



OFFICE OF THE DISTRICT ATTORNEY
CONTRA COSTA COUNTY

Diana Becton
DISTRICT ATTORNEY

October 14, 2020

Daniel Trautfield
dtrautfield@gmail.com

RE: August 10th public records request

Dear Daniel Trautfield:

The Contra Costa County District Attorney's Office provides the attached information in response to your request, which we received on August 10th, 2020.

Specifically, you requested copies of: "...case summaries, data, or statistics for individuals sentenced to penal code PC 190.2(a)(17) within available years or since the 1990 by Contra Costa County. Specifically, I would like the total number of individuals sentenced under this penal code as well as any information on demographics such as age, race, or gender."

You subsequently narrowed your request to the timeframe 2015 to the date of the request. As a result, we found records that are attached in this email.

In this case, your request qualifies under the exception found in Penal Code section 13300(j).

In relevant part, section 13300(j) states:

... a public prosecutor may, in response to a written request made pursuant to Section 6253 of the Government Code, provide information from a local summary criminal history, if release of the information would enhance public safety, the interest of justice, or the public's understanding of the justice system and the person making the request declares that the request is made for a scholarly or journalistic purpose.

This statute is permissive in nature. It states that a prosecutor "may" provide such records. As such, our Office must be assured that the requirements of the statute are being met. On September 8, 2020, you declared in writing that you made the request for a journalistic purpose.

Finally, I am required by section 13300(j) to advise you of the following: if your declaration willfully states as true any material fact that you know to be false, you shall be subject to a civil penalty not exceeding ten thousand dollars (\$10,000). (Pen. Code, § 13300(j).) "An action to impose a civil penalty under this subdivision may be brought by any public prosecutor and shall be enforced as a civil judgment." (Ibid.)

Respectfully,

A handwritten signature in black ink, appearing to read "S. Alonso", with a long horizontal stroke extending to the left.

Scott Alonso
Public Information Officer
Office of the District Attorney
925-957-8638 direct