

# DISTRICT ATTORNEY

DISTRICT ATTORNEY..... 2070

*MEREDITH LINTOTT, District Attorney*

## DISTRICT ATTORNEY'S BUDGET UNITS

District Attorney .....	2070
<a href="#">Child Abuse Vertical Prosecution (CAVP)</a> .....	0448
<a href="#">Special Emphasis Victim Assistance Program</a> .....	0457
<a href="#">Victim / Witness Assistance</a> .....	0464
<a href="#">Anti-Drug Abuse Law Enforcement Program</a> .....	0465

## PROGRAM DISCUSSION

**Programs:** The Mendocino County District Attorney's Office is dedicated to ensure the safety of our communities through the prevention of crime and the vigorous prosecution of crime; at all times maintaining high ethical standards to ensure that justice is accomplished in all cases. The District Attorney must respond to and assist all victims of crime, paying special attention to the special needs of women, children, the mentally ill and elderly victims of vicious crime. The District Attorney also advises the Grand Jury in its investigations.

## MAJOR ACCOMPLISHMENTS IN F/Y 2008-09

**Programs:** The District Attorney's Office has been successful in sending serious offenders to state prison. Most notably: Lovell Sebastian Keller was found guilty of first-degree murder and received 25 years to life for the murder of Riley James Gibbons; Marlin received 40 to life for the murder of James Redenius. Embezzlers, sex offenders, drug dealers, and gangsters have received substantial state prison sentences. The Child Abduction Unit has been active this year in returning several children to their parents. The District Attorney has instituted, with the collaboration of the school districts, a truancy program: Attendance Improvement Monitoring, "AIM," designed to increase school attendance thereby reducing crime. A new diversion program through Western Corrections has been made available to assist first-time, low level offenders with the opportunity to receive a value based education and community service as punishment for their actions.

**Public Trust:** The District Attorney's Office has offered trainings to law enforcement and Project Sanctuary. Deputy District Attorneys have been active in coaching moot court competitors, speaking at the Reality Check program, as well as the Every 15 Minutes program to educate local high school students about the dangers of drunk driving. The District Attorney's Office has sent representatives to participate in community and agency collaborative groups such as the 'Gang Resistance is Paramount' (GRIP) program, and the Domestic Violence Council. The District

Attorney's Office also participated in designing and implementing the IMPACT Program; the focus is on helping At Risk Youth, in collaboration with Probation and other agencies to mentor children and facilitate reduction in recidivism among juveniles. The District Attorney has joined the Policy Council on Children and Youth (PCCY), the Mendo-Lake Alternative Services Board and Fight Crime: Invest in Kids. Asset forfeiture monies have been donated to the Youth Project (counseling and teen drug court programs), Nuestra Casa, Casa of Mendocino, Sober Gad Night, School of Performing Arts & Cultural Education (SPACE), Friends of Teen Drug Court, and the Jr. Trap Shooters Club. The District Attorney and deputies have attended Parole Hearings to oppose the release of dangerous criminals. News releases and interviews have been given to the local media so the public is aware of the progress of cases.

**Practices:** Criminal case filings have increased 9%. This increase in caseload has required extra commitment from both the attorneys and staff, due to staff shortages. Deputy District Attorneys are working closely with the Victim Witness Advocates and the victims of crime to ensure their needs are met. Attorneys, investigators and staff have attended educational seminars to improve their effectiveness and service to the public.

**People:** Most of the year the office was short staffed, nevertheless, the attorneys and investigators were able to attend educational training to advance careers and courtroom effectiveness.

## GOALS/OBJECTIVES FOR F/Y 2009-10

**Programs:** Continue with aggressive prosecutions to protect the public and engage with the community to prevent crime. Pursue grant funding for worker's compensation and insurance fraud cases. Become a MCLE provider thus to receive continuing education credits for local training provided by legal experts. Through collaboration with the Mendocino County Probation Department, implement a youthful offender program to teach living skills and values to juveniles so that they become productive members of the community.

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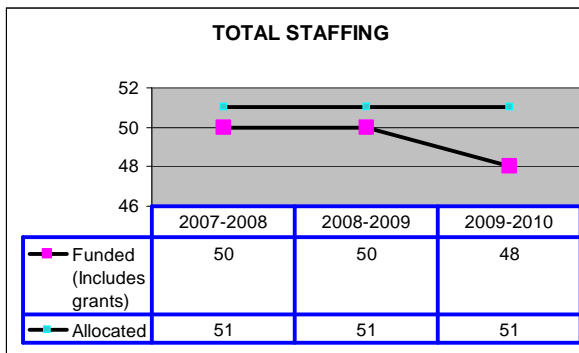
*MEREDITH LINTOTT, District Attorney*

**Public Trust:** Involvement in community forums and programs for the prevention of crime will continue and expand. Updating the District Attorney’s Office website to provide more information to the public and the media.

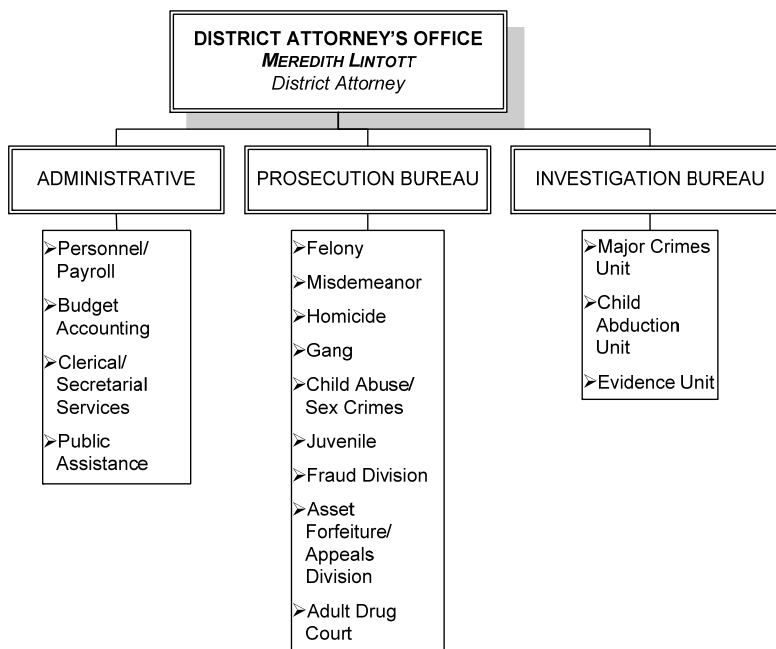
**Practices:** The Policy and Practices Manual will be updated and revised. Committees will be formed to address internal, complex issues. Training will be emphasized to obtain convictions to protect the public.

**People:** The District Attorney is requesting an additional support staff member to relieve the increased burden on existing staff.

## STAFFING CHART



## PROGRAM CHART



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## SUMMARY OF MAJOR BUDGET ACCOUNTS

### *Salaries & Employee Benefits*

- ◇ Acct. 1011 Provides funding for 37 full time positions - 48 positions including grants. 3 position will remain vacant for 2009-10 or pending other sources of revenue from grants to offset staffing costs for Victim Witness program. Increase of \$60,754 from prior year for salaries and benefits.

### *Fixed Assets*

- ◇ Acct. 4370 Provides for the purchase of fixed assets from Asset Forfeiture funds. 2008-09 Final Budget includes increase appropriation in the amount of \$4,039.

### *Revenues*

- ◇ Acct. 3310 Use of Asset Forfeiture monies for fixed assets.
- ◇ Acct. 5463 Estimate of Homicide Trail reimbursement from the State.
- ◇ Acct. 5670 Federal Prosecution Support funding.
- ◇ Acct. 7700 Revenue from DMV and Fraud Prosecution funding. Increase of \$264,986 from Consumer Fraud funding and other revenue sources.

## CEO RECOMMENDED BUDGET COMMENTS

The CEO recommends funding as submitted by the Department. This budget provides funding for 37 positions. This budget anticipates utilizing asset forfeiture funds in the amount \$145,000 to offset costs for new staffing and training costs. Elected official salary reduced by 10%. The total reduction in Net County Cost is \$(218,306).

# DISTRICT ATTORNEY

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*MEREDITH LINTOTT, District Attorney*

State Controller  
County Budget Act  
(1985)

County of Mendocino  
State of California  
Budget Unit Financing Uses Detail  
Recommended Budget for Fiscal Year 2009-10

County Budget Form  
Schedule 9

Classification:

Function: 2 Public Protection

Budget Unit: 2070 District Attorney

Activity: 201 Public Protection - Judicial

Fund: 1100 County General

Financing Uses Classification	2007-08 Budget	2007-08 Actuals	2008-09 Budget	2008-09 Actuals	2009-10 Request	2009-10 Recommend	2009-10 Adopted
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

as of 5/31/09

Salaries & Employee Benefits

861011 Regular Employees	2,473,643	2,332,138	2,648,201	2,198,732	2,855,623	2,714,990	
861012 Extra Help	40,000	49,455	20,000	73,497	20,000	20,000	
861013 Overtime Reg Emp	20,000	27,684	20,000	21,345	0	0	
861021 Co Cont Retirement	488,511	404,091	461,259	386,259	460,849	436,048	
861022 Co Cont OASDI	143,694	140,672	157,682	130,023	167,436	159,889	
861023 Co Cont Medicare	34,830	33,616	37,398	31,821	39,720	37,955	
861024 Co Cont Retire Incr	218,700	173,858	201,209	170,607	176,784	165,512	
861030 Co Cont Health Ins	280,287	292,317	337,780	281,303	404,283	382,361	
861031 Co Cont Unemp Ins	9,460	9,460	6,461	6,461	6,461	10,320	
861035 Co Cont Workers Comp	88,804	88,804	90,504	90,504	90,504	114,173	
<b>Total Salaries &amp; Employee Benefits</b>	<b>3,797,929</b>	<b>3,552,096</b>	<b>3,980,494</b>	<b>3,390,552</b>	<b>4,221,660</b>	<b>4,041,248</b>	<b>0</b>

Services & Supplies

862060 Communications	22,000	28,073	22,000	23,390	22,000	22,000	
862101 Insurance - General	25,259	25,259	21,369	21,369	21,369	13,475	
862110 Jury & Witness Expense	15,000	14,803	15,000	8,947	15,000	15,000	
862120 Maint - Equip	2,000	3,481	3,000	2,301	3,000	3,000	
862150 Memberships	10,000	8,095	10,000	10,920	10,000	10,000	
862170 Office Expense	159,730	146,791	130,000	133,239	114,409	114,409	
862181 Auditing/Fiscal Svcs	1,500	0	1,500	0	1,500	1,500	
862182 Data Processing Svcs	2,000	0	0	0	0	0	
862183 Legal Fees	500	0	500	0	500	500	
862185 Medical/Dental Svcs	0	636	1,500	104	1,180	1,180	
862187 Education & Training	40,000	48,973	40,000	45,544	32,000	32,000	
862189 Prof/Spec Svcs - Other	25,000	58,645	28,000	81,153	28,000	28,000	
862190 Publ/Legal Notice	1,000	403	1,000	0	1,000	1,000	
862200 Rent/Lease - Equip	0	0	0	0	0	0	
862220 Small Tool/Instrument	0	0	0	0	0	0	
862230 Info Tech Equip	43,000	686	17,660	11,520	17,660	17,660	
862239 Spec Dept Expense	255,474	66,571	290,106	47,488	290,000	290,000	
862240 Spec Dept Fund	2,500	2,816	2,500	4,315	5,000	5,000	
862250 Trans/Travel	45,000	50,066	39,362	37,681	34,000	34,000	
862253 Travel Out of County	10,000	5,258	7,000	2,018	7,000	7,000	
<b>Total Services &amp; Supplies</b>	<b>659,963</b>	<b>460,557</b>	<b>630,497</b>	<b>429,987</b>	<b>603,618</b>	<b>595,724</b>	<b>0</b>

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*MEREDITH LINTOTT, District Attorney*

Financing Uses Classification	2007-08 Budget	2007-08 Actuals	2008-09 Budget	2008-09 Actuals	2009-10 Request	2009-10 Recommend	2009-10 Adopted
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
as of 5/31/09							
Fixed Assets							
864360 Structure/Improvement	12,000	0	0	0	0	0	
864370 Equipment	0	8,387	4,039	4,359	4,039	4,039	
Total Fixed Assets	12,000	8,387	4,039	4,359	4,039	4,039	0
Expend Transfer & Reimb							
865380 Intrafund Transfer	(15,000)	(4,588)	(15,000)	(2,436)	(15,000)	(15,000)	
865802 Oper Transfer Out	0	6,788	0	0	0	0	
Total Expend Transfer & Reimb	(15,000)	2,200	(15,000)	(2,436)	(15,000)	(15,000)	0
Total Net Appropriations	<u>4,454,892</u>	<u>4,023,240</u>	<u>4,600,030</u>	<u>3,822,462</u>	<u>4,814,317</u>	<u>4,626,011</u>	<u>0</u>
Less: Revenues							
823310 Asset Forfeiture	97,000	26,829	41,699	116,124	145,000	145,000	
825398 SB90 Reimb	0	725	0	12,814	0	0	
825463 Homicide Trial/Indigent	0	0	0	0	0	0	
825490 State Other	25,000	29,385	25,000	15,265	25,000	25,000	
825670 Federal Other	150,000	381,327	150,000	0	25,000	25,000	
827600 Other Sales	5,000	6,587	5,000	7,969	6,000	6,000	
827700 Other	168,400	129,816	187,000	132,622	421,986	451,986	
Total Revenues	<u>445,400</u>	<u>574,669</u>	<u>408,699</u>	<u>284,794</u>	<u>622,986</u>	<u>652,986</u>	<u>0</u>
Total Net County Cost	<u>4,009,492</u>	<u>3,448,571</u>	<u>4,191,331</u>	<u>3,537,668</u>	<u>4,191,331</u>	<u>3,973,025</u>	<u>0</u>



# DISTRICT ATTORNEY

**SPECIAL EMPHASIS VICTIM ASSISTANCE (SEVA).....0457**

*MEREDITH LINTOTT, District Attorney*

## GRANT DESCRIPTION

The Special Emphasis Victim Assistance (SEVA) Program provides victim services to Hispanic and Native-American crime victims in Mendocino County. The Program provides comprehensive victim services within the Criminal Justice System, including support, case status and information, and victims' rights. The SEVA Program focuses on outreach and is culturally specific and sensitive. Specifically, transportation and translation are provided to facilitate victims' access to the Criminal Justice System and access to available resources, including financial aid, to assist in the recovery from the crime. SEVA assists victims with restitution and with applications to the Victims of Crime Program for financial benefits for therapy, medical expenses, funeral/burial expenses, and wage loss. The goal of the program is to ensure access to prosecution and services, sensitive treatment, and prevent additional trauma for Latino/Native-American crime victims in the Criminal Justice System, through a culturally specific program.

**GRANT INCEPTION DATE** July 1, 1997

**CURRENT GRANT PERIOD** July 1, 2009 to June 30, 2010

**SOURCE OF FUNDS** Federal VOCA funds administered by the California Emergency Management Agency (CalEMA), Criminal Justice Programs Division.

**CONTINUITY OF GRANT** Grant was originally competitive. Currently, it is ongoing with an annual RFA allocation.

## GRANT RESTRICTIONS AND PROVISIONS

Grant does not allow for indirect or overhead costs. The ceiling for this grant is estimated to be \$110,000. The District Attorney's Budget Unit 2070, Line Item 862239 (Special Dept. Expense, i.e. Grant Support) will need to support this program with a total contribution of \$113,295.

<b>EMPLOYEES</b>	<b>(full time equivalent)</b>	<b>Grant Funded</b>	<b>General Funds</b>
SEVA Coordinator	.50	100%	0%
SEVA Advocate	1.00	78%	22%
SEVA Advocate	1.00	0%	100%
Staff Assistant II (Reception)	.25	0%	100%
Staff Assistant II (VOC Claims Clerk)	.25	0%	100%

## GRANT FUNDING AND BUDGET

### Revenues:

Grant Fund	\$ 110,000	
DA Budget County Match	\$ 27,500	BU 2070, Line Item #862239
DA Budgetary Support of SEVA	\$ 113,295	BU 2070, Line Item #862239

### Expenditures:

Personnel:	\$ 214,099
Operating Expenses:	7,996
Other Costs: ( <i>Audit</i> )	1,200
Indirect Costs:	<u>0</u>
<b>TOTAL</b>	<b>\$ 223,295</b>

Total Projected Program Costs = \$ 223,295

**COUNTY MATCH REQUIRED** Yes

**COUNTY MATCH AMOUNT** \$27,500 (Budgeted in BU 2070, Line Item 862239)

**INDEPENDENT AUDIT REQUIRED** Yes

# DISTRICT ATTORNEY

VICTIM/WITNESS ASSISTANCE ..... 0464

*MEREDITH LINTOTT, District Attorney*

## GRANT DESCRIPTION

The Victim/Witness Program provides comprehensive services to victims and witnesses of all types of crime in Mendocino County, while providing comprehensive victim services within the Criminal Justice System. Victim/Witness services include crisis intervention, emergency assistance resources, referral for counseling to agencies within the community and direct counseling of the victim pertaining to problems resulting from the crime. Staff assists, as needed, with funeral/burial arrangements and in obtaining temporary/criminal protective orders.

Victim/Witness staff participates in witness protection, including arranging for law enforcement protection and/or relocating victims/witnesses in new residences. Additional support is provided by processing, filing, and verifying claims filed by victims of crime. Orientation to the criminal justice system is offered, as well as court escorts.

Victims are assisted in obtaining the return of their property that has been held as evidence by law enforcement agencies. Staff also assists victims in ascertaining economic losses and obtaining restitution for same.

Appropriate court cases are monitored in order to keep victims and witnesses apprised of the progress and outcome of their case(s).

Witnesses are notified of any changes in the court calendar which affect their transportation.

At the request of a victim, staff makes notifications to friends, relatives and employers about the occurrence of the crime and the victim's condition. Additionally, if the victim requests, staff works with employers to minimize any loss of pay or other benefits which may result because of the crime, or the employee's participation in the criminal justice system.

Presentations and training are offered to Criminal Justice System agencies along with public presentations.

Victim/Witness provides the Probation Department, District Attorney's Office and courts with information relevant to victims losses, prior to the imposition of sentence.

The goal of the Program is to ensure access to prosecution and services, sensitive treatment for crime victims (and witnesses) in the Criminal Justice System and, prevent further trauma. Victim/Witness has provided these services from within the District Attorney's Office for 27 years.

**GRANT INCEPTION DATE** 1982

**CURRENT GRANT PERIOD** July 1, 2009 to June 30, 2010

**SOURCE OF FUNDS** California Emergency Management Agency (CalEMA)

**CONTINUITY OF GRANT** Ongoing, with annual RFA allocation.

## GRANT RESTRICTIONS AND PROVISIONS

*Does the grant allow for indirect or overhead costs?* Grant does allow for indirect or overhead costs. The ceiling for this grant is estimated to be \$123,681. The District Attorney's Budget Unit 2070, Line Item 862239 (Special Dept. Expense, i.e. Grant Support) will need to support this program by contributing \$86,816.

EMPLOYEES	(full time equivalent)	Grant Funded	General Funds
Victim Witness Coordinator	.50	100.0%	0.0%
Victim Witness Advocate	1.00	81.5%	18.5%
Staff Assistant II (Reception)	.75	81.0%	19.0%
Staff Assistant II (VOC Claims Clerk)	.75	0.0%	100.0%

DISTRICT ATTORNEY

VICTIM/WITNESS ASSISTANCE ..... 0464

*MEREDITH LINTOTT, District Attorney*

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**GRANT FUNDING AND BUDGET**

**Revenues:**

Grant Funding	\$ 123,681	
DA Budgetary Support of V/W Assistance	\$ 86,816	BU 2070, Line Item #862239

**Expenditures:**

Personnel:	\$ 187,578	
Operating Expenses:	14,419	
Other Costs ( <i>Audit</i> ):	1,500	
Indirect Costs:	<u>7,000</u>	
TOTAL	\$ 210,497	

Total Projected Program Costs = \$ 210,497

<b>COUNTY MATCH REQUIRED</b>	No
<b>COUNTY MATCH AMOUNT</b>	None
<b>INDEPENDENT AUDIT REQUIRED</b>	Yes

# DISTRICT ATTORNEY

**ANTI-DRUG ABUSE LAW ENFORCEMENT PROGRAM..... 0465**

*MEREDITH J. LINTOTT, District Attorney*

## GRANT DESCRIPTION

The Anti-Drug Abuse Law Enforcement Program (ADA) is funded by the California Emergency Management Agency (CalEMA). This grant promotes a coordinated approach between law enforcement and prosecution to combat drug sales, manufacturing, and distribution of all commercial drugs (e.g. heroin, cocaine, methamphetamine, LSD) with the exception of marijuana cases. Emphasis is on convicting violent and serious offenders and enforcing drug control laws. The assigned Deputy District Attorney, DA Investigator and Legal Secretary work closely with the Mendocino Major Crimes Task Force, the investigating agency for ADA cases, and the ADA Steering Committee.

**GRANT INCEPTION DATE** July 1, 1993  
**CURRENT GRANT PERIOD** July 1, 2009 to June 30, 2010  
**SOURCE OF FUNDS** California Emergency Management Agency (CalEMA)  
**CONTINUITY OF GRANT** Ongoing, with annual RFA allocation.

## GRANT RESTRICTIONS AND PROVISIONS

Grant does allow for indirect or overhead costs. The District Attorney's Budget Unit 2070, Line Item 86-2239 (Special Dept. Expense, i.e. Grant Support) will need to support this program by contributing \$44,362.

<b>EMPLOYEES</b>	<b>(full time equivalent)</b>	<b>Grant Funded</b>	<b>General Funds</b>
Deputy District Attorney IV	1.00	60%	40%
District Attorney Investigator	.20	80%	20%
Legal Secretary	.35	60%	40%

## GRANT FUNDING AND BUDGET

### Revenues:

Grant Funding	\$ 128,348	
DA Budgetary Support of ADA	\$ 6,521	BU 2070, Line Item #862239

### Expenditures:

Personnel:	\$ 128,918
Operating Expenses:	4,451
Other Costs-Audit:	1,500
Indirect Costs:	<u>0</u>
<b>TOTAL</b>	<b>\$ 134,869</b>

Total Projected Program Costs = \$ 134,869

**COUNTY MATCH REQUIRED** No  
**COUNTY MATCH AMOUNT** None  
**INDEPENDENT AUDIT REQUIRED** Yes