

- Roll Call**
- The meeting was held via the BlueJeans Platform and came to order at 5:31 p.m. All Board members were present except Edward Collins, Lourdes Silva and Tim Ware.
- Public Comments**
- Yusif Miller of the North County Justice Coalition and Racial Justice Coalition of San Diego expressed concern regarding the loss of lives in San Diego County. Mr. Miller informed CLERB of the Saving Lives in Custody Campaign and his support of the Independent State Audit of lives in custody.
 - Darwin Fishman a member of the Racial Justice Coalition of San Diego and the Equity and Justice Coalition of North County expressed support of CLERB, civilian oversight, and law enforcement in San Diego County. He also echoed support of a statewide audit of in-custody deaths. Mr. Fishman thanked Mr. Parker for agreeing to participate in a townhall. The townhall is scheduled for Tuesday, March 23, 2021, and is an opportunity for the community to learn about CLERB and ask questions.
 - Pat Warner a member of the North County Chapter stated her strong support to the enhancement of audio and video usage with the hope of seeing the deficiencies corrected so no area of a detention facility is generally known as "free of surveillance". Ms. Warner also stated that these actions were necessary for public trust during law enforcement interactions, as well as staff protection.
 - Tom Packard asked the Board to describe how it decides to respond to comments and messages it receives, specifically what criteria is used. Mr. Packard stated that this information would assist individuals who wish to speak during public comment. He also reminded the Board of his inquiry regarding death numbers and whether the Board was having discussions with the Sheriff's Department about these numbers. Mr. Packard thanked the Board for the opportunity to speak.
 - Suzanne Hume the Educational Director and Founder of cleaneearthforkids.org and member of the North County Equity and Justice Coalition thanked the Board for taking the following issues seriously: the high death rate of in-custody inmates, the need for an external audit and the San Diego County Sheriff's Department de-escalation training procedures.
 - Robin Sales with the Law Enforcement Accountability Group and SURJ North County expressed appreciation for CLERB'S members regarding the re-evaluation of CLERB Case 19-128. Ms. Sales stated that the decision made by the Board showed its independence from the Sheriff's Department and aids in the community's trust in the Board. Ms. Sales stated her excitement about the upcoming townhall meeting on March 23, 2021 and stated that CLERB's participation was vital to gain the community's trust.
 - Sharaz Prater an Orthodontist in Southbay stated that she was intrigued to learn of this Board's existence. Ms. Prater stated that through her platform many ethnicities and racial groups could be reached informing the communities that they have a voice. Ms. Prater thanked the Board for their time and the opportunity to speak.
 - Enrique Morones submitted written comments (attached).
- Minutes Approval**
- Robert Spriggs made a motion to approve the February 2021 meeting minutes. The motion was seconded by Gary Wilson. Dave Alberga abstained from the vote. The vote was unanimous; the motion carried.
- Presentation/Training**
- There was no presentation or training.
- Executive Officer's Report**
- Overview of Activities of CLERB Executive Officer and Staff Overview of Activities of CLERB Executive Officer (EO) and Staff
 - On February 11, 2021, Mr. Parker provided a CLERB Update at the Chief Administrative Officer's Leadership Team Meeting. The meeting was attended by executive and senior management personnel from every County department.
 - On February 18, 2021, Mr. Parker met with Deputy Sheriffs' Association President David Leonhardi.
 - On February 22, 2021, Chair Youngflesh, Vice-Chair Delaney, and Mr. Parker met with Board of Supervisors (BOS) Chair Nathan Fletcher.
 - On March 2, 2021, Mr. Parker presented the CLERB Annual Report to the BOS.
 - County Communications issued a press release about the 2020 Annual Report after the BOS presentation.
 - On March 6, 2021, Mr. Parker offered to present the CLERB 2020 Annual Report and provide a CLERB General Overview to the city managers of the nine cities under contract with the San Diego Sheriff's Department for the provision of law enforcement services. As of this moment, Encinitas, Imperial Beach, and Solana Beach expressed interest.
 - On March 23, 2021, at 6:00pm, Mr. Parker will attend and present at a CLERB Town Hall being hosted by Racial Justice Coalition of San Diego and the North County Equity and Justice Coalition. Details are still being worked out and will be provided when finalized.
 - Mr. Parker is working on a presentation in an attempt to address some of the recent public comments. He hopes to make that presentation at the April meeting.
 - Staffing Update:

- The Special Investigator opening closed on December 31, 2020 and 74 applications were received.
 - Interviews will be scheduled for mid-March.
- The current District 1 CLERB Member opening is being addressed by the District 1 Board Office. County Communications issued a press release about the July 1, 2021 District 1 opening.
- Mr. Parker is working on a presentation that addresses some of the public comments from the past couple of months.
- After discussions during the November 2020 CLERB Meeting, Mr. Parker created a “Body Worn Camera (BWC) and Jail Surveillance Requested and Received Tracking Log.” Starting with cases received in calendar year 2020, thus far:
 - BWC has been requested in 22 cases and received in 18 cases.
 - In two cases, CLERB had no jurisdiction.
 - In two other cases, release of BWC was not possible due to confidentiality laws.
 - There were no reports of a failure to activate or failure to retain BWC.
 - Jail surveillance video was requested in 17 cases and received in 14 cases.
 - In two cases, the video requested was from the George Bailey Detention Facility (GBDF). There is an issue with the video surveillance capabilities at GBDF. GBDF is slated for renovation upon completion of the Rock Mountain Detention Facility and the surveillance capabilities will be addressed at that time.
 - In one case, the area of alleged misconduct was not covered by surveillance cameras.
 - CLERB staff will maintain this log moving forward and Mr. Parker will report out on this topic every month.
 - As of this moment, as it pertains to CLERB’s cases, there is no apparent systemic issue or trend pertaining to failure to activate or retain BWC.
- Investigative Workload and Classification Report for February 2021
 - There were 14 new cases (as compared to 19 for February 2020).
 - At the end of February there were 78 active cases (seven in “lodged” status and 71 open and active).
 - There were 21 open death cases.
 - CLERB had documents for 11 cases and was awaiting documents on the remaining 10.
 - There were three new death cases in February (two barricade-related and one accident stemming from a pursuit).
 - On January 31, 2021, the first discharge of firearm without a complaint situation occurred since CLERB’s authority expanded. This case was opened on February 1, 2021.
 - On February 17, 2021, the first two uses of force resulting in gross bodily injury without a complaint were reported.
 - Just a reminder that the SDSD and Probation Department provide information about firearm discharges and uses of force resulting in great bodily injury or used at protests and First Amendment-protected events once a month.
- Case Progress and Status Reports
 - Mr. Parker discussed the two reports: “CLERB Reports by Due Date” and “CLERB Reports Due by Case Number.”
 - There are 15 cases scheduled to reach their one-year time limitation by March 31, 2021; to include the 60-day Peace Officers Bill of Rights timeline extension mandated by Governor Newsom in March 2020. Two of those cases are on tonight’s agenda.
- Executive Officer Correspondence to Full CLERB
 - One media article pertaining to CLERB Case #19-128 / Serna was forwarded to the CLERB.
 - One media article compilation containing 10 articles was also sent to the CLERB.
- Pending Responses for Policy Recommendations
 - 17-020 / Lindhardt – SDSD
 - 17-150 / Horsey – SDSD
 - 18-080 / Ghio – SDSD
 - 18-150 / Morris – SDSD
 - 19-018 / Thornton – Probation
 - 19-076 / Burgess – SDSD
 - 19-091 / Brooks – SDSD
 - 20-004 / Rodak – SDSD
- Policy Recommendation Response
 - 19-021 / Pitoau – SDSD
 - The two recommendations – (1) include retaliation and sexual harassment and (2) include sex identity in Policy #2.53, entitled, “Discrimination” – were accepted.
- Correspondence from SDSD re: 19-128 / Serna
 - Line-Up Training, Reviewed on May 1, 2020
 - Detentions Services Bureau Policy #M.5 entitled, “Medical Emergencies,” dated December 2, 2020
 - At the February 2021 meeting, CLERB directed Mr. Parker to draft a generic policy recommendation pertaining to sworn staff’s responsibilities when they believe additional medical care should be provided or when they have concerns about the care being

provided. In response to Mr. Parker's efforts, SDDS Division of Inspectional Services (DIS) Sergeant Aaron Meleen provided SDDS existing items #g.1 and #g.2. Section D. 5 in item #g.1 indicates that the Watch Commander will address staff concerns regarding the status of any in-custody inmate. Procedure I.E in item #g.2 indicates that any sworn staff, medical doctor, registered nurse, or licensed vocational nurse shall have authority to call 9-1-1 or other medical transportation for any medical condition they deem necessary. Mr. Parker believes that the existence of these directives negates the need to draft a generic policy recommendation.

- Letter dated February 17, 2021
 - On February 11, 2021, two days after the February 2021 CLERB meeting in which two findings were sustained against a sworn member of the SDDS, DIS learned that this case had been re-opened by the SDDS Homicide Unit at the request of the San Diego County District Attorney's Office after the completed casefile had been provided to CLERB. As such, this case is still open and, therefore, tolled under the Public Safety Officers Procedural Bill of Rights (POBOR) Act. Upon its completion, SDDS will repackage the entire investigation and forward it to CLERB. If there is a reasonable likelihood that new evidence presented will alter the Board findings, this case will be re-opened at that time.

Board Chair's Report

- Board Chair Susan Youngflesh thanked Mr. Parker for bringing up the public comments and echoed his comments. She encouraged the members of the public to contact CLERB's office to learn more about criteria, past agenda trainings, etc., so they may educate themselves on topics they are interested in.
- Board Chair Susan Youngflesh thanked Eliza Hudgee for her work during Administrative Secretary Tamicha Husband's absence and welcomed Ms. Husband back.
- Board Chair Susan Youngflesh thanked all of the liaisons for supporting CLERB.
- Board Chair Susan Youngflesh thanked the staff for their continued hard work during the vacant Supervising Investigator position and the move forward with tasks such as community outreach.
- Board Chair Susan Youngflesh reminded CLERB Members that the Form 700 deadline is April 1, 2021.

New Business

- There was no new business to discuss.

Unfinished Business

- In-Custody Death Review Subcommittee Update Presented by Subcommittee Chair Dave Alberga
 - The in-custody death review subcommittee met and exchanged many emails to discuss how to approach this study.
 - This subcommittee is currently assembling a Request for Proposal (RFP) for an approved County provider. Additionally, this subcommittee would like to determine if this task is limited to only County approved providers.
 - According to the County Board of Supervisors, this subcommittee has its support from a funding standpoint.
 - The initial study will have two key components: What is the right data and how does it compare to other counties; and the differences between the way Law Enforcement is conducted in San Diego versus other counties.
 - This committee will then have an accurate metric to compare San Diego to other counties and the systematic differences in how law enforcement is conducted. The committee must also consider the structural differences from a governmental standpoint versus other counties around California.
 - The major debate around this topic is how to count deaths. Depending on how deaths are counted San Diego is significantly different from other counties; the numbers could be potentially higher than other major counties. This issue cannot be addressed until there is a third uninterested party to advise as to the best metric to use.
 - The desired outcome of this study is an authoritative metric and rationale; then use that metric to compare San Diego to other major counties in California.
 - Depending on the outcome of the study San Diego is either in line with other counties or it is above them. San Diego has about 15 to 20 deaths per year. The question is where do we go from here to reduce this. If San Diego is above the other major counties; why is San Diego systematically above them and how can San Diego stack rank. These are essential approaches to reducing these deaths.
 - This committee plans to release the RFP soon and begin interviewing companies.

Board Comments

- There were no Board Member comments.

Sheriff/Probation Liaison Query

- Pastor Robert Spriggs asked if the Sheriff's Department could share the data regarding inmates contracting the Coronavirus (COVID-19). Sergeant Aaron Meleen stated that he would provide the most recent information to CLERB's Executive Officer.
- Vice Chair Eileen Delaney asked a question relating to DSB Policy M.5, section 1.E; if a sworn staff member deems the situation to be worse than medical staff perceive it to be, can they call 9-1-1? Sergeant Aaron Meleen stated that was absolutely fine and that staff are encouraged to elevate these situations and convey their concerns to their supervisor, the watch commander, or the lieutenant on duty. There is nothing that prohibits a deputy from initiating a 9-1-1 call.

- Bonnie Kenk asked if deputies always administered Narcan immediately during an in-custody man-down call. Sergeant Aaron Meleen stated that with Naloxone it would depend on the situation to ensure proper administration of the Narcan. If the individual exhibits signs and symptoms, then the deputies are directed to administer the Narcan.
- Bonnie Kenk asked if the deputies had the medical training to administer Narcan. Sergeant Aaron Meleen stated yes, deputies are trained to administer Narcan.
- Gary Wilson asked if the Sheriff's Department could provide information as to whether Fentanyl overdoses have increased or plateaued in the last year. Sergeant Aaron Meleen stated that he would look into it and provide an update.
- Executive Officer Paul Parker stated that in response to Pastor Robert Spriggs' question, the most current COVID-19 information is on the Sheriff's Department website and that the link would be sent to the Board Members.
- Lieutenant Scott Amos informed the Board of his transfer to a new unit, as well as, thanking the Board for their hard work and dedication in jobs that are often difficult. Lieutenant Amos also thanked the investigators for their amazing work. He stated that the Sheriff's Department was in support of CLERB's work. Lieutenant Amos also stated that it had been a pleasure to work with CLERB over the past few years. He informed the Board that Lieutenant Michelle Craig would be replacing him effective March 26, 2021.
- Board Chair Susan Youngflesh informed Lieutenant Scott Amos that he would be missed and thanked him for his hard work and input over the years and wished him well in his new position.

The Board entered closed session at 6:17 p.m.

Closed Session

- a) **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**
Discussion & Consideration of Complaints & Reports: Pursuant to Government code Section 54957 to hear complaints or charges brought against Sheriff or Probation employees by a citizen (unless the employee requests a public session). Notice to government Code Section 54957 for deliberations regarding consideration of subject officer discipline recommendation (if applicable).

CASE NO.	LAST NAME	CASE NO.	LAST NAME
19-137	Johnson	20-046	Lechuga
19-141	Carillo	20-096	Armendo
20-045	Duell	21-005	Thomas

The meeting was adjourned at 6:53 p.m.

Minutes prepared by Tamicha Husband, Administrative Secretary



PAUL R. PARKER III
Executive Officer



ROBERT SPRIGGS, JR.
Secretary to the Board



San Diego County Sheriff's Department



William D. Gore, Sheriff

*Michael R. Barnett
Undersheriff*

January 8, 2021

Enrique Morones
701 Kettner Blvd. # 201
San Diego, CA 92101

Dear Mr. Morones:

The Internal Affairs Unit received your complaint on November 23, 2020. In it, you expressed your displeasure with Deputy Angulo for not acting appropriately upon witnessing an assault taking place. Your complaint stated a Trump supporter "slapped" your phone from your hands and Deputy Angulo did nothing about it. I have contacted Sergeant Paul Bonanno during my research regarding your complaint. Sergeant Bonanno informed me he has spoken with you several times about your concerns. I have come to learn Sergeant Bonanno met with you in person and allowed you to review the body worn camera (BWC) footage of the event. The BWC footage did not show any assault taking place as you described. Sergeant Bonanno did not observe any misconduct by Deputy Angulo and expressed those sentiments with you. Deputy Angulo was polite and professional during his interactions with everyone attending the demonstration.

The men and women of the Sheriff's Department make every effort to keep citizens and each other safe from harm. It is my hope that any future contacts with Sheriff's personnel are a positive experience for you. Per 832.5 P.C., the Internal Affairs Unit will retain your complaint for a period of five years.

Sincerely,

WILLIAM D. GORE, SHERIFF

Kenneth Jones, Lieutenant
Internal Affairs Unit

WDG:KJ:kj

Keeping the Peace Since 1850

Post Office Box 939062 • San Diego, California 92193-9062

Enrique Morones

619-977-9467

enrique@genteunida.net

P.O. Box 86598 San Diego, CA 92138



County Sheriff's Department
Office Box 939062
San Diego, California 92193-9062



Sam D. Gore, Sheriff

COMPLAINT FORM

COMPLAINANT'S NAME Enrique Morones	DATE OF BIRTH 10-30-56	HOME PHONE (619) 977-9467
COMPLAINANT'S ADDRESS 701 KETNER BLVD #201 SAN DIEGO CA 92101	CITY SAN DIEGO	ZIP CODE 92101
LOCATION OF INCIDENT 1600 PACIFIC HWY ADMIN BLDG	CITY SAN DIEGO	DATE AND TIME OF INCIDENT 11-21-20 1215-100 PM
NAME(S) OF SHERIFF'S PERSONNEL SHERIFF ANGULO		

BRIEF NARRATIVE OF COMPLAINT
 DURING OUR (GENTE UNIDA & DOCTORS FOR CAMP CLOSURE) WEEKLY SAT VIGIL (12-100) AT ABOVE ADDRESS. THE SEVEN PEOPLE IN VIGIL SAW PICTURES (2 FRIARS, 2 NURSES, 1 DOCTOR, ONE OLDER CIVILIAN WOMAN AND MYSELF WERE SURROUNDED, RUSHED, PHYSICALLY ACCOSTED AND SLAPPED PHONE OUT OF MY HANDS BY AN ANGRY CROWD 50-100 TRUMP SUPPORTERS. THE MAJORITY WERE NO MASKER, WERE 2 TO 3 FEET AWAY AS THEY THREATENED, MADE FACIST COMMENTS AND PROVOKED US. TWO SHERIFFS WERE ONLY 12 FEET AWAY + DID NOTHING

CONTINUED ON ADDITIONAL SHEETS 2 EMAIL REPORTS + PHOTO

- DO YOU BELIEVE YOU WERE STOPPED, ARRESTED, SEARCHED, OR DETAINED BY LAW ENFORCEMENT DUE, AT LEAST IN PART, TO RACIAL OR IDENTITY PROFILING (E.G. BECAUSE OF YOUR RACE, COLOR, NATIONALITY, NATIONAL ORIGIN, GENDER, AGE, RELIGION, GENDER EXPRESSION, SEXUAL ORIENTATION, MENTAL OR PHYSICAL DISABILITY)? YES NO
- IF YES, PLEASE EXPLAIN WHAT SPECIFIC PROFILING YOU BELIEVE OCCURRED AND THE BASIS FOR YOUR BELIEF:

148.6 P.C. ADVISORY STATEMENT: YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CIVILIANS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CIVILIANS COMPLAINTS AND ANY REPORTS OR FINDINGS RELATED TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.

I have read and understand the above statement.

SIGNATURE OF COMPLAINANT:

W. Morones

DATE:

11/23/20

INTERNAL AFFAIRS USE ONLY

EMPLOYEE RECEIVING COMPLAINT:

P. BONOMO #1208

DATE & TIME:

11/23/2020 @ 1050

RECEIVED IN I.A. BY:

- IN PERSON
- U.S. MAIL
- MESSENGER MAIL
- OTHER:

NATURE OF COMPLAINT:

ASSIGN TO:

Received in
NOV 23 2020
Sheriff's Internal Affairs

I.A. CASE #

Record # 2020-474