Texas man's request for relief alleging that his defense counsel told the jury he was guilty, even though he maintained he was innocent.

It would be a lot cleaner to sort these claims out if we weren't executing people where guilt was in doubt, but even more than that, given the nature of the system overall. But the execution of Johnson really shows that execution never really makes sense at a systemic level.

Thanks for reading

## Criminal Justice News/ Commentary

### **Family Files Suit Against Stockton Police For In-Custody Death**

Nearly one year to the day from the time that 29 year old Shayne Sutherland was pronounced dead (October 8, 2020), his family announced in front of the San Joaquin District Attorney's Office that they were filing lawsuit.

[Read More](#)

### **Employee Files Lawsuit Against Fairfield PD Claiming Discrimination and Retaliation**

An employee with the Fairfield police department announced her lawsuit against the department at a press conference claiming discrimination and retaliation against her because of her race, religion and sex on Tuesday.

[Read More](#)

### **Commentary: Police Audit's Finding Obscures Troubling Currents Beneath the Surface**

The city released the findings from their first ever use of force audit and were generally pleased with the results. The city and police auditor of course want to trumpet the findings of the auditor's report that showed use of

[Read More](#)

### **Prosecutors Back DA Rollins' Nomination for US Attorney**

A bipartisan group of 66 elected prosecutors issued a joint statement in support of Suffolk County District Attorney Rachael Rollins' nomination to be the next United States Attorney for the District of Massachusetts.

[Read More](#)

### **Berkeley Law Students Highlight Racial Disparities in San Francisco Policing**

In a working paper, University of California, Berkeley law students are evaluating how biased policing, ineffective legal standards, and unjust institutions have prevented structural reform in San Francisco's Police Department.

[Read More](#)

### **Supreme Court Justice Sotomayor Dissents in SCOTUS Decision to Not Hear Qualified Immunity Case**

Tuesday, the U.S. Supreme Court refused to hear a dozen or more qualified immunity cases, including one involving New Jersey police officer Noah Bartelt who, on May 24, shot and killed Willie Gibbons, a man

[Read More](#)

### **Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison**

San Francisco County Superior Court Judge Christopher Hite Tuesday charged that San Quentin State Prison's COVID-19 outbreaks are not a "serious issue" and Santana West would be better off living

[Read More](#)

### **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases Reported**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

### **Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Defense Teams Battle in Closing Arguments of Murder/Carjacking Case

The defense teams for Damone Haynes and Anthony Rhodes clashed as they delivered their closing arguments in the final act of a murder/carjacking trial here Tuesday in Alameda County Superior Court.

[Read More](#)

### Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison

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[Read More](#)

### Defense and Prosecution Make Closing Arguments in Rape Trial

Closing arguments were made on Monday at the René C. Davidson Courthouse of Alameda County Superior Court in the trial of \*\*\*\*\* , a 62-year-old defendant facing multiple charges including rape, sexual

[Read More](#)

### Custody Status Contingent on Gun Location; Creates Court Debate

A domestic abuse case that involved retrieving a firearm from an in custody suspect turned into an exercise of near futility here this week in Yolo County Superior Court – an entire discussion ensued on how to obtain

[Read More](#)

### Judge Declares Two Separate Penalties for the Same Crime

Judge Clifford Anderson heard two separate cases of minors with DUI this Monday. While he found both guilty for the same crime, there was a disparity between their penalties.

[Read More](#)

## Everyday Injustice - Podcast

see our podcasts

### Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

[Read More](#)

### Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

[Read More](#)

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**Subject:** Re: Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 4:32:42 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Hathaway, Kleigh (PDR)

Hi Kleigh,

I shared this article with Danica and Danielle (due to all the habeas stuff), and Danica came back and said: "San Quentin no longer reception center, FYI." She's out the rest of this week, but that seemed like interesting and potentially relevant information.

??

Valerie

---

**From:** Ibarra, Valerie (PDR)

**Sent:** Wednesday, October 6, 2021 7:31 AM

**To:** Hathaway, Kleigh (PDR) <kleigh.hathaway@sfgov.org>

**Subject:** Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

<https://www.davisvanguard.org/2021/10/judge-does-not-consider-covid-19-to-be-serious-issue-inside-pandemic-ravaged-san-quentin-state-prison/>

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**Subject:** Re: Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 4:30:57 PM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** Rodarmel, Danica (PDR), Harris, Danielle (PDR)

Interesting.

---

**From:** Rodarmel, Danica (PDR) <danica.rodarmel@sfgov.org>

**Sent:** Wednesday, October 6, 2021 8:29 AM

**To:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>; Harris, Danielle (PDR) <danielle.harris@sfgov.org>

**Subject:** Re: Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

San Quentin no longer reception center, FYI....

**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Date:** Wednesday, October 6, 2021 at 7:32 AM  
**To:** Harris, Danielle (PDR) <danielle.harris@sfgov.org>, Rodarmel, Danica (PDR) <danica.rodarmel@sfgov.org>  
**Subject:** Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

FYI - Kleigh's case

<https://www.davisvanguard.org/2021/10/judge-does-not-consider-covid-19-to-be-serious-issue-inside-pandemic-ravaged-san-quentin-state-prison/>

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**Subject:** Re: Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard  
**Date:** Wednesday, October 6, 2021 at 4:29:21 PM British Summer Time  
**From:** Rodarmel, Danica (PDR)  
**To:** Ibarra, Valerie (PDR), Harris, Danielle (PDR)

San Quentin no longer reception center, FYI....

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**From:** Ibarra, Valerie (PDR) <valerie.ibarra@sfgov.org>  
**Date:** Wednesday, October 6, 2021 at 7:32 AM  
**To:** Harris, Danielle (PDR) <danielle.harris@sfgov.org>, Rodarmel, Danica (PDR) <danica.rodarmel@sfgov.org>  
**Subject:** Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

FYI - Kleigh's case

<https://www.davisvanguard.org/2021/10/judge-does-not-consider-covid-19-to-be-serious-issue-inside-pandemic-ravaged-san-quentin-state-prison/>

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**Subject:** Automatic reply: Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 3:32:07 PM British Summer Time

**From:** Rodarmel, Danica (PDR)

**To:** Ibarra, Valerie (PDR)

Hello! I am out of the office 10/4-10/11. I will respond to your email when I return.

Warmly, Danica

**Subject:** Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 3:32:04 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Danielle Harris, Danica Rodarmel

FYI - Kleigh's case

<https://www.davisvanguard.org/2021/10/judge-does-not-consider-covid-19-to-be-serious-issue-inside-pandemic-ravaged-san-quentin-state-prison/>

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**Subject:** Judge Does Not Consider COVID-19 to be 'Serious Issue' Inside Pandemic-Ravaged San Quentin State Prison | Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 3:31:39 PM British Summer Time

**From:** valerie.ibarra@sfgov.org

**To:** Kleigh Hathaway

<https://www.davisvanguard.org/2021/10/judge-does-not-consider-covid-19-to-be-serious-issue-inside-pandemic-ravaged-san-quentin-state-prison/>

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**Subject:** Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates  
| Davis Vanguard

**Date:** Wednesday, October 6, 2021 at 2:34:55 PM British Summer Time

**From:** Kathy Kojimoto

**To:** valerie.ibarra@sfgov.org

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Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

<https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

**Subject:** Join Us October 28 - Future of Criminal Justice Reform  
**Date:** Tuesday, October 5, 2021 at 7:00:00 PM British Summer Time  
**From:** David M. Greenwald  
**To:** undisclosed-recipients;;  
**Attachments:** image.png



# THE FUTURE OF CRIMINAL JUSTICE REFORM IS HERE

**THE VANGUARD** | *SAVE THE DATE:*  
**ANNUAL FUNDRAISER** | *10.28.2021, 6 PM*



**DR. MELINA  
ABDULLAH**

*Professor of Pan-African  
Studies, Cal State LA;  
Co-founder of  
Black Lives Matter LA*

**CHESA  
BOUDIN**

*District Attorney of  
San Francisco,  
California*

**JONATHAN  
RAPPING**

*Professor of Law, Harvard;  
Founder & President of  
Gideon's Promise*

**JODY  
ARMOUR**

*Professor of Law, USC;  
Author of "N\*ggas  
Theory"*

In three weeks the Vanguard will be hosting a discussion with four leaders in criminal justice reform – a discussion that is now more pressing than ever – what is the future of criminal justice reform.

The discussion will be online and available for just a \$25 donation to help fund the Vanguard's continued operations.

The key question is what does reform look like? What changes can be made to reduce mass incarceration? How do we move forward on police reform? How do we reduce racial disparities in the system from policing although through the court process? And how do we combat the forces intent on stopping progress?

We have assembled a diverse panel to discuss what the future looks like:

- SF DA Chesa Boudin
- Gideon's Promise Founder and Direct Jonathan Rapping
- BLM-LA's Founder Melina Abdullah
- And USC Law Professor and author Jody Armour

Join us for this important discussion on October 28 at 6 pm.

[It's only \\$25 – and the sign up is here – LINK](#)

--

David M. Greenwald  
Executive Director  
[The People's Vanguard of Davis](#)

530.400.2512

"The Investigative Eye"

Log on daily to get the latest news, commentary, and information about the city of Davis, Yolo County, and the Sacramento Region.

"Journalism is printing what someone else does not want printed: everything else is public relations." — George Orwell

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**Subject:** Everyday Injustice - Author Criticizes Media Claims of Crime Wave; Federal Judge Mandates Vaccinations for California Prison Staff, Peace Officers' Association Pushes Back

**Date:** Tuesday, October 5, 2021 at 5:01:39 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I don't know where to start. It's stunning These stories are steeped in false assumptions," said Alec Karakatsanis

## Everyday Injustice Newsletter - October 5, 2021

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### **YOLO DA Attacks Zero Bail, Then Absurdly Incarcerates Man For 23 Years For Nonviolent Drug Offense**

**By David Greenwald**

Yolo County DA Jeff Reisig used the conviction of Jeremy Lee Deaton, 45 to attack zero bail. But in the process, lost sight that his office sentenced the man to over 23 years in prison for a non-violent drug offense.

According to the release, "Between July 31, 2020, and June 15, 2021, Mr. Deaton was stopped six times by Woodland Police Department officers. On each occasion, Mr. Deaton was searched and found with large quantities of methamphetamine as well as other controlled substances."

They note: "The amounts ranged from ½ an ounce to over 11 ounces of methamphetamine and as much as ¾ ounce of heroin. At the conclusion of every stop, Mr. Deaton was placed under arrest and booked into the Yolo County Jail."

On each occasion, "Mr. Deaton was released from jail as part of the \$0 bail program put in place as the result of the pandemic."

They then claim that Deaton upon release, "would almost immediately resume his illegal activities. Between December 31, 2020, and February 16, 2021, Mr. Deaton was arrested four times, having resumed his drug selling behavior in the exact same manner as he had prior to his arrests."

“The numerous cases involving Mr. Deaton show the problem with the \$0 bail program that was put in place. By allowing people like Mr. Deaton to be continually released from custody with no incentive to change their behavior, this one size fits all program contributed to Mr. Deaton’s ongoing criminal behavior” according to Michael Vroman, the prosecutor assigned to Mr. Deaton’s cases.

Last week a Yolo County jury convicted him on the drug charges (which the DA is calling drug trafficking even though the quantities are not huge).

But while the DA focuses on the problem with zero bail in this case, he apparently ignores the fact that they are now sentencing this man to 23 years in prison for what amounts to a non-violent drug offense.

As we have pointed out in previous installments, the DA’s office had to consent for the county to continue zero bail - and consent they did even as they up until recently issued a monthly press release on the number of people recidivating.

The DA here is arguing the problem is a one-size fits all approach. I would argue that the real problem is that we have failed to provide the services, job training and support to allow people who are released from jail or prison to avoid committing other crimes.

Instead, the DA wants to attack zero bail while exacerbating mass incarceration by putting a man in prison for nearly a quarter of a century for a non-violent drug offense.

Thanks for reading.

## Criminal Justice News/ Commentary

### **Author in FAIR Interview Criticizes Media Claims of Crime Wave – Calls NY Times Reporter Biased, with Links to CIA, ICE, Law Enforcement**

News stories in the New York Times and other media these past few weeks are suggesting murder rates are increasing nationwide and it’s because oft-criticized police – inundated with brutality complaints – are pulling back and not doing

[Read More](#)

### **California Law Aims at Reducing Black Maternal and Infant Mortality**

Governor Gavin Newsom on Monday signed SB 65, authored by Senator Nancy Skinner. SB 65, “the California Momnibus Act,” is aimed at reducing maternal and infant mortality that is disproportionately impacting

[Read More](#)

### **Guest Commentary: Reaching Across the Aisle for a Conversation with ‘The Other’**

I always look forward to Monday mornings – the prospect of a new week nudging my 16-years-to-life sentence closer towards my loved ones in a not-too-distant future. This whimsical introspection keeps me hopeful. I look for

[Read More](#)

## **Federal Judge Mandates Vaccinations for California Prison Staff, Peace Officers' Association Pushes Back**

As of Oct. 3, there have been a total of 50,828 confirmed COVID-19 cases in the CDCR system – 220 of them emerged in the last two weeks. 227 cases are active in custody, while 613 have been released while active.

[Read More](#)

## **Defense Contends Prosecution Has Wrong Man in Alleged Gang-Related Attempted Murder Preliminary Hearing**

Sacramento County Superior Court Judge Curtis M. Fiorini ruled a man the prosecution claims is associated with the Howe Park Sureños gang needs to stand trial for attempted murder, after a near fatal shooting in

[Read More](#)

## **Judge Denies Motion to Suppress in Quick Pat-Down Search at Traffic Stop**

A motion to suppress evidence was made in the first part of a preliminary hearing for Carlos Efrain Cobian here in Riverside County Superior Court Friday, and, despite strong arguments by the defense, the court was not moved to

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

[Read More](#)

## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases**

## Reported

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## Vaccination Rates Across Bay Area County Jails Remain Low for Population & Staff

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Sentencing Delayed: COVID-19 Continues to Place Strain on Courts

Yolo County Superior Court was set for a final sentencing hearing for Marc Haydenbrewer Monday, but it was delayed after Haydenbrewer was unable to accept and review the necessary documents because COVID-19

[Read More](#)

### Preliminary Hearing Continued in White Collar Insurance Fraud Case

Deputy Attorney General Bianca Yip accused Dr. Firdos Sheikh of fraud and theft last Friday here in Sacramento County Superior Court, claiming the doctor overcharged Medicare by more than \$4 million,

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### Family Disturbance Case Put on Hold for Cognitive Disability Evaluation

A family disturbance case involving Jesse Flores was put on hold by Judge Lauri Damrell during a preliminary hearing Monday in Sacramento County Superior Court to evaluate Flores for potential qualification for a

[Read More](#)

## Everyday Injustice - Podcast

[see our podcasts](#)

### Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has

emerged as a challenger to the incumbent.

[Read More](#)

### Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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**Subject:** Everyday Injustice - DA Boudin Looks To Center Victims of DV; Yolo DA Attacks Zero Bail Sends NonViolent Offender For 23 Yrs

**Date:** Monday, October 4, 2021 at 5:01:32 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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DV Survivor noted that some of the resources that were offered “as a refuge becomes evidence against the survivor who’s now sitting in jail and in prisons trying to defend themselves from either harsh or extensive sentencing.”

## Everyday Injustice Newsletter - October 4, 2021

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### I Stepped Into a Hornets Nest - That Seems to Be My Job Description

By David M. Greenwald

When I ran the story on Friday about the Bay Area NBC Reporter and DA Chesa Boudin, I was expecting blowback - I was actually rather pleasantly surprised that there was not much on Friday. That changed on Saturday.

My first glimpse was a tweet by Riche Greenberg, the erstwhile head of the recall efforts - or at least the first recall efforts.

“I believe @SusanDReynolds has a great take on who’s really pulling the strings at this Davis Vanguard school newspaper with regards to @chesaboudin articles, and the “quality” of work they do...”

In any case that was the start - for the rest of the day, we were hammered on Twitter by Susan Reynolds and the Marina Times.

Reynolds tweeted: “So @DavisVanguard is supposed to provide local coverage of Yolo County, but counts among its contributors @CristineDeBerry who is one of Chesa’s closest allies. She’s also exec. director of @ProsAlliance where her former bosses Chesa and George are advisors.”

Leaving aside the fact that she didn’t seem to understand that while the Vanguard started in Davis, we actually operate all over the state including San Francisco where we have a staff and a team of interns



and reporters.

But more curiously she didn't seem to understand that what she was referencing was a podcast - an interview with Cristine DeBerry who heads up the Prosecutor's Alliance.

The Marina Times tweeted, "Meanwhile, [@RachelRMarshall](#) and [@kasefiles](#) are handing out files, writing manifestos, planting stories — and even helping WRITE stories — for shills like [@RadleyBalko](#) [@MotherJones](#) [@DavisVanguard](#) [@timredmondsf](#) [@EskSF](#) [@susieneilson](#) And [@meganrcassidy](#)."

I will just say, I am honored to be associated with all of those great reporters and publications.

So who are these people - you may be asking?

One person rescinded, "Oh yes Susain is the gold standard for reporters."

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That drew a call from prominent LGBTQ and Progressive groups for Reynolds' status as Editor Emeritus of the Marina Times to be revoked.

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One other thought before I let you go, it was an interesting experience looking at all the people liking and retweeting these posts - they all tracked back to right wingers and people opposed to criminal justice reform. That's where this push is coming from.

Thanks for reading.

## Criminal Justice News/ Commentary

### Monday Morning Thoughts: A Look at What Police Abolition Could Look Like

People hear terms like "defund the police" "abolish the police" "disband the police" and most have an immediately thought that is likely a misconception of the concept.

[Read More](#)

### Centering the Victims of Domestic Violence, DA Boudin Hosts a Panel Discussion

The focus of Thursday's discussion on domestic violence by San Francisco DA Chesa Boudin was the need to center survivors of domestic violence. Boudin noted that survivors have often been not centered and

[Read More](#)

## **DA Attacks Zero Bail, then Absurdly Incarcerates Man for 23 Years for Nonviolent Drug Offense**

For months the Vanguard has pointed out that the Yolo County DA's Office has played an odd game on zero bail—they complain about it every step of the way, they have attempted to inflame the public against it, and yet

[Read More](#)

## **Miami Prof Coker Keynotes Chesa Boudin's Panel on 'Centering DV Survivors of Interpersonal Violence'**

San Francisco District Attorney Chesa Boudin hosted a panel this week, Centering Survivors of Interpersonal Violence, at Manny's Cafe in the Mission District with keynote speaker Donna Coker.

[Read More](#)

## **Democratic and GOP Political Leaders Urge President Biden to Commute Federal Death Sentences**

Former Democratic U.S. Senator of Wisconsin Russ Feingold and former Republican U.S. Attorney for Utah Brett Tolman are calling on President Joe Biden to halt the death sentences of those on federal

[Read More](#)

## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases Reported**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **Santa Rita Jail Plunges Into Largest COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Defense Contends Prosecution Has Wrong Man in Alleged Gang-Related Attempted Murder Preliminary Hearing**

Sacramento County Superior Court Judge Curtis M. Fiorini ruled a man the prosecution claims is associated with the Howe Park Sureños gang needs to stand trial for attempted murder, after a near fatal shooting in

[Read More](#)

### **Judge Denies Motion to Suppress in Quick Pat-Down Search at Traffic Stop**

A motion to suppress evidence was made in the first part of a preliminary hearing for Carlos Efrain Cobian here in Riverside County Superior Court Friday, and, despite strong arguments by the defense, the court was not moved to

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong**

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

[Read More](#)

### **Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence**

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

[Read More](#)

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**To:** valerie.ibarra@sfgov.org

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Yolo Deputy DA Michael Vroman: "The numerous cases involving Mr. Deaton show the problem with the \$0 bail program that was put in place."

## Vanguard Premium Morning News - October 3, 2021

Davis Vanguard

### Opening Thoughts

### I Stepped Into a Hornets Nest - That Seems to Be My Job Description

When I ran the story on Friday about the Bay Area NBC Reporter and DA Chesa Boudin, I was expecting blowback - I was actually rather pleasantly surprised that there was not much on Friday. That changed on Saturday.

My first glimpse was a tweet by Riche Greenberg, the erstwhile head of the recall efforts - or at least the first recall efforts.

"I believe @SusanDReynolds has a great take on who's really pulling the strings at this Davis Vanguard school newspaper with regards to @chesaboudin articles, and the "quality" of work they do..."

(That could have been written by some of our local.. er... commenters.)

In any case that was the start - for the rest of the day, we were hammered on Twitter by Susan Reynolds and the Marina Times.

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Thanks for reading.

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## The Vanguard on Social Media

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Twitter: <https://twitter.com/DavisVanguard>

YouTube: <http://www.youtube.com/davisvanguard>

## Davis/ Yolo County News

### Sunday Commentary: Police Have Always Carried the Public Safety Mantra, But Now They Have a Problem

For years police officers proudly carried the public safety flag – their actions when noble or when questionable were always frame as support for public safety. While the George Floyd

incident for police represented a potential threat to that

[Read More](#)

### **City Prepares For Implementation of SB 1383 – Short-Lived Climate Pollutants**

You may not be aware of this but landfills represent the third largest source of methane emissions in California – when buried in landfills, organic waste, which includes paper products as well as food scraps emits about 20 percent of

[Read More](#)

### **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **Court Watches**

### **Testimony Leads to Man Accused of Arson of Girlfriend’s Property to Stand Trial**

Fire captain specialist Kory McGranahan Friday testified here in Riverside County Superior Court in the preliminary hearing of Jonathan Pitchford, who is charged with arson – that testimony and others would lead to

[Read More](#)

### **Hodge-Podge of Felony Cases Heard Friday from DUI Murder to Child Endangerment**

A Sacramento County Superior Court Commissioner ordered multiple criminal felony cases to be continued to different dates here Friday, including one for (first name not available) Ellis, who is accused of driving under the

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## Everyday Injustice News

### **Guest Commentary: Prosecutors Used Rap Lyrics as Evidence in a Murder Trial; that's Racial Bias**

Rap lyrics are protected free speech under the First Amendment. But all too often in trial after trial of Black men, prosecutors introduce this form of artistic expression to secure convictions for serious crimes carrying long prison

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### **Private Appeal Turned Public, Former Gov. Bob Holden Urges Gov. Parson Stay Ernest Johnson's Missouri Execution This Tuesday**

Twenty men were executed during former Gov. Bob Holden's term. But he admits to exercising clemency in exceptional cases, one being the execution of Ernest Johnson, scheduled for next Tuesday, Oct. 5.

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### **Gov. Newsom Signs Police Reform Bill Establishing Guidelines for Cops to Intervene in Excessive Force Cases**

The murder of George Floyd on May 20, 2020 occurred during his arrest in Minneapolis, Minnesota and resulted in public outcry against police brutality – four police officers were present during Floyd's arrest; three of them stood

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## DAVIS VANGUARD at UC DAVIS

### **Tree Commission Responds to Community Concerns on Trees**

On Thursday, June 17, the Davis Tree Commission met to review a street tree removal request regarding a Honey Locust tree located on 1112 Radcliffe Drive. The resident who sent in the request cited "limited growing space" as the

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## The People's Vanguard of Los Angeles - student publication

### **Veteran Prosecutor Sharon Woo Appointed As a Chief Deputy District Attorney by District Attorney Gascón**



Los Angeles County District Attorney George Gascón appointed former veteran prosecutor Sharon Woo to serve as a Chief Deputy District Attorney on July 16.

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## Los Angeles County Sheriff Refuses to Enforce Mask Mandate as LA Faces Surge in COVID-19 Cases

With the number of COVID-19 cases surging in Los Angeles County and the introduction of the coronavirus Delta variant, many Angelenos have been vocal about their dissatisfaction with the reinstatement of the

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## Vanguard of Berkeley - student publication

### Student Opinion: Supreme Court Upholds Life Without Parole For Juveniles

In a 6-3 decision last month, the United States Supreme Court ruled in **Jones v. Mississippi** that judges need not establish the incorrigibility of a minor before sentencing the defendant to juvenile life without parole (J. L.W.O.P.).

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases Reported

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**Subject:** Everyday Injustice - Reporter Triggers Domestic Violence Survivor at Survivor's Event, Demanding Interview of SF DA Boudin  
**Date:** Friday, October 1, 2021 at 5:15:53 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"I became even more triggered as I saw Boudin having to escape this assault, in your face approach."

## Everyday Injustice Newsletter - October 1, 2021

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### **DA Attacks Zero Bail, Then Absurdly Incarcerates Man For 23 Years For Nonviolent Drug Offense**

**By David Greenwald**

Yolo County DA Jeff Reisig used the conviction of Jeremy Lee Deaton, 45 to attack zero bail. But in the process, lost sight that his office sentenced the man to over 23 years in prison for a non-violent drug offense.

According to the release, "Between July 31, 2020, and June 15, 2021, Mr. Deaton was stopped six times by Woodland Police Department officers. On each occasion, Mr. Deaton was searched and found with large quantities of methamphetamine as well as other controlled substances."

They note: "The amounts ranged from ½ an ounce to over 11 ounces of methamphetamine and as much as ¾ ounce of heroin. At the conclusion of every stop, Mr. Deaton was placed under arrest and booked into the Yolo County Jail."

On each occasion, "Mr. Deaton was released from jail as part of the \$0 bail program put in place as the result of the pandemic."

They then claim that Deaton upon release, "would almost immediately resume his illegal activities. Between December 31, 2020, and February 16, 2021, Mr. Deaton was arrested four times, having resumed his drug selling behavior in the exact same manner as he had prior to his arrests."

"The numerous cases involving Mr. Deaton show the problem with the \$0 bail program that was put in place. By allowing people like Mr. Deaton to be continually released from custody with no incentive to change their behavior, this one size fits all program contributed to Mr. Deaton's ongoing criminal behavior" according to Michael Vroman, the prosecutor assigned to Mr. Deaton's cases.

Last week a Yolo County jury convicted him on the drug charges (which the DA is calling drug trafficking even though the quantities are not huge).

But while the DA focuses on the problem with zero bail in this case, he apparently ignores the fact that they are now sentencing this man to 23 years in prison for what amounts to a non-violent drug offense.

As we have pointed out in previous installments, the DA's office had to consent for the county to continue zero bail - and consent they did even as they up until recently issued a monthly press release on the number of people recidivating.

The DA here is arguing the problem is a one-size fits all approach. I would argue that the real problem is that we have failed to provide the services, job training and support to allow people who are released from jail or prison to avoid committing other crimes.

Instead, the DA wants to attack zero bail while exacerbating mass incarceration by putting a man in prison for nearly a quarter of a century for a non-violent drug offense.

Thanks for reading.

## Criminal Justice News/ Commentary

### [Reporter Triggers Domestic Violence Survivor at Survivor's Event, Demanding Interview of SF DA Boudin](#)

It was supposed to be a presentation about Domestic Violence with panel discussions featuring survivors of domestic violence, most appearing over Zoom at an event held at Manny's in San Francisco by District Attorney Chesa

[Read More](#)

### [Governor Newsom Signs Historic Police Decertification Bill Into Law](#)

46 states prior to California had a way to decertify police officers who engaged in misconduct, but prior to Thursday, California was one of the few that there was no way to prevent a police officer engaging in a pattern

[Read More](#)

### **And Then There Were Two: Legal Counsel for Last Two Immigrants Held by ICE in Yuba County Jail Tell Court Migrants' Detention Unlawful**

The Yuba County Jail in Marysville – a “horrible” facility and once jammed with hundreds of ICE detainees – is down to its last two remaining immigrants, and their supporters and legal counsel want Ricardo Vasquez Cruz

[Read More](#)

### **Miami Prof Coker Keynotes Chesa Boudin's Panel on 'Centering DV Survivors of Interpersonal Violence'**

San Francisco District Attorney Chesa Boudin hosted a panel this week, Centering Survivors of Interpersonal Violence, at Manny's Cafe in the Mission District with keynote speaker Donna Coker.

[Read More](#)

### **Democratic and GOP Political Leaders Urge President Biden to Commute Federal Death Sentences**

Former Democratic U.S. Senator of Wisconsin Russ Feingold and former Republican U.S. Attorney for Utah Brett Tolman are calling on President Joe Biden to halt the death sentences of those on federal

[Read More](#)

### **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

## **COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases Reported**

Our daily run down on the COVID cases in the California Prison System (CDCR)

[Read More](#)

## **Santa Rita Jail Plunges Into Largest COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Victim of Alleged Child Cruelty/Torture by Parents Testifies at Trial**

In a jury trial here in Riverside County Superior Court Thursday of alleged child cruelty and torture by a Moreno Valley couple, the eldest victim testified about the abuses that they and their two siblings suffered.

[Read More](#)

### **Woman's Pretrial Release Revoked after Bar Incident, Taken Straight to Jail to Await Trial**

A woman awaiting trial on driving under the influence and hit-and-run charges here in Sacramento County Superior Court was taken back into custody and sent to jail Tuesday following an altercation at Stringers Bar in Sacramento.

[Read More](#)

### **Judge Tosses Case after Prosecution Witness Can't Provide Necessary Information at Preliminary Hearing**

A judge here in Alameda County Superior Court Thursday dismissed charges in a potential firearm case after the prosecution failed to produce a law enforcement witness who could testify to the presence of a firearm.

[Read More](#)

### **Man Charged with Multiple Felonies Refuses Right to Counsel**

Michael Bosch surprised everyone here Thursday in Santa Barbara County Superior Court when he stated that he was refusing his right to counsel, and was choosing to represent himself, despite having never

[Read More](#)

### **Judge Arrives to Find Packed Court Docket of Drug-Related Cases, Defense v. Prosecution Squabble**

Judge Patrick Marlette welcomed a packed courtroom and jam-packed docket in Sacramento County Superior Court, Dept. 63 this week that included multiple drug cases, and a public defender who accused

[Read More](#)

### **Man Asks for Second Chance, Record Expungement – Judge and DDA Hesitant to Grant Request**

A man—convicted about four years ago of drug, firearm and assault charges—appealed to an Alameda County Superior Court judge Thursday to have his old charges expunged to help him in the workforce.

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong**

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

[Read More](#)

### **Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence**

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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**Subject:** FOR IMMEDIATE RELEASE: Last Two Remaining Immigrants Detained by ICE in Yuba County Jail Seek Release  
**Date:** Friday, October 1, 2021 at 12:47:11 AM British Summer Time  
**From:** Ibarra, Valerie (PDR)  
**To:** PUBDEF-Media Relations, Ibarra, Valerie (PDR)  
**Attachments:** PR - 9.30.21 - Last Two Remaining Immigrants Detained by ICE in Yuba County Jail Seek Release .pdf

**FOR IMMEDIATE RELEASE:** September 30, 2021

**CONTACT:**

SF Public Defender's Office - [Valerie.Ibarra@sfgov.org](mailto:Valerie.Ibarra@sfgov.org) - (628)249-7946  
Free The Yuba 11 Campaign - [Edwin@ccijustice.org](mailto:Edwin@ccijustice.org) - (415) 933-4922

**\*\*PRESS RELEASE\*\***

**Last Two Remaining Immigrants Detained by ICE in Yuba County Jail  
Seek Release**

*Defense attorneys file writs of habeas corpus in Federal Court, argue their detention is unlawful*

SAN FRANCISCO — On September 30, 2021, attorneys for the last two remaining immigrants in ICE custody at the Yuba County Jail filed writs of habeas corpus in California's Northern District Court, alleging that their continued detention is unlawful.

Ricardo Vasquez Cruz and Luis Castro Ramos are the only two immigration detainees remaining in

Ricardo Vasquez Cruz and Luis Castro Ramos are the only two immigration detainees remaining in the facility, after a lawsuit led to hundreds of releases from ICE's Northern California detention centers due to the dangerous pandemic conditions. Mr. Vasquez Cruz, who is represented by San Francisco Deputy Public Defenders Jennifer Friedman and Genna Beier, has been detained by ICE for three and a half years. Mr. Castro Ramos has been detained for a year and a half and has pro bono representation from attorney Scott Mossman.

Under new enforcement priorities issued by the Biden Administration, both men are eligible for release, as neither poses a danger to the community nor is a flight risk. Attorneys argue that both men should be released to their communities to continue fighting their cases.

Mr. Vasquez Cruz and Mr. Castro Ramos have endured detention at Yuba throughout the pandemic, in a jail notorious for its poor conditions. A district court issued a series of injunctions to force ICE to improve the safety conditions, but the two men have remained — enduring two COVID outbreaks. The #FreeTheYuba11 Coalition, an alliance of advocates supporting the termination of the contract between ICE and Yuba County, has also provided [support](#) for Mr. Vasquez Cruz and Mr. Castro Ramos. The two remain concerned about their health, particularly in light of medical conditions that render them more vulnerable to serious medical complications if infected with the coronavirus.

The Yuba County Jail has a documented history of horrific conditions of custody, even before the pandemic, which has prompted immigrants to engage in a series of hunger strikes. The jail has been subject to a judge's consent decree to improve conditions. Recently, inspections by the federal Office of Detention Oversight found [19 violations of detention standards in 2020](#) and [21 violations in 2021](#) in areas including health and safety, security, and healthcare.

### **Background and Post-Release Plans**

Mr. Vasquez Cruz, who has lived in the United States for nearly twenty years with legal immigration status under the Temporary Protective Status program, is seeking release to the home he shares with his mother and son in California. He has spent **three and a half years** in ICE detention. His mother suffered an injury at her workplace and is on disability leave, juggling medical complications from several conditions while also single-handedly raising Ricardo's adolescent son. If released, Mr. Vasquez Cruz would continue attending alcohol rehabilitation programs and return to his long-time unionized job as a sound and communications technician.

Mr. Castro Ramos has lived in the United States since 1974, when he was seven years old. His family started the immigration process for him in 1977, but — unlike his seven brothers and sisters — he never obtained legal status. Through the years, Mr. Castro Ramos has always lived with and supported his mother, working jobs in construction and commercial salmon. His detention for the past eighteen months has been a hardship to her, particularly because she is receiving treatment for Stage 4 cancer. His release would lift a tremendous source of anxiety for her. Mr. Castro Ramos has a bed paid for and waiting for him at a six-month inpatient alcohol treatment center near their home in Monterey County.

### **Quotes**

San Francisco Public Defender Mano Raju said, "Ricardo and Luis have suffered enough. Their

unconscionably prolonged detention is unreasonable and violates basic due process. We hope ICE releases them at once so they can return to their families and communities where they belong.”

Luis Castro Ramos’s attorney, Scott Mossman, said, “The Supreme Court has long held that the government needs good reasons and clear and convincing evidence to take someone out of the community and lock them up for years in civil detention. ICE and the immigration courts deny that those rules apply to noncitizens, no matter how deep their ties to this country. So, we are filing these habeas petitions to obtain the release of Mr. Vasquez Cruz and Mr. Castro Ramos. ICE has not and cannot justify their continued detention.”

The FreeTheYuba11 Campaign issued the following statement, “There is absolutely no reason why Ricardo and Luis should still be detained. Ricardo and Luis are surviving horrible conditions and human rights violations at the Yuba County Jail which have worsened throughout the pandemic. They both have robust post-release plans that support their continued efforts towards rehabilitation. The FreeTheYuba11 Campaign Coalition and members of the community are ready to receive them.”

###

To view this press release online, please visit [SFPublicDefender.org/media](https://SFPublicDefender.org/media).

--

Valerie Ibarra  
Public Information Officer  
San Francisco Public Defender's Office  
Valerie.Ibarra@sfgov.org  
(628)249-7946  
[SFPublicDefender.org/Media](https://SFPublicDefender.org/Media)

**Subject:** RE: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard  
**Date:** Thursday, September 30, 2021 at 5:26:23 PM British Summer Time  
**From:** Cox, Brian (PDR)  
**To:** Ibarra, Valerie (PDR)

Right. Thanks for sharing his contact info.

-----Original Message-----

From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>  
Sent: Thursday, September 30, 2021 9:24 AM  
To: Cox, Brian (PDR) <[brian.cox@sfgov.org](mailto:brian.cox@sfgov.org)>  
Subject: Re: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

I'm sure David Greenwald would be open to having an off the record conversation with you about it, if you think it would be helpful to lend your insight. Alana is a Court Watch intern (not PDR) and has been hit or miss, but all roads lead to Rome/Editor David: 1 (530) 400-2512.

>

> On Sep 30, 2021, at 8:19 AM, Cox, Brian (PDR) <[brian.cox@sfgov.org](mailto:brian.cox@sfgov.org)> wrote:

>

> Idk if the data here suggests what Davis Vanguard thinks it does.

>

> -----Original Message-----

> From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

> Sent: Wednesday, September 29, 2021 6:15 PM

> To: PUBDEF-Policy <[Pubdef-Policy@sfgov.org](mailto:Pubdef-Policy@sfgov.org)>; PUBDEF-Integrity <[PUBDEF-Integrity@sfgov.org](mailto:PUBDEF-Integrity@sfgov.org)>; PUBDEF-Managers

<[PUBDEF-Managers@sfgov.org](mailto:PUBDEF-Managers@sfgov.org)>

> Subject: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

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>

> <https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

>

>

> Sent from my iPhone

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> <https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

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**Subject:** Everyday Injustice - The Crime Situation is Complicated, But the Overall It Is Clear the Status Quo Has Failed to Make Society Safer

**Date:** Thursday, September 30, 2021 at 5:00:07 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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Cristine Soto DeBerry said, "It's time to abandon the rhetoric and shameless fear mongering and simply look at the numbers. The data provides guidance and a path to a safer San Francisco."

## Everyday Injustice Newsletter - September 30, 2021

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### A Cautionary Tale For the Reform Movement

By David Greenwald

In 2020, Fordham Law Professor John Pfaff warned reformers that the next swing in the pendulum is

already on. He warned that progressives are framing things badly, because “in general, we have tried to justify this progressive effort by saying, look, prison is down, crime is down.”

The problem is “this is fighting progressive’s battle on tough on crime’s ground.” He said, “We are saying that reform is a luxury. As long as crime is going down, let’s stop locking people up.”

However, “implicit, lurking in that message is when crime goes up, we really can’t do this anymore. We’re fighting their fight, on their ground.”

This is a lesson I have taken to heart. It is also part of the point I have tried to make in [my column today](#).

Pfaff back in mid-September, prior to the latest release of data [tweeted](#), “I know I’m in the minority here, but I feel like trying to underplay a historic spike in homicides (and a likely spike in shootings) by pointing out that all OTHER crimes mostly fell is a not a great strategy for reformers.”

He argues, “It actually plays into Tough-on-Crime’s hands.”

His point: “Murder went up in places with no reforms. It went up in places with reforms... but those reforms were always less than their detractors (and many proponents) said.”

Indeed we are just scratching the surface as to where criminal justice reform needs to go.

I’ve become a huge believer that we could get away with an exceedingly small carceral system IF we put the \$85,000 we have thrown away each year locking people in cages and actually put it to effective use.

First of all, there are a small percentage of people who are truly dangerous and should be confined away from civilized society – but most of the huge prison population do not fit into that category.

First, I would transfer most of our punitive approaches to restorative ones. Throwing someone in a cage is generally a waste – it’s a waste of resources, it’s a waste of people’s lives, and most people do not learn from the experience and never have to come to terms with the harm they do.

Second, we need to ask why crime happens? We see this cycle of poverty, hopelessness, depression, mental illness, and trauma.

What do we do about that? Our system is ill-prepared to actually help people get out of that cycle. We need to invest in education, job training, trauma-informed treatment, and substance abuse treatment that can actually work.

The problem is that we are not approaching the actual problem in the system.

As I pointed out in my piece today, if someone is let out on parole or released pretrial, and they commit a serious crime, the tendency of reformers (and I will include myself here) is to say, yeah, well, that’s a small percentage of the released population. And that is absolutely true.

But there is another story to tell that I think gets lost and is probably more important – we are not helping the people we are locking up nearly enough. We are not providing them with the tools to be able to be released and avoid committing another crime.

That should be the focus of the system – restoration not punishment. Because if we restore people, they will realize their errors and they will seek to rectify them. That’s part of the process. And it turns out that works a whole lot better than what we do now.

It better serves the victims as well as those who committed the harms in the first place.

Thanks for reading.

## Criminal Justice News/ Commentary

**Commentary: The Crime Situation is Complicated, But the Overall It Is Clear the Status Quo Has Failed to Make Society**

## Safer

This week we got the FBI Uniform Crime Report and it painted a picture we largely expected – it's not that all crime went up in 2020. In fact, property crime which represents the vast majority of all crime continued on its trajectory of steep

[Read More](#)

## Guest Commentary: Our Leaders Have the Power to Decarcerate and Save Lives, but Where Is the Will?

Research shows that reductions in the United States incarceration rate would have prevented millions of COVID-19 cases and tens of thousands of deaths, both inside jails and prisons and in their surrounding

[Read More](#)

## Fair and Justice Prosecution Responds to FBI 2020 Crime Report, Encourages Prosecutors to 'Promote Public Safety' Using New Methods

Executive Director of Fair and Justice Prosecution Miriam Krinsky this week issued a statement in response to the FBI's "Crime in the United States" annual report of 2020, noting it is important "to work together and embrace

[Read More](#)

## Gov Newsom Urged to Support Measure Protecting Reporters from Police in the Streets

Reporters have been arrested and even injured at the hands of police over the past year during police brutality protests across the California, according to members of the news media, and now Gov. Newsom is being urged to

[Read More](#)

## Law Prof Argues Cop Unions May Be Obstructionist but Still Act in Many Ways Like Other Unions

Benjamin Levin, an Associate Professor of Law at University of Colorado Law School, argues in a new paper in the Columbia Law Review that, although police unions are obstructionist – shielding officers from accountability and

[Read More](#)

## 11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here



Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 130+ Active Cases Reported

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Santa Rita Jail Plunges Into Largest COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## Court Watch Coverage

### Judge Rules Cancer Patient Not Required to Use Breathalyzer in Car Because of Chemotherapy Treatment

A judge here in In Fresno County Superior Court this week a ruled in favor of a Stage IV cancer patient who claimed he could not use a breathalyzer – required of those convicted of driving under the influence – because of conditions

[Read More](#)

### Victim's Dramatic Impact Statement Punctuates Quarter Century Domestic Violence Sentence

Judge Dave Rosenberg sentenced Eugene Stroud, previously held on a \$1 million bail, to 25 years and four months in prison this week at the sentencing hearing—punctuated by a dramatic victim impact statement—in his

[Read More](#)

## **'Let's Go Surf, Dude' – Bizarre Requests Lead to a Comedic-Frustrating Day in Santa Barbara Courtroom**

A series of bizarre situations occurred here in Santa Barbara County Superior Court Tuesday, ranging from people poorly representing themselves to refusals to appear in court due to desired Vegas trips.

[Read More](#)

## **COVID-19 Causes Further Delay in Weapon and Battery Competence Case**

Sacramento County Superior Court Wednesday was scheduled to hear whether Jameel Deloney has or has not been restored to competency through the examination of psychological testing and reports.

[Read More](#)

## **Unhoused Man 'Unlawful Camping' Case Dismissed 'In the Interest of Justice'**

Judge Clifford R. Anderson in Santa Barbara County Superior Court here Monday dismissed an "unlawful camping" charge against an unhoused man after the judge learned Mark Edward Standard had demonstrated an effort

[Read More](#)

## **Judge Finds Sufficient Evidence for Trial in Battery Case Despite Evidentiary Dispute**

During a preliminary hearing Wednesday in Sacramento County Superior Court for Jose Rivera, a man facing battery, weapon brandishing and criminal threat charges, Judge Kevin R. Culhane found there was enough

[Read More](#)

## **Everyday Injustice - Podcast**

[see our podcasts](#)

### **Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong**

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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**Subject:** RE: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

**Date:** Thursday, September 30, 2021 at 4:19:16 PM British Summer Time

**From:** Cox, Brian (PDR)

**To:** Ibarra, Valerie (PDR)

Idk if the data here suggests what Davis Vanguard thinks it does.

-----Original Message-----

From: Ibarra, Valerie (PDR) <[valerie.ibarra@sfgov.org](mailto:valerie.ibarra@sfgov.org)>

Sent: Wednesday, September 29, 2021 6:15 PM

To: PUBDEF-Policy <[Pubdef-Policy@sfgov.org](mailto:Pubdef-Policy@sfgov.org)>; PUBDEF-Integrity <[PUBDEF-Integrity@sfgov.org](mailto:PUBDEF-Integrity@sfgov.org)>; PUBDEF-Managers <[PUBDEF-Managers@sfgov.org](mailto:PUBDEF-Managers@sfgov.org)>

Subject: Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates | Davis Vanguard

<https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

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**Subject:** Dept. of Justice Report Suggests SF DA Boudin's Prosecution Tactics Working to Reduce Crime Rates  
| Davis Vanguard

**Date:** Thursday, September 30, 2021 at 2:15:01 AM British Summer Time

**From:** Ibarra, Valerie (PDR)

**To:** PUBDEF-Policy, PUBDEF-Integrity, PUBDEF-Managers

<https://www.davisvanguard.org/2021/09/dept-of-justice-report-suggests-sf-da-boudins-prosecution-tactics-working-to-reduce-crime-rates/>

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**Subject:** One Month Till The Future of Criminal Justice Reform Webinar  
**Date:** Wednesday, September 29, 2021 at 9:00:10 PM British Summer Time  
**From:** David Greenwald  
**To:** valerie.ibarra@sfgov.org

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Image

Image

**The Vanguard's Annual Fundraiser**

This year we would to invite you to join us over zoom for the Vanguard's Annual Fundraiser. This year we have gathered an amazing panel to discuss what the future of criminal justice.

Join ***Dr. Melina Abdullah, Chesa Boudin, Jonathan Rapping, and Jody Armour*** on **October 28 at 6 PM.**

*Tickets starting at \$25. Sponsorship tickets available.*

[Tickets](#)

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**Subject:** Everyday Injustice - House Passes EQUAL Act to Equalize Crack-Cocaine Disparities; Support for the Proposed Presidential Task Force on 21st Century Prosecution  
**Date:** Wednesday, September 29, 2021 at 5:03:07 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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“For over three decades, unjust, baseless and unscientific sentencing disparities between crack and powder cocaine have contributed to the explosion of mass incarceration in the United States and disproportionately impacted poor people, Black and Brown people, and people fighting mental illness,” Booker said.

## Everyday Injustice Newsletter - September 29, 2021

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### **Boudin’s Prosecution Tactics are Working - DOJ Says SF’s Crime Rates are Decreasing**

**By Alana Bleimann**

Amidst the Republican recall effort of District Attorney Chesa Boudin, The Department of Justice

released their annual Uniform Crime Report (UCR) showing that San Francisco's crime rates decreased in 2020.

Supporters of the recall have argued that ever since Boudin was elected into office in 2019, crime rates have been going up, especially store thefts that are being caught on camera.

Although it may appear as though crime rates are going up because they are being caught on camera, the Department of Justice recently shared data to support that the city's violent crime and property crime rates are decreasing.

"While recall proponents seek to mislead the public, data released today by the Department of Justice shows crime dropped significantly in District Attorney Chesa Boudin's first year in office," Cristine Soto DeBerry of The Prosecutors Alliance of California stated.

**The Crime Report** indicates a 19% reduction in violent crime and a 20% reduction in property crime in 2020.

"It's telling that, rather than providing actual data *or* facts, the remaining recall group's offer to "see the facts" on their website links only to headlines. This is another recall bankrolled by Republicans that can't win on the facts, so they will resort to fear tactics," DeBerry said.

District Attorney Chesa Boudin's prosecution tactics are intended to provide safe and fair justice alternatives to incarceration for both victim and perpetrator, with his mission statement being "make San Francisco more fair, just, and safe for all."

Stepping away from fear mongering and diving into the real data supported by the DOJ allows the truth to come to light and for San Franciscans to feel safer in their home and on the streets.

"It's time to abandon the rhetoric and shameless fear mongering and simply look at the numbers. The data provides guidance and a path to a safer San Francisco," DeBerry shared.

## Criminal Justice News/ Commentary

### House Overwhelming Passes the 'EQUAL' Act Which Would End Crack-Cocaine Sentencing Disparities

In a week where bipartisanship in Washington appeared dead, the parties did come together in the House to pass the EQUAL Act by a final vote of 361-66. The act, officially, Eliminating a Quantifiably Unjust

[Read More](#)

### Letter: Crime Survivors' and Advocates' Support for the Proposed Presidential Task Force on 21st Century Prosecution

We, the undersigned, include crime survivors, victim assistance professionals, and allied providers who are committed to helping crime victims and to promoting equitable justice for all. We strongly support the creation of a

[Read More](#)

### Open Letter: Alabama Board of Pardons,

## Re: Christopher Revis

I write on behalf of my former client, Christopher “Chris” Revis, whose case is scheduled for consideration before the Board on October 1, 2021. Chris is serving a sentence of life with the possibility of parole at Ventress Correctional

[Read More](#)

## Chesa Boudin Files 7 Felony Charges Against O’Sean Garcia in Racially Motivated Offenses

San Francisco District Attorney Chesa Boudin announced Tuesday the filing of seven felony charges against O’Sean Garcia, including hate crime allegations for a string of violent robberies and

[Read More](#)

## Off-Duty San Francisco Sheriff’s Deputy Faces Felony Charges for Threatening People with Gun, Sexual Assault

Dominic Barsetti, a San Francisco Sheriff’s Deputy, was scheduled to be arraigned Tuesday here in San Francisco County Superior Court on four felony and three misdemeanor counts, according to

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## 11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here

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## COVID CDCR and Jail Dashboards

### COVID-19 Outbreak At CDCR’s North Kern State Prison Worsens, 130+ Active Cases Reported

Our daily run down on the COVID cases in the California Prison System (CDCR)

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### Santa Rita Jail Plunges Into Largest

## **COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight**

Our daily run down on the COVID cases in selective County Jails

[Read More](#)

## **Court Watch Coverage**

### **Victim's Psychiatrist Testifies in Child Sexual Abuse Jury Trial**

In the ongoing jury trial here Tuesday in Alameda County Superior Court of a man who allegedly sexually abused his younger sister for years, the victim's psychiatrist testified.

[Read More](#)

### **Raul Alcantar Sanchez, Jr., Trial: A Debate on Willful Intent versus Mental Illness**

The question here in the Riverside County Superior Court murder trial of Raul Sanchez, Jr., this week isn't whether he stabbed his 34-year-old roommate to death in their trailer on Nov. 21, 2012, but whether he

[Read More](#)

### **Man Set for Trial After Allegedly Punching Victim at Gym; Testifying Officer Has Trouble Recalling 2019 Investigation**

Michael Martz appeared for his preliminary hearing Tuesday here in Sacramento County Superior Court on charges of assault and battery stemming from an incident in a gym in November 2019.

[Read More](#)

### **Man Accused of Selling Methamphetamine After Officer Finds Individual Bundles of the Substance**

In a preliminary hearing here in Yolo County Superior Court Tuesday, Judge Peter Williams upheld four separate charges against Antoine Lemarc Cockerham, including possession of a controlled substance,

[Read More](#)

### **Father's Stroke, Care of Son Noted, But Man Still Gets 90 Days in Jail for Probation Violation**



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**Subject:** Everyday Injustice - Pinole Police Office Nailed For Recording Sexual Encounter; County Where Philando Castile Died Becomes Latest To Stop Prosecuting Non-Safety Traffic Stops  
**Date:** Tuesday, September 28, 2021 at 5:01:23 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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"These non-public safety stops, which are often referred to as pretextual stops, occur when a person is detained for a minor infraction while police seek evidence of a more serious crime," a news release said.

## Everyday Injustice Newsletter - September 28, 2021

### New Crime Data Has Reformers Questioning Pushback

By David Greenwald

For the most part, the crime data released by the DOJ for 2020 wasn't great news for crime. However, the battle is on to define what it means.

Miriam Krinsky, who heads up Fair and Justice Prosecution in a statement on Monday noted, "Last year

brought a perfect storm of challenges: a once-in-a-lifetime pandemic that strained institutions and organizations that respond to and prevent violence; a devastating economic downturn that saw mass job losses and the shuttering of too many businesses; a record year for gun purchases; and a rise in police violence that led to fracturing of relationships between law enforcement and the communities they serve.”

She argued, “This chain of events contributed to a rise in certain violent crimes in 2020, even as the overall crime rate decreased.”

Further, she said, “Those who remain attached to the failed ‘tough-on-crime’ approaches of the past may try to blame the increase in some crime statistics on the criminal justice reforms that voters are increasingly embracing and the calls for police reform that reverberated across the country in 2020.

“But these misleading claims are about the politics of fear – not policy. The data shows no connection between the tragic rise in homicides and gun violence and data-driven reform efforts.”

The Prosecutor’s Alliance and its director, Cristine Soto DeBerry noted that the “**data** shows San Francisco saw a 19% reduction in violent crime and a 20% reduction in property crime in 2020 while nationwide violent crime went up.”

“The Republican-backed recall effort of Gavin Newsom failed overwhelmingly, but another looms in San Francisco that similarly seeks to divide and distort. While recall proponents seek to mislead the public, data released today by the Department of Justice shows crime dropped significantly in District Attorney Chesa Boudin’s first year in office,” DeBerry said.

“It’s telling that, rather than providing actual data or facts, the remaining recall group’s offer to “see the facts” on their website links only to headlines. This is another recall bankrolled by Republicans that can’t win on the facts, so they will resort to fear tactics,” she added. “It’s time to abandon the rhetoric and shameless fear mongering and simply look at the numbers. The data provides guidance and a path to a safer San Francisco.”

Personally, I agree with Fordham Professor John Pfaff that the strategy of explaining away historic rises in murder - by far the most salient type of crime is probably fruitless and self-defeating.

Instead, I would point out that traditional law enforcement and tough-on-crime efforts - still the norm despite the rhetoric - are failing to ameliorate the rise in crime. And that what this calls for is a different approach.

Thanks for reading.

## Criminal Justice News/ Commentary

### **Commentary: County Where Philando Castile Died Becomes Latest To Stop Prosecuting Non-Safety Traffic Stops**

While various notions of “defund” the police have drawn attention not to mention controversy, where I see one of the most fruitful reform avenues is getting police to stop pretext stops. We have already seen a number of local

[Read More](#)

### **Former Pinole Police Officer Charged with Unlawful Recording of Sex Encounter**

A former Pinole Police Officer is now facing charges that he made an unlawful video with a woman while he was having sex with her. According to the Contra Costa County DA's office, the alleged violation occurred

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## **Los Angeles District Attorney Plans to Dismiss Tens of Thousands of Pot Convictions Five Years After Legalization of Marijuana**

Los Angeles County District Attorney George Gascón, in tandem with The Social Impact Center, recently announced nearly 60,000 cannabis convictions will be dismissed and sealed in order to fight drug injustices that disproportionately

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## **Two Arizona Men Could Get Death Sentences Reduced When SCOTUS Hears New Case**

Two men previously given a death sentence could now have their respective cases reconsidered because of claims of inadequate legal counsel.

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

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Our daily run down on the COVID cases in the California Prison System (CDCR)

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### **Santa Rita Jail Plunges Into Largest COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight**



Our daily run down on the COVID cases in selective County Jails

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## Court Watch Coverage

### Grandmother Victim Argues for Charges Against Grandson to be Dropped

A man's victim, who is also his grandmother, went to bat for him here Monday in Santa Barbara County Superior Court, asking his charges be dropped.

[Read More](#)

### Young Girl Recounts Stepfather's Sexual Abuse in Court

A 12-year-old girl testified Monday morning in the preliminary hearing of her stepfather at the East County Hall of Justice/Alameda County Superior Court – the stepfather allegedly sexually abused the girl for more than a year.

[Read More](#)

### CHP Officer, Public Defender Engage in Spirited Back & Forth in DUI Preliminary Trial

During a preliminary hearing Monday in Sacramento County Superior Court for Shanon Canady, who is facing driving under the influence charges, California Highway Patrol officer Reynaldo Garcia-Barron

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### Man Said He'd Take Plea If He Could Attend Child's Birth – Judge Won't Agree, So Man Withdraws Plea

Judge Patrick Marlette in Sacramento County Superior Court Monday refused to postpone Antonio Guiza Ramirez' sentencing so he could attend his child's birth so Ramirez withdrew his plea and the case is continuing.

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## Everyday Injustice - Podcast

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### Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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**Subject:** Everyday Injustice - Mother of Man Killed by Stockton Police Still Looking for Answers; Alana Mathews Talks About Her Candidacy For DA

**Date:** Monday, September 27, 2021 at 5:01:26 PM British Summer Time

**From:** Davis Vanguard on behalf of Davis Vanguard

**To:** valerie.ibarra@sfgov.org

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"I don't know why they shot and killed Antwaune."

## Everyday Injustice Newsletter - September 27, 2021

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### Will Oklahoma Governor Spare Julius Jones from Execution?

By David Greenwald

Oklahoma, City – This week the Oklahoma Court of Criminal Appeals set an executive date for Julius Jones for November 18, despite a September 13 action by the Oklahoma Board of Pardon and Parole who voted 3-1 in favor of Jones's request for executive clemency.

The board's recommendation was to commute the sentence to life without parole, and Governor Kevin Stitt would have to adopt that recommendation.

Jones' attorneys presented strong evidence to the board of his actual innocence of the charges for which he was convicted in 2002, as well as evidence that racial bias played a role in his conviction and death sentence.

"After considering the voluminous evidence demonstrating that Julius was wrongfully convicted for a crime that occurred when he was just 19 years old, the Oklahoma Pardon and Parole Board recommended that Julius's death sentence be commuted out of concern that the State of Oklahoma will be killing an innocent man if his execution is allowed to go forward," Jones's attorney Amanda Bass, Assistant Federal Public Defender said in a statement to the Vanguard this week. "The request is now on Governor Stitt's desk. Given the setting of a November 18 execution date, it is our hope the Governor adopts the Board's recommendation and commutes Julius's death sentence. Oklahoma must not allow an innocent man to be executed."

The board expressed concern about the evidence that Jones was not the killer, as well as concerns about the young age at the time he was prosecuted. Jones was just 19.

Concerns about actual innocence mark an important change in the way claims of innocence are viewed in the system. There is a recognition here that the system actually broke down and Jones was not provided the resources needed to hire a zealous advocate.

"I believe in death penalty cases there should be no doubt, and put simply, I have doubts in this case," said Oklahoma Pardon and Parole Board Chairman Adam Luck of the recommendation. "I cannot ignore those doubts, especially when the stakes are life and death."

However, the Oklahoma Attorney General continues to believe that Jones is guilty of the crime and has requested the execution date, arguing there is "overwhelming evidence of guilt" and that DNA testing confirms the trial evidence.

Read the full article: [here](#).

Thanks for reading.

## Criminal Justice News/ Commentary

### **Mother of Man Killed by Stockton Police Still Looking for Answers**

A mother continues to fight for justice for her son, whom she believes was wrongly killed by police in Stockton in July of 2020. Stephanie Hatten told a crowd, gathered in Stockton in July of this year for another victim of police violence, Shayne

[Read More](#)

### **Everyday Injustice Podcast Episode 119: Alana Mathews Runs for Sacramento DA**

Alana Mathews is running for DA for the office currently held by Anne Marie Schubert, who is not seeking re-election (and running for California AG).

[Read More](#)

### **Guest Commentary: 'Security,' a Front for Dehumanizing Prisoners**

The word “security” and the ideas about prison environments go together like a hand and glove. This can be simply explained if we look at something as seemingly inconsequential as lighting. Humans require a

[Read More](#)

## **Former Prosecutor and Now Georgetown Law Prof Explains Prosecutors’ Contributions to Mass Incarceration in U.S.**

In an August 23 essay, Georgetown law professor and former prosecutor Paul Butler explained how prosecutors are driving mass incarceration– and how they could be helping the problem instead.

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Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Suspect Can’t Be Trusted to Return to Court, Grandmother Tells Judge**

Judge Tom Dyer of Yolo County Superior Court heard an in-court statement from Mariah Marie Murreyclark's grandmother Friday that noted Murreyclark's history of alcohol and drug abuse going back to her

[Read More](#)

### **Woman Sentenced to Year in Jail, Probation After DUI Related Accident Results in Friend's Death**

A woman with a felony driving under the influence charge that resulted in a friend's death was sentenced to a year in county jail and four years formal probation Friday in Sacramento County Superior Court by Judge Patrick

[Read More](#)

### **Raul Alcantar Sanchez Jr. Trial Ongoing: Expert Witness Asked If Accused Murderer Experiencing Psychosis**

The long-delayed jury trial of Raul Alcantar Sanchez, Jr., suspected of killing 34-year-old Thermal resident Carolina Vargas in November 2012, reconvened here Friday in Riverside County Superior Court.

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## **Everyday Injustice - Podcast**

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**Date:** Friday, September 24, 2021 at 5:05:36 PM British Summer Time  
**From:** Davis Vanguard on behalf of Davis Vanguard  
**To:** valerie.ibarra@sfgov.org

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CAIR argues that, according to Judge Brennan, “the government’s case was ‘dubious,’ its witnesses were ‘unreliable,’ and the narrative presented made ‘little sense.’ In other words, Judge Brennan found that there was no plausible way that Omar Ameen could have committed the murder for which he stood accused. Despite that ruling, Ameen was not released and was instead taken into ICE custody.”

## Everyday Injustice Newsletter - September 24, 2021

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**The Spitzer-Hardin  
Fight is Gearing Up to Set Records For Nastiness**

**By David Greenwald**



I got an interesting call yesterday from the spokesperson for Todd Spitzer's reelection campaign. He basically wanted to know why we were printing horrible things about Spitzer and his campaign.

I pointed out that the campaign had already gone into very ugly territory – a point he conceded, although he was adamant that his side was correct and their attacks had merit.

So just for fun, he sent me some of their press releases.

His press release sent out on September 20 is a good example of what I'm talking about: "Woke DA Candidate Pete Hardin Caught on Tape Trashing Orange County Voters and Bragging About Plan to Buy the Election."

Let's not even pretend to have civility in this race. I will admit to have been stunned to see the incumbent, Spitzer, a veteran of the state legislature mind you, attacking Hardin by name from day one of his announcement.

In the release Spitzer's campaign charged that Hardin "was recently caught on tape insulting Orange County and its voters, calling them the "ugly stepchild" to Los Angeles."

He continued: "Hardin can also be heard bragging about his plans to buy the election with the help of millions of dollars from the same billionaires and Super PACs that propelled George Gascon to office in Los Angeles, and Chesa Boudin in San Francisco."

The press release contains a link to a video ad that the Spitzer campaign put out a week ago. I watched the video. The comments cited there are actually fairly innocuous. Of course the Spitzer campaign is trying to ham it up – a lot.

He said, "There are all these groups across the country that are interested in criminal justice reform, Real Justice PAC, Smart Justice California, Courage California, I've met with all of them, developed relationships with all of them, they're extremely interested in this campaign..."

He pointed out that some of them are big PACs and could put money into a race. He noted that he was hoping to raise \$1 million but "that might be chump change compared to what some of these outside groups can put it."

In the ad, they have the obligatory George Soros reference tying the Real Justice PAC to George Soros. Somehow the Spitzer campaign then says, "Did you hear that Orange County, Pete Hardin thinks we're all a bunch of chumps..."

"These chilling tapes make clear that Pete Hardin wants to destroy public safety in Orange County by buying this election and implementing the same radical, pro-criminal agenda that has been an unmitigated disaster in places like Los Angeles," said Orange County District Attorney Todd Spitzer.

"The woke criminal justice movement represents an existential threat to our community, and I am going to do everything in my power to keep Hardin and his billionaire buddies the hell out of Orange County," Spitzer continued.

Seriously this is their big expose – Pete Hardin will take money from criminal justice reform groups.

Thanks for reading.

## Criminal Justice News/ Commentary

### Police Pursuit Ends with Crash; Driver Dies with No Medical Attention Rendered

On August 29, 2021, a vehicle crashed on Bradshaw Road while being pursued by Sacramento law enforcement but the vehicle occupants weren't given medical attention for over two and a half hours according to police

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## **Sacramento Group Files Motion to Unseal Hidden Evidence in Iraq Refugee Immigration Case**

The strange case of Iraqi refugee Omar Ameen and the U.S. government's insistence of extraditing him – from Trump to Biden – continues. And as the saying goes, is becoming “curiouser and curiouser.”

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## **Guest Commentary: ACLU Joins Call to Shut Down ICE Detention Centers**

When President Joe Biden came into office, he promised to end the cruelty and inhumanity of President Trump's immigration policies. While the Biden administration has halted some of the former administration's cruelest policies,

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## **League of Women Voters Files Amicus in Case Threatening to Eliminate Laws Regulating Guns in Public Places, Posing Threat to Voters at Polling Places**

Earlier this week, the League of Women Voters of the U.S. along with the League of Women Voters of New York and Florida filed an amicus brief regarding a current US Supreme Court Case involving gun laws

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## **11th Annual Vanguard Fundraiser: The Future of Criminal Justice Reform Is Here**

Join us for an important discussion. In the last four years we have seen progress on criminal justice reform on a whole bunch of fronts to the election of progressive prosecutors looking to reduce the carceral state and the continuation of the movement toward police reform.

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## **COVID CDCR and Jail Dashboards**

### **COVID-19 Outbreak At CDCR's North Kern State Prison Worsens, 70+ Active Cases Reported**

Our daily run down on the COVID cases in the California Prison System (CDCR)

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## **Santa Rita Jail Plunges Into Largest COVID-19 Outbreak Since February, 35+ Cases Emerge Overnight**

Our daily run down on the COVID cases in selective County Jails

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## **Court Watch Coverage**

### **Deshon Marman Testifies in Own Jury Trial, Describes How He Was ‘Scared’ for His Life**

Days after civilian and enforcement witnesses testified against Deshon Marman, public defender Diamond Ward called Marman to the stand to share his side of the story Thursday in San Francisco County Superior Court.

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### **Eyewitness, Police Testify Against Man in Messy Domestic Violence Case**

At the conclusion of his preliminary hearing this week in Sacramento County Superior Court, in which law enforcement and an eyewitness testified to alleged domestic violence, Deleon Stewart is now set for trial early in

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### **Two Different Bail Hearing Results in Cases Involving Firearms**

Two cases involving firearms had different results – at least as far as the judge’s decision about bail increases – in Yolo County Superior Court here Wednesday.

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### **Two Cases: 58 Mile Car Chase and Profanity Outburst Leads to Rocky Day for Sacramento County Superior Court Judges**

Courtroom drama – one involving details of a 58 mile car chase and the other punctuated by an accused’s loud outburst – occurred this week in the courtrooms of Sacramento County Superior Court Judge Ken Brody and

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## Everyday Injustice Podcast Episode 124: LA Sheriff's Candidate Eric Strong

Incumbent Alex Villanueva has become one of the most polarizing sheriff figures in the country. Now Eric Strong has emerged as a challenger to the incumbent.

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## Everyday Injustice Podcast Episode 123: Voices of Victims of Police Violence

This week on Everyday Injustice featured women across the country whose loved ones were killed by police – whether it be sons, brothers, or partners.

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