Marin County District Attorney's Office

Community Bulletin

January 2019 -- December 2021
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CONTACTS

- MAIN BUSINESS LINE: (415) 473-6450
- HATE CRIME HOTLINE: (415) 473-2585
- VICTIM WITNESS LINE: (415) 473-5080
- CONSUMER PROTECTION: (415) 473-6495
- CONTACT FORM: HTTPS://WWW.MARINCOUNTYDA.ORG/CONTACT

FOLLOW US ON SOCIAL MEDIA

- TWITTER: @MARINCOUNTY_DA
- INSTAGRAM: MARINCOUNTY_DA
- FACEBOOK: MARIN COUNTY DISTRICT ATTORNEY
- VISIT US: HTTPS://MARINCOUNTYDA.ORG
VISION

The Marin County District Attorney’s Office’s primary mission is promoting safety through innovative and collaborative approaches to crime prevention and prosecution while maintaining our commitment to victim’s rights, offender rehabilitation, consumer protection, and public engagement.

OUR VALUES

Justice  
Transparency  
Equity  
Integrity  
Commitment  
Trust  
Empathy
2020-2021 -- A TIME OF COVID AND COLLABORATIONS

It is my honor to serve as your District Attorney. Since January of 2019 when I took office, we have seen many challenges in our community and the justice system on national, state, and local levels. Despite these challenges, we have been able to bring many "firsts" to the Marin County District Attorney's Office and our County.

We are proud of our response to the challenges of the COVID pandemic, fires, power outages, court closures, teleworking, and remote court appearances. We continue to handle these challenges with brave and bold policy decisions. Along with our Justice and Community Partners, we took collaboration to a never-before-seen level during these unprecedented times.

One of our "firsts" began in early 2019 when we became one of the few prosecutor offices in the state to have an Immigration Relief Specialist Attorney. Our victim outreach materials, such as bus banners and bus shelter posters display the message, "You don't have to be a legal resident to report a crime" in Spanish and English. Many of our other "firsts" are highlighted in this new Community Bulletin.

The District Attorney is the chief law enforcement officer in the County and we are served by 13 separate law enforcement agencies, including the Marin County Sheriff's Office, which provides services to the unincorporated areas of the County and the Marin County Jail. In 2020, we received over 6,871 cases to review for criminal charges. In 2021, we received over 6,820 cases for review. During this ongoing COVID pandemic, our staff continued to work both in the office and remotely to ensure our public service obligations were met and continue to be met.
We take our obligations seriously and are mindful of the magnitude and effect that filing criminal charges have on victims, witnesses, and defendants.

Together, we work with a group of community leaders and activists committed to deepening our understanding and appreciation of social and racial justice issues. We continue to work together to provide transparency and accountability to our community. Their valuable input resulted in a more transparent and user friendly website and deepened our outreach initiatives. The vision and intent of the group provides a community voice at the table within the District Attorney's Office and reminds us of the effects of our office policies and decisions.

Our first transparent data dashboard is reflective of this collaboration. This dashboard provides data on the number of cases submitted by law enforcement agencies and, more importantly, the race of those arrested and/or charged in those cases. We have included data from 2020 to 2021 to show statistics during COVID. For more detailed information, please visit https://www.marincountyda.org/da-statistics.

OUR INITIATIVES - OUR FIRSTS

- Sexual Assault Examinations will return to Marin under a sustainable pilot project that was created in collaboration with Dr. Santora of the Marin County Department of Health, the Napa/Solano/Marin SARTSANE Program, Kaiser Permanente, and the Women's Commission. We are grateful to our community partners who participated in the creation and implementation of this important program.

- In July of 2021, Marin's first Veterans Treatment Court was launched. This Court was the result of work with Marin Justice Partners, Veterans Services, and the Marin County Superior Court. This treatment court will provide wrap-around services for veterans who find themselves involved in the criminal justice system.

- Thanks to collaboration with Mom's Demand Action and Brady, a non-profit organization dedicated to ending gun violence, the Marin County Suicide Collaborative, the Marin County Office of Education, and many other community partners, Marin's first Gun Safety Collaborative was launched and is co-chaired by the DA's Office. In the short time since the collaborative's creation, we have held forums on Gun Safety, Gun Violence Restraining Orders, and provided information to more than 5,000 parents on safe gun storage through flyers distributed at the beginning of the school year.
Message from your District Attorney

- During COVID, we have made great strides in our initiative to transition to a paperless case management system. This program not only reduces our carbon footprint but also allows our staff to telework without retrieving files from the office. We are grateful to our Legal Support Staff and IT Team members who worked on this challenging program.

- Marin's first "Know your Rights" speaker series in the schools was created by Assistant District Attorney Otis Bruce, Jr., who collaborated with Justice Partners, Deputy Public Defender La Dell Dangerfield, and Chief Probation Officer Marlon Washington to coordinate speaker forums in our schools and communities. This program has been very successful and welcomed by students, educators, the Marin County Office of Education, and the Marin School-Law Enforcement Partnership (SLEP) members.

- Moving forward, we have plans to implement programs to provide transparency in our filing decisions with a Race-Blind Program, which removes factors of potential bias from cases reviewed for filing criminal charges. We also hope to implement a program to track filed cases as they move through the system to ensure transparency in how cases of all defendants are handled.

- Hate crimes are on the rise nationally. Marin County also has had our fair share of hate crimes and hate incidents. In response, we have created a culturally diverse team from within the office consisting of experienced Deputy District Attorneys, Investigators and Victim Witness Advocates who volunteered to assist in reviewing hate crime cases submitted to our office.

- Working with community leaders, we are forming a county-wide group to educate the community about these crimes and track and document hate incidents and crimes. Another pilot program initiative will allow us to be one of the few District Attorney offices in the state with an investigator trained to investigate and track hate crimes. This investigator will work closely with community partners and law enforcement to create a program to track these crimes and incidents.

- We continue our commitment to protect victims of crimes, seniors, and the underserved populations of our county by working closely with the Financial Abuse Specialist Team (FAST) to investigate crimes against seniors and serve as the co-chair to the Coalition to End Human Trafficking and sit on the Juvenile Justice and Anti-Delinquency Commission.
Message from your District Attorney

To learn about our future initiatives please see: "In Progress and Future Initiatives" in this bulletin.

We are extremely proud of our outreach and recruitment efforts over the last two years, which resulted in hiring staff who represent our commitment to improving the culture and diversity of our office. We take pride in having an office that reflects Marin's population and community values.

We value our dedicated staff who worked tirelessly throughout the pandemic to serve our community both inside the Hall of Justice and in our community. Our accomplishments highlight the power and positivity of leadership and staff in working and collaborating with community partners. We thank and honor our staff members as these achievements would not have been possible without their hard work and commitment to our goals.

Our updated front lobby reflects our values, priorities, and commitment to diversity and inclusion. The photographs also reflect collaborations with our community partners, Brady, Moms Demand Action, Not in Our Town, and the Marin Gun Safety Collaborative. Together, we continue to work to make Marin a more beautiful, safe, healthy, and inclusive community.
LEADERSHIP TEAM

Lori E. Frugoli, District Attorney

Otis Bruce, Jr. Assistant District Attorney

Rosemary L. Slote, Chief Deputy District Attorney

Dorilyn K. Ahana, Chief Deputy District Attorney
INVESTIGATIONS

- In 2021, our Investigations Unit helped in over 600 felony criminal cases, including 3 homicides, 15 sexual assault, and 5 child abuse cases. Our investigators opened over 60 investigations, referred 33 cases to criminal prosecution.

REAL ESTATE FRAUD

- Our Real Estate Fraud Unit investigates real estate fraud-related cases occurring in Marin County. The types of cases which will be considered for investigation are frauds that result from real estate transactions and/or schemes, such as submission of a forged loan application, fraudulent transfers of title to real property, recordation of fraudulent real estate documents, and foreclosure and loan modification fraud.

We partnered with the Assessor/Recorder/County Clerk’s Office on our Deed Fraud Program. This program notifies residential homeowners of any recorded title change of ownership in the Marin County Recorder’s Office. https://www.facebook.com/MarinCountyDistrictAttorney/videos/299677988648908

Recipients of these notifications are directed to complaint forms on the District Attorney website. These forms are in Spanish and English and also direct suspected real estate-related crimes to be reported to local law enforcement.

- We also have an investigator designated to investigate financial abuse of seniors. This investigator regularly attends Financial Abuse Specialist Team (FAST) meetings to keep up to date and assist in the investigation of crimes and issues affecting seniors in our community.
INSURANCE FRAUD UNIT

- Investigators opened 141 insurance fraud cases and referred 105 to prosecution.
- The Insurance Fraud Unit of the Marin County District Attorney's Office is charged with identifying, investigating, and prosecuting all forms of insurance fraud in Marin County, with focused efforts on fraud associated with Workers' Compensation and automobile insurance. Through local and regional partnerships with agencies, such as the California Department of Insurance, the Insurance Fraud Unit battles the types of fraud which drive up premium costs to unsustainable levels for businesses and consumers alike.

- During Fiscal Years 19/20 and 20/21, the Insurance Fraud Unit reviewed over 130 suspected fraudulent insurance claims and opened over 70 insurance fraud investigations into cases, including fraudulent injury claims by workers, premium fraud by employers, staged auto collisions, and autobody shops performing substandard repairs.

- Insurance fraud is a felony punishable by up to 5 years prison and a $50,000 fine. Whether it is premium fraud that allows an employer an unfair advantage in the business world or an individual who fraudulently claims injury from an auto collision, the Insurance Fraud Unit remains committed to fighting fraud at all levels. To report suspected fraud in our community, please contact us at Insurancefraud@marincounty.org.
CONSUMER PROTECTION

For over 30 years, the District Attorney’s Consumer Protection Unit has enforced California’s consumer protection laws and provided no-cost, voluntary mediation services to Marin County consumers and businesses. Working with local, state, and federal law enforcement and regulators, our consumer protection prosecutors have brought lawsuits to protect the public from unfair business practices and false advertising. Our mediators have assisted countless parties through disputes by helping them resolve their differences and reaching fair and equitable solutions. As a result of the Unit’s work, millions of dollars have been returned to California consumers as restitution or in settlement of mediated disputes. Finally, the Unit is actively engaged in educating the public on important consumer protection issues.

LEGAL SUPPORT

Our Legal Support Team is crucial to the success of our everyday business as they process incoming reports, legal motions, subpoenas, and assist law enforcement and customers seeking assistance in our front office. Services are provided in both in Spanish and English. We continued to serve our community during lockdown and COVID.

Our Legal Secretaries process legal documents, including motions. Statistics for that division are noted below:

- 2020: 4,731 documents
- 2021: 6,828 documents
We are proud to continue and expand our youth outreach and internship programs to high school, college and law students in Marin and the Bay Area.”

Otis Bruce, Jr., Assistant District Attorney
IMMIGRATION RELIEF PROGRAM

In 2019, the Marin County District Attorney's Office pioneered our Immigration Relief Program by becoming one of the first DA's offices in the state to have an Immigration Specialist on our staff. We hired retired San Francisco Deputy District Attorney Jerry P. Coleman to lead this program.

We have developed a comprehensive immigration policy, where a team reviews both current cases and past convictions for immigration relief. Since 2019, we have processed 150 current cases under this program.

As a specially-assigned DDA, Mr. Coleman confers with and provides collaborative training with Marin County attorneys, including Alternative Defenders Inc. (ADI), defense attorneys, deputy public defenders, and deputy district attorneys. He has handled over three dozen motions for post-conviction immigration relief. He has been successful in working with defense attorneys, appearing before at least six different Marin County Superior Court judges, resulting in immigration relief being granted in 96% of the cases.

As of December 2021, 36 post-conviction relief cases were granted to parties from the following countries:

Afghanistan
Columbia
El Salvador
Georgia (former USSR)
Guatemala
Haiti
Mexico
Philippines
Tunisia

Representing continents/regions of Europe, South America, North America, Central America, Caribbean, Africa, and Asia.
VICTIM WITNESS

Our District Attorney’s Office is proud of our Victim/Witness Services Unit and Team of Advocates and Administrative Staff who are professionally trained to provide ongoing services to victims and witnesses in criminal cases.

The unit is currently budgeted for a staff of eight (8), including Monolingual and Spanish speaking Advocates. Assistant District Attorney Otis Bruce, Jr., serves as the Victim Services Unit Program Director and prepares and reviews the annual victim service grants and progress reports with the assistance of the Administrative Service Associate Grant Coordinator. The grants are funded through the California Office of Emergency Services - Victims Services and Assistance Branch. It is important to all staff in the District Attorney’s Office that victims are treated with respect and dignity. Our Victim Advocates are trained professionals who are available to ensure that crime victims and their families are kept informed and supported throughout the entire case process in the criminal justice system. They provide a broad range of important services: Crisis intervention; mass casualty assistance; resource and referral assistance; liaisons connecting with prosecutors, law enforcement and other County services agencies; victim and witness orientation to the criminal justice system; case status and disposition information services; funeral and burial assistance; and assistance with Victim Impact Statements and Restitution Claim assistance. During 2020 - 2021, they continued to provide these important services, in office and via telecommuting, during COVID pandemic and other catastrophes, fires, and power outages.

Our Victim Advocate Team and all staff in the District Attorney’s Office are proud to celebrate service to all victims!
Over the three-year period, January 2019 through December of 2021, this hard working group provided services in Spanish and English to about 5,499 victims in a variety of criminal cases, such as sexual assault, child abuse, murder, domestic violence, assault with deadly weapons, and elder financial abuse.
REIKI, OUR FURRY FRIEND AND FACILITY DOG

We are proud to be one of the few DA's offices with a trained Facility Dog from Canine Companions. These dogs provide an essential service to victims and witnesses and provide a sense of calm during interviews and courtroom testimony.

Reiki is our office's five-year-old yellow Labrador Retriever. The use of Reiki in court proceedings and interviews encourages feelings of calm and security for the victims and witnesses. Reiki is also used by our victim advocates and investigators at the Jeannette Prandi Children's Center (JPCC) to provide comfort and support when interviewing minor children victims. Reiki has participated in over 60 interviews and cases and has been present in court with victims and witness of all ages.

One investigator who works with Reiki at JPCC stated, “Training and human compassion only goes so far. Having Reiki present provides important comfort to a child victim. I have witnessed children giggling through wet dog kisses while at the same time describing the most traumatic experience(s) of their life.”
CASES REFERRED TO OUR OFFICE BY AGENCIES IN: 2020 (BLUE) / 2021 (RED)

TOTAL REFERRALS AND FILINGS 2017-2021
REFERRED/FILED
TEN MOST COMMON REFERRAL TYPES IN:

2020

YEARLY SALES ANALYSIS

DATA

2021
TEN MOST COMMON FILED CASE TYPE IN:

2020

YEARLY SALES ANALYSIS

DATA
REFERRED CASES BY RACE IN:
2020 (BLUE)/2021 (RED)

FILED CASES BY RACE IN:
2020 (BLUE)/2021 (RED)

*NULL - No data was entered; field was left blank
WHAT ARE WE DOING ABOUT HATE INCIDENTS AND HATE CRIMES?

Hateful behavior continues to exist and is unacceptable in American society and in Marin County. We encourage people to report those incidents to law enforcement. We do take reports of hate crimes and incidents very seriously, and have a rigorous process in place to determine whether hate incidents fit the definition of hate crimes as defined by the law(s).

That review process, for cases reported to our office from police agencies, includes a review by a special internal Ad Hoc Committee on hate crimes and includes a multicultural group of experienced prosecutors. Beyond a reasonable doubt is the standard of proof required by ethical and legal standards for prosecutors to move forward with a case. It is a higher standard than probable cause, which is the standard required by law enforcement to make an arrest. When a hate crime has been determined under the law to exist, this office will prosecute that crime aggressively to make sure defendants are held accountable in a court of law and victims are protected and receive services.

WHAT IS A HATE CRIME?

- A hate crime under state law is an enhancement allegation under the law which requires there to be an underlying crime charged before an enhancement can apply. Once it is determined that a crime occurred we must also prove the crime was motivated by the victim's real or perceived protected social group. A lot of hate speech is protected by the constitution, a standard which often falls short of the high expectations of an enlightened community who feels the harm whether an incident is a hate crime or a hate incident.
The constitutional protection of certain kinds of speech falls short of the high expectations of an enlightened community who feels harmed whether an incident is a hate crime or hate incident.

WHAT IS A HATE INCIDENT?
- Even if an incident falls short of criminal activity, we all have an obligation to stop reprehensible behavior.

IS PLACING HATE MATERIAL IN PUBLIC A CRIME?
We look to the California State Attorney General's Office for Guidance in prosecution of crimes. The Attorney General's website states: *posting hate material that does not result in property damage is a hate incident.*

The DA's office is leading the way with community discussions, forums by diverse panelists and policies that are deeply steeped in equity and diversity.

- For years, we have had a Hate Crime Hot Line where people may anonymously report a hate crime or hate incident (415) 473-2585,
- We are active members of Not in Our Town. Not in Our Town is a movement to stop hate, racism, and bullying, and build safe, inclusive communities for all.
- We are recruiting an investigator in our office to be assigned to investigate Hate Crimes.
- We are working with Community members to create a Task Force to track Hate Crimes and incidents and educate the community on resources. This Task Force will include a Restorative Justice Practitioner. We have already met with legislators regarding enhancing the California's State Hate Crime Laws.

Hate has no place in our society. And the Marin County DA's Office will continue to do our part to make sure it is dealt with as the law allows.
REDUCED JAIL POPULATION

The County is currently conducting a study of the Marin County Jail population, including factors and trends affecting custody status. All of these factors will be viewed with an equity and diversity lens and a goal to reduce the jail population and recidivism, as well as evaluating and implementing preventative measures to avoid negative contacts with the justice system. In June 2021, Marin County's Justice Partners' budget presentation reviewed collective actions taken to reduce the jail population during COVID, as well as a high-level overview of the Jail Population Study. See the presentation by the District Attorney's Office, Public Defender's Office, Sheriff's Office, Probation Department, as well as Health and Human Services at https://marincountyda.org/news/press/improving-collaboration-to-support-justice-among-the-marin-criminal-justice-partners.

VOLUNTEERED AS DISASTER SERVICE EMPLOYEES

When a state of emergency was declared during this COVID pandemic, our DA staff was called to serve as County Disaster Service Workers (DSW). Our dedicated employees were on the front lines at food distribution centers, COVID testing and information sites, transitional housing units for the homeless, and later in vaccine centers. We also transported COVID tests to Bay Area labs. Our DA staff also answered phone calls for residents of Marin seeking rental and housing assistance. In addition to hundreds of hours working as DSWs, our office remained open to serve our community. Our Victim Witness Unit assisted our Spanish-speaking community. Serving with a smile behind the mask!
COMPLETED INITIATIVES

- Sexual Assault Response Team (SART) exams are returning to Marin and sexual assault survivors will be examined locally by expertly trained nurses.
- Created Coordinator of Social Justice, Equity, Student Volunteers/Career, and Community Liaison position. Otis Bruce, Jr. was appointed Assistant District Attorney and leads these initiatives.
- Developed a team to review and expand our Restorative Justice Program to allow more opportunities for participation in these programs.
- In collaboration with Mom's Demand Action, Brady and community leaders established the Marin County Gun Safety Collaborative.
- As part of our commitment to transparency, a new website was launched with dashboard data and statistics. Also we have added a "Contact" form for direct communication with our community.
- Through the leadership of Assistant District Attorney Otis Bruce, Jr., created the first collaboration among diverse Marin Justice Partners - District Attorney, Public Defender, and Probation Departments and with the help of the Marin Office of Education (MCOE) and the Marin School -Law Enforcement Partnership (SLEP). These "Know Your Rights" speakers' series are the first to address diversity, equity, inclusion, and career opportunities available to students! The Speakers Series is coordinated through MCOE staff and Otis Bruce, Jr. (ADA), La Dell Dangerfield (DPD), and Marlon Washington (Probation Chief).
COMPLETED INITIATIVES

- Worked together with community group of activists and leaders to establish **community outreach, trust, understanding, transparency, and accountability** to those we serve.
- Aggressively prosecuted crimes of financial and physical abuse against Marin County seniors.
- Reduced and expunged more than **600 marijuana-related convictions**.
- We are one of the few DA offices in California with an **Immigration Relief Attorney**.
- In collaboration with Justice Partners and Veteran Services, launched the **first Marin Veterans Treatment Court**.
COMMUNITY PARTNERS AND OUTREACH (PARTIAL LIST)

- Co-Chair of the Coalition to End Human Trafficking
- Co-Chair Marin County Gun Safety Coalition
- Commissioner-Juvenile Justice and Anti-Delinquency Commission
- Center for Domestic Peace
- Community Violence Solutions
- Marin City Ministerial Alliance
- Marin County Office of Education
- Prandi Center
- Rotary
- School Law Enforcement Partnership
- Not In Our Town
- North Marin Community Services
- Alcohol Justice
- Canal Alliance
SPECIAL THANK YOU TO OUR COMMUNITY GROUP AND LOCAL ACTIVISTS (PARTIAL LIST)

Thank you to our community group of local activists who meet with our office to ensure public accountability for the office and work together for greater equity in policies and procedures enacted by the office.

- Lisa Bennett (facilitator)
- Victoria Canby - Museum of the American Indian
- Frank Shinneman - Marin Fines & Fees Coalition
- Lucie Hollingsworth - Marin Fines & Fees Coalition
- Diango Reyes - Multicultural Center of Marin
- John Wallace - Surviving The Odds Project - Youth Advocate
- Ashley Raveche - Equal Justice Society; Implicit Bias Network
- Veronica Geretz - SURJ Marin
- Nicole Nelson - Seneca
- Sarah Busher - Healing Hope & Horses
- Sammy Ramirez - Youth Leadership Institute
- Eva Lacy - Youth Leadership Institute
- Pastor Floyd Thompkins- St. Andrew Presbyterian Church

With posthumous gratitude
- Kerry Peirson - Free Agent
WHAT'S NEXT?  
COLLABORATIVE INITIATIVES  
THAT WILL TAKE FLIGHT

- Continue our commitment and collaborations with Not in Our Town to stop hate, racism, and bullying, and build a safer and more inclusive community.

- Implement a county-wide Hate/Bias Task Force, which includes a designated Hate Crime Investigator from the Marin County District Attorney's Office. This Task Force will track hate crimes and incidents, work with community partners with a focus on education, prevention, and support for victims of hate crimes and incidents. We are unaware of any District Attorney office with a designated Hate Crime Investigator.

- Launch a Blind-Race system to ensure bias is removed from filing decisions in criminal cases. This Stanford University program redacts bias-based information from police reports reviewed for the filing of criminal charges.

- Furthering our transparency commitment by working with Measures for Justice in providing outward facing data on cases after they are filed. Data points will include equity, diversity, and demographic data of cases and will track their cases through the justice system.

- Continue working with our community to hear their concerns and make the DA's Office more accessible and expand our social media presence.
WHAT'S NEXT? COLLABORATIVE INITIATIVES THAT WILL TAKE FLIGHT (CONT'D)

- Expand our Restorative Justice Programs and Services we offer victims and the most vulnerable in our community.

- In collaboration with the Public Defender, Probation Department, and Assistant DA Otis Bruce, Jr. (all African American leaders) we will expand our "Know Your Rights" Speaker Series in our schools.

- Continue participation as a member of the Juvenile Justice and Anti-Delinquency Commission.

- Continue as co-chair in the Coalition to End Human Trafficking and the Coordinated Community Response to Domestic Violence and Sexual Assault crimes.

- Continue our commitment to community outreach and education about gun safety issues with the Marin County Gun Safety Collaborative and community members.

- Together with Justice Partners we will support and participate in a Multi-Organizational Clean Slate Program to seal and/or expunge criminal convictions for those who qualify for this program.
WORKING TOGETHER TO KEEP OUR COMMUNITIES SAFE

BRINGING "FIRSTS" TO MARIN

IN PROGRESS AND FUTURE INITIATIVES
HELPFUL PHONE NUMBERS:

- Immediate Emergency Business line: 911
- Belvedere Police Department 415-435-3266
- California Highway Patrol 1-800-835-5247
- College of Marin 415-457-8811, 415-883-2211
- Central Marin Police Authority (Corte Madera) 415-927-5150
- Central Marin Police Authority (Larkspur) 415-925-5110
- Fairfax Police Department 415-453-5330
- Marin County Sheriff's Office 415-473-7250
- Mill Valley Police Department 415-388-4033
- Novato Police Department 415-897-1122
- Ross Police Department 415-453-2727
- San Rafael Police Department 415-485-3000
- Sausalito Police Department 415-289-4170
- Tiburon Police Department 415-789-2801

THANK YOU!