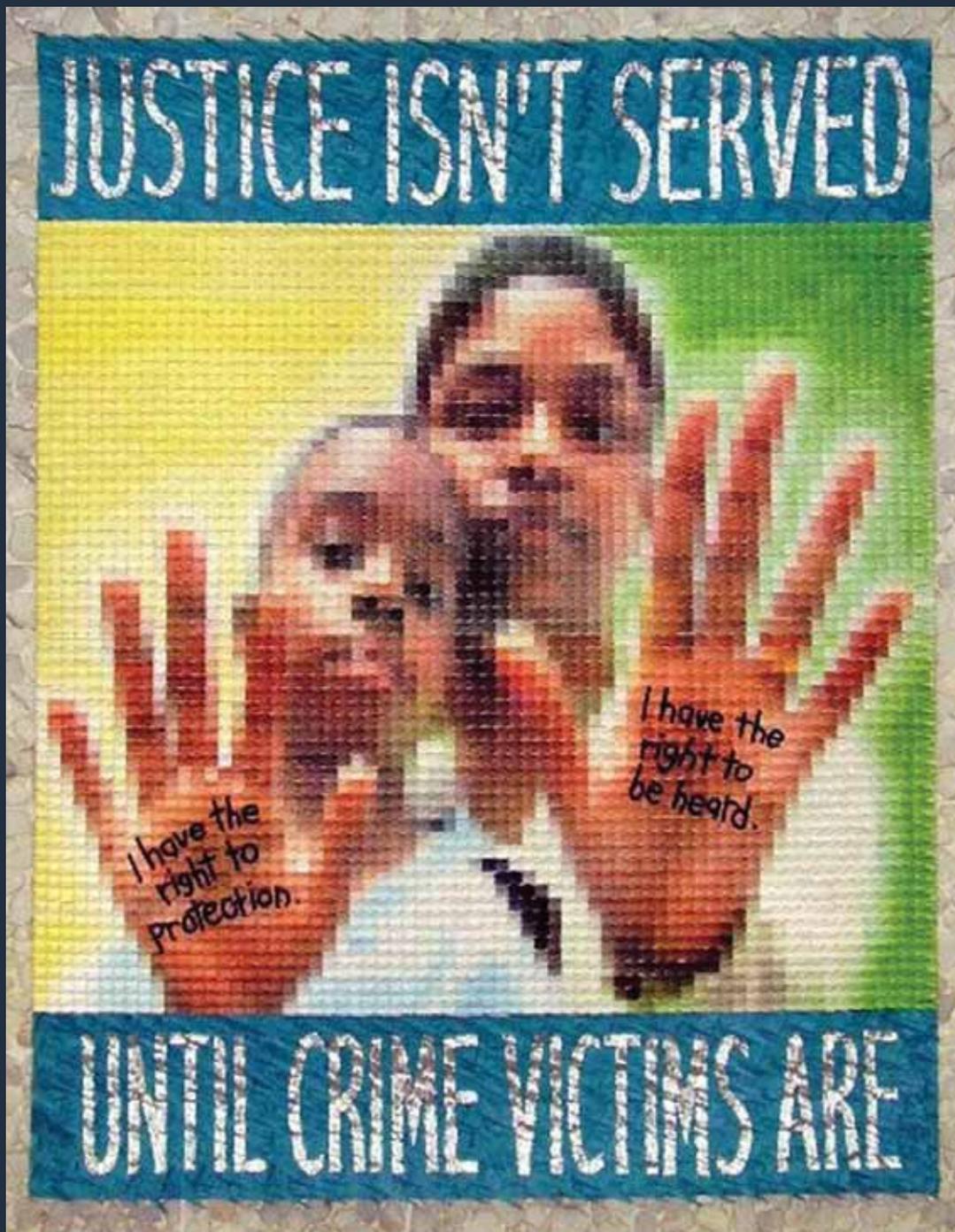


ALAMEDA COUNTY DISTRICT ATTORNEY'S OFFICE

2010
ANNUAL
REPORT

Nancy E. O'Malley
District Attorney





‘Justice’ by The Healing Project.

Lead Artist, Arlene Elizabeth, used 4,445 origami cranes in the production of the artwork.

Introduction

A Message from the District Attorney

It is my great honor to serve the residents of Alameda County as your District Attorney. The history of this Office, created in 1853, is rich and distinguished. When Earl Warren became District Attorney in 1925, he set a standard of excellence that continues today. D.A. Warren went on to be the Governor of California and the Chief Justice of the United States Supreme Court. In 1999, "America's Greatest Places to Work with a Law Degree" described the Alameda County District Attorney's Office as one of the most prestigious D.A.'s offices in the country. Under the leadership of outstanding District Attorneys, including D. Lowell Jensen (1969- 81), John "Jack" Meehan (1981-1995) and Thomas J. Orloff (1995-2009), this Office has remained a model of excellence, fairness, integrity, innovation and success.

Throughout my 26 years in this Office, I have learned from many great leaders. I am committed to serve Alameda County and to ensure that justice is sought in every situation. I lead an office of talented professionals who are not only employees of Alameda County, but are also woven into the fabric of our community. From this report, you will see the hard-work and incredible accomplishments achieved by these committed individuals.

One of the accomplishments by the D.A.'s Office is the success of our Restitution Unit. Judges throughout the county have ordered convicted defendants to pay millions of dollars to victims of crime. In 2010 alone, the Alameda County D.A.'s Restitution Unit, working in conjunction with our deputy district attorneys, secured more than \$17 million in restitution fines and orders, of which over \$15.5 million were ordered to be paid directly to the victims. This accomplishment is astounding and because of the success of our program, nearly all of the Prosecutors' Offices throughout the state have replicated it.

Another 2010 milestone was the creation of the H.E.A.T. Watch Program. With



the introduction of H.E.A.T. Watch, a comprehensive, multi-discipline response to human trafficking and the sexual, commercial exploitation of our children, the Alameda County District Attorney's Office is once again leading the nation through innovation, effort, and vision. The Program created a blueprint for local communities as well as others around the state and the nation to combat human trafficking and exploitation.

Our Office performs a broad range of constitutionally mandated services. We carry out these mandates with distinction and fulfill expectations with integrity and professionalism. It is critical that the Office be diverse in terms of staffing to ensure that Alameda County residents are served in a culturally sensitive and competent manner. To that end, our recruitment of attorneys, investigators

and administrative staff has resulted in highly qualified employees reflecting the rich diversity of those we serve.

The Alameda County District Attorney's Office continues its tradition of advocating for the rights and protections of victims of crime. We have enhanced the outreach and education division of the Office in order to inform citizens of these rights and protections. One cannot exercise a right without knowledge of it.

A handwritten signature in blue ink that reads "Nancy E. O'Malley". The signature is written in a cursive style and is positioned above a simple blue smiley face.

Nancy E. O'Malley
District Attorney of Alameda County



2010 Annual Report

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MISSION STATEMENT

To review and prosecute criminal violations of the law, to protect consumers and the environment, and to support and protect victims of crime within the County on behalf of the People of the State of California.

Mandated Services

The District Attorney is mandated by California Constitution Article II, Section I, and Government Code 26500 to review, charge and prosecute criminal violations of the laws of California. The District Attorney's Office brings actions on behalf of the People of the State of California.



In addition to prosecuting criminal matters, the District Attorney's Office has the responsibility of, but not limited to:

- ❖ Prosecuting actions in the Juvenile Justice system involving conduct that, if committed by an adult, would be a criminal matter
- ❖ Bringing civil and criminal actions involving consumer fraud, including real estate fraud, mortgage fraud, insurance fraud, medical fraud, financial fraud, and crimes committed against our elders and dependent adult populations
- ❖ Bringing legal actions to ensure environmental protection
- ❖ Ensuring victims of crime are aware of their rights, and those rights are upheld and enforced
- ❖ Arranging for crime victim support services including psychological and social services, and the processing of claims to the Victims Compensation and Government Claims Board on their behalf
- ❖ Advocating for the court to order legally appropriate restitution on behalf of crime victims and the State of California-Victims of Crime Fund

Who We Are

OFFICE LOCATIONS



1. **René C. Davidson Courthouse – Oakland**
RCD is home to the main District Attorney's Office, staffed by 85 employees.
Address: 1225 Fallon Street, Room 900, Oakland, CA 94612
Phone: (510) 272-6222
Email: askrcd-da@acgov.org
2. **Wiley W. Manuel Courthouse – Oakland**
Staffed by 53 employees.
Address: 661 Washington Street, Room 225 Oakland, CA 94607
Phone: (510) 268-7500
Email: askwmm-da@acgov.org
3. **Fremont Hall of Justice – Fremont**
Staffed by 14 employees.
Address: 39439 Paseo Padre Parkway, Fremont, CA 94538
Phone: (510) 795-2500
Email: askfhj-da@acgov.org
4. **Hayward Hall of Justice – Hayward**
Staffed by 45 employees.
Address: 24405 Amador Street, Hayward, CA 94544
Phone: (510) 670-5100
Email: askhhj-da@acgov.org
5. **Gale/Schenone Hall of Justice – Pleasanton**
Staffed by 8 employees.
Address: 5672 Stoneridge Drive, Pleasanton, CA 94588
Phone: (925) 803-7171
Email: askghj-da@acgov.org
6. **CALICO - San Leandro**
Staffed by 2 D.A. employees.
Address: 524 Estudillo Avenue, San Leandro, CA 94577
Phone: (510) 895-0702
Email: info@calicoenter.org
7. **Consumer, Environmental & Worker Protection Division, and Public Assistance Fraud – Oakland**
Staffed by 43 employees.
Address: 7677 Oakport Street, Suite 650, Oakland, CA 94621
Phone: (510) 569-9281
Email: askcepd-da@acgov.org
8. **Juvenile Justice - San Leandro**
Staffed by 18 employees.
Address: 2500 Fairmont Drive, Suite C3071, San Leandro, CA. 94578
Phone: (510) 667-4470
Email: askjjc-da@acgov.org
9. **Victim & Witness Assistance – Oakland**
Staffed by 28 employees.
Address: 1401 Lakeside Drive, Suite 802, Oakland, CA 94612
Phone: (510) 272-6180
Email: askvw-da@acgov.org
10. **Alameda County Family Justice Center – Oakland**
Staffed by 21 D.A. employees.
Address: 470 27th Street, Oakland, CA 94612
Phone: (510) 267-8800
Email: askfjc-da@acgov.org

ATTORNEYS

We have 150 attorneys who proudly serve the residents of Alameda County. We fairly and effectively prosecute criminal and civil violations of the law.

Senior Leadership

**René C. Davidson Courthouse
Oakland**
District Attorney Nancy E. O'Malley



**René C. Davidson Courthouse
Oakland**
Chief Assistant District Attorney Kevin E. Dunleavy



Leaders in our branch locations:

**Wiley W. Manuel Courthouse
Oakland**
Branch Head:
Assistant District Attorney Norbert Chu



**Family Justice Center
Oakland**
Branch Head:
Assistant District Attorney Kim Hunter



**Juvenile Justice
San Leandro**
Branch Head:
Assistant District Attorney Matthew Golde



**Consumer, Environmental &
Worker Protection Division
Oakland**
Branch Head:
Assistant District Attorney Lawrence Blazer



**Public Assistance Fraud
Oakland**
Branch Head:
Assistant District Attorney Tom Barni



**Hayward Hall of Justice
Hayward**
Branch Head:
Assistant District Attorney Charlette Green



**Fremont Hall of Justice
Fremont**
Branch Head:
Assistant District Attorney John Jay



**Gale/Schenone Hall of Justice
Pleasanton**
Branch Head:
Assistant District Attorney Eileen McAndrew



WHO WE ARE

Hiring the best of the best from our own communities: a partial list of law schools attended by our deputy district attorneys.

UC Berkeley Boalt Hall School of Law

UC Hastings College of the Law

UC Davis School of Law

Golden Gate University School of Law

University of San Francisco School of Law

Santa Clara University School of Law

Stanford University Law School

University of the Pacific
McGeorge School of Law

Howard University School of Law

Georgetown University Law School

University of Maryland School of Law

George Washington University Law School

UCLA School of Law

USC Law School

Harvard University Law School

University of Notre Dame Law School

Regarded as one of the most prestigious D.A.'s Offices in the country.

-- *'America's Greatest Places to Work with a Law Degree'* by Kimm Walton (1999)

"The duty of the prosecutor is to seek justice"

~ American Bar Association

Justice. Fairness. Integrity. These are the qualities of the outstanding deputy district attorneys of the Alameda County District Attorney's Office. The practice of criminal prosecution is a particular challenge both professionally and personally. Naturally we seek attorneys of high academic achievement, but this is not the sole criterion for employment. Because of our responsibility to uphold the public trust, we require the highest level of integrity, sound judgment and sensitivity to human needs. In dealing with victims of crime in Alameda County, our attorneys must be able to interact with individuals from diverse backgrounds, often in particularly stressful situations.

The Alameda County District Attorney's Office is committed to the recruiting, training, hiring, and retention of an attorney staff that reflects the community we proudly serve. Through our nationally acclaimed Summer Law Clerk Program, we annually interview over 300 second year law students from the top law schools in the country for selection. The 8 to 12 selected students are trained in all aspects of criminal prosecution during their summer with us. The Summer Law Clerk Program is our main vehicle for hiring new attorneys. In these challenging budget times, attorney positions are filled through attrition.

Over the first three years in the office, our attorneys rotate through our various branch offices gaining experience by trying misdemeanor jury trials, juvenile bench trials and conducting preliminary examinations of felony offenses. Along the way, our staff is mentored and trained on legal ethics and professionalism. Once our attorneys have demonstrated the necessary ability, they are assigned to the Superior Court Felony Trial Staff. After this rotation, an attorney's assignments will be based on the needs of the Office and the interests of the attorney.

Reflecting the Community We Serve

The best and the brightest are selected through our Summer Law Clerk Program and outreach to minority bar associations such as the Charles Houston Bar Association, La Raza Lawyers Association, the Asian American Bar Association and the South Asian Bar Association.



Senior D. D. A. Terry Wiley, Director of Recruitment and Development

Recent Deputy District Attorney hires:



INSPECTORS



As the law enforcement arm of the D.A.'s Office, the Inspectors Division plays an essential role in the administration of justice. Every inspector is a sworn California Peace Officer, and is hired based on his or her investigative experience, outstanding work history and expertise in law enforcement. Our inspectors work closely with deputy district attorneys in preparing cases at all stages of criminal prosecution.

The responsibilities of our inspectors are numerous and include:

- ensuring the security and safety of victims and witnesses during the prosecution of felony and misdemeanor cases
- securing and serving warrants and making arrests
- conducting interviews and investigations at all stages of criminal proceedings and aiding fellow police agencies in their investigations
- locating witnesses and securing their appearance in court (requiring day and night response, locally, nationally and internationally)
- gathering and processing evidence
- testifying in criminal matters

Additionally, inspectors are assigned to a variety of specialized teams such as Public Assistance Fraud, Consumer and Environmental Protection, Gang Violence Suppression, Child Support Services and Special Operations.

DISTRICT ATTORNEY INSPECTOR WITNESS PROTECTION TEAM:

Ensuring witness protection for effective prosecution



466 relocated/protected victims and witnesses

We relocated **150** witnesses or victims using our Witness Protection fund and all remained safe. An additional **316** people were provided with emergency relocation.

1,305 witnesses and victims were transported securely to and from court appearances by our inspectors.

LEAD LAW ENFORCEMENT UNIT FOR THE COUNTY

on cases involving:

- CONSUMER & ENVIRONMENTAL PROTECTION
- PUBLIC ASSISTANCE FRAUD
- REAL ESTATE FRAUD
- AUTO INSURANCE FRAUD
- WORKERS COMPENSATION FRAUD
- LIFE INSURANCE & ANNUITY FRAUD
- INSURANCE, DISABILITY & HEALTHCARE FRAUD
- PUBLIC INTEGRITY
- CHILD ABDUCTION

ON CALL 24/7

All Inspectors are on-call twenty-four hours a day working with our law enforcement partners and police departments throughout the county. Our Inspectors provide investigative support, gather evidence, interview witnesses and provide expertise in ensuring a successful criminal prosecution.

Our specialized investigative teams respond to homicide investigations, officer involved shootings, hazardous material call-outs, and arson investigations. We partner with other agencies in the county's Major Narcotics Vendor Program, Gang Violence Suppression Unit and the Sexual Assault Felony Enforcement (SAFE) Task Force.

2010... By the Numbers:

Working 24-Hours a Day for Alameda County

2,337 Number of subpoenas personally served by Inspectors

77 HAZMAT Call-outs

30 Call-outs to assist in Homicide Investigations

10 Call-outs to Investigate Officer Involved Shootings

Voices & Faces of the Office

ADMINISTRATION

Our administrative staff is the face and voice of the District Attorney's Office. When victims, witnesses or members of the community call or visit one of our branches, our administrative staff is the first point of contact and connects the victim with the deputy district attorney best able to assist.



L-R: Amanda, Teresa & Pat at RCD



Under the guidance of D.A. O'Malley, the Administration Division has created committees actively promoting ongoing job training, cultural diversity awareness, technology updates and health and wellness education. These committees are already affecting positive change within our Office, such as the informational bi-monthly wellness newsletter.



Dave Budde, Director of Administration

The Administrative Division of the Alameda County D.A.'s Office is comprised of highly talented and dedicated professionals. Each member brings his or her own personal expertise to the diverse roles that fall under the banner of 'Administration'. The administrative staff in our ten offices take on many different duties and responsibilities including reception, finance and accounting, information technology, records management, DALITE criminal database programming, stenography and internet communication.



Diana at the Family Justice Center

René C. Davidson Courthouse Administrative Staff



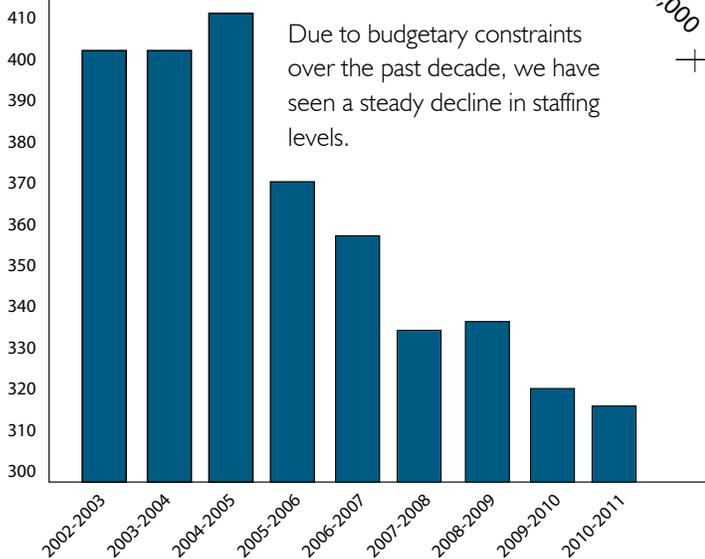
2010 - Managing the Budget

DOING MORE WITH LESS

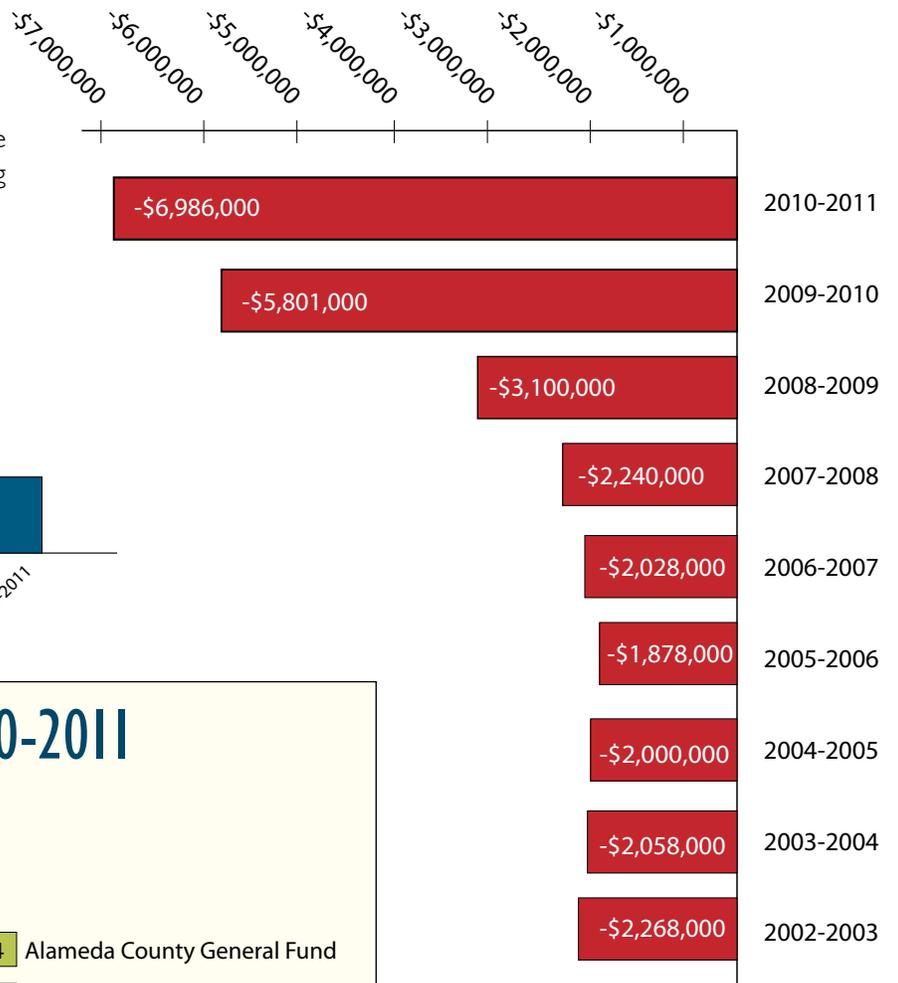
2010 was a challenging but rewarding year for the Office of the District Attorney. Over the past nine years, we have suffered cuts in funding of over \$28 million (aggregate). During this period, we have also seen our staffing levels fall from a peak of 410 down to 316. We have demonstrated our fiscal responsibility by engaging in strategic assessments and adjustments of the organizational structure of the District Attorney's Office, and by seeking grants for innovative programs. We strive to maintain the highly professional, seamless, and comprehensive services we deliver to the community and victims of crime, while meeting our constitutional and statutory mandates.

Employee Totals

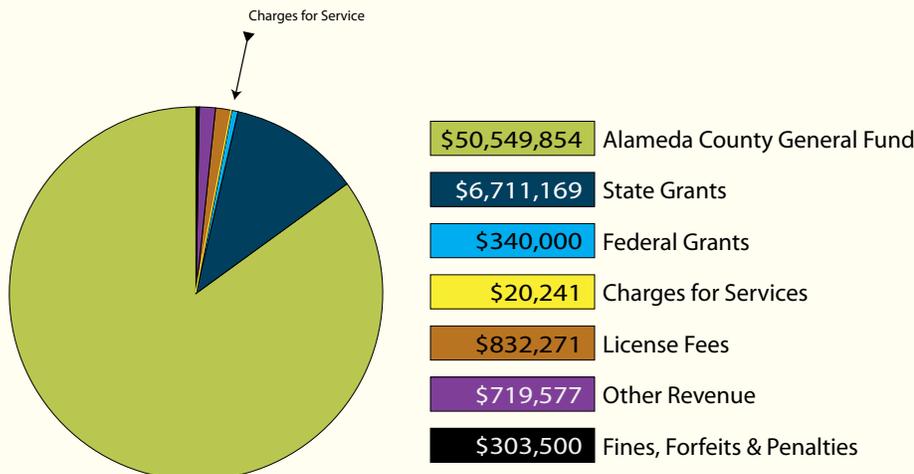
(incl. Attorneys, Inspectors and Admin. Staff)



Ongoing Budget Losses to the District Attorney's Office



Total Revenue by Source 2010-2011



Alameda County has faced difficult fiscal challenges requiring budget cuts in recent years.

What We Do

ADULT CRIMINAL PROCESS

It is the role of the Alameda County District Attorney's Office to determine whether or not an individual suspected of committing a crime within the County of Alameda shall be criminally prosecuted. This decision is made only after an in-depth evaluation of evidence, facts and law.

The District Attorney's Office reviews over 40,000 criminal cases a year. The initial assessment and evaluation takes place at branch offices located throughout Alameda County. Each day, local law enforcement

agencies bring their arrest and investigative reports to the local branch of the District Attorney's Office. After reviewing individual police reports, the deputy district attorney makes a decision whether or not to file a criminal complaint. The standard of review in making this determination is whether evidence exists to prove the case *beyond a reasonable doubt* in a court of law. Criminal defendants are charged with felonies, misdemeanors and infractions. If the criminal defendant is on probation or parole, a petition to revoke may be filed in lieu of filing new charges. Also, when appropriate, the criminal Grand Jury is convened to issue indictments on felonies.

Once the case is in a courtroom setting, our deputy district attorneys put on a variety of hearings where witnesses testify and evidence is presented. At this stage there is an opportunity for the criminal defendant to 'plead guilty' and resolve the case at a pre-trial hearing.

The Office has prosecutors assigned to misdemeanor jury trial teams, preliminary examination and probation violation units, law and motion divisions, and felony jury trial teams as well as other specialized units. In cases that proceed to a jury trial, the standard of proof is *beyond a reasonable doubt* and all twelve selected jurors must unanimously agree on the verdict.

Victims Have a Voice

Victims have the right to be heard, upon request, at any proceeding.*

* For further information about "Marsy's Law," please see [page 25](#).

Victims Have the Right to Stay Informed

Through collaborative partnerships with the County Information Technology Department (ITD) and the Sheriff's Office, we offer victims the tools to access critical information from any computer.

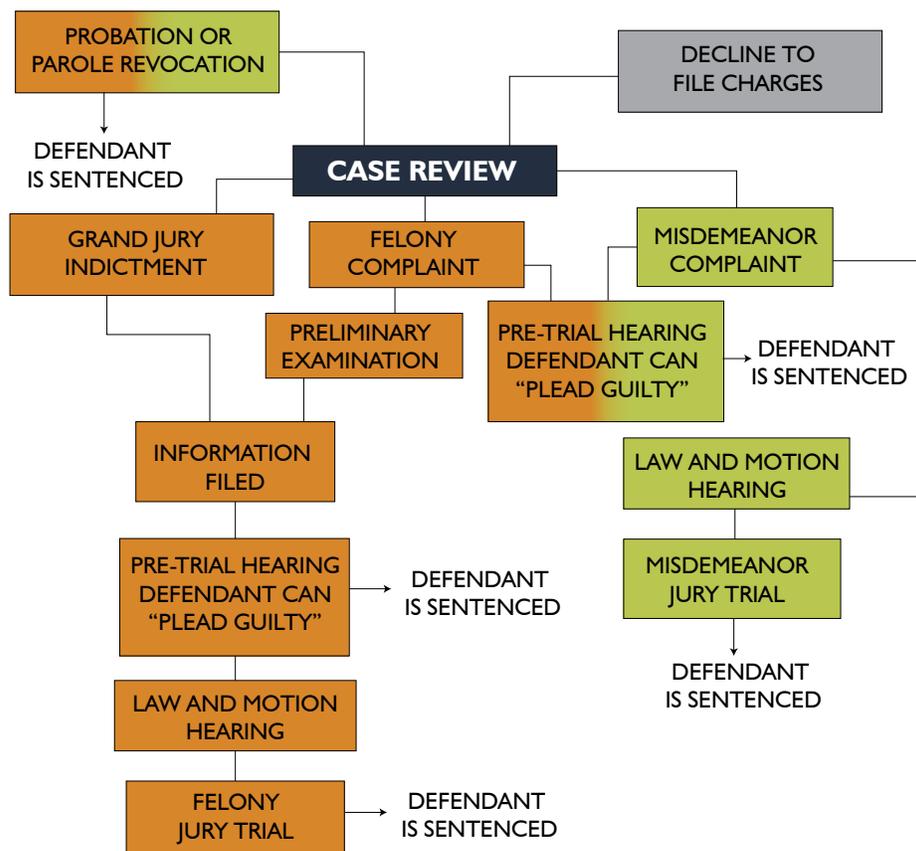
The D.A.'s Office provides victims with the necessary information to log into the County's secure **Criminal Docket Finder** where they can find up-to-date information relating to future court dates.

www.alcoda.org/victim_witness/docket_finder

In addition, **Inmate Locator** allows crime victims to verify the custody status of the defendant charged in their case.

www.alcoda.org/victim_witness/inmate_locator

CRIME TO SENTENCING



KEEPING CRIMINALS OFF THE STREET

The Alameda County District Attorney's Office is comprised of 150 attorneys and 60 inspectors, as well as specialists in victim-witness assistance and a variety of administrative professionals. Our jurisdiction covers 813 square miles and our attorneys and staff work in ten offices located throughout the County. The District Attorney's Office has the sole constitutional authority to prosecute crimes within Alameda County.

In the past year, the attorneys in our office have reviewed a total of **44,411** felony and misdemeanor cases submitted by law enforcement agencies including:

- Alameda County Sheriff's Office
- Albany PD
- Alameda PD
- Berkeley PD
- Dublin PD
- Emeryville PD
- Fremont PD
- Hayward PD
- Livermore PD
- Newark PD
- Oakland PD
- Pleasanton PD
- Piedmont PD
- San Leandro PD
- Union City PD
- CHP Castro Valley
- CHP Dublin
- CHP Hayward
- CHP Oakland
- BART Police
- EB Regional Park Police
- CSUEB Police
- U. C. Berkeley Police
- Oakland Housing Authority
- Union Pacific PD

Homicide Jury Trials



We prosecuted 33 homicide defendants in 2010, securing 32 convictions.

Defendants tried for homicide - 97% convicted

**Case dismissed in the interest of justice.*

Suspects Reviewed and Charged in 2010

11,856

Felony suspects reviewed

9,787*

Felony suspects charged

We charged 83% of our felony suspects

32,555 Misdemeanor suspects reviewed

22,857 Misdemeanor suspects charged*

We charged 70% of our misdemeanor suspects

Countywide, our office handled an extremely heavy caseload of 44,411 felonies and misdemeanors.

*Numbers include probation violations.

Defendants who pled guilty

Defendants pled guilty to a felony	4,332
Defendants pled guilty to a misdemeanor	15,513
Defendants pled guilty to an infraction	1,484

Trials

Felony defendants sent to trial	102
Misdemeanor defendants sent to trial	118

In 2010, our felony and misdemeanor trial staff was very busy, taking to trial 220 defendants.

Trial Teams 2010

All criminal felony trials in Alameda County are prosecuted by the felony trial teams or our specialized trial units. These trial attorneys have many years of prosecutorial experience and are assigned some of the largest and most complex criminal cases tried in Alameda County courts.

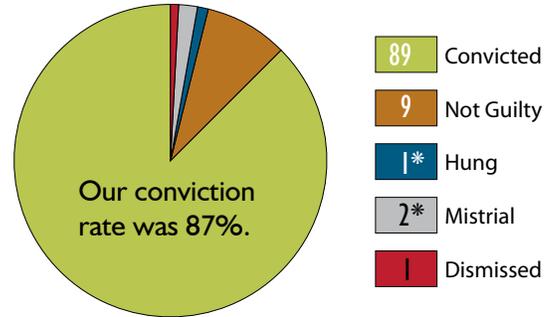
The number of felony jury trials resulting in convictions is consistently outstanding, a direct result of the tremendous talent and hard work by the members of the felony trial staff.

On September 30, 2010, a jury found Julio Montano and Francisco Zamora guilty of first degree murder. Fourteen year old Ricardo Cortez, Jr. was shot because he was mistaken for a Border Brother while he and his friends were playing tag on August 21, 2009.

Defendant Montano, a member of the South Side Locos gang, shot and killed Ricardo in a case of mistaken identity. Defendant Zamora, an original founding member of the gang, acted as the driver. The killing was in retaliation for a shooting that took place on August 18, 2009, at the Rainbow Recreation Center in Oakland, in which three members of the gang were shot by members of the Border Brothers gang.

While playing, Ricardo stopped to tie his shoe. Montano approached with a silver revolver. Ricardo asked Defendant Montano, "Why, why me?" and Montano then shot Ricardo Cortez four times in front of his playmates. Montano ran away and was picked up by Francisco Zamora who drove them away from the scene. The prosecutor was *D.D.A. Casey Bates*.

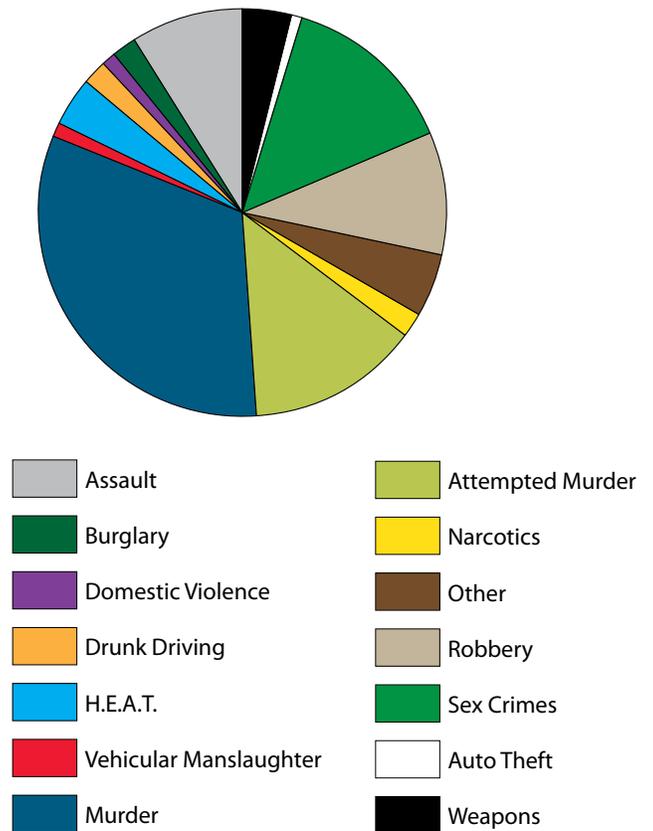
Felony Trial Team 2010



Trial outcomes of the 102 defendants prosecuted in felony jury trials 2010.

*The hung jury & mistrial defendants are currently being re-tried.

Breakdown of Felony Trial Crime Types 2010



On August 24, 2010, defendant Aaron Parsons was convicted of four counts of forcible rape, forcible sodomy, residential robbery, kidnapping, criminal threats, and assault with a deadly weapon.

The crimes began in San Leandro. After brutally beating and raping the victim, the defendant forced her to Hayward where he continued to beat and sexually assault her for an additional two days. The victim managed to fool the defendant into believing that her family had an Amber Alert issued for her and he left her in an apartment. The victim contacted her family, who contacted the police. Despite initially being unwilling to prosecute, the victim courageously came to court and testified. The prosecutor was *D.D.A. Amilcar (Butch) Ford*.

CONSUMER, ENVIRONMENTAL AND WORKER PROTECTION (CEPD)

The Consumer, Environmental and Worker Protection Division (CEPD) of our office pursues civil as well as criminal prosecutions. We are also a fully integrated law enforcement agency. Where other divisions within the D.A.'s Office prosecute cases after they have been investigated, CEPD investigates their own cases and cases referred by other agencies. We work in partnership with local, state and federal agencies. The staff at CEPD are comprised of veteran professionals who are state-wide leaders in the field.

Protecting Consumers

Our Consumer Protection Unit within CEPD handles a wide variety of consumer protection cases involving fraudulent or unfair business practices, false advertising, and deceptive sales pitches. The California Business and Professions Code makes unfair business practices a violation of the law. Our Office considers it essential to protect consumers, and to ensure that businesses complying with the law are not placed at a disadvantage.

Our unit works closely and cooperatively with state consumer protection agencies (e.g. the Contractors State License Board and the Bureau of Automotive Repair), the California Attorney General and other D.A.'s offices. We also

handle major fraud cases, including embezzlement and investment fraud, securities fraud and Ponzi schemes, contractor fraud and contracting without a license.

Our Consumer Protection Unit participates in the Dietary Supplement Task Force, a team comprised of prosecutors from ten Northern California counties. The Task Force investigates and prosecutes the purveyors of dietary supplements and medical devices who employ false and deceptive advertising. They have investigated numerous cases within the past year and continue to do so with great success.

People v. LG Electronics, Panasonic, Samsung, Sharp and Sony

A multi-county civil prosecution of electronics manufacturers for misstating the screen size of flat screen televisions, leading to costs and penalties exceeding \$1 million and resulting in an injunction changing the way in which the manufacturers describe screen sizes. The judgment also provided for the donation of over \$1 million in televisions to schools and other public institutions. The prosecutor was D.D.A. Tony Douglas.

January 25, 2010

Alameda County District Attorney Nancy E. O'Malley Announces Settlement in Fraud Case Against Local Midas Franchise Owner

Alameda County District Attorney Nancy E. O'Malley announced today that a settlement has been reached with defendant Maurice Irving Glad who owns and operates 22 California Midas auto shops, some of which are located in Alameda County. The settlement brings to an end a "bait and switch" operation designed to defraud consumers. "The Alameda County District Attorney's Office remains vigilant in protecting its citizens from predatory and unscrupulous business practices," says Ms. O'Malley.

The complaint, naming the People of the State of California as the plaintiff, was filed jointly by the Alameda and Fresno County District Attorney's Offices and the California Attorney General. The settlement prohibits defendant Glad from owning or operating any automotive repair business in California. He is also required to pay investigation costs, damages and attorney fees in the amount of \$1,800,000 to the State of California.

Specialized Units of CEPD

Automotive Fraud

Consumer Protection

Elder/Dependent Adult Abuse

Employer Fraud

Environmental Protection

Health Care Provider Fraud

Insurance Fraud

Real Estate Fraud

Restitution

Workers Compensation Fraud

People v. Sears and K-MART

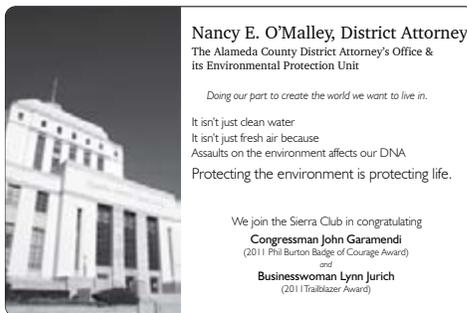
Our Office participated in a state-wide investigation of checkstand scanning violations in Sear's and K-MART stores. Consumers were being overcharged. The judgment mandated extensive changes in which the businesses maintain pricing accuracy. The prosecution resulted in the payment of \$1.1 million in penalties and costs. The prosecutor was D.D.A. Scott Patton.

Keeping Our Environment Clean

Our Environmental Protection Unit enforces state and local environmental laws through criminal and civil prosecutions. These include cases involving the storage, transportation and disposal of hazardous waste, protection of state waters, underground storage tank regulations, and the management of hazardous materials.



Perpetrators of environmental crimes often do not restrict their behavior to one county, so where possible, our unit works collaboratively with the Attorney General's Office and other District Attorney's offices in joint operations. We also chair the Alameda County Environmental Task Force, a monthly committee that assembles a variety of local, state and federal agencies enforcing environmental laws.



D.A.'s page in the Sierra Club Award Program

D.A. O'Malley is a leader in environmental protection, speaking at statewide and national conferences on the topic.

Target Corporation Ordered to Pay \$22.5 Million Settlement for Environmental Violations

People v. Target Corporation, a civil environmental enforcement action, alleged that over 240 Target stores in California, including nine stores in Alameda County, unlawfully handled and disposed of various hazardous wastes and materials over a seven-year period. This included refuse such as pesticides, oven cleaners, pool chemicals, drain openers, paint, aerosols, electronics, pharmaceuticals, batteries and other flammable, toxic and corrosive waste.

An Alameda County Superior Court Judge ordered the Minnesota-based Target Corporation to pay \$22.5 million as part of a settlement and adopt new policies and procedures designed to eliminate the disposal of waste and hazardous products into store trash compactors and drains.

Although the Attorney General's Office and numerous other D.A.'s offices were part of the team, the case was filed in Alameda County. Our office played a key role in the investigation, prosecution and successful resolution of the case. The prosecutor was Senior D.D.A. Ken Mifsud, head of the Environmental Protection Unit.



"The Alameda County District Attorney's Office will remain ever-vigilant in our effort to ensure that environmental laws are enforced in our ongoing efforts to keep our ground water, soil and air free of toxic pollutants."

D.A. Nancy E. O'Malley

Mortgage & Real Estate Fraud



The D.A.'s Office is a leader in the prosecution of Mortgage and Real Estate Fraud. We are fortunate to have recognized experts on staff, such as Senior Deputy D.A. Bill Denny, a specialist in Ponzi schemes, and Deputy D.A. David Lim, an expert in real estate fraud.

2010 proved a very busy year for our team. The global financial crisis created a myriad of opportunities for people to prey on others, and we continue to work tirelessly both in prosecuting perpetrators, and in educating the citizens of Alameda County about the fraudulent schemes and operations we uncover.

Housing Workshop

On September 9, 2010, the Alameda County District Attorney's Office and the Department of Housing and Urban Development (HUD) offered a free community workshop designed to help local homeowners avoid foreclosure rescue scams. Representatives from our Office discussed the latest scams being perpetrated by con artists, and offered practical tips on how to avoid becoming a victim of foreclosure rescue fraud.

"We are proud to partner with HUD to provide this valuable service to help homeowners avoid foreclosure rescue scams during these difficult economic times," said District Attorney Nancy O'Malley.

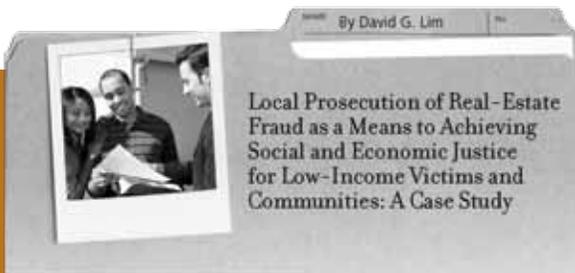
O'Malley added, "California, unfortunately, ranks among the top three states facing foreclosures in 2010, and our office is committed to being proactive in helping homeowners avoid becoming the victims of real estate con artists."

People v. Value Home Loans, Inc

Charges were filed against a Southern California based loan modification company for illegally charging \$2,000 to East Oakland residents for loan modifications. This led to restitution for the homeowners and an injunction prohibiting the company from doing any further business in Alameda County. The prosecutor was D.D.A. David Lim.

People v. Maynard Moreland:

A Livermore CPA and former President of the Livermore Chamber of Commerce, was convicted of conducting a Ponzi scheme whereby his tax clients were tricked into investing in deceptive real estate ventures. Moreland was convicted and sentenced to 17 years in prison, with over \$400,000 of his funds seized to help pay restitution to the victims. The prosecutor was Senior D. D.A. Bill Denny.



Deputy D.A. Publishes Law Review Article

Deputy D.A. David G. Lim authored a law review article published in the May/June 2010 issue of "Clearinghouse Review: Journal of Poverty Law and Policy."

Mr. Lim's article, "Local Prosecutions of Real-Estate Fraud as a Means to Achieving Social and Economic Justice for Low-Income Victims and Communities: A Case Study," offers valuable information and insights into the legal and social issues surrounding the current real estate fraud crisis in low-income neighborhoods.



...of the country knew the hidden truth about the collapse of the real estate market. The true victims are not the banks or Wall Street but the millions of Americans who were lured into the promise of low interest mortgages that ballooned into huge monthly payments. All those with homes that were now worth less than the amount they owed. Most of these first-time buyers were not so ill-prepared to be taken advantage of by predatory lenders. Many were low-income, first-time buyers sold on promises of the American Dream. Most of these first-time buyers were not so ill-prepared to be taken advantage of by predatory lenders. Many were low-income, first-time buyers sold on promises of the American Dream. Most of these first-time buyers were not so ill-prepared to be taken advantage of by predatory lenders. Many were low-income, first-time buyers sold on promises of the American Dream.

Prosecuting Insurance Fraud

Automobile Insurance Fraud

The Automobile Fraud Prosecution Unit, consisting of three attorneys and two inspectors, investigates and prosecutes all forms of auto insurance fraud in partnership with the California Department of Insurance. The Unit handles cases involving false claims (such as false insurance applications and fraudulent attempts to insure damaged vehicles after an accident), as well as organized and sophisticated criminal enterprises.

Workers' Compensation Insurance Fraud

Workers' compensation is a no-fault system benefiting both employees and employers. It benefits employees by providing for prompt medical attention and other assistance to those injured on the job. It benefits employers by offering protection from civil lawsuits for job-related injuries. Unfortunately, fraud is a significant problem within the workers' compensation system, costing billions of dollars each year. The Alameda County District Attorney's Office is committed to preventing fraud. Some examples of the most common types of workers' compensation fraud we prosecute are:

- Uninsured Employers
- Applicant Fraud
- Claim Denial Fraud
- Premium Fraud
- Provider Fraud



Workers' Compensation Fraud brochure available in multiple languages.

Health Care Fraud

Health care fraud often overlaps with insurance fraud, and includes billing fraud by medical providers, disability fraud, pharmaceutical fraud, unlawful solicitations and referrals, and unlawful clinics (medical-legal mills and clinics not owned by medical doctors). Currently, we are investigating doctors and medical professionals who incorrectly or overprescribe prescription drugs, which can lead to addiction and death.

Life Insurance and Annuity Fraud

Our life insurance and annuities fraud unit focuses on the prosecution of unscrupulous salespeople and financial institutions that employ deceptive practices to market expensive insurance products to senior citizens, contrary to their financial interests, simply to generate high profits and commissions.

Public Assistance Fraud

The Public Assistance Fraud (PAF) Unit is responsible for the investigation and prosecution of criminals who misuse governmental funds (federal, state and county) administered by local agencies for the benefit of individuals and households with financial or physical need.

Most PAF fraud referrals originate in the Economic Benefits Department and the Adult and Aging Services Department of the County's Social Services Agency. One priority of PAF is the prosecution of child care fraud and in-home support service fraud involving the care of senior or dependant adults. PAF also handles cases referred by private citizens and numerous other public agencies. These cases involve welfare fraud, theft, misappropriation of public funds by a public employee, perjury, filing false claims with a public office, and conspiracy to commit one or more of these crimes.

People v. Carolyn Caldwell

On July 20, 2010, Carolyn Caldwell entered a guilty plea to grand theft from the Oakland Housing Authority and agreed to pay \$134,285 in restitution. She accepted a housing subsidy to pay her rent for several years while intentionally concealing her income from full-time employment. On September 21, 2010, the Alameda County Superior Court sentenced her to state prison for 16 months. Senior D.D.A. Bill Tingle

People v. Alonzo Smith

On June 10, 2010, Alonzo Smith entered a guilty plea to grand theft and agreed to pay \$35,657 in restitution to the Alameda County Social Services Agency. Enrolled as an In House Supportive Services provider, he collected payments for one recipient who had died and for another recipient who received only half the hours of care Smith claimed. On July 26, 2010, the Alameda County Superior Court sentenced him to state prison for 16 months. The prosecutor was Senior D.D.A. Thomas Barni.

JUVENILE JUSTICE

Our Juvenile Justice Division prosecutes all criminal cases involving minors arrested by any of the police agencies in Alameda County.

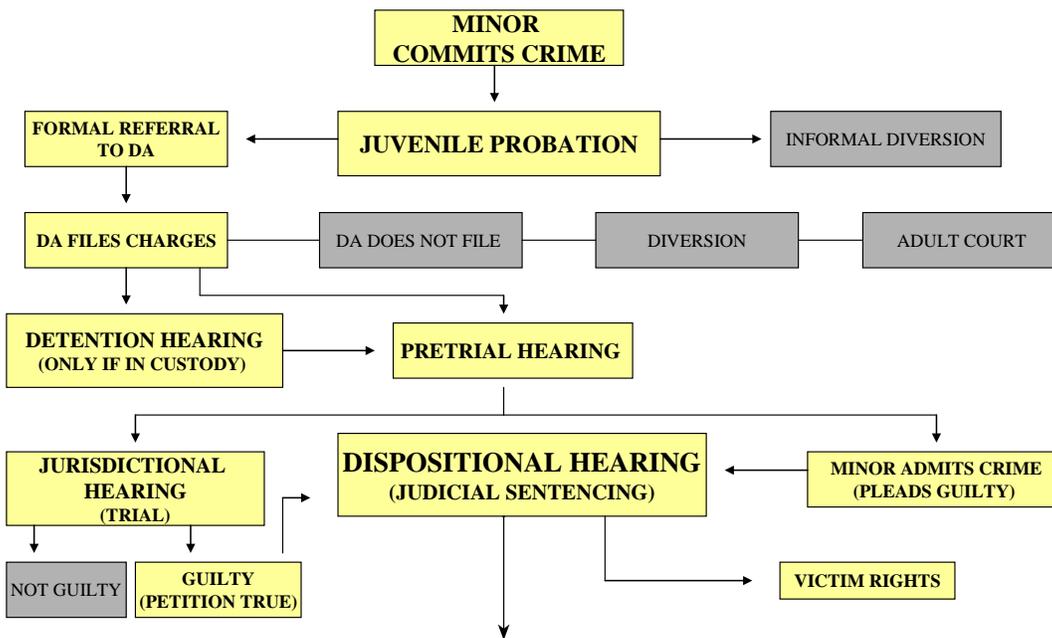
Our goal is to protect the public through rehabilitation and alternative methods of intervention. We support and participate in prevention and intervention efforts to keep our children out of the Juvenile Justice System. Through community programs, we work towards



reducing recidivism by juvenile offenders. As an alternative to formal prosecution, some of our juveniles qualify for participation in our Restorative Justice Intervention program.

We staff four full-time courtrooms. Trials occur on a daily basis, and our team works with the Court, the Probation Department, and community based organizations to develop remedies that both benefit the minor and protect the public. Such programs and initiatives include:

The Minor's Path Through the Juvenile Justice System



- Collaborative Mental Health Court: This was established in 2007 to intervene and provide intense wraparound services on behalf of minors with significant mental health issues.
- Adolescent Sexual Offender Treatment Program: This program assists in the rehabilitation of some juvenile sexual offenders.
- Administrative Office of the Courts (AOC) Family and Juvenile Advisory Committee: Our division supervisor, Senior Deputy D.A. Matthew Golde, was recently appointed by the California Supreme Court as the District Attorney representative.

Dispositions ordered by a Juvenile Court Judge are aimed at optimal outcomes while ensuring public safety.

They can include:

Informal Supervision, General Supervision, Weekend Training Academy (WETA), Community Probation, Family Preservation Program, Youthful Offender Block Grant (YOBG), Home Supervision, GPS Program, Group Homes, Camp Sweeney, Department of Juvenile Justice (DJJ).

Specialized Prosecution Units

Asset Forfeiture and Major Narcotics

Child Abduction

Child Sexual Assault

Domestic Violence

Elder/Dependent Adult Abuse

Gang

Grand Jury

H.E.A.T.

ID Theft/ High Tech Crimes

Restitution

Sexually Violent Predators

Stalking

Truancy

Unsolved Crimes/DNA Cold Case

SPECIALIZED PROSECUTION UNITS

The District Attorney's Office has numerous specialized prosecution units. Our highly skilled prosecutors, investigators, administrative staff and victim-witness consultants work together, formulating effective and innovative strategies for tackling all areas of criminal prosecution and crime prevention. These units employ 'vertical prosecution,' a seamless approach in which the same prosecutor, investigator and victim consultant handle the case from start to conclusion. Vertical prosecution is particularly valuable in cases involving vulnerable victims including children and elders, and in complex cases such as identity theft and major narcotics.

Gang Unit

Our Gang Unit investigates and prosecutes crimes committed by members of criminal street gangs in Alameda County. We also focus on training local, state and federal law enforcement and fellow prosecutors. Sharing knowledge with other law enforcement professionals broadens the effectiveness of our investigations.

Members of our Gang Unit are active in the California District Attorney's Association (CDAA), serving on the CDAA Gang Violence Committee which addresses state-wide strategies for ending gang violence, and the CDAA Legislation Committee which evaluates all proposed laws in California affecting the criminal justice system.

'Operation Ceasefire'

Community outreach is a central tenet of our Gang Unit, with the goal of preventing further gang violence.

One example of our intervention strategies is the 'Operation Ceasefire' call-in program. In this program, identified gang members meet with police, prosecutors, and social service representatives. Gang members are educated regarding the risks of future criminal activity and are guided toward resources to prevent them from engaging in further gang violence. This includes connecting them with valuable resources such as job training and treatment for substance abuse. The program, currently headed by D.D.A. John Creighton, has seen positive changes in the behavior of gang members who participate.

People v. Edwards & Johnson

In March of 2006, two gang members from East Oakland attempted to rob two men in Antioch. Both victims were shot and one was killed when he was run over by a van. The police discovered that the van used in the killing had been rented for the gang members by a woman in Oakland. Upon learning the police were seeking to locate the woman who had rented the van, the gang members murdered the woman to prevent her from cooperating. The gang members were convicted of two counts of murder with special circumstances. They were both sentenced to life imprisonment without the possibility of parole. The prosecutor was D.D.A. John Brouhard.

People v. Laupati & Delgadillo

In June of 2007, two gang members from Hayward incarcerated at the Alameda County Jail learned that a fellow gang member had been shot and killed by police earlier the same day. In an act of revenge toward the police, the gang members decided to attack an Alameda County Sheriff's Deputy working in the jail. The gang members ambushed the Deputy when he was alone near their open cell door. They punched and kicked the Deputy and then attempted to throw him over a second floor railing. Other Deputies arrived and stopped the attack. The gang members were convicted of assault on a peace officer with a gang enhancement. They were sentenced to 20 and 18 years imprisonment respectively. The prosecutor was D.D.A. Christy Bowles.



Child Sexual Assault Unit

Our Child Sexual Assault (CSA) Unit prosecutes the most serious of the child sexual assault cases in the County and is staffed by specially trained deputy district attorneys.

We prosecute a range of child sexual assault incidents including serial child molesters, caretakers, childcare workers and trusted adult molesters.

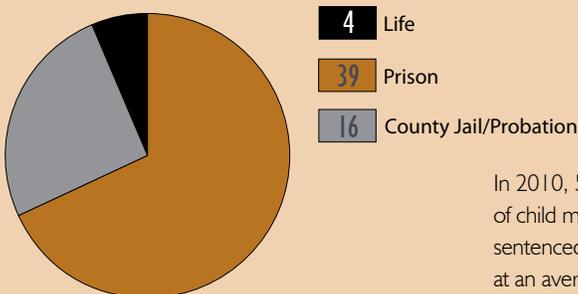
When a child is sexually abused, whether the abuse is a one-time incident or occurs over a long period of time, the impact is significant. The CSA Unit works very closely with our Office's Victim-Witness Division, and leverages community

resources to find the best services available for the child and the child's family.

In the calendar year 2010, the CSA Unit convicted 59 defendants of child molestation. Forty-three of these offenders were sentenced to 460 years in state prison for an average sentence of 10.7 years, with four of these cases resulting in life sentences. Sixteen defendants were sentenced to county jail or probation. All those convicted must register annually with their local police departments as sex offenders for the rest of their lives.

On October 25, 2010, a jury convicted defendant Manuel Castro of three felony counts of child molestation against two unrelated young girls. In 2008, the defendant worked as a school janitor where, on two occasions, he molested a 9-year old girl. He was able to get her alone, telling her it was their secret. The defendant often gave her candy and, on a later date, her mother asked where she got the candy. This was followed by a disclosure about the molests. The defendant was quickly arrested and news of his arrest was reported in the press. Another girl, who had repeatedly been in the defendant's presence, was asked by her mother if anything had happened with the defendant. This girl revealed she was molested by Castro repeatedly from 2002 to 2004. The defendant was sentenced to 15 years in State Prison. The prosecutor was Senior D.D.A. Susan Torrence.

Child Sexual Assault Defendant Sentences - 2010



In 2010, 59 defendants were convicted of child molestation. 43 of these were sentenced to a total of 460 years in prison at an average of 10.7 years.

CALICO



Since 1997, CALICO (the Child Abuse Listening, Interviewing and Coordination Center) has served as a multi-disciplinary hub for law enforcement, child welfare workers, and prosecutors working together to ensure abused children are not re-victimized by the very systems designed to protect them.

CALICO's mission is to provide a supportive environment to interview children and:

- stop the immediate violence for both the child interviewed and other children to whom the abuser has access.
- coordinate the response of various agencies, reducing further trauma to the child that would result from being part of multiple investigations.
- connect abused children with therapeutic support, breaking the inter-generational cycle of violence and helping a child onto a path of healthy adulthood.



Artwork by Olivia C., age 11

Traditionally staffed with one deputy district attorney, the District Attorney's Office has strengthened its commitment to CALICO by placing a second deputy district attorney at the center. Adding this rotating attorney who is responsible for prosecuting Sexually Violent Predators (SVP), permits CALICO's on-site assistant district attorney to facilitate more training for law enforcement, child welfare and other governmental and community-based organizations. We are also proud to partner with social services to provide the funding for the executive director position of CALICO.

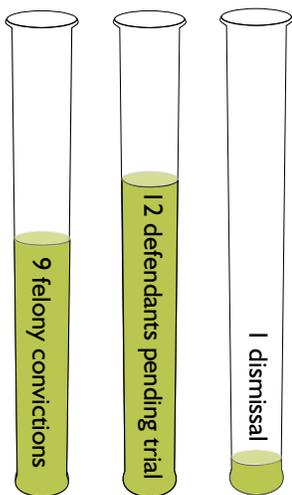
Only a narrow window of opportunity exists to provide clinical interventions to stabilize families in crisis and assure each abused child is on a path to healthy adulthood. CALICO seeks to assure the long-term safety and health of all abused children in Alameda County.

Unsolved Crimes Unit Participates in Multi-agency Investigations

In 2010, our Unit assisted Alameda County and other Bay Area law enforcement agencies with 50 investigations, some of which involved serial cases with multiple incidents or victims. The results were:

- 20 charged cases
- 7 closed cases (2 suspects already serving life terms, 4 deceased prior to charging, and 1 suspect excluded by other evidence)
- 23 cases pending further test results or investigation.

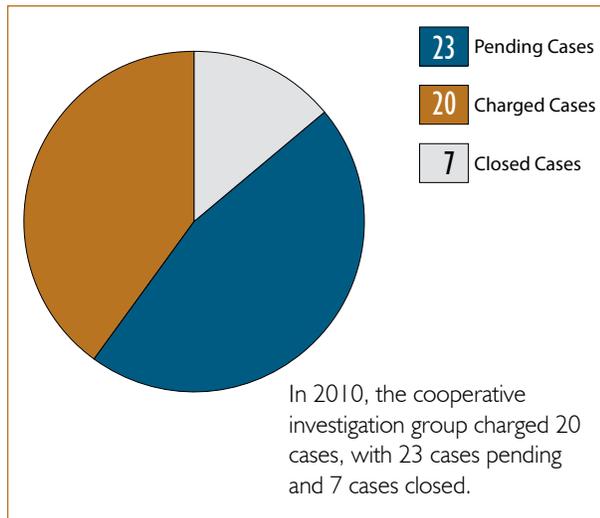
In 2010, our Unit prosecuted 22 defendants with the following results:



Unsolved Crimes/DNA Cold Case Unit

Our Unsolved Crimes/DNA Cold Case Unit assists Alameda County law enforcement agencies in solving old murder and sexual assault cases. These 'cold' cases can develop new leads, resulting in a suspect 'hit' in CODIS (the Combined DNA Index System), part of the program supporting the Criminal Justice DNA database. Cases we reactivate may be more than half a century old.

Cold Case Co-operative Investigations 2010



Our Unit works collaboratively with police, crime lab scientists, and the coroner's office on these cold cases. Unsolved murder and sex cases are thoroughly reviewed with an emphasis placed on reexamining biological and physical evidence. Recent advancements in science have opened up these new avenues of investigation.

We take pride that our efforts are contributing to the successful investigation and prosecution of defendants who thought they were beyond the

reach of the law. Every cold case we close restores to the victims and their families a sense that justice is sure, if not always swift.

Alameda County D.A.s and the team from the Oakland Police Department Cold Hit Unit working together to examine biological and physical evidence; searching for new leads to pursue, reviewing old leads with new forensic significance, or connections to other unsolved crimes.



Photo courtesy of Laura Oda - Oakland Tribune

Alameda County DNA Task Force

In order to further the goals of the Unsolved Crimes/DNA Cold Hit Unit, District Attorney O'Malley established the Alameda County DNA Task Force, comprised of police agencies and scientists from throughout the county. The Task Force meets bi-monthly to discuss current legal and forensic developments, review individual cases, and identify related unsolved crimes throughout the region.

People v. Patrick Wilson:

Wilson was convicted by jury trial for the 2003 kidnap and sexual assault of a woman who was walking several blocks to her home from a BART station in Oakland. He threatened her with a gun and forced her to a dark and remote hillside just below the freeway where he committed three different sexual acts. In 2008, charges were filed based upon DNA evidence identifying Wilson as the assailant. A jury convicted Wilson of sexual assault and kidnapping. Wilson will serve a minimum term of 50 years to life in prison. The prosecutor was D.D.A. Mark Melton.

People v. Jeffrey Bell

On May 5, 2010, Jeffrey Bell was found guilty of rape and penetration with a foreign object. Bell confronted a 67-year-old woman walking her dog near the Hayward Plunge on January 2, 2008. He forcibly attacked her in an isolated area. A subsequent DNA match through CODIS identified Bell, who denied the attack. A jury found him guilty on all counts after an hour and a half of deliberations. Bell was a transient parolee who had two prior convictions for serious felonies. Under California's three strikes law, Bell was sentenced to serve a term of 25 years to life in State Prison. The prosecutor was Senior D.D.A. Tom Burke.

Elder and Dependent Protection Team

Our Elder Protection Team specifically assists people aged 65 and over, and all dependent adults aged 18-64. The Unit vertically prosecutes felony crimes of both a physical and/or financial nature. Having one prosecutor assigned to the case from arraignment to resolution helps establish trust and provides the elderly and/or dependent adult victims with consistency.



Elder Abuse Protection Court Project; the first of its kind in the nation.

Since 2002, our office has partnered in the Elder Abuse Protection Court Project, a court calendar dedicated solely to cases of elder and dependent adult abuse.

The calendar is heard weekly at different courthouses (to be closer to the victims' homes), starting late in the morning in order to give seniors more time to travel to court. It also provides greater privacy for public hearings dealing with very personal matters, and offers a shorter wait time in the courtroom.

The Project is a positive and ongoing effort addressing the specific needs and sensitive issues affecting our elder and dependent adult victims.



PUTTING VICTIMS FIRST

ALAMEDA COUNTY FAMILY JUSTICE CENTER

The Alameda County Family Justice Center (ACFJC) co-locates allied professionals who work collaboratively in order to provide a comprehensive response and delivery of service to victims of domestic violence and their children, victims of sexual assault, victims of elder abuse and underage victims of human trafficking and commercial, sexual exploitation.

The creation of the *Alameda County Family Justice Center* was made possible by the hard work of more than 100 professionals and service providers who, under the leadership of Nancy E. O'Malley, came together to create a better, more effective prevention, response and service delivery model. The District Attorney's Office remains the managerial and fiscal agent of the Alameda County Family Justice Center.



In addition to receiving numerous awards, the Alameda County Family Justice Center is a national model for other communities and serves as the Northern California Family Justice Training Center, helping other communities build their own successful family justice centers.

Victims arriving at the ACFJC reach a single point of access to over 100 resources and 40 on-site partners including prosecutors, law enforcement, counselors, medical providers, lawyers, child advocates and support

groups. Already traumatized victims are spared the hardship of travelling to multiple locations and navigating the numerous support agencies by having these resources available under one roof.

The ACFJC is a safe, confidential environment for victims of all ages who have experienced physical, sexual and/or psychological abuse. Families, women, children and men can heal from violence and live a life free of abuse, intimidation and exploitation.

The following are representative agencies responding and providing services to victims and that are co-located at the Alameda County Family Justice Center:

- Alameda County District Attorney's Office:
 - Domestic Violence
 - Stalking
 - Elder Protection
 - Child Abduction
- Alameda County D.A. Victim-Witness Assistance Division
- Oakland Police Department Family Violence Division
- Alameda County Sheriff's Office
- Family Violence Law Center
- Bay Area Women Against Rape
- Bay Area Legal Aid
- CALICO
- DeafHope
- M.I.S.S.E.Y.
- SACEY/SPA
- Building Futures With Women and Children
- Inter-faith Chaplaincy
- Children's Hospital D.O.V.E.S. Program
- Alameda County Public Health
- JPG Consultants
- The Link to Children
- Jewish Family and Children Services of the Bay Area
- Safe Passages
- Survivorship
- West Coast Children's Clinic

There are also more than 65 off-site partners, including SAVE, Tri-Valley Haven and A Safe Place, and all police agencies in Alameda County.

The Alameda County Family Justice Center opened its doors in July 2005. Since that time, over 40,000 individuals have walked through its doors with more than 75,000 services provided to victims of crime.

How the Family Justice Center helps victims of domestic violence

Some domestic violence victims are reluctant to testify in a prosecution against the alleged batterer. The figures below demonstrate an increase in participation on the part of the victim in domestic violence cases. These numbers have risen significantly over the past few years due to the support and services provided to victims of domestic violence at the Family Justice Center.



DOMESTIC VIOLENCE UNIT

Domestic violence is a crime that destroys families, causes physical and psychological injuries to the victim, and trauma to those who witness the violence. Batterers use control, isolation, fear and intimidation to gain power over their victims. Domestic abuse crosses all economic, social, cultural, sexual orientation and age boundaries.

Our Domestic Violence Unit assists victims of domestic abuse by understanding the special nature of the crime and the emotional toll domestic abuse takes on the victim. These cases are some of the most difficult and sensitive to prosecute.

In 2010, our Office had a 100% conviction rate on felony domestic violence jury trials.

Partnership with the ACFJC

Our Domestic Violence Unit is based at the Alameda County Family Justice Center. Co-locating our unit along with the many other service providers enables us to serve our victims in the most comprehensive way possible.



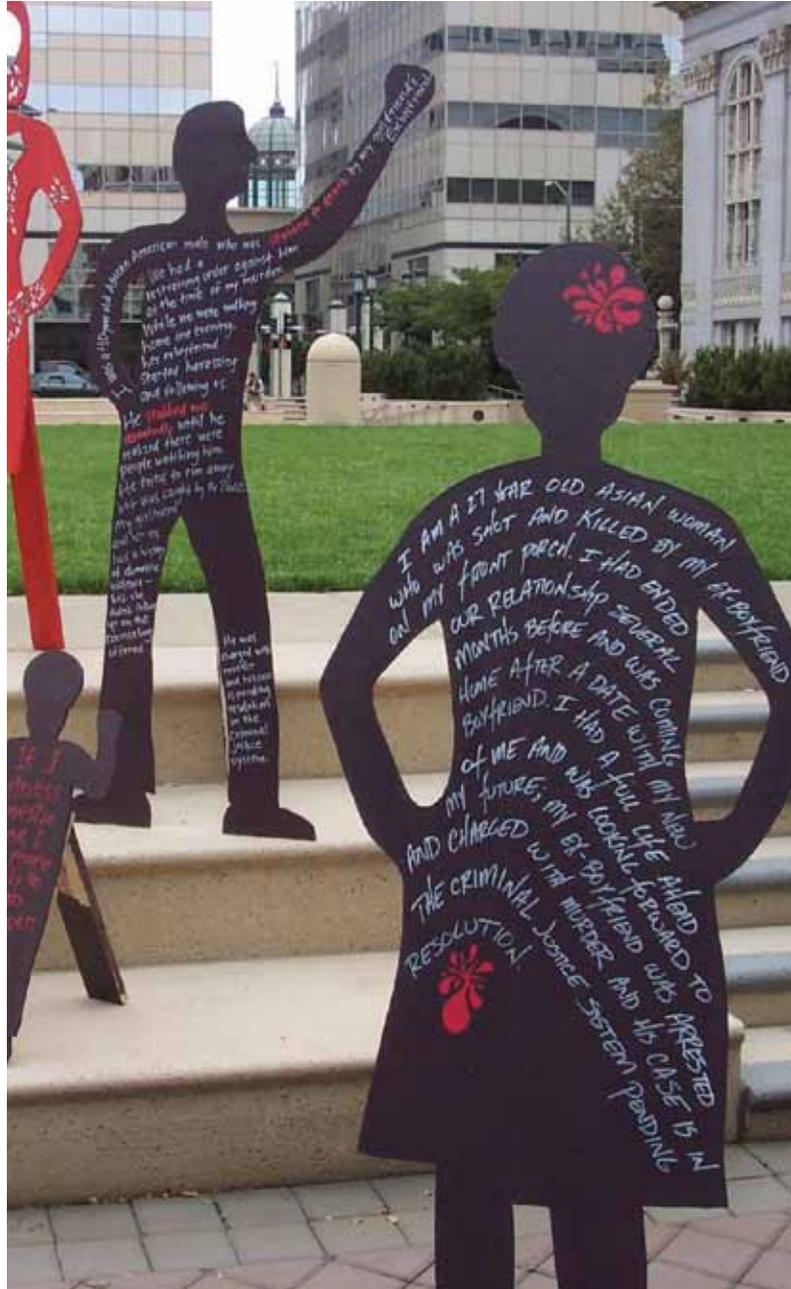
Since the ACFJC opened in July 2005, we have seen dramatic results showing how valuable the ACFJC is to the people of Alameda County.

Executive Director of the ACFJC, *Nadia Lockyer



Charting the Decrease in DV Deaths Since 2005

Since the ACFJC opened, Alameda County has seen a dramatic reduction in the number of domestic violence victims murdered at the hands of their abusers. In 2002, Alameda County had 17 domestic violence homicides. In 2010, the number decreased to six. While this is still too many, we are edging closer to achieving our goal of zero domestic violence homicides in Alameda County.



The silhouette project was created by Bob Ingram, James O'Malley, Bill Jackson, Alice Lai-Bitker, Hillary Larkin and Nancy E. O'Malley



ACFJC Executive Director *Nadia Lockyer, and her husband, Bill Lockyer, California State Treasurer, at the ACFJC Gala.

D.A. Nancy E. O'Malley and Hillary Larkin, founders of the Sexual Assault Response Team program (SART), are co-chairs of the Domestic Violence Death Review Team whose goal is to reduce domestic violence homicides.

*Nadia Lockyer was elected to the Alameda County Board of Supervisors in November, 2010.

RESTITUTION UNIT

The Alameda County District Attorney's Office is widely recognized as California's leader in obtaining financial justice for victims of crime. This is due to the hard work and dedication of our Restitution Unit.

Our team created an efficient system to track victim restitution requests, advise the courts and counsel of these requests, and obtain restitution orders from criminal defendants at the time of sentencing. Our deputy district attorneys have done an exceptional job in aggressively pursuing victim restitution and demanding restitution hearings in contested cases.

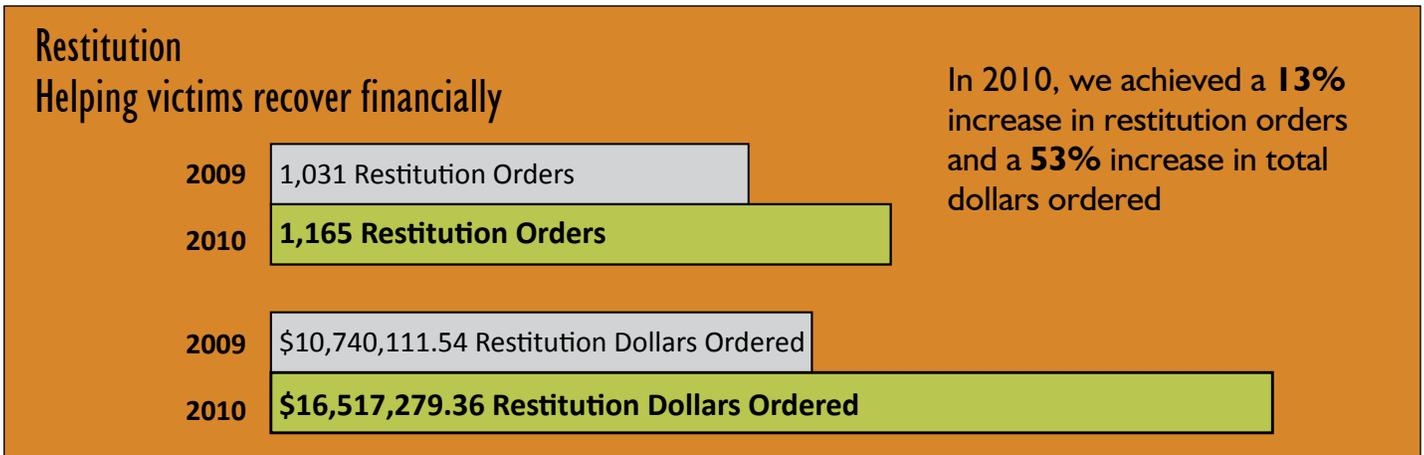
Since the addition of restitution to our electronic case management system in 2005, the number of victim restitution orders has increased by 30%.

The Alameda County Restitution Court convenes every Friday and hears in excess of 2,500 cases every year, with minimal expense to the

County. A five-year study conducted between 2001 and 2006 showed a collection rate for victim restitution of approximately 55% - well above the State average.

The Alameda County District Attorney's Office has spent the last decade pioneering best practices for collection of victim restitution. We are proud of our efforts and have shared our restitution model with other prosecutors' offices throughout the State of California to best serve victims of crime in those counties as well. We are the 'go to' agency for training on victim restitution and for proposed legislation in the field.

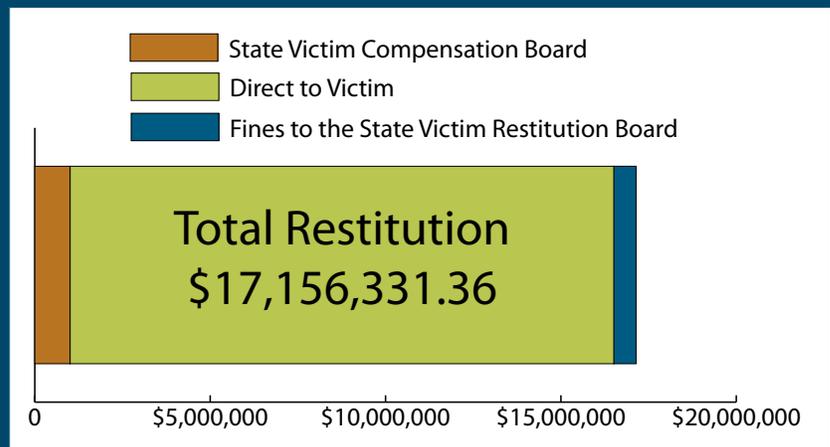
Ultimately, our pioneering efforts assist the victims of crime. If our office can conceive a better method to pursue victim restitution, we will implement it. If successful, we will offer it to other agencies around the state and provide our assistance.



Number One in the State - Our Restitution Unit

In 2010, our office obtained 1,165 restitution orders and restitution fines on behalf of victims of crime in Alameda County, totaling more than \$17 million dollars.

\$15,512,926 of this was payable directly to crime victims and \$1,004,354 was awarded to the State of California Victim Compensation Board. \$639,052 in criminal fines were ordered to the State Victim Restitution Board.



VICTIMS' RIGHTS AND SERVICES

The Alameda County District Attorney's Office created the first Victim-Witness Assistance Program in the United States. Under the leadership of then District Attorney D. Lowell Jensen and Captain of Inspectors Harold "Bosco" Boscovich, our Victim-Witness Assistance Division opened its doors in November 1974.

The Division is mandated to provide comprehensive services to meet the needs of both victims and witnesses of all types of crime, whether or not a suspect has been identified. We aim to reduce the trauma, insensitive treatment and further victimization that can be experienced in the wake of a crime and during the journey through the criminal justice system.

The Victim-Witness consultants act as a liaison between the District Attorney's Office and the victim. Cases are assigned to our consultants, who meet with the victim, perform a "needs assessment," and make appropriate referrals.

Under the State Compensation Program for victims of crime, our division is also mandated to provide assistance in filing victim compensation claims. Our Claims Restitution Unit is responsible for the processing and verification of all compensation claims on behalf of victims of crime and their families in Alameda County. In 2010, we received restitution orders and fines totaling more than \$17 million on behalf of victims of crime.

Our Victim-Witness Assistance Division is dedicated to continuing and expanding our outreach efforts. We participate in community events, distributing information and answering questions about the services offered by our Office. Some of the events include:



- ❖ The Solano Stroll - the East Bay's largest community street festival
- ❖ Afghan and Asian Community street fairs
- ❖ A Day of Remembrance - recognizes and honors victims of domestic violence related homicides
- ❖ The Children's Memorial Event - honors children who have been killed by violence in Alameda County
- ❖ National Night Out - encourages neighbors to get to know one another and share a sense of pride in their community
- ❖ Victims' Rights Week - raises awareness of the rights of victims and the resources available to them

Our team also works collaboratively with the Alameda County Family Justice Center and all of the partnering agencies in an effort to serve victims of domestic violence, sexual assault and human trafficking.

What is Marsy's Law?

By enacting Proposition 9 (referred to as the "Victims' Bill of Rights Act of 2008: Marsy's Law") on November 4, 2008, the citizens of California voted to provide victims of crimes with certain additional constitutional rights.

Marsy's Law amended both the California Constitution and the Penal Code - an important step in providing a voice to victims of crime.

Some of the rights contained in the bill include:

- to be treated with fairness and respect for his/her privacy and dignity
- to be free from intimidation, harassment, and abuse
- to be reasonably protected from the defendant and persons acting on behalf of the defendant
- to be heard, upon request, at any proceeding
- to be informed of the conviction, sentence, place and time of incarceration, the scheduled release date of the defendant, and the release of or the escape by the defendant from custody, and
- the right to restitution

Under the leadership of D.A. O'Malley, the Office created the Marsy's Law Notification Card, now used by prosecutors offices throughout the state.

The Alameda County D.A.'s Office welcomes the changes Marsy's Law brings to victims of crime. We are always searching for new and innovative ways to best serve victims and continue to promote, protect and champion victims' rights.

[More on Marsy's Law](#)



VICTIM-WITNESS ASSISTANCE

Our consultants are the face of the Victim-Witness Assistance Program, providing essential services to those affected by crime and helping victims navigate the complex justice system. These services include:

- updating victims regarding the status or disposition of their case
- providing orientation to the criminal justice system
- assisting victims in the preparation of their victim impact statement
- facilitating the return of property
- accompanying victims, witnesses and family members to court proceedings as needed

[More on Victim-Witness Assistance](#)

Our Victim-Witness Assistance Division

Services Provided to Victims - 2010

17,954	New contacts with victims of crime (VOC)
8,858	New victims supported by victim consultants
49,595	Victim/client services provided
3,347	New clients assisted in filing VOC applications
3,271	VOC applications processed and advocated

"As novices to the justice system, we didn't know what to expect when we started attending the trial, but soon found out that it could often be a frustrating and emotionally exhausting experience. We were so grateful that the advocates assigned to our case were there for us every step of the way... We

think that the Victim-Witness Assistance Program is one of the most important parts of the county justice system."

-- an Alameda County Victim of Crime



Honoring lives lost at the hands of abusers

Our Office participates in and coordinates numerous events including Child Abuse Awareness Month (April), and Domestic Violence Awareness Month (October).

In October, we joined in a Day of Remembrance to honor the individuals who have died due to domestic violence in Alameda County. The three hour event included speakers representing deceased victims, as well as survivors of domestic violence who have been seriously injured by their abuser.

The tribute was held in front of the County Administration building in Oakland, and our Victim-Witness Assistance Division participated alongside other community agencies that provide services to victims of crime and their families. Despite poor weather, the event was well attended. We displayed pictures of deceased victims provided by the victims' families and, following the ceremony, guests placed white roses in front of these pictures.



PARTNERING WITH OTHERS FOR A BETTER ALAMEDA COUNTY

The Alameda County District Attorney's Office embraces the challenge of developing innovative programs, engaging in public-private partnerships, maximizing resources, and improving service delivery for victims of crime. These collaborations unite government and public agencies with community-based organizations and private companies.

TRUANCY

Keeping Our Kids in School: Collaborating with Courts, School Districts, Probation, County Health Agencies & Community-Based Organizations

In California, the law requires that every child from the age of 6 through the age of 18 must be in school, on time, every day. If a student misses school, it must be for a legitimate reason such as illness. A child is deemed to be a truant if he/she has missed three days of school without a legal excuse, or has arrived more than a half an hour late on three occasions.

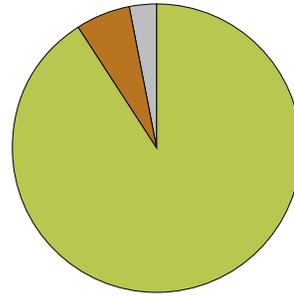


After five unexcused absences or 30 (+) minute tardies, the child is a habitual truant and can be called, along with his parents or guardians, to a hearing before the School Attendance Review Board. If the truancy continues, the child's school district can refer the case to the District Attorney's Office for legal action.

Truancy cases are handled either in Superior Court or Juvenile Court, depending on the age of the truant. In cases involving elementary school aged children, the parents of the truant student appear in adult Superior Criminal Court. Charges may range from an infraction to a misdemeanor, and parents can face fines, probation, parenting classes, and/or county jail. Families are provided with intensive case management services. Teenage truancy cases are first handled in a mediation program at the Alameda County Probation Department and, if necessary, in Juvenile Court. Truant teens are supervised by a probation officer and may be sent to Juvenile Hall if they violate terms of their truancy probation.

It is the goal of the District Attorney's Truancy Unit to see students succeed in school and our successful Truancy program is a recognized model for other counties throughout the state. 75% of the men and women serving

time in prison and jail were truants as youngsters, and children who are on the streets during the school day have a greater opportunity to fall victim to criminal activity. By using the state laws to keep children in school, we hope that more will thrive academically, graduate from high school and avoid any future involvement with the criminal justice system.



PARENT TRUANCY COURT Change in Attendance

The children of parents who went through the D.A.'s Parent Truancy Program showed improved daily and on-time attendance in 91% of the cases active to Truancy Court in 2010.

IDENTITY THEFT

The Alameda County D.A.'s Office is proud to partner with the Alameda County Identity Theft Council to provide local education and support to help victims of ID theft in our community. The Council is a collaborative network of local law enforcement, financial institutions, local businesses, financial advisors and schools who have joined forces to assist victims of ID theft.

The Identity Theft Council's 'Operation Model Citizen' aims to prevent further identity theft in Alameda County by focusing on:

- hosting educational sessions
- providing victims access to and advice by trained counselors and local experts
- promoting the Council's 'Prevention through Education' message

The Council has successfully demonstrated how, by working together and sharing our expertise, we can make our communities safer.



D.A. Mark Jackson is a national leader in the prosecution of ID theft. He lectures and presents at national and statewide conferences. He also speaks to local community groups about identity theft prevention.

H.E.A.T. Unit

The District Attorney's Office formed the Human Exploitation and Trafficking (H.E.A.T.) Unit in 2005, the first of its kind in the nation. The Unit fights human trafficking, particularly the sexual exploitation of children. Our team takes a victim-centered approach, recognizing that these victims are particularly vulnerable and must be supported at every stage in the investigation and prosecution of these cases.

In 2010, we unveiled H.E.A.T. Watch, a five-point blueprint for Alameda County to effectively combat human trafficking. H.E.A.T. Watch is designed to be replicated by other communities and uniquely engages businesses and community members to be the eyes and ears in the effort to stop the trafficking of our children.

We are resolute that these exploited children be seen as victims of child sexual abuse and assault, not as prostitutes. By referring to victimized youth as *commercially sexually exploited children (CSEC)*, the justice system acknowledges their victimization and shifts responsibility where it rightfully belongs – to the pimps, buyers and facilitators – the traffickers who profit from and engage in sex with children.

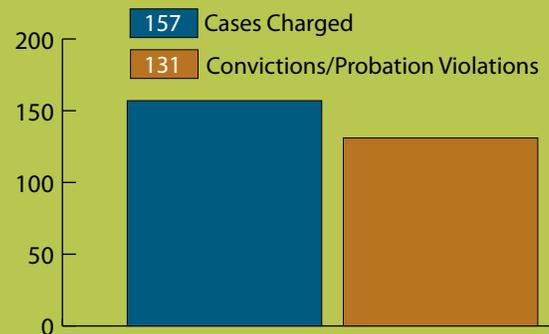
The H.E.A.T. Unit pursues human traffickers vigorously, and uses innovative charging to hold them accountable. In some instances, these charges can carry a life sentence. Our methods ensure that those who financially benefit from the sex trafficking of children, and also those who encourage exploitation, receive the maximum sentence. Through our advocacy in Sacramento, laws have been created to increase both fines and penalties for perpetrators.

Our Office is a recognized leader in partnering with child-serving professionals to create model support systems in the effort to recover, protect, and serve victimized youth. Essential services are provided from point of first contact, whether on the street or at the Safe Place Alternative, and continue through the court process and beyond.



D.A. Nancy E. O'Malley & U.S. Congresswoman Jackie Speier

Since its inception in 2005, the H.E.A.T. Watch Unit has charged 157 cases involving 187 defendants and secured 119 convictions and 12 parole/probation violations.



"These are all our children, and they can be rescued if you open your eyes, watch and take action."

D.A. Nancy E. O'Malley

Conference at Oakland Museum for H.E.A.T.



In November 2010, D.A. O'Malley, along with supporters including United States Congresswoman Jackie Speier, Oakland Police Chief Anthony Batts and California Assemblymember Sandre Swanson, launched the Regional H.E.A.T. Watch Program and the Bay Area H.E.A.T. Coalition at the human trafficking conference in Oakland, CA.

The Alameda County District Attorney's H.E.A.T. Watch Program is a nationally recognized and innovative solution to combating Human Exploitation and Trafficking (H.E.A.T.). The program was recently awarded a \$300,000 two-year federal grant to expand throughout the Bay Area's nine Counties, enhancing regional capacity to combat domestic sex trafficking of minors.

The Bay Area H.E.A.T. Coalition (BAHC) unites local, state and federal agencies, law enforcement, service providers, and communities, in a historic and coordinated effort to rescue commercially sexually exploited children and hold their traffickers accountable across city, county, and state borders.

COMMUNITY INVOLVEMENT, OUTREACH and COMMUNICATIONS

Community Involvement & Outreach

Serving our community outside of the courthouse setting is very important to the Office. In 2010, members of our staff participated in multi-agency efforts to address issues affecting our citizens and neighborhoods.



National Night Out

The District Attorney's Office participated in National Night Out on August 3, 2010. We teamed up with volunteers and employees from the City of Oakland, visiting block parties throughout the city to meet neighbors, answer questions and speak about the services provided by the D.A.'s Office.

Sports and the D.A.'s Office



Alameda County D.A.'s softball team competing in the All World Criminal Justice Charity Tournament in Folsom, CA.



Volunteers at the 2010 West Coast Wheelchair Basketball Championships in Berkeley.



People v. Hunger

On June 16, 2010, twenty members of the District Attorney's Office spent their lunch break taking part in the first annual 'People v. Hunger' Volunteer Day at the Alameda County Community Food Bank. The Food Bank is the principal source of free food distribution in the county and supplies food to over 250,000 county residents each year - about 1 in 6 people.

D.A. volunteers were given the task of sorting through large bins of fruit to remove the spoiled or over-ripe pieces. Executive Director, Suzan Bateson, said, "Thank you so much to the Alameda County D.A.'s Office volunteers for your hearts and your hands!"

Gang Summit

Law enforcement officials and prosecutors from federal, state and local agencies, community based organizations, school district officials, and the faith-based community gathered in Oakland for a two-day summit focused on gang violence in the City of Oakland.

Alameda County District Attorney Nancy O'Malley, U.S. Attorney for the Northern District of California Melinda Haag, Oakland Police Chief



Anthony Batts and Oakland Mayor Ron Dellums, anchored the two-day meeting which included over 140 speakers on panels ranging from intervention to law enforcement strategies and best practices.

Representatives from the Alameda County District Attorney's Office presented on topics including re-entry, truancy programs, call-ins, and law enforcement communications between agencies and jurisdictions. The Governor's Office and the Department of Justice also had a large number of high level representatives present to partner in the effort.

Presenters and participants were able to meet and collaborate with a wide range of professionals dedicated to addressing the growing problem of gang violence plaguing the City of Oakland.



Afghan Festival

On September 18, 2010, the Afghan community of Alameda County celebrated EID, a three-day Muslim holiday marking the end of Ramadan. Members of the newly-formed Afghan Community Outreach Program were on hand to facilitate communication between the Afghan community of Alameda County and the D.A.'s Office.

Alameda County Women's Hall of Fame

Each year, 12 women are recognized for their achievements and contributions to our county and its citizens. These honorees are inducted into the Alameda County Women's Hall of Fame. Volunteers from our Office dedicated their time preparing for and staffing this event.

Our volunteers have become known for their artistic flair, creating elaborate centerpieces the guests bid on to take home.



Chinatown Street Fair

The District Attorney's Office had a strong showing at Oakland's Chinatown Streetfest over the weekend of August 28 and 29, 2010.



Representatives from our Office gathered to provide the community with useful information about a wide variety of topics such as restitution, victims' rights, domestic violence and the Family Justice Center.

Honors, Awards & Milestones

Officer Recognition Awards

On October 11, 2010, Alameda County District Attorney Nancy E. O'Malley presented the Office's *Police Officer Recognition Award* to seven recipients, all members of law enforcement agencies in Alameda County. The award recognized either a notable and outstanding career in law enforcement, or exemplary work in a specific case.



D.A. O'Malley, Sergeant Tony Jones & D.D.A. Venus Johnson

The honorees were:

- Officer Herb Webber and Sergeant Tony Jones (Oakland PD)
- Sergeant Todd Sabins and Detective Emily Murphy (Berkeley PD)
- Officer Ken Bryant (Fremont PD)
- Officer Bob Coffey (Hayward PD)
- Probation Officer Clark Blackmore (Alameda County Probation)

Chief Kearns takes reins of Alameda County Chiefs' Association

Chief of D.A. Inspectors Brad Kearns was selected in 2010 to serve as the President of the Alameda County Chiefs of Police and Sheriff's Association.



National Award for H.E.A.T. Watch Program

The Alameda County District Attorney's Office was honored to receive the National Association of Counties 2010 Achievement Award for its H.E.A.T. Watch Program. The annual Achievement Award Program, begun in 1970, recognizes innovative county government programs.

D.A. Inspector graduates from the FBI Academy

During the fall of 2010, D.A. Inspector III Kim Tejada attended and graduated from the 243rd session of the FBI National Academy in Virginia.

Judicial Appointments 2010

In late December, Governor Arnold Schwarzenegger appointed two veteran members of the Alameda County District Attorney's Office to the Superior Court Bench. Chief Deputy District Attorney Thomas Rogers and Deputy District Attorney Armando Cuellar have both been sworn in as Alameda County Superior Court Judges.

Tom joined the D.A.'s Office in 1976. Throughout his distinguished career in the Office, he held many different positions, including that of trial attorney for serious felonies, as well as high-level supervisory roles throughout the county. Most recently, Tom served as Chief Deputy District Attorney. Assigned to the Wiley W. Manuel Courthouse in Oakland, he oversaw our branch operations.

Andy joined the D.A.'s Office in 1985 and, for nearly two decades, he headed

the Office's Asset Forfeiture Unit. A nationally recognized expert in the area of asset forfeiture, Andy also lectured widely on the topic of narcotics asset forfeiture for the California District Attorneys Association and the State Justice Department.

Assemblymember Swanson Names Deputy District Attorney Sharmin Bock Woman of the Year 2010

During a March 8 ceremony at the State Capitol, Assemblymember Sandré R. Swanson (D-Oakland) honored Deputy District Attorney Sharmin Bock as the 16th Assembly District's Woman of the Year.

D.D.A. Swalwell honored with Community Service Award

Deputy D.A. Eric Swalwell was awarded the Bay Area's Mothers Against Drunk Driving (MADD) Community Service Award for his efforts in prosecuting drunk drivers to the full extent of the law on the misdemeanor trial team.



BEYOND THE COURTHOUSE - Working with Lawmakers

The Alameda County District Attorney's Office Goes to Washington



D.A. Nancy E. O'Malley and U.S. Senator Diane Feinstein

In May 2010, Alameda County D.A. Nancy O'Malley led a team from the District Attorney's Office to Washington D.C. to honor fallen officers at the National Law Enforcement Officers Memorial and meet with legislators.

The team met with many officials to discuss the Office's nationally recognized programs and initiatives. Highlights included presentations on the Restitution Unit, the H.E.A.T. Watch program, and the Alameda County Family Justice Center. Also overviewed was the Alameda County Juvenile Justice Center and the innovative and successful partnerships between the D.A.'s Office, Probation Department, Alameda County Office of Education and Alameda County Health Care.

In a briefing with the White House Advisor on Violence Against Women, D.A. O'Malley spoke about the Family Justice Center's concept of collaborative comprehensive

services. At the request of the White House, she also briefed members of the Domestic Policy Council on this topic. Ms. O'Malley and her team met with

the President's Domestic Policy Council to discuss H.E.A.T. Watch, the D.A.'s innovative blueprint to combat human exploitation and trafficking. Assistant D.A. Sharmin Bock also addressed a senate panel on Domestic Human Trafficking at a hearing sponsored by the Senate's Human Trafficking Caucus.

During the week, D.A. O'Malley met with local representatives Jerry McNerney (CA-11), John Garamendi (CA-10), and Barbara Lee (CA-9), as well as Rep. Daniel Lungren (CA-3), a member of the Human Trafficking Caucus, and Rep. Jackie Speier (CA-12). D.A. O'Malley was honored to meet with United States Senator Diane Feinstein and have the opportunity to speak with her about the excellent work of the Alameda County District Attorney's Office.



Team from the Alameda County District Attorney's Office with CIA Director Leon E. Panetta



Ignition Interlock Pilot Program Begins in 2010

Alameda County is participating in a five year pilot program mandating the installation of an ignition interlock device (IID) on every vehicle owned or operated by anyone convicted of driving under the influence in Alameda County. AB 91, the legislation creating the program, was authored by Assemblyman Mike Feuer and signed by Gov. Schwarzenegger in 2009.

According to the latest statistics available from the DMV in 2008, 1,355 vehicle occupants were killed and 28,463 injured in alcohol-involved collisions in California. We are committed to the success of the Pilot Program with the hope of seeing a reduction in driving under the influence and its related tragedies.



Legislative Initiatives

Under the leadership of District Attorney Nancy O'Malley, members of our staff frequently consult on, testify about and assist in drafting new legislation at a state-wide and national level. Working with lawmakers, we propose and support legislation that fits with our mission to champion the rights of victims and to keep our community safe.

In 2010, we were instrumental in writing numerous pieces of legislation, including:

- AB 1723: a "forfeiture by wrongdoing" hearsay exception to the California Evidence Code.
- SB 536: to prevent a victim of sexual assault from being billed, directly or indirectly, for any medical treatment required as a result of a sexual assault crime. This legislation is currently pending.
- AB 2319: to include the exploitation of minors as part of AB 17 (the 2009 Human Trafficking Bill). This bill did not pass the Committee stage, and will be reintroduced in 2011.
- SB 557: to define family justice centers in California law, thereby acknowledging the trend towards multi-disciplinary, multi-agency service delivery models for victims of domestic violence, sexual assault and human trafficking. This legislation is currently pending.
- SB 26: to make smuggling and illegal possession of a cell phone (or other wireless communication device) by an inmate a misdemeanor offense in California. This legislation is currently pending.
- SB 534: to clarify the elements of an existing criminal offense when someone is strangled or suffocated, but survives. This bill adds an enhancement if the strangulation or suffocation occurs within an intimate relationship. This legislation is currently pending.

Amending the Evidence Code

Senior Deputy District Attorney Jeff Rubin worked on the successful



implementation of the Office's legislative efforts with the passage of Assembly Bill 1723, creating a new "forfeiture

by wrongdoing" hearsay exception: Evidence Code section 1390. The law also clarified the definition of unavailability for purposes of Evidence Code section 240.

The Bill was a joint effort by our Office, the California District Attorney's Association, and Assemblyman Ted Lieu. Together, the group drafted the legislation, explained it to legislative committee legal advisors and responded to objections and questions raised by legislators about the law. The group testified at legislative hearings, and



Chief Assistant District Attorney Kevin Dunleavy

collaborated with legislators to work out the final language of the bill.



District Attorney Nancy E. O'Malley

Section 1390

Section 1390 allows hearsay (out of court declarations offered for the truth of the matter) to be admitted in court if it can be shown by a preponderance of the evidence that a criminal defendant "engaged or aided and abetted in wrongdoing that was intended to, and did procure the unavailability of the declarant."

There are multiple benefits to the law. It takes away some of the incentive for a criminal defendant to kill or intimidate a witness to the crime because the reason for eliminating the witness (i.e., to prevent the witness from testifying) is diminished since the witness statements may still come into evidence and help convict the defendant. The law will be especially useful in gang cases where witness intimidation is rampant, and in domestic violence cases where defendants often are able to coerce the victims from coming to court and testifying.

Section 240

Certain exceptions to the hearsay rule require a finding by the Court that the witness who made the out of court statement is "unavailable." Sometimes witnesses are so fearful about testifying that they refuse to testify even after the Court orders them to do so. If the witness continues to refuse to testify, the Court can hold the witness in contempt and order a jail sentence for the witness. The newly amended Evidence Code section 240 now broadens the definition of "unavailable" to include these witnesses.

This will prove to be invaluable to prosecutors when dealing with reluctant witnesses.

Newsletters

'Did You Know...!', a monthly online newsletter, highlights recent verdicts, news and consumer alerts. Signing up is easy: visit our homepage at www.alcoda.org and enter your email address in the 'Sign up for our newsletter' box.

'DA Wellness @ Work', an internal newsletter published by our Support Staff Health and Wellness Committee, is a fun and informative lifestyle bulletin.

The quarterly in-house personnel newsletter, 'At the End of the Day', keeps staff apprised of news and events at our ten offices.

As part of her commitment to the transparency and accessibility of the office, D.A. O'Malley created the Communications Team to coordinate media access, publications, the speakers bureau, website updates and social media strategies.



Website

We maintain an online presence with our regularly updated website, making it a convenient means of accessing current information, press releases and tools such as Inmate Locator and Criminal Docket Finder (www.alcoda.org).



COMMUNICATIONS

Over 25 languages are spoken in Alameda County and we understand the growing need to provide multi-lingual services and information. We translated numerous



PSA in Cantonese Language



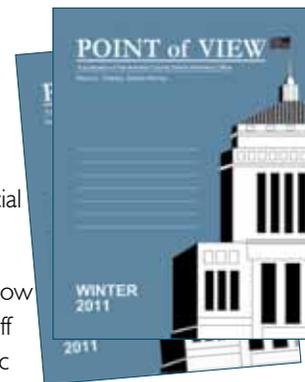
brochures and recorded our **Public Service Announcements** (PSA) in various languages including English, Chinese, Farsi, Tagalog and Spanish. D.A. O'Malley

also appointed two Community Outreach Advisors within her staff to represent the Office and serve as grassroots liaisons within their respective communities. A diversity committee was created to enhance awareness and cultural competency within the D.A.'s Office.

MULTI-MEDIA PUBLICATIONS

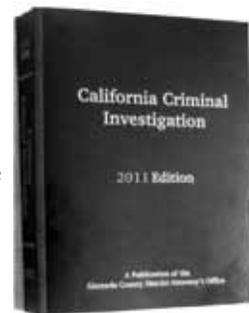
Our Research and Training Unit produces written, online and audio visual educational materials. We utilize the expertise of members of our staff in creating these publications for the benefit of members of the legal, judicial and law enforcement communities.

"Points & Authorities" is a weekly taped legal education show hosted by the head of our Research and Training Unit, Jeff Rubin. Each episode explores a specific current legal topic and is produced in-house by our Research and Training Unit and Video Unit. P&A is broadcast within our offices and to subscribing D.A. offices throughout California.



Point of View, a quarterly law journal, has been published by our office since 1970. Its purpose is to provide officers, prosecutors, and judges with original articles and recent case reports pertaining to all phases of police field operations and criminal investigations in California.

California Criminal Investigation (CCI) is an extensive training manual serving legal and law enforcement professionals throughout the state. It is published yearly in a hard copy edition, and made available with daily updates on our website for online subscribers.



Our Forensic Video Unit performs forensic assessments of audio-visual and technological evidence, and prepares demonstrative evidence for trials and court proceedings. Each week, we produce two POST (Peace Officer Standard and Training) DVDs which are viewed by law enforcement agencies nationwide. In addition to filming Points & Authorities, the team also partners with county officials to record announcements for TV broadcasting and podcasting.

BEYOND THE OFFICE ...

Members of the Alameda County District Attorney's Office are woven into the very fabric of the community we serve. From education and training to volunteerism, our employees go above and beyond the workday.

Here are some of the highlights of the many ways we expand public service through community service.

We Teach ...

at Bay Area law schools, local community colleges, law enforcement agencies and schools.

We Lead ...

by serving on national and statewide advisory and professional boards.

We Volunteer ...

by committing our time, energy and talents to over 150 boards and civic organizations. The boxes highlight a partial list of the many ways we are committed to Alameda County.

Boards of Regents/Local Schools

- St Mary's College High School
- Excell High School
- Head Royce
- Skyline High School
- James Logan High School
- Piedmont High School
- Castlemont High School
- St Vincent Day School Board
- All Saints Development Board
- Bishop O'Dowd
- Moreau High School
- St Joseph Notre Dame High School
- Oakland Tech High School
- McClymonds High School
- Mission San Jose High School

Local Boards

- Martin C. Kaufman 100 Club
- Alameda County Fair Board
- Oakland Elizabeth House
- Salvation Army
- Homeowner's Association Board (several)
- Dublin Planning Commission
- Law Center for Families
- Attorneys For Children
- YMCA of the East Bay
- Planned Parenthood
- San Leandro Board of Zoning
- Education Fund Foundation
- Friends of the San Leandro Library
- Center for Family Counseling
- Sexually Exploited Minor's Network
- Betty's Childrens Academy
- Pleasanton Community Counseling Center
- Afghan Women's Association

Public Awareness and Education

- Neighborhood Watch
- Oakland Gang Prevention Task Force
- Rebuilding Oakland Together
- Bay Area Youth Intervention Alliance
- Crossroads
- Oakland Unified School District Truancy Task Force
- Interagency Children's Policy Council
- iCan Foundation
- CORE (Citizens of Oakland Respond to Emergencies)
- Alameda County Domestic Violence Collaborative

Community

- Special Olympics
- National Charity League
- Women on the Way Recovery Program
- National Red Cross
- Oakland Boys & Girls Club
- Alameda Boys & Girls Club
- San Leandro Boys & Girls Club
- Soroptimist International of Oakland
- City Slicker Farms (West Oakland Outreach creating backyard vegetable gardens)
- Dublin Sister City Association
- Religious Education Volunteer
- Parish Council Volunteer
- Church Outreach Volunteer
- Alzheimer's Association
- East Bay Stand Down (veterans outreach)
- Oakland Community Re-Entry Pilot Project
- CinnamonGirl, Inc.
- Golden State Greyhound Rescue Association
- Oakland Sunrise Bakery
- Rowell Ranch Rodeo Board
- Foster Care Program
- National Night Out
- Alameda County Food Bank
- St. Vincent de Paul Society
- SurfRider Ocean Clean-up
- Voter Registration Project
- Adopt International
- Sonsine Equestrian Society (outreach to those with special needs)
- Leukemia & Lymphoma Society



Children visiting the courthouse on the county's "Bring Your Kids to Work Day" participate in a mock trial.

A Proud History

Alameda County District A



Charles E. Snook
11/8/1892-11/6/1894

Everett J. Brown
11/6/1906-9/29/1908

William H. L. Hynes
12/2/1912-4/15/1918

Earl Warren
1/12/1925-1/1/1939

John J. Allen
11/8/1898-11/4/1902

William H. Donahue
9/29/1908-12/2/1912

Ezra W. Decoto
4/15/1918-1/12/1925

History of Service

Attorneys Through the Years



J. Frank Coakley
9/26/1947-7/1/1969

John J. Meehan
4/1/1981-1/2/1995

Nancy E. O'Malley
9/18/2009-

Ralph E. Hoyt
1/1/1939-9/26/1947

D. Lowell Jensen
7/1/1969-4/1/1981

Thomas J. Orloff
1/2/1995-9/18/2009

“Justice isn’t served until crime victims are.”

In Memoriam

Art Garrett: June 20, 1951- July 14, 2010



On July 14, 2010, Art Garrett, head of the D.A.’s Forensic Video Unit, passed away. He will be greatly missed by his friends and colleagues in the District Attorney’s Office. Art began his career with the Office as a radio-television broadcasting professional on May 1, 1974, as the producer of the police legal training series called “Television Point of View” for law enforcement agencies in Alameda County. Over his 36 years of making industrial films for the Alameda County D.A., other county agencies and P.O.S.T., it is estimated that Art produced more than 10,000 shows, which have helped to educate lawyers, law enforcement, other allied professionals and the community. He was also an invaluable asset to attorneys in creating videos for felony trials. Our hearts and prayers remain with Art’s wife, our dear friend Dottie, who retired in 2009 after a 39-year career in the Office, and his two sons and grandson.



A special thanks to our production team:

Kevin E. Dunleavy, Chief Assistant District Attorney

Teresa Drenick, Special Assistant to District Attorney

Philippa Ratcliff, Graphic Designer

Rebecca Richardson, Editor-in-chief

