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FALLON



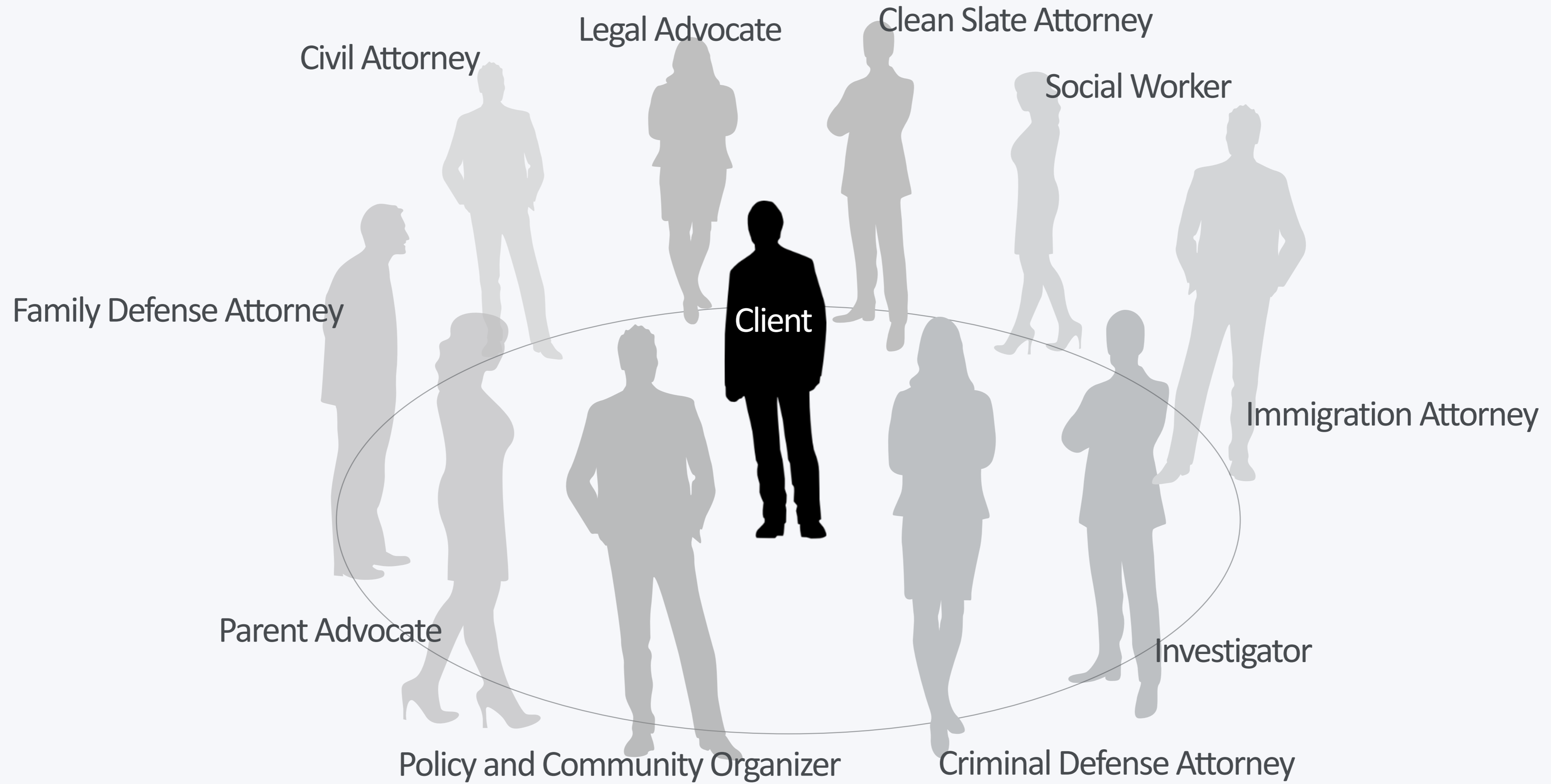
FY 2023-24 MOE BUDGET

April 11, 2023

Presented By: Brendon D. Woods, Public Defender



HOLISTIC DEFENSE



MISSION

Protect. Defend. Serve.

To zealously protect and defend the rights of our clients through compassionate and inspired legal representation of the highest quality, in pursuit of a fair and unbiased system of justice for all.

MANDATED SERVICES

The Public Defender is the primary defense attorney for indigent individuals accused of crimes or otherwise facing potential incarceration or loss of liberty.

1

DEATH PENALTY CASES

2

FELONIES

3

MISDEMEANORS

4

MINORS

5

APPEALS

6

PRCS VIOLATIONS/
PAROLE REVOCATION HEARINGS

7

CLEAN SLATE

8

IMMIGRATION

2023-24 FINANCIAL SUMMARY



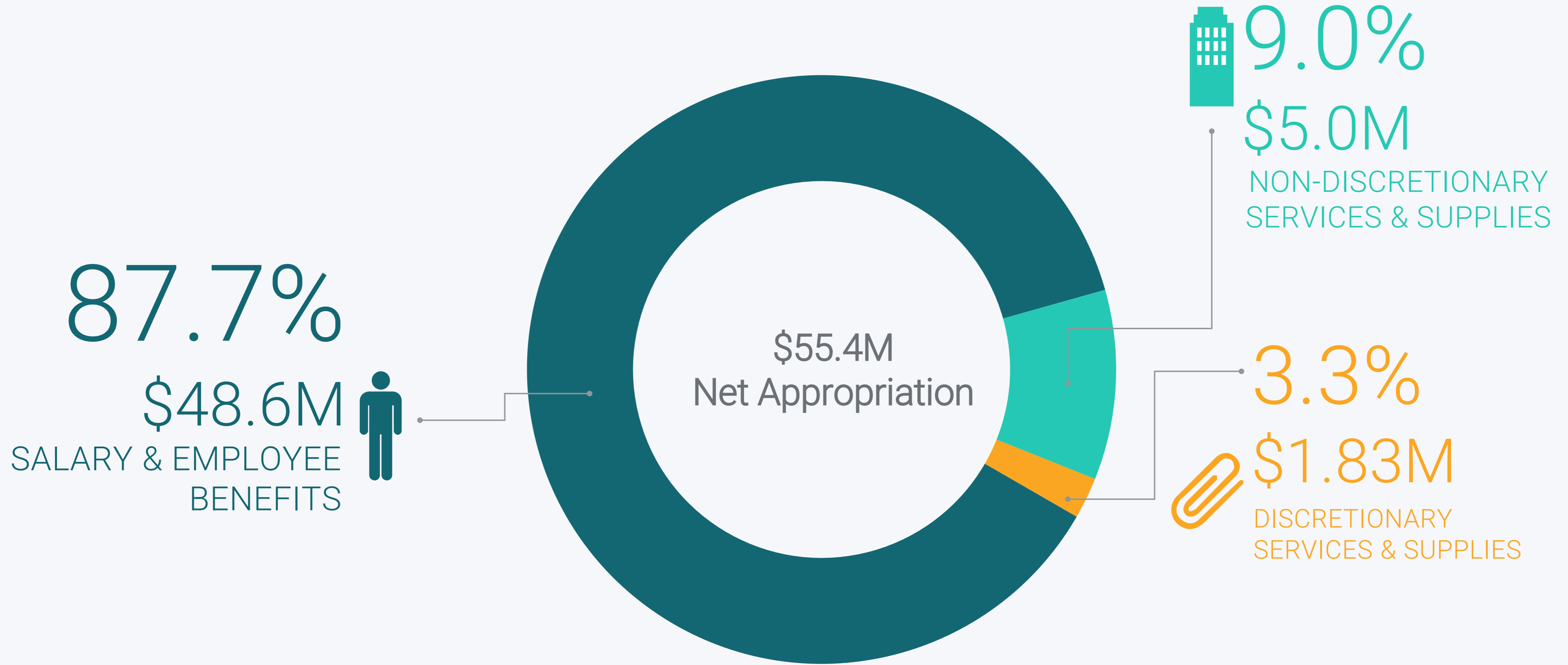
	2022-23	2023-24	Change from 2022-23	
	Approved Budget	MOE Budget	Amount	%
Appropriations	\$51,156,917	\$54,139,805	\$2,982,888	5.8%
Revenues	\$4,208,937	\$4,269,235	\$60,298	1.4%
Net County Cost	\$46,947,980	\$49,870,570	\$2,922,590	6.2%
FTE – Mgmt.	138.99	138.99	0.00	0%
FTE – Non-Mgmt.	61.83	61.83	0.00	0%
Total FTE	200.82	200.82	0.00	0%

MAJOR COMPONENTS OF NET COUNTY COST (NCC) CHANGE



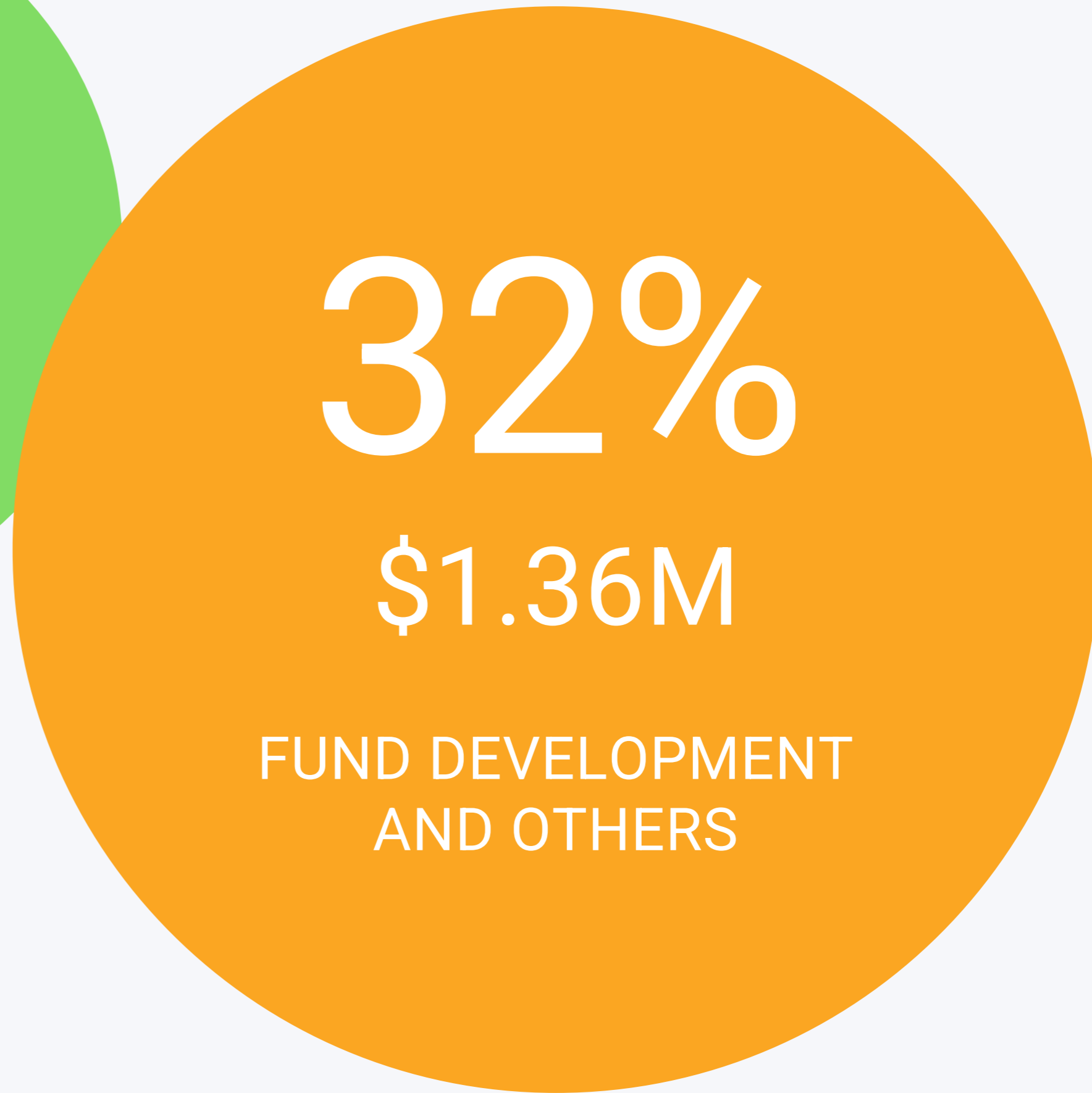
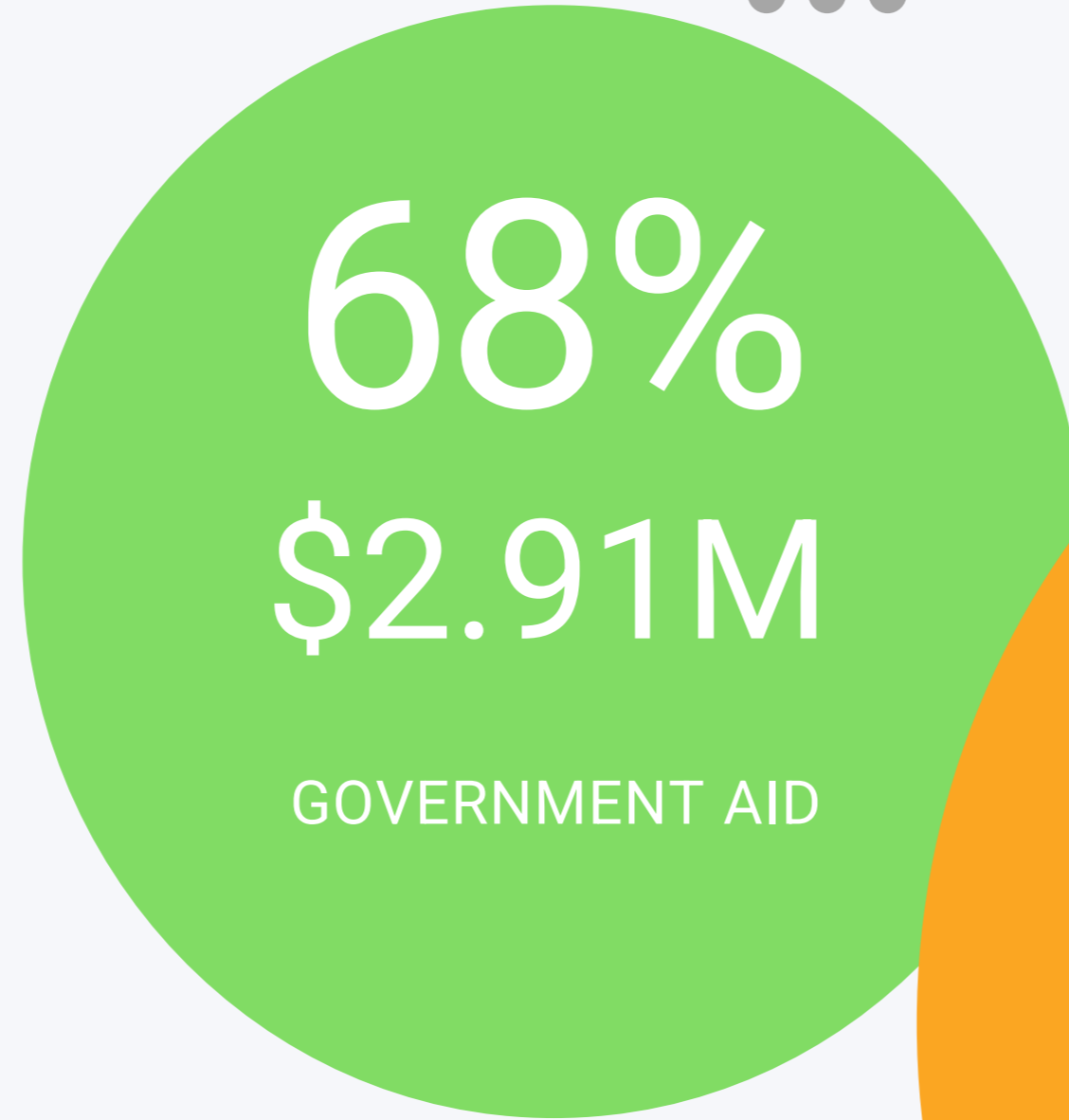
Component	NCC Change
Salary & Employee Benefits	\$2,417,519
ISF Adjustments	\$457,706
DS&S	\$107,663
Revenue	(\$60,298)
Total Change in NCC	\$2,922,590

APPROPRIATIONS BY MAJOR OBJECT



- \$1.2M Intra-Fund Transfer

REVENUES BY SOURCE



TOTAL REVENUE: \$4.27M

INDIGENT DEFENSE – COMBINED

Public Defender and Contracted Indigent Defense Services (CAAP)



	2022-23	2022-23	2023-24	2023-24	Net County Cost Change from 2022-23	
	Approved Appropriations	Approved Net County Cost	MOE Appropriations	MOE Net County Cost	Amount	%
Public Defender	\$51,156,917	\$46,947,980	\$54,139,805	\$49,870,570	\$2,922,590	6.2%
CAAP	\$7,632,205	\$7,398,432	\$7,632,205	\$7,398,432	\$0	0.00%
Total	\$58,789,122	\$54,346,412	\$61,772,010	\$57,269,002	\$2,922,590	5.4%

FUND DEVELOPMENT

\$3,278,334 Secured

...



\$25,000

Firedoll
Foundation



\$40,000

Peralta
Colleges/
Laney
College



\$50,000

Immigrant
Legal
Defense



\$1,000,000
(\$1M per year over 3 years)

Crankstart
Foundation



\$2,136,334

Public
Defense Pilot
Program
(BSCC)

The image features a night-time photograph of the California State Capitol building, illuminated from below. The building's iconic dome and classical architectural details, such as columns and statues, are clearly visible against a dark blue sky. A diagonal blue overlay covers the right side of the image, where the text is placed.

LEGISLATIVE CHANGES WITH BUDGET IMPACTS

AB 2542 Racial Justice Act

SB 1209 Resentencing for Veterans

AB 2629 Removal of Juvenile Strikes

AB 823 Department of Juvenile Justice Realignment

AB 2644 Notification to Public Defender when Juvenile is in Custody

SB 483 Resentencing to Remove Sentence Enhancement

AB 625 California Public Defender Workload Study

HUMAN IMPACTS OF FUNDING REDUCTION



- ⊗ Increased time in custody for:
 - people who have been convicted; and
 - people who have not been convicted of a crime
- ⊗ Results in:
 - Unnecessary separation of families
 - Loss of housing
 - Loss of employment
- ⊗ Reduced access to Clean Slate remedies
- ⊗ Reduced access to rehabilitation services
- ⊗ Increased deportations
- ⊗ Reduced ability to recruit and retain quality staff

HUMAN IMPACTS OF FUNDING REDUCTION



Changing America
Shared Destiny. Shared Responsibility.

Respect Sustainability Resilience Enrichment Video Well-Being Opinion Who We Are

Opinion

To prevent wrongful convictions, invest in public defense solutions

By Emily Galvin-Almanza

Break the cycle of re-arrest

[Read Full Story](#)

The Washington Post
Democracy Dies in Darkness

This article was published more than **1 year ago**

LEGAL ISSUES

Guest Post: Public defenders can do more for public safety – if we let them

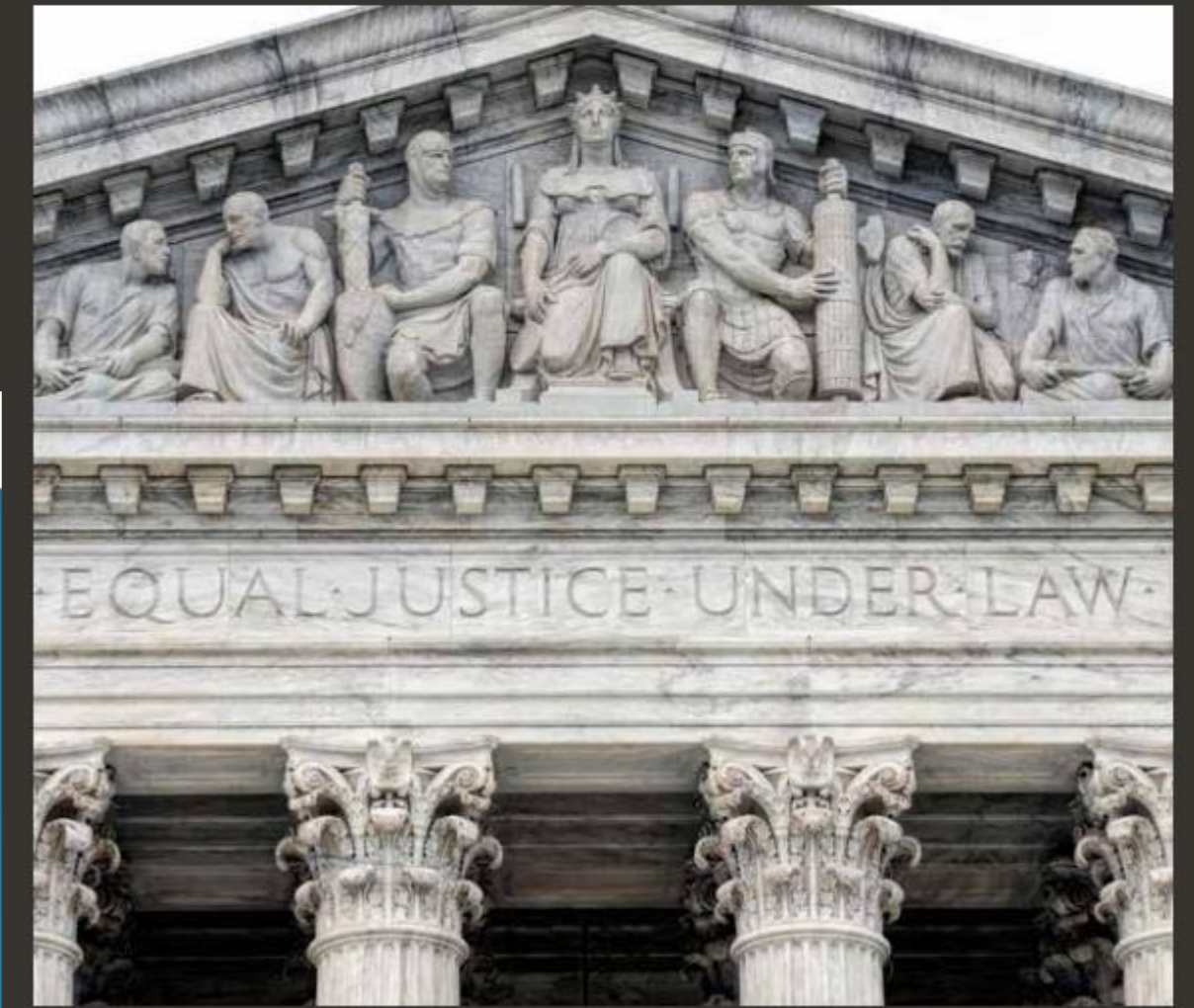
Veteran defense lawyer suggests ways to reduce crime by providing services from the defense side

By [Tom Jackman](#)

July 23, 2021 at 8:00 a.m. EDT

publicdefender.

Assessing the Provision of Criminal Indigent Defense



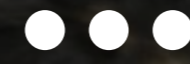
LAO

GABRIEL PETEK | LEGISLATIVE ANALYST
SEPTEMBER 2022

USE OF DELPHI METHOD IN ABA SCLAID PUBLIC DEFENSE WORKLOAD STUDIES: A REPORT ON LESSONS LEARNED

ABA AMERICAN BAR ASSOCIATION
Standing Committee on Legal Aid and Indigent Defense

HOLISTIC CRIMINAL DEFENSE



Opened 24,726 files and represented 26,674 individuals



Eliminate Poverty/Hunger



Employment for All



Eliminate Homelessness



Prosperous and Vibrant Economy



Thriving & Resilient Population

SOCIAL WORKER UNIT



Assessed the needs of 267 Public Defender clients.



Crime Free County

90% of recommended treatment plans accepted by the courts

GOAL: Increase the number of clients who participate in treatment in lieu of incarceration.



Fiscal Stewardship

GOAL: Continue to save County money by successfully advocating for treatment and other services in lieu of incarceration.



Employment for All

GOAL: Increase number of clients with reduced barriers to employment and occupational licensing through treatment and other services.



Eliminate Homelessness

GOAL: Increase number of clients with reduced barriers to obtaining housing through Social Worker services.



Collaboration

GOAL: Increase already expansive network of over 50 community partners to assist with successful reentry.



Emerson & his father

EMERSON

- Emerson D. was referred to the Public Defender Social Work Department at the age of 19. He had fled his country at 15, gangs had threatened his life. Upon arriving to the United States, he was alienated, without family, had endured significant trauma, and began abusing drugs in an ineffective attempt to cope with difficult emotions.
- After working with a Spanish-speaking Public Defender Social Worker, he began processing his trauma. They worked closely together to re-engage Emerson in school, connected him with a case manager, and assist him in finding a job.
- Emerson is now sober, employed, and a proud father of two beautiful infant boys.

Holistic Defense Mitigation Specialist



Alexis Davis
Adult Felony



Diego Cardenas
Educational Youth
Advocate



Elvia Gutierrez
Adult Felony/Post Conviction



Isacha Sandy
Adult Felony



Kristen Black
Post Conviction



Manuel Ortiz
Adult Felony



Marynella Woods
Clinical Supervisor



Sascha Atkins-Loria
Juvenile



Parmveer Deol
Adult Felony



Tanaya Reid
Post Conviction
publicdefender.ca.gov.org



Taylor Kohles
Post Conviction



Vy Ly
Adult Felony

POST CONVICTION UNIT



Mr. LR – Grew up in East Oakland and witnessed extreme domestic violence. When he was 17, he was sentenced to 17 years to life. He served 31 years and was unsuccessful at 7 parole hearings before our office helped. He was released in 2022 and is now employed and living in Castro Valley

Mr. JM – Was sentenced to 20 years when he was 22 years old. In Prison he participated in Delancey Street Honors and other programs, earned his GED. After 11 years we were able to get him released. He is engaged and employed.

Mr. JB – Was sentenced to 27 years in prison. He completed extensive programming in prison. The victim did not oppose his release. 15 community members came to court. He had over 30 letters of support. Released after 10 years.

POST CONVICTION UNIT

In the first year of our Post Conviction Unit

Saved people 234 years of incarceration

\$26,369,694



8 Advocates for 2 years, trained by the Bronx Defenders



Healthcare for All

PFJ Advocates enhanced access to preventative and supportive health services for **298** Public Defender clients.

GOAL: Increase access to health services by assisting more clients with food services, health insurance, disability insurance, medical services referrals, mental health services referrals, substance use services referrals and more.



Employment for All

PFJ Advocates assisted **143** clients with obtaining/retaining employment.

GOAL: Increase number of clients referred to employment services, assisted with job searches, supported with professional licensing, and assisted with employer negotiation/intervention.



Eliminate Poverty/Hunger

PFJ Advocates provided benefit/food assistance to **162** clients.

GOAL: Increase the number of residents enrolled in food assistance programs.



Eliminate Homelessness

PFJ Advocates assisted **296** clients with housing.

GOAL: Increase number of clients assisted with housing including housing searches, applications, and landlord negotiations.

CLEAN SLATE UNIT



Successfully acquired dismissals and reductions of convictions in 2,055 cases, reducing barriers and assisting with:



Prosperous and Vibrant Economy

GOAL: Increase number of clients contributing to a vibrant economy through reduced barriers to employment.



Collaboration

GOAL: Increase Clean Slate Clinic work with East Bay Community Law Center, District Attorney's Office, and Probation Department.



Crime Free County

GOAL: Increase the number of clients with reduced barriers to employment and housing, which is known to reduce crime and recidivism.



Eliminate Homelessness

GOAL: Increase number of clients with reduced barriers to housing through Clean Slate services.



Employment for All

GOAL: Increase number of clients with reduced barriers to employment and occupational licensing through Clean Slate services.



Clean Slate Petitions 2022

Petitions Filed: 2,177

Petitions Granted: 2,055

Success Rate: 94%

CLEAN SLATE CLIENT STORY: "W"

- **BEFORE CONTACTING CLEAN SLATE:** W applied for housing and was asked about her conviction history and had her application rejected in violation of a local housing ordinance.
- **WHAT CLEAN SLATE DID:** (1) Got W's only Alameda County conviction dismissed, (2) informed her about the ordinance, and (3) helped her file a complaint pursuant to the housing ordinance.
- **AFTER CLEAN SLATE:** The complaint resulted in W getting the apartment she had applied for.

"I'm really grateful and could not have been at my new address without you . . . and your colleagues . . . Thank you for your determination to make sure the laws were up to par on my behalf . . ." -W



CLEAN SLATE CLIENT STORY: KM

- **BACKGROUND:** Turned 18 just before his first and only felony conviction.
- **BEFORE CS:** “Before I couldn’t do anything. I was more limited in what I could do and didn’t have that many options of jobs to pick from. I was rejected by jobs due to my background. That’s not the case now...”
- **WHAT CS DID:** Helped KM have his conviction dismissed and his felony reduced to a misdemeanor.
- **AFTER CS:** KM got a job with an Amazon fulfillment center and says he “was able to get the job because of the clean slate.” KM says he is also likely to pursue a guard card now that he is more confident that he can pass the background check, and noted he is exploring options for pursuing higher education.

“I’m glad I was able to move past [my record] so I could better my situation and my surroundings.” -KM



IMMIGRATION REPRESENTATION UNIT



Provided removal defense in 152 cases in 2022 and conducted 1,000 *Padilla* consults.

(Padilla states that criminal defense attorneys must advise noncitizen clients about the deportation risks of a guilty plea.)

Helped stop deportations, vacated convictions that made clients deportable, and successfully challenged statutory and constitutional violations of clients' rights before Federal Courts.



Prosperous and Vibrant Economy

GOAL: Continue to secure immigration status for noncitizen clients, helping them secure the right to live and work in the United States and contribute to a prosperous economy.



Eliminate Poverty/Hunger

GOAL: Continue to secure immigration status for noncitizen clients, helping them secure the right to live and work in the United States.



Crime Free County

GOAL: Continue to connect clients with rehabilitative treatment programs in the course of deportation defense representation to prevent recidivism.



Employment for All

GOAL: Continue representing all eligible clients on work permit applications securing rights to work for immigrant clients pending deportation proceedings.

IMMIGRATION REPRESENTATION UNIT



Ms. MA – Lived in the U.S. since she was 18 and was a LPR. Her husband was abusive for 20 years. In 2010 she was sentenced to life without the possibility of parole. Gov. Brown commuted her sentence in 2018. In 2021 she went from prison to immigration detention. She represented herself in immigration court and lost. We appealed, won her freedom on March 28 and are fighting to regain her legal status.



Mr. OV – Was eligible for Special Immigrant Juvenile Status based on abuse by a parent. We represented him, he was granted SIJS and became a LPR a few months ago. He is now married, a new father, and employed.



JUVENILE REPRESENTATION



- Created AHEAD program (Advocates for Holistic Education and Development) Has worked with 32 youth.
- Participated significantly as a member of the JJCC SB 823 subcommittee to continue to improve Alameda County's Secure Track program.
- 100% of juvenile clients facing transfer to adult court who received social worker intervention remained in juvenile.
- Met with the Oakland Mayor and numerous police agencies to discuss juvenile justice issues.
- 351 Juvenile Miranda calls

VOICE

(VOTER OUTREACH INCREASES COMMUNITY EMPOWERMENT)



Registered 1,517 clients
in Santa Rita Jail
to vote

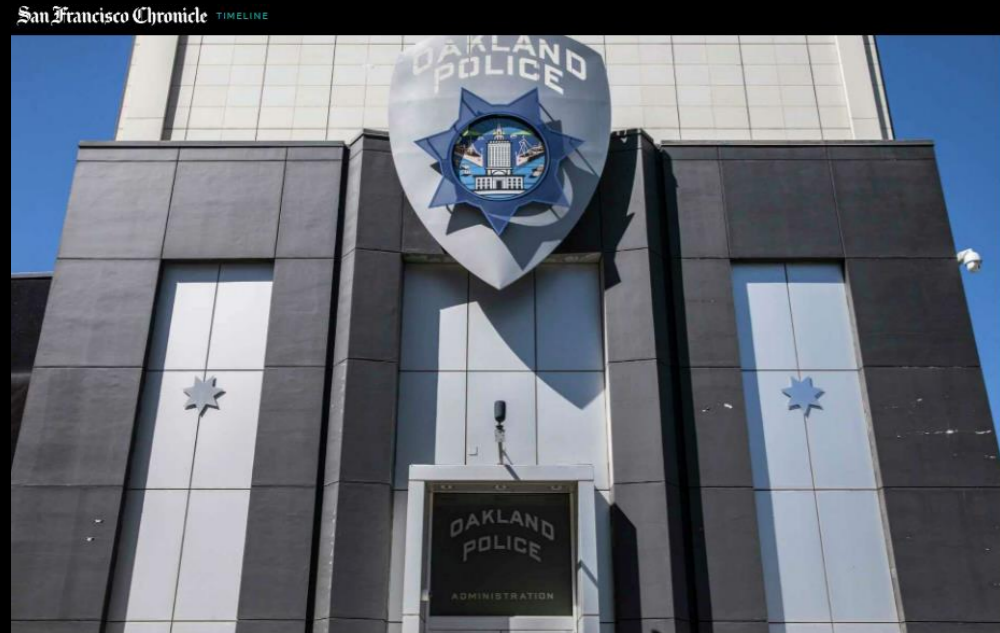
A photograph of three students in a school hallway. On the left, a young Black male with white earbuds and a black t-shirt with the LYR.I.C. logo. In the center, a young woman with curly hair and a black t-shirt with the LYR.I.C. logo. On the right, a young Hispanic male with a black t-shirt with the LYR.I.C. logo. They are all smiling. The background shows grey lockers against a yellow wall.

LYR.I.C.

Learn Your Rights In California

Educated 6,000 Students
Over 425 in 2022

POLICE MISCONDUCT ATTORNEY



Oakland police have faced scandals and controversies for two decades. Here's a look back

Chief LeRonne Armstrong's firing is the latest twist in the department's troubled history
By Sarah Ravani, Alejandro Serrano and Steve Rubenstein | Feb. 15, 2023 | Updated: Feb. 15, 2023 5:13 PM

CITY HALL & POLICING

'Systemic failures' found in Oakland police investigations of officer misconduct

The Oakland Police Department's troubled history spans more than 20 years and nearly a dozen police chiefs over the same period. The department has been under federal oversight for two decades because of the so-called Riders scandal, in which six men in

A sergeant who failed to report a hit-and-run and later destroyed evidence after an elevator shooting was found in OPD's internal affairs.

by Darwin BondGraham
January 18, 2023



KQED Inform. Inspire. Involve. Sign

News Politics Science Education Housing Immigration Criminal Justice Silicon Valley More Live Radio Forum

FORUM

Oakland Police Department's "Brutality, Corruption and Cover Up" and Long Road toward Reform

LISTEN

Hosted by Alexis Madrigal Jan 12 at 9:00 AM Save Article

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Lake Merritt parking meters | Tiny-house homeless shelter to close | Oakland's eviction moratorium

CITY HALL & POLICING

'I was not truthful': Murder conviction overturned after witness says Oakland police officer paid for her testimony

A star witness who sent a man to prison for life in a 2011 slaying revealed recently she felt "pressured" to lie by an OPD officer.

by Darwin BondGraham
March 27, 2023

EAST BAY TIMES

Crime and Public Safety | Oakland police hit with scathing report, more...

BREAKING NEWS 'Mindboggling': Will Monday's big snow tally break a 1952 record in the Sierra Nevada?

NEWS CRIME AND PUBLIC SAFETY News

Oakland police hit with scathing report, more fallout from misconduct scandal

Former police captain fired from new job as others placed on leave

AKLANDPOLICECA @OAKLANDPOLICECA

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PUBLIC DEFENDER VISION 2026 10X GOALS



- 1. Reduce number of people incarcerated at Santa Rita
- 2. Reduce number of people incarcerated in state prison from Alameda County
- 3. Reduce racial disparities in criminal legal system in Alameda County
- 4. Increase the diversity on our juries
- 5. Increase Funding for Public Defense



6TH AMENDMENT: RIGHT TO COUNSEL

