
Title	Orange County District Attorney's Office	07/07/2023
	by Lori Stevens in Organized Retail Theft Vertical Prosecution Grant Program	id. 41333226
	lori.stevens@ocdapa.org	

Original Submission	07/07/2023
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The Organized Retail Theft Vertical Prosecution Grant Program Application is divided into five sections as identified below: Background Information Contact Information Program Information Proposal Narrative and Budget Mandatory Attachments Each section has a series of questions that require a response. Applicants will be prompted to provide written text, select options from a drop down menu, select options from a multiple choice menu, or upload attachments. Questions with a red asterisk require responses. Applicants will not be able to submit the application until all questions with a red asterisk have been completed. Applicants may reference the Organized Retail Theft Vertical Prosecution Grant Program Proposal Instruction Packet for background information, key dates, rating factors, and other important information to aid in the completion of the Grant Program Application. The Proposal Instruction Packet is available on the BSCC website. NOTE: Applicants may start and stop their application but must select "Save Draft" at the bottom of the application before existing.

SECTION I - BACKGROUND INFORMATION	This section requests information about the applicant's name, location, mailing address, and tax identification number.
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Name of Applicant	Orange County District Attorney's Office
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Applicant's Physical Address	300 N Flower St Santa Ana CA 92703 US
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Applicant's Mailing Address (If different than physical address)	n/a
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Mailing Address for Payment **300 N Flower St
Santa Ana
CA
92703
US**

Tax Identification Number **95-6000928**

SECTION II - CONTACT INFORMATION **This section requests contact information for the individuals identified as the Project Director, Financial Officer, Day-to-Day Project Contact, Day-to-Day Fiscal Contact, and the Authorized Signature.**

Project Director **Pat
Dixon**

Project Director's Title with Agency/Department/Organization **Senior Assistant District Attorney**

Project Director's Physical Address **300 N Flower St
Santa Ana
CA
92703
US**

Project Director's Email Address **Patrick.Dixon@ocdapa.org**

Project Director's Phone Number **+17143478640**

Financial Officer **Kenneth
Brockbank**

Financial Officer's Title with Agency/Department/Organization **Financial Manager**

Financial Officer's Physical Address **300 N Flower St
Santa Ana
CA
92703
US**

Financial Officer's Email Address **Kenneth.Brockbank@ocdapa.org**

Financial Officer's Phone Number **+17143478438**

Day-To-Day Program Contact **Lori
Stevens**

Day-To-Day Program **Grants Coordinator**
Contact's Title

Day-To-Day Program **300 N Flower St**
Contact's Physical **Santa Ana**
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92703
US

Day-To-Day Program **Lori.Stevens@ocdapa.org**
Contact's Email
Address

Day-To-Day Program **+17143478411**
Contact's Phone
Number

Day-To-Day Fiscal **Jaimie**
Contact **Nguyen**

Day-To-Day Fiscal **Revenue & Compliance Manager**
Contact's Title

Day-To-Day Fiscal **300 N Flower St**
Contact's Physical **Santa Ana**
Address **CA**
92703
US

Day-To-Day Fiscal **Jaimie.Nguyen@ocdapa.org**
Contact's Email
Address

Day-To-Day Fiscal **+17143478410**
Contact's Phone
Number

Name of Authorized **Todd**
Officer **Spitzer**

Authorized Officer's **District Attorney**
Title with
Agency/Department/Organization

Authorized Officer's **300 N Flower St**
Physical Address **Santa Ana**
CA
92703
US

Authorized Officer's **Todd.Spitzer@ocdapa.org**
Email Address

Authorized Officer's Phone Number	+17143478400
Authorized Officer Assurances	checked
SECTION III - PROGRAM INFORAMTION	This section requests a Proposal Summary description and identification of the Funding Category.
Project Title	Orange County Organized Retail Theft Vertical Prosecution Program
Proposal Summary	This project will stop and deter organized retail theft (ORT) in Southern California. The project will establish a vertical prosecution ORT team of one prosecutor and one investigator to provide a higher level of vertical prosecution. The team will conduct retailer outreach and coordinate with law enforcement. The DA Residential Burglary Vertical Prosecution Unit will provide backup and assist with outreach efforts. Funds will provide technology to track patterns and link analysis across multiple devices and suspects. Since ORT suspects work in groups of multiple people with each person having access to multiple devices, the technology is key to stopping ORT.
Funding Category Information	Applicants may apply for funding in a Small Scope OR Large Scope Category. The maximum an applicant may apply for is up to \$800,000 in the Small Scope category OR up to \$2,050,000 in the Large Scope category. Applicants may apply for any dollar amount up to and including the maximum grant amount identified in each category. Please reference pages 8-9 in the Proposal Instruction Packet for additional information.
Funding Category	Large Scope (Up to \$2,050,000)
SECTION IV - PROPOSAL NARRATIVE AND BUDGET	This section requests responses to the Rating Factors identified in the the Organized Retail Theft Vertical Prosecution Grant Program Instruction Packet.

The Proposal Narrative must address the Project Need, Project Description, Project Organizational Capacity and Coordination, and Project Evaluation and Monitoring Rating Factors as described in the Instruction Packet (Pages 17-21). A separate narrative response is required for each Rating Factor as described below: The Project Need narrative may not may not exceed 4,474 total characters (includes punctuation, numbers, spacing and any text). In Microsoft Word, this is approximately 2 (two) pages in Arial 12-point font with one-inch margins on all four sides and at 1.5-line spacing. The Project Description narrative may not may not exceed 8,948 total characters (includes punctuation, numbers, spacing and any text). In Microsoft Word, this is approximately 4 (four) pages in Arial 12-point font with one-inch margins on all four sides and at 1.5-line spacing. The Project Organizational Capacity and Coordination narrative may not may not exceed 4,474 total characters (includes punctuation, numbers, spacing and any text). In Microsoft Word, this is approximately 2 (two) pages in Arial 12-point font with one-inch margins on all four sides and at 1.5-line spacing. The Project Evaluation and Monitoring narrative may not may not exceed 4,474 total characters (includes punctuation, numbers, spacing and any text). In Microsoft Word, this is approximately 2 (two) pages in Arial 12-point font with one-inch margins on all four sides and at 1.5-line spacing. A character counter is automatically enabled that shows the number of characters used and the remaining number of characters before the limit for each response met. If the limit is exceeded, a red prompt will appear with the message "You have exceeded the character limit". Applicants will be prohibited from submitting the Organized Retail Theft Vertical Prosecution Grant Program Application until they comply with the character limit requirements. NOTE: It is up to the applicant to determine how to use the total word limit in addressing each section, however as a guide, the percent of total point value for each section is provided in the Proposal Instruction Packet (Page 17).

Project Need

1.1 Need to be addressed

The proposed project addresses the need to stop and deter organized retail theft ("ORT") in Southern California. ORT involves theft or fraudulent activity conducted with the intent to convert illegally obtained goods into financial gain. Typically, ORT networks organize multiple theft rings at a number of retail businesses and employ a "fencing" operation to sell the illegally obtained goods. They use electronic devices to communicate and coordinate theft and fencing operations. The digital revolution and growth in online shopping and social networking, have exacerbated large-scale criminal theft, contributed to significant business losses for large and small retailers and greatly impacted the industry's ability to provide jobs and keep their doors open to serve their communities.

To determine project need, Orange County prosecutors have drawn upon their firsthand experience in working with local law enforcement in investigating ORT and in prosecuting residential burglary cases. They have also reached out to local retailers, many of whom reported

massive losses. In Anaheim alone, Target, Walmart, Home Depot and Ulta Beauty estimate a cumulative loss in of nearly \$15 million in 2022. In Costa Mesa, South Coast Plaza, the largest shopping center on the West Coast, reports 187 incidents of organized crime in the past 12 months. Similarly, the Costco Regional Loss Prevention Manager reported a sharp increase in violence and weapon usage with ORT suspects.

As a result of this outreach and experience prosecuting ORT, the Orange County District Attorney's Office ("OCDA") believes a higher level of vertical prosecution is required to better understand, investigate and prosecute these cases, with an emphasis on fences and those who profit from ORT. This project will establish an ORT Vertical Prosecution Team to: 1) provide this higher level of vertical investigation and prosecution; 2) train law enforcement partners on how to identify the criminal entity and collect the evidence necessary for a prosecution, and 3) conduct outreach to local and online retailers to coordinate investigations.

1.2 Relevant local data

Orange County has a large volume of ORT. A five-year analysis of adult defendants charged with commercial burglary (459-460(b)) reveals that between 2018 and 2022, the OCDA has consistently filed over 1,200 cases per year. Between 2021 and 2022, the number of 459-460(b) cases filed rose from 1,222 to 1,311, an increase of over seven percent,

Focusing on larger, more complex cases, the OCDA has charged more than 140 defendants with home invasion robberies and burglaries, commercial burglaries, and smash and grab robberies in the last year. This includes 24 defendants in five different burglary crews charged by the OCDA in a two-week span in May. Many of the crimes filed over the last year have involved defendants with multiple strikes under California's Three Strikes law, including defendants with five, six, and nine prior strikes, and numerous other felony convictions, including multiple home invasion robberies, attempted murder, and assault. The latest case to be filed, involves 12 adult defendants charged in 13 Orange County home invasion robberies and burglaries in Brea, Irvine, Yorba Linda, and Orange. The crew, which has ties to Riverside and Los Angeles Counties, is suspected in numerous other crimes across Southern California.

1.3 Existing hurdles

The two major hurdles are a lack of resources and the massive amount of digital evidence related to ORT. The OCDA has devoted substantial resources to implementing vertical prosecution units to address the most serious cases including gangs, domestic violence, human trafficking, and vehicular homicide. Recognizing the onslaught of home invasion burglaries and robberies, the OCDA created a vertical prosecution unit for residential burglary crime in June 2022 to prosecute these cases from filing to conviction. Without grant funds, the OCDA lacks the resources to support an additional vertical prosecution team for ORT. To build the capacity of

an ORT Vertical Prosecution Team, the OCDA must also acquire innovative technology to analyze digital evidence from multiple devices to single or cross-case investigations to find connections in the data. Since suspects involved in ORT work in groups of multiple people with each person having access to multiple devices, the technology is key to generating actionable leads.

Project Description

2.1 Vertical Prosecution Methodology

Dedicated staff: The OCDA will dedicate one deputy district attorney ("DDA") and one district attorney investigator to serve in the ORT Vertical Prosecution Team. The strategy is to learn how these organized theft crews operate, utilize innovative technology to identify patterns and link fences and other suspects, teach law enforcement on the evidence needed to file a case, conduct outreach with retailers and to bring these cases to court. The four prosecutors, four investigators and paralegal in the Residential Burglary Vertical Prosecution Unit will provide support and share resources with the new team.

The ORT DDA and three "back-up DDAs" from the Residential Burglary Unit will handle the cases that qualify as ORT and deemed appropriate for vertical prosecution. Specifically, the DDA will focus on retail theft cases that appear to be organized with some or all of the following characteristics: violent, numerous theft by the same crews, highly sophisticated and multiple locations.

The vertical investigator will assist the assigned DDA in all aspects of the case from the investigation to the verdicts. This investigator will: 1) find, secure and subpoena witnesses; 2) request and receive discovery "evidence" from the investigating agencies and ensure it is properly disclosed to defense counsel; 3) act as a liaison between the prosecutor and witnesses/victims; and 4) act as a liaison between the retailers, loss prevention officers, and the police agencies, and at times with the OCDA.

To improve the efficiency and effectiveness of ORT investigations, the program will purchase specialized hardware and software to collect, review, analyze, and manage digital evidence from organized retail theft investigations. Many ORT cases have multiple digital devices with hundreds of thousands of data points. It has become humanly impossible to sort through this overwhelming amount of data to find connections and key pieces of evidence as part of an investigation. This project will equip the ORT Vertical Prosecution Team with innovative technology to analyze digital evidence, thereby enabling improved discovery of criminal patterns and recidivist behavior and allowing the Team to work efficiently and find those profiting from ORT, such as fences. The digital evidence technology is critical for the successful apprehension and prosecution of ORT actors.

Target Area: The target area is all of Orange County. There are 34 cities within the 798 square-mile county, which extends north to the cities of La Habra and Brea, east to the city of Rancho Santa Margarita, west to the cities of Los Alamitos and Seal Beach and

south to the city of San Clemente. Based on the California Department of Finance estimates, Orange County's population numbered 3.1 million as of January 1, 2021, making it the third largest county in California. Nationwide, Orange County ranks as the fifth most populated county. The county is served by 31 local law enforcement agencies who employ 5,470 sworn personnel. Within Orange County there are 29 Targets, 11 Walmarts, 16 Home Depots and 14 Costcos, and high-end shopping malls, such as South Coast Plaza and Fashion Island, which have been targets of ORT.

How proposed project will address project need: The proposed project will address the Project Need by targeting the complex, organized, and sophisticated crews committing organized retail theft as well as those who facilitate the crime. By aggressively pursuing all who commit organized retail theft and those who facilitate and profit from it, the OCDA and its law enforcement partners will deter its prevalence.

The above can be achieved by establishing the ORT Vertical Prosecution Team. Having a DDA vertically assigned to ORT cases will improve communications between the OCDA, law enforcement agencies and local businesses, as well as allow for more efficient and effective filing outcomes. The assigned DDA and investigator will become experts in the problem and thereby identify the areas and people that can make the biggest impact for deterrence. The proposed project will also improve the capabilities of the OCDA to collect, review, analyze and manage digital evidence from ORT investigations.

Plans to collaborate with online marketplaces and retailers: The ORT Vertical Prosecution Team will collaborate with retailers by meeting with Loss Prevention Officers (LPOs) throughout Orange County. They will attend LPO meetings, tour willing stores to learn about how crime is committed and how OCDA can help within the confines of OCDAs role. They will also act as a liaison between Police and Retailers when needed. In their outreach to local retailers, the team will be supported by their colleagues in the residential burglary vertical prosecution team.

The ORT Vertical Prosecution Team will collaborate with online marketplaces by: learning the vulnerabilities of the online sector; establishing a relationship with the companies; building a point of contact within the online retailer and specifically those that handle security so the security has direct access to those handling the cases; and streamlining the information obtained from the individual online retailers and identifying the most efficient way to get that information through the legal process with as little disruption to the retailer as possible.

Plans to use alternatives to incarceration: By assigning a specialized DDA to these retail theft cases, this project will allow each case to receive more individualized attention. This will ensure that "one size fits all" solutions are not applied to all defendants, and instead that

we are able to focus on what kind of solution will reduce recidivism for each defendant. It will allow the DDA time to better identify the root cause of an individual's behavior and assess whether mental health treatment or drug rehabilitation would be more effective at addressing the underlying causes of their behavior.

To reduce recidivism, prosecutors must have the resources to look into cases more thoroughly and have the time to bring community stakeholders into the conversation in order to move beyond simply imprisoning people accused of crimes, but to also fix the damage caused to communities by the underlying causes of crime.

OCDA supports and collaborates with government and community partners to provide incarceration alternatives that emphasize a continuum of care such as mental health, medical care, and substance abuse solutions for participants within the criminal justice system. This includes developing a program through which prosecutors can identify participants that require mental health solutions prior to or early in the case management process and proactively address their needs through collaborative relationships with other government partners.

Our biggest challenge in getting defendants into diversion is determining which defendants are right for programs. By enabling the OCDA to dedicate a specialized prosecutor to focus on these types of property crimes, more attention can be paid to the individual and thus more accurate assessments can be made for when alternatives to incarceration are appropriate for defendants.

2.2 Goals and Objectives

The project goals and objectives are designed to stop or deter ORT in Orange County and surrounding jurisdictions

Goal 1: Increased investigations and prosecutions of ORT committed in Orange County

Objective A. Establish a 2-person ORT Vertical Prosecution Team.

Objective B: Conduct a formal retailer outreach initiative.

Objective C. Conduct monthly meetings with local law enforcement.

Objective D. Utilize digital evidence technology to more rapidly analyze key digital evidence.

Goal 2: Demonstrate project fidelity and impact to strengthen ORT Vertical Prosecution efforts in Orange County and to share lessons learned with other jurisdictions.

Objective A. Conduct project performance monitoring.

Objective B. Conduct an independent project evaluation to measure program effectiveness and capture lessons learned.

2.3 Project Rationale

Vertical prosecution has been an effective strategy in OCDA's specialized units for many years. A major advantage of the vertical prosecution model is that all interested parties, from police officers to victims and witnesses, will deal with the same set of representatives from OCDA from the inception of an indictable charge to its

conclusion. Research conducted by the Manhattan Institute demonstrates that vertical prosecution results in better-quality investigation and prosecution because it ensures the full and coordinated investment of both prosecutors and law enforcement in challenging cases. Equipping this team with innovative technology to collect and analyze data from suspects' cell phone devices and social media platforms will help to disrupt organized retail crime groups in Orange County and surrounding jurisdictions.

Project
Organizational
Capacity and
Coordination

3.1 Agency's ability to administer project.

Required Staffing: The OCDA considers the prosecution of ORT to be among its top priorities and has the resources and skills in place to administer the project. The proposed project will build upon the resources and proven track record of the Residential Burglary Vertical Prosecution Unit. This Unit consists of four veteran prosecutors and four DA investigators dedicated to prosecuting home invasion cases while working with law enforcement partners across Southern California to identify, arrest, and successfully prosecute these burglary crews.

The DDA to be assigned to the ORT Vertical Prosecution Team will be a vertical prosecutor who is highly skilled in case management, complex cases, victim sensitivity, collaborating with law enforcement partners, and collaborating with civilians, such as retailers as well as retail organizations. This person will also have the ability to train law enforcement, retailers and loss prevention officers. Their duties include acting as a liaison for the law enforcement agencies, assisting in the investigation of the organized retail crime cases when the assigned agency lacks the resources to complete the investigation in a timely manner and assisting the prosecutors with their duties. The Team will attend trainings, travel throughout the region to meet with retailers, law enforcement, and other DA offices to learn best practices and share strategies.

Project management and oversight: The ORT Vertical Prosecution Team will be under a structured chain of command to ensure oversight and accountability. A Senior Assistant District Attorney will serve as Project Director and be responsible for project management and oversight. An Assistant District Attorney will be responsible for supervising the ORT Vertical Prosecution Team and coordinating the evaluation. The OCDA's Fiscal Services Manager will have fiscal responsibility for the grant.

3.2 Partner Agencies

Key partners include all local law enforcement agencies in Orange County. In the investigation of residential and commercial burglaries in the past year, OCDA has collaborated with police departments from: Anaheim, Brea, Buena Park, Cypress, Fountain Valley, Garden Grove, Irvine, Tustin and Westminster, as well as the Orange County Sheriff. In addition, the OCDA collaborated with law enforcement from other jurisdictions and federal agencies including: FBI, Las Vegas Criminal Apprehension Team Las Vegas PD, Long Beach PD, Los

Angeles PD, Los Angeles County Sheriff, Riverside County Sheriff, Riverside PD, San Diego PD and U. S. Marshal's Service.

The ORT Vertical Prosecution Team will continue to coordinate with these agencies on project cases. With the acquisition and utilization of new digital evidence technology, the proposed project will enable greater collaboration and information sharing within the OCDA and with other law enforcement agencies in Orange County and surrounding counties.

3.3 Timeline for execution of contracts or MOUs

During the three-month implementation phase, the OCDA will notify local law enforcement of the grant. Because the OCDA already coordinates with law enforcement on the investigation of residential and commercial burglaries, no formalized MOUs are required for the project. The ORT Vertical Prosecution Team will initiate monthly meetings with law enforcement in January, 2024.

3.4 Management structure and decision making process

The proposed project will follow the management structure and decision-making process of OCDA vertical units. The assigned ORT Vertical Prosecutor will provide regular updates of pending investigations and case filings to the supervising Assistant District Attorney (ADA). Each time a case is filed, the ADA will receive a fact summary outlining the crime and the defendants.

3.5 Plans to sustain project

The OCDA will continue to prioritize the vertical prosecution of ORT after grant funds expire. The three-year grant period will allow the ORT Vertical Prosecution Team to build productive relationships with law enforcement and retail partners and to establish a successful track record in investigating and prosecuting ORT cases. The OCDA will pursue County funding to sustain the ORT Vertical Prosecution Team and to support the technology solutions subscriptions after grant funds expire so that the ORT Vertical Prosecution Team may continue to work in tandem with the Residential Burglary Vertical Prosecution Unit.

Project Evaluation and Monitoring

4.1 Plan to determine qualified internal staff and external partner to conduct the project evaluation

The OCDA has qualified internal staff in its Research Administration Unit who will coordinate with an external partner in the project evaluation. The Research Administration Unit is led by an expert researcher with an advanced degree in criminology and staffed by two analysts. The Unit reports statistics on specialized caseloads including AB 109 and Proposition 47. In handling these caseloads, the unit performs data entry and data cleaning, completes reports, and trains staff to operate in a way that supports accumulating data sets. The unit supports data analytics for all grant awards. With this expertise and institutional knowledge, the Research Administration Unit will be responsible for caseload data throughout the grant period.

The OCDA will procure the services of an independent expert evaluator to conduct the evaluation of the process and outcome measures and will commence the competitive procurement process upon notification of the grant award. The OCDA will target local colleges, universities and individual experts in the release of the Request For Proposals. The research staff and independent evaluator will work collaboratively through all project phases. The independent evaluation will be responsible for the Final Evaluation Report.

4.2 Identify and define the process measures and outcome measures:

As listed in the Project Work Plan, process measures include:

- number of organized retail theft cases filed, convictions obtained, and the sentences imposed for those convictions;
- number of instances where vertical prosecution was used to obtain those convictions and the sentences imposed;
- number of theft-related property crimes that were charges that did not use the vertical prosecution model and the resulting number of convictions;
- number and percentage of cases with digital evidence;
- data from software tools that show extractions and the use of technology for digital evidence use and management;
- quantitative and qualitative data shared by retailers.

Outcome measures include:

- increased number of ORT investigations ;
- increased number of ORT prosecutions;
- improved quality and timeliness of information sharing between OCDA, law enforcement and local and online retailers;
- increased probability of successful prosecution based on the presence of digital evidence

4.3 Preliminary plan for project monitoring

Upon notification of the grant award, the Project Director and the supervising ADA will meet to review project requirements and to initiate the process for hiring project staff, developing the RFP for the independent evaluator and procuring the digital evidence technology. The management staff will use the Project Work Plan to monitor the project to ensure all project components are implemented as scheduled.

4.4 Preliminary plan for collecting and evaluating data

During the initial three-month planning phase, the Research Administration Unit staff will meet with the ORT Vertical Prosecution Team and the Supervising ADA to develop a plan for tracking all grant cases in the Case Management System. The research staff will assist the supervising ADA in gathering the baseline data. The research staff will begin tracking cases on January 1, 2024. The research staff will also assist the Supervising ADA and ORT Vertical Prosecution Team in developing a spreadsheet to track all process measures. Upon selection of the independent evaluator, the Project Director and ADA will meet with the evaluator to establish a formal

plan for collecting and evaluating the outcome measures identified in the Project Work Plan.

4.5 Research design or methodology

The Project Coordinator and Research Manager will work with the independent project evaluator on finalizing the research design. Subject to the input of the independent evaluator, the research methodology is to collect and report quarterly on the appropriate data that supports the progress of goals and objectives. This includes:

- A list of activities conducted, procurement of grant-funded items, status of grant-funded personnel, status of contracts, challenges, or special accomplishments.
- A brief summary of quarterly accomplishments and explanations for objectives not completed or plans for upcoming activities.
- Collect, analyze and report statistical data relating to the grant goals and objectives

Budget Instructions

Applicants are required to submit a Proposal Budget and Budget Narrative (Budget Attachment). Upon submission the Budget Attachment will become Section 5: Budget (Budget Tables & Narrative) making up part of the official proposal. The Budget Attachment must be filled out completely and accurately. Applicants are solely responsible for the accuracy and completeness of the information entered in the Proposal Budget and Budget Narrative. The Proposal Budget must cover the entire grant period. For additional guidance related to grant budgets, refer to the BSCC Grant Administration Guide. The Budget Attachment is provided as a stand-alone document on the BSCC website.

Budget Attachment

[Organized-Retail-Theft-Vertical-Prosecution-Grant-Program-Budget-Attachment..xlsx](#)

SECTION V - MANDATORY ATTACHMENTS

This section list the attachments that are required at the time of submission. Project Work Plan (Appendix B) Grantee Assurance for Non-Governmental Organizations (Appendix D) Letter(s) of Commitment If Applicable (Appendix E) Certification of Compliance with BSCC Policies on Debarment, Fraud, Theft, and Embezzlement (Appendix F) Governing Board Resolution Optional (Appendix G)

Project Work Plan (Appendix B)

[Project-Work-Plan-ORT_Final.pdf](#)

Grantee Assurance for Non-Governmental Organizations (Appendix D)

[Grantee_Assurance_for_Non-Governmental_Organizations_Signed.pdf](#)

Letter(s) of Commitment, (Appendix E)

[Appendix_E_Evidence_of_Commitment.pdf](#)

Certification of Compliance with BSCC Policies on Debarment, Fraud, Theft, and Embezzlement (Appendix F)

OPTIONAL: n/a
Governing Board
Resolution (Appendix
G)

OPTIONAL: n/a
Bibliography

CONFIDENTIALITY NOTICE: **All documents submitted as a part of the Organized Retail Theft Vertical Prosecution Grant Program proposal are public documents and may be subject to a request pursuant to the California Public Records Act. The BSCC cannot ensure the confidentiality of any information submitted in or with this proposal. (Gov. Code, § 6250 et seq.)**

Orange County ORT Vertical Prosecution Project

Appendix B: Project Work Plan

Applicants must complete a Project Work Plan. This Project Work Plan identifies measurable goals and objectives, process and outcome measures, activities and services, responsible parties for those activities and services, data sources and estimated timelines. Completed plans should (1) identify the project’s top goals and objectives; (2) identify how the goal(s) will be achieved in terms of the activities, responsible staff/partners, and start and end dates, process and outcome measures; and (3) provide goals and objectives with a clear relationship to the need and intent of the grant. As this grant term is for three (3) years, the Project Work Plan must attempt to identify activities/services and estimate timelines for the entire grant term. A minimum of one goal and corresponding objectives, process measures, etc. must be identified.

Applicants must use the Project Work Plan provided below. You will be prompted to upload this document to the BSCC-Submittable Application.

(1) Goal:	1. Increased Investigations and Prosecutions of ORT Committed in Orange County
Objectives (A., B., etc.)	<ul style="list-style-type: none"> A. Establish a new <u>2-Person Dedicated ORT Vertical Prosecution Team</u> for the purpose of addressing increased levels of ORT in Orange County during 2024-2026 (Years 1-3); the Vertical Prosecution Team will include a Deputy District Attorney and Investigator. The OCDA’s Residential Burglary Vertical Prosecution Unit will provide backup and participate in the outreach to retailers and law enforcement. B. Conduct a <u>Formal Retailer Outreach Initiative</u> that Includes monthly contact with 4-5 local and on-line retailers during 2024-2026 (Years 1-3) to coordinate investigations, gather data, uncover patterns, and identify suspects consistent with violence and high loss ORT. C. Conduct <u>Monthly Coordination Meetings with Local Law Enforcement</u> including police departments and the Orange County Sheriff-Coroner Department during 2024-2026 (Years 1-3) to support investigations and prosecutions of ORT. D. Utilize <u>Digital Evidence Technology</u> to more rapidly access and analyze key digital evidence throughout the grant period. .
Process Measures and Outcome Measures:	<ul style="list-style-type: none"> A. 2-Person Dedicated ORT Vertical Prosecution Team <u>Process:</u>

Orange County ORT Vertical Prosecution Project

	<ul style="list-style-type: none">--OCDA ORT Vertical Prosecution Team roster (names and qualifications)--Total number of all hours dedicated to ORT investigations and prosecutions, annual and total<ul style="list-style-type: none">Number of dedicated ORT hours annual and totalNumber of supporting hours from Residential Burglary Vertical Prosecution Unit annual and totalNumber of overtime hours annual and total--Number of ORT cases worked by the Vertical Prosecution Team--Details of ORT cases worked by the Vertical Prosecution Team<u>Outcomes:</u><ul style="list-style-type: none">--Increased number of ORT investigations in Orange County--Increased number of ORT prosecutions in Orange CountyB. Formal Retailer Outreach Initiative<ul style="list-style-type: none"><u>Process:</u><ul style="list-style-type: none">--Contact information for participating retailers and their loss prevention officers--Number of monthly, annual, and total retailer contacts, overall and by retailer--Meeting notes and participant lists--Quantitative and qualitative data shared by retailers<u>Outcomes:</u><ul style="list-style-type: none">--Strengthened OCDA, law enforcement and retailer coordination--Improved quality and timeliness of information sharing between OCDA, police and retailersC. Monthly Coordination Meetings with Local LE<ul style="list-style-type: none"><u>Process:</u><ul style="list-style-type: none">--Roster of LE agency contacts (name, title, contact information)--Number of coordination meetings, annual and total--Meeting notes and participant lists<u>Outcomes:</u><ul style="list-style-type: none">--Enhanced coordination to support successful prosecution of ORT cases--Enhanced coordination to support gathering evidence and identifying suspectsD. Ongoing utilization of digital evidence technology<ul style="list-style-type: none"><u>Process:</u>
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Orange County ORT Vertical Prosecution Project

	<p>--Decreased time to access a locked or encrypted device --Decreased time to the identification of actionable evidence --Identification of connections between all players including fences and those profiting from ORT</p> <p><u>Outcomes:</u> --Number of successful prosecutions --Increased probability of successful prosecution based on the presence of digital evidence.</p>		
Project activities that support the identified goal and objectives:	Responsible staff/partners	Timeline	
		Start Date	End Date
<p>A. 2-Person Dedicated ORT Vertical Prosecution Team</p> <ol style="list-style-type: none"> 1. Assign highly qualified DDA 2. Assign highly qualified Investigator 3. Training 4. Conduct ORT investigations including; <ol style="list-style-type: none"> a. Develop informant relationships b. Secure and execute warrants c. Conduct surveillance (physical, electronic, computer, financial, and biometric) d. Conduct undercover operations e. Conduct in-depth financial and other analysis 5. Vertically prosecute ORT Cases <p>B. Formal Retailer Outreach Initiative</p> <ol style="list-style-type: none"> 1. Conduct introductory meetings with 5-6 retailers to discuss strategy including ongoing data collection 2. Schedule and conduct ORT monthly meetings with retailers to discuss planned operations, patterns, suspects, and to gather data 	<p>-- Assistant District Atty (ADA) --Investigative Commander) -- Vertical DDA & Investigator -- Vertical DDA &Investigator, Local LE & Retailers</p> <p>-- Vertical DDA with backup from Residential Burglary DDAs</p> <p>-- Grade 5 ADA and/or Vertical DDA and Investigator with support from Residential Burglary VP Unit</p>	<ol style="list-style-type: none"> 1. 10/01/23 2. 10/01/23 3. 01/01/24 4. 01/01/24 5. 01/01/24 1. 01/01/24 2. 01/01/24 	<ol style="list-style-type: none"> 1. 12/31/23 2. 12/31/23 3. 06/30/24 4. 12/31/26 5. 12/31/36 1. 03/31/24 2. 12/31/26

Orange County ORT Vertical Prosecution Project

<ul style="list-style-type: none"> 3. Provide training to retailer staff and loss prevention officers 4. Respond to ad hoc retailer requests for assistance C. Monthly Coordination Meetings with Local LE <ul style="list-style-type: none"> 1. Send invite to local LE and conduct regularly-scheduled project meetings 2. Conduct other ad hoc meetings, as required 3. Provide training to LE D. Ongoing Utilization of Digital Evidence Technology <ul style="list-style-type: none"> 1. Procure supplies and equipment 2. Training on new technology 		<ul style="list-style-type: none"> 3. 01/01/24 4. 01/01/24 1. 01/01/24 2. 01/01/24 3. 01/01/24 1.10/01/23 2. 01/01/23 	<ul style="list-style-type: none"> 3. 12/31/26 4. 12/31/26 1. 12/31/26 2. 12/31/26 3. 12/31/26 1. 12/31/23 2. 03/31/24
<p>List data and sources to be used to measure outcomes:</p> <ul style="list-style-type: none"> 1. OCDA's case management system for quantitative and qualitative data related to ORT, e.g., cases reviewed and filed, number of pleas and convictions 2. Project-specific ORT Vertical Prosecution Team operations data collected and managed by the project's DDA and Investigator, e.g., the number and type of investigations, prosecutions, role of the Residential Burglary Vertical Prosecution Unit in supporting Team, etc. 3. Retailers for details about patterns, suspects, incidents, and losses due to ORT 4. Retailer qualitative survey data (surveys conducted pre-project, at the end of Years 1 and 2, and post-project) 5. Local LE for arrest data on ORT 6. Data from software tools that show extractions and use of technology for digital evidence use and management 			

Orange County ORT Vertical Prosecution Project

(2) Goal:	2. Demonstrate Project Fidelity and Impact
Objectives (A., B., etc.)	<p>A. Conduct <u>Project Performance Monitoring</u> to include regularly scheduled meetings and progress/financial reporting during the 6-month Planning Phase, the 3-Yr Implementation Phase, and the 6-month Closeout Phase</p> <p>B. Conduct <u>Independent Project Evaluation</u> to cover Planning and Implementation Phases during 2024-2026</p>
Process Measures and Outcome Measures:	<p>A. Project Performance Monitoring</p> <p><u>Process:</u></p> <ul style="list-style-type: none"> --Number of monitoring meetings --Meeting notes (including ACTION ITEMS) and participant lists --On-time submission of required progress and financial reports to BSCC <p><u>Outcomes:</u></p> <ul style="list-style-type: none"> -Real-time problem-solving and correction of implementation barriers and obstacles -Project stays on-schedule, on-budget, and meets intended implementation benchmarks (i.e., process measures) -Evidence that project was conducted as intended (or explanation for why implementation approach shifted) <p>B. Independent Project Evaluation</p> <p><u>Process:</u></p> <ul style="list-style-type: none"> --Resume for selected evaluator --Number of hours spent on evaluation annual and total --Data collection forms/instruments used (or developed) by the Evaluator --Number of meetings between Evaluator and Project Staff --Final Evaluation Plan complete and submitted to BSCC by June 1, 2027 --Interim data submitted quarterly to support performance monitoring --Final Evaluation Report complete and submitted to BSCC by the end of the Implementation Phase <p><u>Outcomes:</u></p> <ul style="list-style-type: none"> --Evidence that project had an impact on ORT in Orange County --Evidence that retailers' perceptions have improved

Orange County ORT Vertical Prosecution Project

Project activities that support the identified goal and objectives:	Responsible staff/partners	Timeline	
		Start Date	End Date
<p>A. Performance Monitoring Meetings</p> <p>1. Conduct project monitoring meetings every two weeks during Implementation phase (Months 1-3) and monthly during Service Delivery Phase (Years 1-3), and monthly during Closeout Phase (Months 1-6)</p> <p>2. Submit quarterly progress and financial reports to BSCC</p> <p>B. Independent Project Evaluation</p> <p>1. Procurement to select and hire Evaluator</p> <p>2. Kick-off meeting with selected Evaluator</p> <p>3. Develop and submit Evaluation Plan to BSCC</p> <p>4. Develop data collection forms/instruments and project databases</p> <p>5. Participate in performance monitoring meetings</p> <p>6. Conduct regularly-scheduled meetings with the Project Director</p> <p>7. Provide quarterly interim project data</p> <p>8. Develop and submit Final Evaluation Report to BSCC</p>	<p>--ORT VP Team</p> <p>--Evaluator</p>	1. 10/01/23	1. 06/01/27
		2. 01/01/24	2. 06/01/27
		1. 10/01/23	1. 12/31/23
		2. 01/01/24	2. 01/31/24
		3. 02/01/24	3. 03/31/24
		4. 01/01/24	4. 03/31/24
		5. 01/01/24	5. 06/01/27
		6. 01/01/24	6. 06/01/27
7. 01/01/24	7. 12/31/26		
8. 01/01/27	8. 06/01/27		
<p>List data and sources to be used to measure outcomes:</p> <p>--Project data collected and managed by the Project Director , e.g., number of meetings, Evaluator's deliverables</p> <p>--Project data collected (from the ORT VP Team and Research Administration Unit), managed, and analyzed by the Evaluator, e.g., number of investigations, number of prosecutions, case details, etc.</p>			

Organized Retail Theft Vertical Prosecution Grant Program - Project Budget and Budget Narrative

Name of Applicant: Orange County District Attorney

44-Month Budget: October 1, 2023 to June 1, 2027

Note: Rows 7-16 will auto-populate based on the information entered in the budget line items (Salaries and Benefits, Services and Supplies, etc.)

Budget Line Item	Total
1. Salaries & Benefits	\$1,482,648.00
2. Services and Supplies	\$275,535.00
3. Professional Services or Public Agencies	\$0.00
4. Non-Governmental Organization (NGO) Subcontracts	\$0.00
5. Data Collection and Evaluation	\$102,500.00
6. Equipment/Fixed Assets	\$0.00
7. Financial Audit (Up to \$25,000)	\$2,953.00
8. Other (Travel, Training, etc.)	\$0.00
9. Indirect Costs	\$186,364.00
TOTAL	\$2,050,000.00

1a. Salaries & Benefits

Description of Salaries & Benefits	(% FTE or Hourly Rate) & Benefits	Total
Deputy District Attorney IV - Salary	1 FTE DDA IV @ annual salary of \$156,607 Yr. 1, \$159,738 Yr. 2, and \$162,869 Yr. 3	\$479,214.00
Deputy District Attorney IV - Benefits	Total Benefit Rate of 57.33% of Deputy District Attorney IV Salary	\$274,711.00
DA Investigator, Step 10 - Salary	1 FTE Investigator @ annual salary of \$129,041 Yr 1, \$131,778 Yr 2, and \$134,282 Yr. 3	\$395,101.00
DA Investigator, Step 10- Benefits	Total Benefit Rate of 84.44% of Investigator Salary	\$333,622.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
TOTAL		\$1,482,648.00

1b. Salaries & Benefits Narrative:

A Deputy District Attorney IV will be assigned to the ORT Vertical Prosecution Unit and will spend 100% of their time vertically prosecuting ORT cases and facilitating outreach to law enforcement and retailers during the three-year service delivery project. The individual's annual salary will be \$156,607 in the first year and includes salary increases for Years 2 and 3 of the project.

Fringe Benefits are categorized by type and are calculated using the County Executive Office Department's established benefit rates. The costs are calculated for the three-year grant period as follows:

- Retirement 32.16%
- Retiree Medical 0.20%
- Health Reimbursement Account 1.00%
- Unemployment Insurance 0.20%
- Salary Continuation Insurance 0.70%
- Health Insurance 18.00%
- Dental Insurance 0.47%
- Life Insurance 0.07%
- AD&D Insurance 0.03%
- Medicare 1.45%
- Optional Benefit Plan 2.19%
- Worker's Comp. Insurance 0.85%
- TOTAL 57.33%

A DA Investigator will be assigned to the ORT Vertical Prosecution Unit and will spend 100% of their time vertically investigating ORT cases and facilitating outreach to law enforcement and retailers. The individual's annual salary will be \$129,041 in Year 1 and includes salary increases in Years 2 and 3.

Fringe Benefits for the DA Investigator are calculated as follows:

- Other Pay 9.00%
- Retirement 49.60%
- Retiree Medical 1.20%
- Health Reimbursement Account 5.00%
- Unemployment Insurance 0.20%
- Health Insurance 14.65%
- AD&D Insurance 0.02%
- Health & Welfare 0.47%
- Medicare 1.45%
- Worker's Comp. Insurance 2.84%
- TOTAL 84.47%

2a. Services and Supplies

Description of Services or Supplies	Calculation for Expenditure	Total
Cellebrite Premium	Pro Annual Subscription: \$32,000 x 3 years = \$96,000; 1 Premium Adapter @ \$1,500; Training @ \$1,650 x 4 staff = \$6,600; Cellebrite Cloud PC add-on @ \$5,000	\$109,100.00
GrayKey Premier	License @ \$51,000 and Training @ \$400 per user x 4 users	\$52,600.00
Forensic Cell Phone Charging Station	1 charging station @ \$1,950	\$1,950.00
Magnet Axiom	3-year license @ \$17,400 and Annual Training Pass (\$6,500/user) for 4 users = \$26,000	\$43,400.00

NightHawk Leo-Vision	\$3,899 per license annually - \$19,495 per year for 5 licenses x 3 years	\$58,485.00
Monolith Forensics Case Management Platform	Based on per user and annual subscription fee (\$3,333 x 3 years)	\$10,000.00
		\$0.00
		\$0.00
TOTAL		\$275,535.00

2b. Services and Supplies Narrative:

Fourteen percent of the grant budget is allocated to digital evidence software and tools to assist in tracking patterns of fences involved in large-scale and violent ORT in Orange County and surrounding jurisdictions, identifying their communication with other parties, providing knowledge of intent of committing the crime, and potentially provide geolocation information indicating the movement and presence of suspects casing, arriving to, being present at, and leaving the scene of locations where ORT has occurred. The requested items are as follows:

Cellebrite Premium is the industry leader in gaining access to locked Android devices. It can provide access to third-party application data, chat conversations, downloaded emails and email attachments, and deleted content.

GrayKey Premier is the industry leader in gaining access to locked Apple devices. GrayKey can provide access to hidden file systems and third-party application data, chat conversations, downloaded emails and email attachments, and deleted content.

The Forensic Cell Phone Charging Station will be used to keep phones powered on while they are being processed by forensic software during the unlocking process. The unlock process can take anywhere from minutes to years and needs to remain powered on during the process.

Magnet Axiom allows investigators to examine digital evidence from mobile, cloud, computer and vehicle sources, alongside third-party extractions all in one case file. It allows examiners to streamline with workflows to locate, recover and collect evidence, reducing the amount of time to conduct a forensic examination of multiple devices. Magnet Axiom can ingest extractions from Cellebrite and GrayKey to allow for a deeper level analysis and link analysis across multiple devices and suspects. This is important because suspects involved in ORT work in groups of multiple people with each person often having access to multiple devices.

NightHawk Leo-Vision is the most comprehensive analyzer of service provider data being leveraged by law enforcement for ORT investigations. NightHawk can ingest disparate datasets from social media platforms, device acquisitions, cell service provider call detail records and specialized location records, geo-location data from Google, Facebook, ankle bracelets, slap-on trackers, etc. NightHawk can run through a complex series of algorithms to decipher data looking for commonalities and connections to crimes and people to disrupt ORT crews. NightHawk will be critical to ORT investigations throughout Southern California because it can quickly translate data into actionable leads.

Monolith Forensics is a full featured platform to manage case work and evidence for digital forensics, eDiscovery and incident response for digital forensic labs. Monolith manages case assignments, evidence management, case notes, forensic software licenses, chain of custody tracking for evidence among many other features. With the high number of people and devices involved in ORT investigations, managing evidence intake and case notes, case management is a critical component of the investigation.

3a. Professional Services

Description of Professional Service(s)	Calculation for Expenditure	Total
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
TOTAL		\$0.00

3b. Professional Services Narrative

N/A

4a. Non-Governmental Organization (NGO) Subcontracts

Description of Non-Governmental Organization (NGO) Subcontracts	Calculation for Expense	Total
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
TOTALS		\$0.00

4b. Non-Governmental Organization (NGO) Subcontracts Narrative

N/A

		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
		\$0.00
TOTAL		\$0.00

8b. Other (Travel, Training, etc.) Narrative:

N/A

9a. Indirect Costs

For this grant program, indirect costs may be charged using only one of the two options below:	Grant Funds	Total
1) Indirect costs not to exceed 10 percent (10%) of the total grant award. Applicable if the organization does not have a federally approved indirect cost rate.	\$186,364	\$186,364
<i>If using Option 1) grant funds allocated to Indirect Costs may not exceed:</i>	\$0	
2) Indirect costs not to exceed 20 percent (20%) of the total grant award. Applicable if the organization has a federally approved indirect cost rate. Amount claimed may not exceed the organization's federally approved indirect cost rate.	\$0	\$0
<i>If using Option 2) grant funds allocated to Indirect Costs may not exceed:</i>	\$0	
<i>Please see instructions tab for additional information regarding Indirect Costs. If the amount exceeds the maximum allowed and/or turns red, please adjust it to not exceed the line-item noted.</i>	TOTAL	\$186,364

9b. Indirect Costs Narrative:

The OCDA is committed to the efficient administration of the project and is requesting indirect costs \$186,364, which accounts for 9 percent (9%) of the total grant award.

Evidence of Commitment from Local Law Enforcement Agencies

The attached press release, *Orange County District Attorney, Law Enforcement Officials Announce More than 140 Defendants Charged in Last Year with Committing O.C. Home Invasion Robberies and Burglaries, Commercial Burglaries, and Smash and Grab Robberies*, documents the Orange County District Attorney's extensive coordination with law enforcement agencies in the investigation of organized crime. These agencies include:

- Anaheim Police Department
- Brea Police Department
- Buena Park Police Department
- Cypress Police Department
- Fountain Valley Police Department
- FBI (Las Vegas Criminal Apprehension Team)
- Garden Grove Police Department
- Irvine Police Department
- Las Vegas Police Department
- Long Beach Police Department (Career Criminal Apprehension Team and Homicide Unit)
- Los Angeles Police Department
- Los Angeles County Sheriff's Department
- Orange County District Attorney's Office (Organized Crime Unit and AB 109 Team)
- Orange County Sheriff's Department
- Riverside County Sheriff's Department
- Riverside Police Department
- Tustin Police Department
- San Diego Police Department
- U. S. Marshal's Service
- Westminster Police Department



OFFICE OF THE
DISTRICT ATTORNEY
ORANGE COUNTY, CALIFORNIA
TODD SPITZER

FOR IMMEDIATE RELEASE

PRESS RELEASE

Date: May 17, 2023

Kimberly Edds

Director of Public Affairs

Office: 714-347-8405, Cell: 714-504-1917

media@da.ocgov.com

**Orange County District Attorney, Law Enforcement Officials Announce
More than 140 Defendants Charged in Last Year with Committing O.C.
Home Invasion Robberies and Burglaries, Commercial Burglaries, and
Smash and Grab Robberies**

***Seven newly charged defendants face hate crimes enhancements
for targeting Asian homeowners.***

SANTA ANA, Calif. – More than 140 defendants have been charged in the last year with committing Orange County home invasion robberies and burglaries, commercial burglaries, and smash and grab robberies, including 24 defendants in five different burglary crews charged by the Orange County District Attorney's Office in just the last two weeks, District Attorney Todd Spitzer and Orange County law enforcement officials announced today.

Seven newly charged defendants have been charged with hate crimes enhancements for specifically targeting Asian homeowners, charges that recognize the targeting of a specific group of people for financial gain.

Many of the crimes filed over the last year have involved defendants with multiple strikes under California's Three Strikes law, including defendants with five, six, and nine prior strikes, as well as numerous other felony convictions, including multiple home invasion robberies, attempted murder, and assault.

The latest case to be filed – Beed et. all Case #23NF0915, 23NF0917, 23NF0918 – involves 12 adult defendants charged in 13 Orange County home invasion robberies and burglaries in Brea, Irvine, Yorba Linda, and Orange. Seven of the defendants are facing hate crimes charges; five are facing possible life sentences for kidnapping to commit robbery. The crew, which has ties to Riverside and Los Angeles Counties, is suspected in numerous other crimes across Southern California.

Following a more than 9-month investigation by the Brea Police Department, multiple defendants were taken into custody beginning last week, including a suspect who livestreamed part of his arrest on Facebook. An 11th suspect was taken into custody yesterday.

Among the crimes being charged include a May 31, 2022 burglary in which defendant Darrell Hollowayne broke into a Brea home and rolled a large safe down the stairs, but it became stuck on the landing. When the son of the homeowner returned, he saw the stuck safe and called Brea police.

Later that evening, Hollowayne is accused of having five additional defendants return to the home that same night with guns to break into the home and steal the safe. A friend of the victim ran out of the house during the break-in, but the victim was captured and hit multiple times. The defendants are accused of threatening to kill him if he cannot open the safe, which he could not because his mom is out of the country and he didn't know the code. During the attack the victim's friend returned to the home. He ran outside but was captured and dragged back in the house and robbed. The defendants are accused of taking the safe and later photographing themselves sitting on top of it.

"These are not crimes of opportunity. These are carefully calculated and planned attacks on what should be our safe place – our homes," said Orange County District Attorney Todd Spitzer. "These crews are waiting, they are watching our every move, and when they think the timing is just right, they are smashing their way into our lives – and carrying out whatever cash, jewelry, and other expensive items they can find. And when they get it wrong – and someone is home – they do whatever it takes to terrorize their victims into telling them where the money is. Our judges and our Legislature has failed us by ensuring that there are no consequences for committing crimes – and that's exactly why there are people with five, six, and nine strikes breaking into our homes instead of serving time behind bars. The criminals are getting a strong message – the reward is far greater than the risk – and crime literally pays in California. I'm here to tell you it doesn't pay in Orange County. If you come here to commit crimes, we're going to arrest you and we are going to prosecute you to the fullest extent of the law and we're going to keep our county the safest large County in California."

"These arrests have not only disrupted their criminal activities but also sent a strong message to other criminal elements that we will not rest until justice is served," said Brea Police Chief Adam Hawley. "Our department remains resolute in our mission to maintain law and order and hold those accountable who seek to disrupt the peace and security of our community. I want to reiterate my sincere gratitude to the members of our police department, our allied law enforcement agency partners, the OCDA's office, as well as our community partners, for their unwavering support. It is through this collaboration that we are able to bring this investigation to a successful conclusion."

"I am incredibly grateful for the dedication and tenacity of the Brea Police Department, our assisting agencies, and the Orange County District Attorney's Office for continuing to do whatever it takes to keep our residents safe," said Orange County Fourth District Supervisor Doug Chaffee. "These are terrifying crimes and Orange County residents can sleep better at night knowing we have some of the best law enforcement professionals and prosecutors working around the clock to protect them."

Thirteen of the defendants charged by the Orange County District Attorney's Office in connection with home invasion robberies and burglaries, commercial burglaries, and smash and grab robberies in the last year have already been convicted of three or more serious or violent felonies known as strikes. California law allows judges to exercise judicial discretion to strike strikes, resulting in convicted felons to rack up strikes without ever being sentenced to 25-to-life as allowed under the state's Three Strikes law.

Many of the crimes involve violence, including a Fountain Valley home invasion robbery in which four masked men broke into a home, pistol whipped a man, punched his wife after forcing open a locked bedroom door and holding her at gunpoint while the couple's 12-year-old and 14-year-old are in the house. The suspects were arrested after a high-speed pursuit in one of the two vehicles they stole from the home. Three of the four defendants charged in this case had previously been to state prison for prior residential burglaries, including 28-year-old Dreonte York who is a three-striker.

Numerous defendants charged in the Orange County crimes have also been charged in crimes in other Southern California counties or are being investigated in connection with crimes committed in those jurisdictions. The

overwhelming majority of defendants live outside of Orange County, including Los Angeles, Riverside, San Diego, and San Bernardino Counties and South America.

Recognizing the onslaught of home invasion burglaries and robberies, commercial burglaries, and smash and grab robberies, Orange County District Attorney Todd Spitzer created a vertical prosecution unit in June 2022 to prosecute these cases from filing to conviction. H.E.I.S.T (Home Invasion. Eradication. Interdiction. Strike. Team.) consists of four veteran prosecutors and four district attorney investigators dedicated to prosecuting these cases while working with our law enforcement partners across Southern California to identify, arrest, and successfully prosecute these burglary crews.

Orange County prosecutors have fought to have 1275.1 motions that were suspended by the presiding judge of the Orange County Superior Court during COVID reinstated to ensure defendants must prove that bail money comes legitimate sources before they can be released from custody on bond.

Defendants from Chile have posed a uniquely frustrating challenge because the Chilean government has refused to provide us with the criminal history of Chilean citizens utilizing the ESTA VISA Program to enter the United States. ESTA –Electronic System for Travel Authorization – requires criminal histories be provided before residents can enter the United States for 90 days at a time – unlimited times.

Without criminal histories, prosecutors have been largely handcuffed in trying to prove why these defendants pose a greater public safety risk beyond a single burglary charge.

As a result, 14 Chilean nationals have pled to a range from probation to credit time served to two years in state prison over the ardent objection of Orange County prosecutors. Another seven defendants have bailed out of custody with no criminal history available to argue for increased bail.

In recent months, prosecutors have successfully dispelled the notion that PC 462 which governs punishment for property crimes should allow judges the discretion to grant probation in residential burglary cases, arguing it fails to meet the law's requirement that probation be granted only in "unusual circumstances and in the interest of justice" to ensure defendants are held accountable for these crimes.

Over the last year, Orange County law enforcement representatives have met regularly to exchange information about these residential and commercial burglary crews to increase cross-jurisdictional awareness and to ensure suspects are being charged with every incident that can be proven beyond a reasonable doubt.

Agencies assisting in these efforts include: Anaheim Police Department, Brea Police Department, Buena Park Police Department, Cypress, Fountain Valley Police Department, FBI, Las Vegas Criminal Apprehension Team, Garden Grove Police Department, Irvine Police Department, Las Vegas Police Department, Long Beach Police Department (Career Criminal Apprehension Team and Homicide Unit), Los Angeles Police Department, Los Angeles County Sheriff's Department, Orange County District Attorney's Office (Organized Crime Unit and AB 109 Team), Orange County Sheriff's Department, Riverside County Sheriff's Department, Riverside Police Department, Tustin Police Department, San Diego Police Department, U. S. Marshal's Service, and the Westminster Police Department.

"We are seeing sophisticated burglary crews working to take as much property as possible in as little time as possible," said Orange County Sheriff Don Barnes. "Then, when our deputies catch them and take them to jail, they are released by the courts back into our community and often go right back to committing the same crimes. This is unacceptable. We know that one of the biggest deterrents to crime is an engaged community, and we are committed to partnering with you to keep our communities safe."

Cases filed by the Orange County District Attorney in just the last two weeks:

Beed et. all – Case #23NF0915, 23NF0917, 23NF0918 – Brea, Yorba Linda, Irvine and Orange

- **Dmari Josiah Beed, 21, of Murrietta**
 - 4 felony counts of first-degree residential burglary, 2 felony counts of first-degree robbery, 1 felony count of conspiracy to commit burglary, 1 misdemeanor crime of false imprisonment, and 5 felony hate crime enhancements
- **Mahmoud Fathi Salah, 21, of Hemet**
 - 3 felony counts of first-degree residential burglary, 2 felony counts of first-degree robbery, 1 felony count of conspiracy to commit burglary, 1 misdemeanor count of false imprisonment, and 4 felony hate crime enhancements
- **Darrell Skakhan Hollawayne, 22, of Hemet**
 - 12 felony counts of first-degree residential burglary, 4 felony counts of first-degree robbery, 1 felony count of kidnapping to commit robbery, 1 felony count of conspiracy to commit burglary, 1 misdemeanor count of false imprisonment, and 8 felony hate crime enhancements
- **Kim Claudia Vuong Nguyen, 21, of Ontario**
 - 4 felony counts of first-degree residential burglary, 2 felony counts of first-degree robbery, 1 felony count of kidnapping to commit robbery, and 1 felony count to commit burglary
- **Hernando Jones, 19, of Hemet**
 - 2 felony counts of first-degree residential burglary, 1 felony count of conspiracy to commit burglary, and 2 felony hate crime enhancements
- **Menes Khari Carter, 20, of San Jacinto**
 - 3 felony counts of first-degree residential burglary, 1 felony count of conspiracy to commit burglary, and 3 felony hate crime enhancements
- **Justin Martel Huggins, 21, of Los Angeles**
 - 2 felony counts of first-degree residential burglary, 1 felony count of conspiracy to commit burglary, and 2 felony hate crime enhancements
- **Alyssa Ayala, 22, of Perris**
 - 2 felony counts of first-degree residential burglary and 1 felony count of conspiracy to commit burglary
- **Bryce Shamar Jackson, 21, of San Jacinto**
 - 2 felony counts of first-degree residential burglary and 1 felony hate crime enhancement
- **Frank Avila, 23, of San Jacinto**
 - 1 felony count of first-degree residential burglary, 2 felony counts of first-degree robbery, and 1 felony count of kidnapping to commit robbery
- **Christopher Williams, 21, of Hemet**
 - 1 felony count of first-degree residential burglary, 2 felony counts of robbery, and 1 felony count of kidnapping to commit robbery
- **Rico Mason, 23, of Perris**
 - 1 felony count of first-degree residential burglary, 2 felony counts of robbery, and 1 felony count of kidnapping to commit robbery

Cooper et. all - Case #23NF1061 – Caught in the act of breaking into a Yorba Linda home

- **Isaiah Lyle Cooper, 23, Compton**
 - 1 felony count of first-degree residential burglary
- **Troy Dwayne Hickman, 23, Los Angeles**
 - 1 felony count of first-degree residential burglary
- **Bryan Galvan, 21, Los Angeles**
 - 1 felony count of first-degree residential burglary
- **John Ive Williams, 20, Long Beach**
 - 1 felony count of first-degree residential burglary

Newton et. all – Case #23NF1120 – Yorba Linda, Newport Beach, Laguna Beach and Mission Viejo

- **Ohage Newton, 26, Compton**
 - 4 felony counts of first-degree residential burglary, 1 felony count of attempted first-degree burglary of inhabited dwelling, 1 felony count of prohibited person owning ammunition, 1 felony count of manufacture, sale or receipt of large capacity magazine

- **Dell Atrell Craft, 31, Compton**
 - 1 felony count of first-degree residential burglary and 1 felony count of attempted first-degree burglary of inhabited dwelling
- **Dominick Deshawn Martin, 30, Bellflower**
 - 1 felony count of first-degree residential burglary
- **Shawn Keith Castilow, 32, Compton**
 - 1 felony count of first-degree residential burglary

Rendichhuentecol et. all – Case #23NF1053 – Caught breaking into Anaheim home

- **Diego Rendichhuentecol, 29, Chile**
 - 2 felony counts of first-degree residential burglary, 1 misdemeanor count of possession of burglary tools, 1 misdemeanor count of resisting a public or peace officer, 1 misdemeanor count of falsely representing self to officer
- **Miguel Fernando Marchantavila, 31, Chile**
 - 2 felony counts of first-degree residential burglary, 1 misdemeanor count of possession of burglary tools, 1 misdemeanor count of resisting a public or peace officer
- **Manuel Rodrigo Venegasburgos, 31, Chile**
 - 2 felony counts of first-degree residential burglary, 1 misdemeanor count of possession of burglary tools, 1 misdemeanor count of resisting a public or peace officer

Belvin et. all – Case #23NF1054 - Crew connected to Norco convenience store robbery that resulted in defendant being shot by store owner

- **Rasheed Dashawn Lee Belvin, 24, Los Angeles**
 - 8 felony counts of first-degree robbery, 4 felony counts of first-degree residential burglary, 2 felony counts of carjacking, 14 felony enhancements for being armed with a firearm in the commission of a felony
- **Jamar Elijah Williams, 26, Los Angeles**
 - 4 felony counts of first-degree robbery, 2 felony counts of first-degree residential burglary, 2 felony counts of carjacking, 8 felony enhancements for being armed with a firearm in the commission of a felony
- **Davon Broadus, 24, Las Vegas**
 - 4 felony counts of first-degree robbery, 2 felony counts of first-degree burglary, 6 felony enhancements for being armed with a firearm in the commission of a felony

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