

Your CPRA Request: Murder Statistics, County of San Bernardino
38 messages

Schultze, Brent <BSchultze@sbcda.org> Fri, Sep 4, 2020 at 5:41 PM
To: "dtrautfield@gmail.com" <dtrautfield@gmail.com>

Mr. Trautfield,

The San Bernardino County District Attorney’s Office has received your California Public Records Act request. Our initial response is attached.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino District Attorney's Office
303 W. Third Street, Fifth Floor
San Bernardino, CA, 92415-0511

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 **LETTER-CPRA-Trautfield-MurderStats-2020-0904 e.pdf**
214K

Daniel Trautfield <dtrautfield@gmail.com> Sat, Sep 5, 2020 at 12:51 PM
To: "Schultze, Brent" <BSchultze@sbcda.org>

Hi Mr. Schultze,

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com> Sat, Sep 5, 2020 at 12:57 PM
To: "Schultze, Brent" <BSchultze@sbcda.org>

Hi Mr. Schultz,

Thank you so much for responding so thoroughly. As we are a grassroots organization, that expense would be too high. I wonder if by limiting the scope of the search, would it be possible to mitigate costs and the amount of time needed to perform a search? Potentially using something closer to what the DA's office has previously done?

For example if we were only to ask for 190.2 convictions from 1997 to 2020? And limit the amount of information requested? Below is an example of what a different county offered, free of cost, that is not ideal but sufficient for our research:

COURT_NUMBER	COMPLAINT DATE	DDA	EVENT_OF_FINAL_DISPO	FINAL_DISPOSITION	DISPOSITION_DATE	ALL_GUILTY_CHARGES
CDXXXX	01/01/91	Smith, John	Felony Other Motion Hearing	Pled Guilty Felony	01/02/91	COUNT 1: PC187(a) -- PC190.2(a)(17) -- PC190.2(a)(17) -- PC190.2(a)(17) COUNT 2: PC288a(c)(2)(A) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d)

Please let me know, I deeply appreciate your assistance with this.

Daniel Trautfield
[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>
Cc: "Bires, Michael" <mbires@sbcda.org>

Tue, Sep 8, 2020 at 4:31 PM

Mr. Trautfield,

I have spoken with our analyst again, to discuss the estimate you were given. Two factors are pushing up the hours of work needed and therefore the price: first, the number of years requested (23), and second, the amount of data you are seeking. Data would need to be pulled from each year, then assembled.

With our current database system it is not possible to pull all the data at once. It would need to be queried multiple times. The more data points sought, the more queries needed. That is then multiplied by the timeframe, greatly increasing the amount of work. And finally, the data must be assembled afterwards, as the results of numerous data queries would need to be organized into a spreadsheet. Without such assembly, the data would be useless to you.

There would be several ways to reduce the cost:

- Reduce the timeframe.
- Reduce the data points sought.
- Accept ambiguity in certain data points. (For example, for dismissals there is generally a process to determine what kind of dismissal it is. Accepting data that does not distinguish between the different types of dismissals would reduce the time to produce those data points.)

However, the reality is that twenty-three years of data will require a large amount of work, even if the data points are reduced and even if some ambiguity is accepted. The cost would still likely be several thousand dollars.

If you believe that you may be able to pay that amount, we can work on the details for another custom data harvest with a reduced number of data points and I can obtain an updated estimate from our analyst.

On the other hand, if you do not believe it will be possible to pay for that amount of work, then I can search for existing records, to see what may be in the ballpark of what you are requesting. The difference there is that you would not be provided with a custom data harvest, and some of the data points you are seeking would be missing. However, it would be significantly cheaper.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>
Cc: "Bires, Michael" <mbires@sbcda.org>

Fri, Oct 2, 2020 at 11:44 PM

Hi Brent,

Thank you so much for your work on this. So sorry for the length in my reply.

We would very much like to continue determining how to access this information. I submitted a court request after hearing back from your office for similar information but the San Bernardino Courts also do not have easily producible records.

At minimum we are looking only for:

1. All cases in which a conviction of 190.2 was found
2. which special circumstances were found (1-22)
3. for the years ~1991 through 2020

Is there any way we could access this information at a low cost and low effort from your department? I am not sure how to access previously compiled information, but would appreciate your guidance on that.

Thanks,

Daniel Trautfield
(805) 291-3139

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>
Cc: "Bires, Michael" <mbires@sbcda.org>

Fri, Oct 9, 2020 at 4:22 PM

Mr. Trautfield,

So far I have not had any luck turning up a pre-existing list with the information you are asking for. I am going to try a few more sources, however.

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Fri, Nov 20, 2020 at 2:17 PM

Hi Mr. Schultze,

Just looping back to this, thank you so much for your help. I am not sure if I got a final answer if this is possible, forgive me if you have already clarified.

I have reached out to the San Bernardino courts, who have said that due to staff shortages they are not currently able to help. Is there any way to get whatever information is available through the SBDA's office that satisfies this request?

For instance, if we shortened the window to a starting year a little later, would it be possible? Many counties have been able to provide this data, which is only to say that, as a result, we are very interested in obtaining this data from San Bernardino to complete our data set.

Thanks so much and again, I appreciate your help on this,

Daniel
(805) 291-3139

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Fri, Nov 20, 2020 at 3:20 PM

Mr. Trautfield,

We do not have any pre-made documents matching the parameters that you have specified. When we last communicated, I was having no luck finding any such documents, and I still have not.

The only way to produce the information you are requesting is by harvesting public data from our case database. If you were to reduce the timeframe of the request, it would reduce the time required and the amount you would have to pay. But it would still be a labor-intensive task. Our database is quite old and large queries take time. If you wish to modify your request, we will reevaluate it. As I noted in my letter to you on September 4, 2020, the final cost is based on actual time taken, which could be less or more than the initial estimate. Once work is performed, the amount paid will not be refunded to you unless the final cost is less than the estimate.

We are hoping to have a new database system early next year. I cannot predict when it will actually go live, nor what the cost will be to harvest data from it. However, it is possible that it will be easier (and therefore cheaper) to harvest data from it than our current one, once it is up and running. I cannot guarantee that, however; new database systems often have problems at launch.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Friday, November 20, 2020 2:18 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

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[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Wed, Jan 13, 2021 at 9:51 AM

Hi Mr. Schultze,

Looping back around to this. Over the last couple months we have secured data from all of the larger Southern California District Attorney's offices and as a result, are more and more interested in securing data from San Bernardino. I understand that there are limitations to the database currently in use but am hoping that we can develop a solution here. We really hope to secure the following:

1. For all cases in which a 190.2 was convicted:
 1. the specific 190.2 charge ((a)(7) or (a)(20) for example)
 2. Date of conviction
 3. date of birth or age at conviction
 4. race of defendant
 5. gender of defendant

Between the years of 2000-2017

We are happy to do as much work on our end as would be necessary to secure this information.

Please let me know what you think.

Thank you,

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Thu, Jan 14, 2021 at 5:49 PM

Mr. Trautfield,

Thank you for your willingness to do work on your end to secure the information you seek. Unfortunately, the work necessary would involve our database, which must be done by our own employees, and we must charge for it, given the amount of work required.

As I said previously, we do not have any documents that have already been produced which would fulfill your request.

However, we may have some documents which include some of the information that you are seeking, but not all of it. You would still need to independently review court records to find much of the information that you are looking for, but it would be a starting point. Would that be of interest to you?

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Thu, Jan 14, 2021 at 9:52 PM

Hi Mr. Schultze,

Yes, we would definitely be interested in seeing what is available. Thank you so much, I have also reached out to the San Bernardino Courts who are unable to provide record information due to their case management system. In light of that, we would be interested in going whatever route is possible.

Thank you !

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>


Fri, Jan 15, 2021 at 1:25 PM

Mr. Trautfield,

Attached, please find a list of cases where a Penal Code section 190.2 allegation was filed, from January 1, 2007 to July 8, 2019. This was created for a different CPRA requestor, who paid for the work to create it. As such, it does not match your parameters. However, it should be sufficient to allow you to research some information on your own, using the court's records.

[Quoted text hidden]

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 **190.2 Cases e.pdf**
934K

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Fri, Jan 15, 2021 at 2:00 PM

Hi Mr. Schultze,

Thank you so much for sending this. I was wondering what it would look like to do a similar search within these parameters for 2000-2007?

Thank you so much

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Fri, Jan 15, 2021 at 4:30 PM

Mr. Trautfield,

Please provide specifics about what kind of search you wish to have performed. The word “similar” is rather vague, and it is difficult for me to determine whether you want the same data as what was turned over, or something different.

Thank you,

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Mon, Jan 18, 2021 at 8:00 AM

Hi Mr. Schultze,

I meant a similar search in that we would keep the same parameters of case number, defendant name, race for the years 2000-2007. If there was any way to return the specific special circumstances like (a17 or a2) that would be great, although I know the system is limited.

Thank you for your work on this,

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Fri, Jan 22, 2021 at 4:20 PM

Mr. Trautfield,

Just to be clear, this is the data you are requesting:

- Court Case Number
- Defendant Last Name, First Name, Middle Name
- Defendant Race
- Special allegations alleged

For the following cases:

- All cases charging Penal Code section 187 (murder) with a special circumstance alleged (Pen. Code, § 190.2)
- From January 1, 2000 to December 31, 2006

Please advise whether this is correct so I can get a time estimate for the programmer to perform the data harvest.

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Fri, Jan 22, 2021 at 4:37 PM

Hi Mr. Schultze,

The data parameters you sent are correct, but I would like to extend the search from 2000-2010.

Thank you so much and I really appreciate your work on this.

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Thu, Feb 11, 2021 at 3:51 PM

Mr. Trautfield,

Our current estimate of time to perform this data harvest is 8–16 hours. Our data analyst's time is \$71.33 per hour.

You would be required to pay for 8 hours up front. Once the work is performed, the total hours would be calculated, and you would either be issued a refund, if the time is less than 8 hours, or required to pay the difference, if it is over 8 hours. Although 8–16 hours is the current estimate, it could be higher than 16.

If you decline to pay the balance, the data gathered will be deleted. No refund will be issued after work has been performed.

Please send a check or money order for \$570.64, payable to “San Bernardino County District Attorney.”

Please include a cover letter that references this CPRA request and mail it to:

San Bernardino County District Attorney
Appellate Services Unit
303 W. Third St., Fifth Floor
San Bernardino, CA 92415-0511

Please let me know if/when a check or money order is coming, so that we can be on the lookout for it. Due to the amount of money involved, certified mail with a tracking number is strongly recommended.

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Mon, Mar 8, 2021 at 8:00 AM

Hi Brent,

Thank you so much for putting this proposal together - I held off from following up because we had just found out that we were going to receive a set of data from CDCR that would enable this search to be done with less capacity.

I now have a list of every individual serving LWOP from San Bernardino County. This list includes 214 individuals currently serving an LWOP sentence, with their current age, in spreadsheet form. I am looking for the SBDA's office to provide the 190.2 charge that each individual received.

I am wondering what it would look like for your office to determine this info when I send over?

Thanks so much - let me know if it would be best to talk on the phone or if you would like to see the spreadsheet for more info.

Thank you!

Daniel
(805) 291-3139

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Mon, Mar 8, 2021 at 10:18 AM

Mr. Trautfield,

Does your list include case numbers?

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino County District Attorney's Office

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Monday, March 8, 2021 8:00 AM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

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[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Mon, Mar 8, 2021 at 11:55 PM

Hi Brent,

So actually it looks like about half include case numbers, CDCR only provided case numbers for individuals under 26.

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Tue, Mar 9, 2021 at 1:24 PM

Mr. Trautfield,

At this point, it might be simpler for you to send me the CDCR spreadsheet, so I can see what you're working with here.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Monday, March 8, 2021 11:55 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>


Wed, Mar 10, 2021 at 8:00 AM

Understood - Here it is attached as a spreadsheet with two columns.

Thank you so much for looking into this,

Daniel

[Quoted text hidden]

 **San Bernardino - PRA Sheet.xlsx**
26K

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Tue, Mar 16, 2021 at 5:38 PM

Mr. Trautfield,

I have worked with our computer analyst on this, using what you have provided. We have been able to provide some of the information you are requesting, but not all of it.

For the "Under 26" page of the spreadsheet, we were able to use the case numbers to provide information on a number of cases. (It was not all of them, because some are so old that they are not in our system.)

For the "Over 26" page of the spreadsheet, there is too little data for us to find the cases you are looking for. We need case numbers.

The data that we have produced required 1 hour of analyst time. The price is \$71.33. If you wish to obtain it, please send a check or money order for that amount, payable to "San Bernardino County District Attorney" to:

San Bernardino County District Attorney's Office

Appellate Services Unit

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

Please include a cover letter which references this CPRA request. Upon receipt of payment, the excel file will be emailed to you.

If you do not wish to obtain the data, let me know and we will delete the excel sheet.

[Quoted text hidden]
[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Wed, Mar 17, 2021 at 8:59 PM

Hi Brent,

Thank you so much for this - I will send a check out this week for the 'Under 26' population.

Daniel
[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Thu, Jun 3, 2021 at 11:42 PM

Hi Brent - It is my understanding that a check went out and to the San Bernardino office on this several weeks back - any way of checking? Should have been paid by "Grace Hong"

Thanks !

Daniel
[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Tue, Jun 8, 2021 at 11:09 AM

Mr. Trautfield,

Thank you for reaching out. We received the check. I am attaching the data. The data was harvested on 3/16/2021.

Please note that the data in this spreadsheet is based off of manual data entry by humans, who occasionally make mistakes.

Please let me know if you have any further questions.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

(909) 382-7735 tel.

(909) 748-1376 fax

[Quoted text hidden]

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 **CPRA Trautfield DATA.xlsx**
87K

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Tue, Jun 8, 2021 at 11:33 PM

Hi Brent -

Thank you so much! I really appreciate it, on first glance - this looks great. I will send over a list of the Over 26 next week, and hopefully we can use a similar process. Once that is done, we will be all set!

Thank you!

Daniel

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Tue, Jun 29, 2021 at 8:39 PM

Hi Brent-

This data set is really great, thank you so much. I will send over the additional case numbers next week when we receive them from cdcr. In the meantime, would you mind letting me know what the following codes mean in the 'special allegation disposition' column

Likely FT; Found True, A
DM: Admitted,
FNT: Found Not True,
HUNG: Hung jury,
MIST: Mistrial

What does :

DSMP
DSMC
DSMS

I assume it has to do with dismissal, but are there any differences?

Also: "SPEC" shows up once.

Thank you !

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Thu, Jul 1, 2021 at 5:17 PM

Mr. Trautfield,

I have forwarded your questions regarding DSMP, DSMC, DSMS, and SPEC to the analyst who extracted the data. Unfortunately, she is not in the office at the moment, and it may take a bit of time to get an answer.

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Fri, Jul 9, 2021 at 10:51 PM

Hi Brent,

As promised, here is the Over 26 list from CDCR, with case numbers. There are a total of 71 names. If we could run the same exact search as with the previous list, that would be much appreciated. Thank you so much, and I hope you are having a great weekend.

Daniel

[Quoted text hidden]

 **San Bernardino Over 26 Case Numbers.xlsx**
9K

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Mon, Jul 12, 2021 at 11:14 AM

Mr. Trautfield,

First, here are the answers regarding some of the abbreviations in the previous data:

DSMP – Dismissed by People

DSMC – Dismissed by Court

DSMS – Dismissed by Stipulation

We were unable to find “SPEC” as a disposition. If you could point out where it is, that would help.

For the new data you are providing, it would be a new search of the database, and would likely take an hour, which would need to be paid for, as before, at \$71.33. If you are willing to submit payment for it, we will work on the data harvest.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

[Quoted text hidden]

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: Grace Hong <gracehongucla@gmail.com>

Tue, Jul 13, 2021 at 11:51 PM

Hi! okay understood it definitely can wait till Thursday :) I haven't head from Rosa or Lashae but probably because the funding hasn't come through yet?

Anyway, no stress! Safe travels hope to see you soon!!

On Mon, Jul 12, 2021 at 8:33 PM Grace Hong <gracehongucla@gmail.com> wrote:

Hi, Daniel,

Yes, of course, we totally can! I'm in St. Louis right now until Thursday night, so can't send a check until I get back. Is that too late? It's probably better for me to do it rather than you for bureaucracy reasons.

Did LaShae and Rosa check in with you about your check? Is that all underway?

Grace

The Center for the Study of Women at UCLA acknowledges the Gabrielino/Tongva peoples as the traditional land caretakers of Tovaangar (Los Angeles basin, So. Channel Islands). As a land grant institution, we pay our respects to the honuukvetam (ancestors) 'ahiihirom (elders), and 'eyoohiinkem (our relatives/relations) past, present, and emerging.

On Mon, Jul 12, 2021 at 4:26 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

would it be possible to send one last payment to the San Bernardino DA? Then we ARE DONE WITH THEM I PROMISE!!

I can send and get reimbursed if that works for y'all? but if that causes a headache then I won't :)

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Mon, Aug 2, 2021 at 8:55 AM

Hi Brent,

Checking in on this. I understand that the check was sent out but has not been processed yet. Any idea when the information might be available?

Daniel

[Quoted text hidden]

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>

Sun, Aug 8, 2021 at 1:12 PM

Hi Brent - let me know if there's any update on this.

Thanks !

Daniel

[Quoted text hidden]

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>

Mr. Trautfield,

My apologies for not getting back to you sooner. We did receive the check in question.

I have put in the request for data extraction and compilation.

I will get back to you when I have the data, or if some problem arises.

Cordially,

Brent Schultze
Lead Deputy District Attorney
Appellate Services Unit
San Bernardino County District Attorney's Office
[303 W. Third Street](#), Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Sunday, August 8, 2021 1:13 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

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Hi Brent - let me know if there's any update on this.

Thanks !

Daniel

On Mon, Aug 2, 2021 at 8:55 AM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent,

Checking in on this. I understand that the check was sent out but has not been processed yet. Any idea when the information might be available?

Daniel

On Mon, Jul 12, 2021 at 11:15 AM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

First, here are the answers regarding some of the abbreviations in the previous data:

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For the new data you are providing, it would be a new search of the database, and would likely take an hour, which would need to be paid for, as before, at **\$71.33**. If you are willing to submit payment for it, we will work on the data harvest.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, July 9, 2021 10:51 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

As promised, here is the Over 26 list from CDCR, with case numbers. There are a total of 71 names. If we could run the same exact search as with the previous list, that would be much appreciated. Thank you so much, and I hope you are having a great weekend.

Daniel

On Tue, Jun 8, 2021 at 11:33 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent -

Thank you so much! I really appreciate it, on first glance - this looks great. I will send over a list of the Over 26 next week, and hopefully we can use a similar process. Once that is done, we will be all set!

Thank you!

Daniel

On Tue, Jun 8, 2021 at 11:09 AM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Thank you for reaching out. We received the check. I am attaching the data. The data was harvested on 3/16/2021.

Please note that the data in this spreadsheet is based off of manual data entry by humans, who occasionally make mistakes.

Please let me know if you have any further questions.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

(909) 382-7735 tel.

(909) 748-1376 fax

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Thursday, June 3, 2021 11:42 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent - It is my understanding that a check went out and to the San Bernardino office on this several weeks back - any way of checking? Should have been paid by "Grace Hong"

Thanks !

Daniel

On Wed, Mar 17, 2021 at 8:59 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent,

Thank you so much for this - I will send a check out this week for the 'Under 26' population.

Daniel

On Tue, Mar 16, 2021 at 5:38 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

I have worked with our computer analyst on this, using what you have provided. We have been able to provide some of the information you are requesting, but not all of it.

For the "Under 26" page of the spreadsheet, we were able to use the case numbers to provide information on a number of cases. (It was not all of them, because some are so old that they are not in our system.)

For the "Over 26" page of the spreadsheet, there is too little data for us to find the cases you are looking for. We need case numbers.

The data that we have produced required 1 hour of analyst time. The price is \$71.33. If you wish to obtain it, please send a check or money order for that amount, payable to "San Bernardino County District Attorney" to:

San Bernardino County District Attorney's Office
Appellate Services Unit
[303 W. Third Street](#), Fifth Floor
San Bernardino, CA, 92415-0511

Please include a cover letter which references this CPRA request. Upon receipt of payment, the excel file will be emailed to you.

If you do not wish to obtain the data, let me know and we will delete the excel sheet.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino County District Attorney's Office
[303 W. Third Street](#), Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Wednesday, March 10, 2021 8:00 AM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

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Understood - Here it is attached as a spreadsheet with two columns.

Thank you so much for looking into this,

Daniel

On Tue, Mar 9, 2021 at 1:24 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

At this point, it might be simpler for you to send me the CDCR spreadsheet, so I can see what you're working with here.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Monday, March 8, 2021 11:55 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

So actually it looks like about half include case numbers, CDCR only provided case numbers for individuals under 26.

Daniel

On Mon, Mar 8, 2021 at 10:18 AM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Does your list include case numbers?

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Monday, March 8, 2021 8:00 AM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

Thank you so much for putting this proposal together - I held off from following up because we had just found out that we were going to receive a set of data from CDCR that would enable this search to be done with less capacity.

I now have a list of every individual serving LWOP from San Bernardino County. This list includes 214 individuals currently serving an LWOP sentence, with their current age, in spreadsheet form. I am looking for the SBDA's office to provide the 190.2 charge that each individual received.

I am wondering what it would look like for your office to determine this info when I send over?

Thanks so much - let me know if it would be best to talk on the phone or if you would like to see the spreadsheet for more info.

Thank you!

Daniel

(805) 291-3139

On Thu, Feb 11, 2021 at 3:51 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Our current estimate of time to perform this data harvest is 8–16 hours. Our data analyst's time is \$71.33 per hour.

You would be required to pay for 8 hours up front. Once the work is performed, the total hours would be calculated, and you would either be issued a refund, if the time is less than 8 hours, or required to pay the difference, if it is over 8 hours. Although 8–16 hours is the current estimate, it could be higher than 16.

If you decline to pay the balance, the data gathered will be deleted. No refund will be issued after work has been performed.

Please send a check or money order for \$570.64, payable to "San Bernardino County District Attorney."

Please include a cover letter that references this CPRA request and mail it to:

San Bernardino County District Attorney

Appellate Services Unit

303 W. Third St., Fifth Floor

San Bernardino, CA 92415-0511

Please let me know if/when a check or money order is coming, so that we can be on the lookout for it. Due to the amount of money involved, certified mail with a tracking number is strongly recommended.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Friday, January 22, 2021 4:37 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schutlze,

The data parameters you sent are correct, but I would like to extend the search from 2000-2010.

Thank you so much and I really appreciate your work on this.

Daniel

On Fri, Jan 22, 2021 at 4:20 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Just to be clear, this is the data you are requesting:

- Court Case Number
- Defendant Last Name, First Name, Middle Name
- Defendant Race
- Special allegations alleged

For the following cases:

- All cases charging Penal Code section 187 (murder) with a special circumstance alleged (Pen. Code, § 190.2)
- From January 1, 2000 to December 31, 2006

Please advise whether this is correct so I can get a time estimate for the programmer to perform the data harvest.

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Monday, January 18, 2021 8:00 AM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

I meant a similar search in that we would keep the same parameters of case number, defendant name, race for the years 2000-2007.

If there was any way to return the specific special circumstances like (a17 or a2) that would be great, although I know the system is limited.

Thank you for your work on this,

Daniel

On Fri, Jan 15, 2021 at 4:30 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Please provide specifics about what kind of search you wish to have performed. The word “similar” is rather vague, and it is difficult for me to determine whether you want the same data as what was turned over, or something different.

Thank you,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, January 15, 2021 2:00 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Thank you so much for sending this. I was wondering what it would look like to do a similar search within these parameters for 2000-2007?

Thank you so much

Daniel

On Fri, Jan 15, 2021 at 1:25 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Attached, please find a list of cases where a Penal Code section 190.2 allegation was filed, from January 1, 2007 to July 8, 2019. This was created for a different CPRA requestor, who paid for the work to create it. As such, it does not match your parameters. However, it should be sufficient to allow you to research some information on your own, using the court's records.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Thursday, January 14, 2021 9:53 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Yes, we would definitely be interested in seeing what is available. Thank you so much, I have also reached out to the San Bernardino Courts who are unable to provide record information due to their case management system. In light of that, we would be interested in going whatever route is possible.

Thank you !

Daniel

On Thu, Jan 14, 2021 at 5:49 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Thank you for your willingness to do work on your end to secure the information you seek. Unfortunately, the work necessary would involve our database, which must be done by our own employees, and we must charge for it, given the amount of work required.

As I said previously, we do not have any documents that have already been produced which would fulfill your request.

However, we may have some documents which include some of the information that you are seeking, but not all of it. You would still need to independently review court records to find much of the information that you are looking for, but it would be a starting point. Would that be of interest to you?

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Wednesday, January 13, 2021 9:51 AM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Looping back around to this. Over the last couple months we have secured data from all of the larger Southern California District Attorney's offices and as a result, are more and more interested in securing data from San Bernardino. I understand that there are limitations to the database currently in use but am hoping that we can develop a solution here. We really hope to secure the following:

- 1 For all cases in which a 190.2 was convicted:
 1. the specific 190.2 charge ((a)(7) or (a)(20) for example)
 2. Date of conviction
 3. date of birth or age at conviction
 4. race of defendant
 5. gender of defendant

Between the years of 2000-2017

We are happy to do as much work on our end as would be necessary to secure this information.

Please let me know what you think.

Thank you,

Daniel

On Fri, Nov 20, 2020 at 3:20 PM Schultze, Brent <BSchultze@sbcdca.org> wrote:

Mr. Trautfield,

We do not have any pre-made documents matching the parameters that you have specified. When we last communicated, I was having no luck finding any such documents, and I still have not.

The only way to produce the information you are requesting is by harvesting public data from our case database. If you were to reduce the timeframe of the request, it would reduce the time required and the amount you would have to pay. But it would still be a labor-intensive task. Our database is quite old and large queries take time. If you wish to modify your request, we will reevaluate it. As I noted in my letter to you on September 4, 2020, the final cost is based on actual time taken, which could be less or more than the initial estimate. Once work is performed, the amount paid will not be refunded to you unless the final cost is less than the estimate.

We are hoping to have a new database system early next year. I cannot predict when it will actually go live, nor what the cost will be to harvest data from it. However, it is possible that it will be easier (and therefore cheaper) to harvest data from it than our current one, once it is up and running. I cannot guarantee that, however; new database systems often have problems at launch.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Friday, November 20, 2020 2:18 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Just looping back to this, thank you so much for your help. I am not sure if I got a final answer if this is possible, forgive me if you have already clarified.

I have reached out to the San Bernardino courts, who have said that due to staff shortages they are not currently able to help. Is there any way to get whatever information is available through the SBDA's office that satisfies this request?

For instance, if we shortened the window to a starting year a little later, would it be possible? Many counties have been able to provide this data, which is only to say that, as a result, we are very interested in obtaining this data from San Bernardino to complete our data set.

Thanks so much and again, I appreciate your help on this,

Daniel

(805) 291-3139

On Fri, Oct 9, 2020 at 4:22 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

So far I have not had any luck turning up a pre-existing list with the information you are asking for. I am going to try a few more sources, however.

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, October 2, 2020 11:45 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Cc: Bires, Michael <mbires@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

Hi Brent,

Thank you so much for your work on this. So sorry for the length in my reply.

We would very much like to continue determining how to access this information. I submitted a court request after hearing back from your office for similar information but the San Bernardino Courts also do not have easily producible records.

At minimum we are looking only for:

1. All cases in which a conviction of 190.2 was found
2. which special circumstances were found (1-22)
3. for the years ~1991 through 2020

Is there any way we could access this information at a low cost and low effort from your department? I am not sure how to access previously compiled information, but would appreciate your guidance on that.

Thanks,

Daniel Trautfield
(805) 291-3139

On Tue, Sep 8, 2020 at 4:31 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

I have spoken with our analyst again, to discuss the estimate you were given. Two factors are pushing up the hours of work needed and therefore the price: first, the number of years requested (23), and second, the amount of data you are seeking. Data would need to be pulled from each year, then assembled.

With our current database system it is not possible to pull all the data at once. It would need to be queried multiple times. The more data points sought, the more queries needed. That is then multiplied by the timeframe, greatly increasing the amount of work. And finally, the data must be assembled afterwards, as the results of numerous data queries would need to be organized into a spreadsheet. Without such assembly, the data would be useless to you.

There would be several ways to reduce the cost:

- Reduce the timeframe.
- Reduce the data points sought.
- Accept ambiguity in certain data points. (For example, for dismissals there is generally a process to determine what kind of dismissal it is. Accepting data that does not distinguish between the different types of dismissals would reduce the time to produce those data points.)

However, the reality is that twenty-three years of data will require a large amount of work, even if the data points are reduced and even if some ambiguity is accepted. The cost would still likely be several thousand dollars.

If you believe that you may be able to pay that amount, we can work on the details for another custom data harvest with a reduced number of data points and I can obtain an updated estimate from our analyst.

On the other hand, if you do not believe it will be possible to pay for that amount of work, then I can search for existing records, to see what may be in the ballpark of what you are requesting. The difference there is that you would not be provided with a custom data harvest, and some of the data points you are seeking would be missing. However, it would be significantly cheaper.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino District Attorney's Office
[303 W. Third Street](#), Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Saturday, September 5, 2020 12:57 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

Hi Mr. Schultz,

Thank you so much for responding so thoroughly. As we are a grassroots organization, that expense would be too high. I wonder if by limiting the scope of the search, would it be possible to mitigate costs and the amount of time needed to perform a search? Potentially using something closer to what the DA's office has previously done?

For example if we were only to ask for 190.2 convictions from 1997 to 2020? And limit the amount of information requested? Below is an example of what a different county offered, free of cost, that is not ideal but sufficient for our research:

COURT_NUMBER	COMPLAINT DATE	DDA	EVENT_OF_FINAL_DISPO	FINAL_DISPOSITION	DISPOSITION_DATE	ALL_GUILTY_CHARGES
CDXXXX	01/01/91	Smith, John	Felony Other Motion Hearing	Pled Guilty Felony	01/02/91	COUNT 1: PC187(a) -- PC190.2(a)(17) -- PC190.2(a)(17) -- PC190.2(a)(17) COUNT 2: PC288a(c)(2)(A) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d)

Please let me know, I deeply appreciate your assistance with this.

Daniel Trautfield

On Sat, Sep 5, 2020 at 12:51 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Mr. Schultze,

On Fri, Sep 4, 2020 at 5:41 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

The San Bernardino County District Attorney's Office has received your California Public Records Act request. Our initial response is attached.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

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CONFIDENTIALITY NOTICE: This communication contains legally privileged and confidential information sent solely for the use of the intended recipient. If you are not the intended recipient of this communication you are not authorized to use it in any manner, except to immediately destroy it and notify the sender.

Schultze, Brent <BSchultze@sbcda.org>
To: Daniel Trautfield <dtrautfield@gmail.com>
Cc: Public Affairs <publicaffairs@sbcda.org>

Tue, Aug 10, 2021 at 2:16 PM

Mr. Trautfield,

Our analyst has performed the data extraction and compilation. You are being provided with two excel workbook files.

The DATA2 workbook has two sheets. The first incorporates the new data with what was already provided to you, several months ago. The new items are highlighted in yellow. The second sheet only has the new information.

Because of the age of some of the cases, some of them are too old to be in our case database. Our analyst checked them against a previous case database ("PIMS") and if information was available, manually pulled it from there and placed it in the DATA3 workbook, which contains all 71 names and case numbers that you provided.

Should you have any difficulty with the data provided, please let me know.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Schultze, Brent
Sent: Monday, August 9, 2021 1:48 PM
To: Daniel Trautfield <dtrautfield@gmail.com>
Subject: RE: Your CPRA Request: Murder Statistics, County of San Bernardino

Mr. Trautfield,

My apologies for not getting back to you sooner. We did receive the check in question.

I have put in the request for data extraction and compilation.

I will get back to you when I have the data, or if some problem arises.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Sunday, August 8, 2021 1:13 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent - let me know if there's any update on this.

Thanks !

Daniel

On Mon, Aug 2, 2021 at 8:55 AM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent,

Checking in on this. I understand that the check was sent out but has not been processed yet. Any idea when the information might be available?

Daniel

On Mon, Jul 12, 2021 at 11:15 AM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

First, here are the answers regarding some of the abbreviations in the previous data:

DSMP – Dismissed by People

DSMC – Dismissed by Court

DSMS – Dismissed by Stipulation

We were unable to find "SPEC" as a disposition. If you could point out where it is, that would help.

For the new data you are providing, it would be a new search of the database, and would likely take an hour, which would need to be paid for, as before, at \$71.33. If you are willing to submit payment for it, we will work on the data harvest.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, July 9, 2021 10:51 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

As promised, here is the Over 26 list from CDCR, with case numbers. There are a total of 71 names. If we could run the same exact search as with the previous list, that would be much appreciated. Thank you so much, and I hope you are having a great weekend.

Daniel

On Tue, Jun 8, 2021 at 11:33 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent -

Thank you so much! I really appreciate it, on first glance - this looks great. I will send over a list of the Over 26 next week, and hopefully we can use a similar process. Once that is done, we will be all set!

Thank you!

Daniel

On Tue, Jun 8, 2021 at 11:09 AM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Thank you for reaching out. We received the check. I am attaching the data. The data was harvested on 3/16/2021.

Please note that the data in this spreadsheet is based off of manual data entry by humans, who occasionally make mistakes.

Please let me know if you have any further questions.

Cordially,

Brent Schultze

Lead Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

(909) 382-7735 tel.

(909) 748-1376 fax

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Thursday, June 3, 2021 11:42 PM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent - It is my understanding that a check went out and to the San Bernardino office on this several weeks back - any way of checking? Should have been paid by "Grace Hong"

Thanks !

Daniel

On Wed, Mar 17, 2021 at 8:59 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Brent,

Thank you so much for this - I will send a check out this week for the 'Under 26' population.

Daniel

On Tue, Mar 16, 2021 at 5:38 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

I have worked with our computer analyst on this, using what you have provided. We have been able to provide some of the information you are requesting, but not all of it.

For the "Under 26" page of the spreadsheet, we were able to use the case numbers to provide information on a number of cases. (It was not all of them, because some are so old that they are not in our system.)

For the "Over 26" page of the spreadsheet, there is too little data for us to find the cases you are looking for. We need case numbers.

The data that we have produced required 1 hour of analyst time. The price is \$71.33. If you wish to obtain it, please send a check or money order for that amount, payable to "San Bernardino County District Attorney" to:

San Bernardino County District Attorney's Office

Appellate Services Unit

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

Please include a cover letter which references this CPRA request. Upon receipt of payment, the excel file will be emailed to you.

If you do not wish to obtain the data, let me know and we will delete the excel sheet.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Wednesday, March 10, 2021 8:00 AM

To: Schultze, Brent <BSchultze@sbcdca.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

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Understood - Here it is attached as a spreadsheet with two columns.

Thank you so much for looking into this,

Daniel

On Tue, Mar 9, 2021 at 1:24 PM Schultze, Brent <BSchultze@sbcdca.org> wrote:

Mr. Trautfield,

At this point, it might be simpler for you to send me the CDCR spreadsheet, so I can see what you're working with here.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Monday, March 8, 2021 11:55 PM

To: Schultze, Brent <BSchultze@sbcdca.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

So actually it looks like about half include case numbers, CDCR only provided case numbers for individuals under 26.

Daniel

On Mon, Mar 8, 2021 at 10:18 AM Schultze, Brent <BSchultze@sbcdca.org> wrote:

Mr. Trautfield,

Does your list include case numbers?

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Monday, March 8, 2021 8:00 AM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe. If you suspect this is a phishing or malicious email, please contact the DA HelpDesk immediately for assistance.

Hi Brent,

Thank you so much for putting this proposal together - I held off from following up because we had just found out that we were going to receive a set of data from CDCR that would enable this search to be done with less capacity.

I now have a list of every individual serving LWOP from San Bernardino County. This list includes 214 individuals currently serving an LWOP sentence, with their current age, in spreadsheet form. I am looking for the SBDA's office to provide the 190.2 charge that each individual received.

I am wondering what it would look like for your office to determine this info when I send over?

Thanks so much - let me know if it would be best to talk on the phone or if you would like to see the spreadsheet for more info.

Thank you!

Daniel
(805) 291-3139

On Thu, Feb 11, 2021 at 3:51 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Our current estimate of time to perform this data harvest is 8–16 hours. Our data analyst's time is \$71.33 per hour.

You would be required to pay for 8 hours up front. Once the work is performed, the total hours would be calculated, and you would either be issued a refund, if the time is less than 8 hours, or required to pay the difference, if it is over 8 hours. Although 8–16 hours is the current estimate, it could be higher than 16.

If you decline to pay the balance, the data gathered will be deleted. No refund will be issued after work has been performed.

Please send a check or money order for \$570.64, payable to "San Bernardino County District Attorney."

Please include a cover letter that references this CPRA request and mail it to:

San Bernardino County District Attorney
Appellate Services Unit
303 W. Third St., Fifth Floor
San Bernardino, CA 92415-0511

Please let me know if/when a check or money order is coming, so that we can be on the lookout for it. Due to the amount of money involved, certified mail with a tracking number is strongly recommended.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, January 22, 2021 4:37 PM
To: Schultze, Brent <BSchultze@sbcdca.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schutlze,

The data parameters you sent are correct, but I would like to extend the search from 2000-2010.

Thank you so much and I really appreciate your work on this.

Daniel

On Fri, Jan 22, 2021 at 4:20 PM Schultze, Brent <BSchultze@sbcdca.org> wrote:

Mr. Trautfield,

Just to be clear, this is the data you are requesting:

- Court Case Number
- Defendant Last Name, First Name, Middle Name
- Defendant Race
- Special allegations alleged

For the following cases:

- All cases charging Penal Code section 187 (murder) with a special circumstance alleged (Pen. Code, § 190.2)
- From January 1, 2000 to December 31, 2006

Please advise whether this is correct so I can get a time estimate for the programmer to perform the data harvest.

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Monday, January 18, 2021 8:00 AM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

I meant a similar search in that we would keep the same parameters of case number, defendant name, race for the years 2000-2007.

If there was any way to return the specific special circumstances like (a17 or a2) that would be great, although I know the system is limited.

Thank you for your work on this,

Daniel

On Fri, Jan 15, 2021 at 4:30 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Please provide specifics about what kind of search you wish to have performed. The word “similar” is rather vague, and it is difficult for me to determine whether you want the same data as what was turned over, or something different.

Thank you,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, January 15, 2021 2:00 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Thank you so much for sending this. I was wondering what it would look like to do a similar search within these parameters for 2000-2007?

Thank you so much

Daniel

On Fri, Jan 15, 2021 at 1:25 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Attached, please find a list of cases where a Penal Code section 190.2 allegation was filed, from January 1, 2007 to July 8, 2019. This was created for a different CPRA requestor, who paid for the work to create it. As such, it does not match your parameters. However, it should be sufficient to allow you to research some information on your own, using the court's records.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Thursday, January 14, 2021 9:53 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Yes, we would definitely be interested in seeing what is available. Thank you so much, I have also reached out to the San Bernardino Courts who are unable to provide record information due to their case management system. In light of that, we would be interested in going whatever route is possible.

Thank you !

Daniel

On Thu, Jan 14, 2021 at 5:49 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

Thank you for your willingness to do work on your end to secure the information you seek. Unfortunately, the work necessary would involve our database, which must be done by our own employees, and we must charge for it, given the amount of work required.

As I said previously, we do not have any documents that have already been produced which would fulfill your request.

However, we may have some documents which include some of the information that you are seeking, but not all of it. You would still need to independently review court records to find much of the information that you are looking for, but it would be a starting point. Would that be of interest to you?

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>

Sent: Wednesday, January 13, 2021 9:51 AM

To: Schultze, Brent <BSchultze@sbcda.org>

Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Looping back around to this. Over the last couple months we have secured data from all of the larger Southern California District Attorney's offices and as a result, are more and more interested in securing data from San Bernardino. I understand that there are limitations to the database currently in use but am hoping that we can develop a solution here. We really hope to secure the following:

- 1 For all cases in which a 190.2 was convicted:
 1. the specific 190.2 charge ((a)(7) or (a)(20) for example)
 2. Date of conviction
 3. date of birth or age at conviction
 4. race of defendant
 5. gender of defendant

Between the years of 2000-2017

We are happy to do as much work on our end as would be necessary to secure this information.

Please let me know what you think.

Thank you,

Daniel

On Fri, Nov 20, 2020 at 3:20 PM Schultze, Brent <BSchultze@sbcdca.org> wrote:

Mr. Trautfield,

We do not have any pre-made documents matching the parameters that you have specified. When we last communicated, I was having no luck finding any such documents, and I still have not.

The only way to produce the information you are requesting is by harvesting public data from our case database. If you were to reduce the timeframe of the request, it would reduce the time required and the amount you would have to pay. But it would still be a labor-intensive task. Our database is quite old and large queries take time. If you wish to modify your request, we will reevaluate it. As I noted in my letter to you on September 4, 2020, the final cost is based on actual time taken, which could be less or more than the initial estimate. Once work is performed, the amount paid will not be refunded to you unless the final cost is less than the estimate.

We are hoping to have a new database system early next year. I cannot predict when it will actually go live, nor what the cost will be to harvest data from it. However, it is possible that it will be easier (and therefore cheaper) to harvest data from it than our current one, once it is up and running. I cannot guarantee that, however; new database systems often have problems at launch.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino County District Attorney's Office
[303 W. Third Street](#), Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, November 20, 2020 2:18 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Mr. Schultze,

Just looping back to this, thank you so much for your help. I am not sure if I got a final answer if this is possible, forgive me if you have already clarified.

I have reached out to the San Bernardino courts, who have said that due to staff shortages they are not currently able to help. Is there any way to get whatever information is available through the SBDA's office that satisfies this request?

For instance, if we shortened the window to a starting year a little later, would it be possible? Many counties have been able to provide this data, which is only to say that, as a result, we are very interested in obtaining this data from San Bernardino to complete our data set.

Thanks so much and again, I appreciate your help on this,

Daniel

(805) 291-3139

On Fri, Oct 9, 2020 at 4:22 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

So far I have not had any luck turning up a pre-existing list with the information you are asking for. I am going to try a few more sources, however.

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino County District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Friday, October 2, 2020 11:45 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Cc: Bires, Michael <mbires@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

Hi Brent,

Thank you so much for your work on this. So sorry for the length in my reply.

We would very much like to continue determining how to access this information. I submitted a court request after hearing back from your office for similar information but the San Bernardino Courts also do not have easily producible records.

At minimum we are looking only for:

1. All cases in which a conviction of 190.2 was found
2. which special circumstances were found (1-22)
3. for the years ~1991 through 2020

Is there any way we could access this information at a low cost and low effort from your department? I am not sure how to access previously compiled information, but would appreciate your guidance on that.

Thanks,

Daniel Trautfield

(805) 291-3139

On Tue, Sep 8, 2020 at 4:31 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

I have spoken with our analyst again, to discuss the estimate you were given. Two factors are pushing up the hours of work needed and therefore the price: first, the number of years requested (23), and second, the amount of data you are seeking. Data would need to be pulled from each year, then assembled.

With our current database system it is not possible to pull all the data at once. It would need to be queried multiple times. The more data points sought, the more queries needed. That is then multiplied by the timeframe, greatly increasing the amount of work. And finally, the data must be assembled afterwards, as the results of numerous data queries would need to be organized into a spreadsheet. Without such assembly, the data would be useless to you.

There would be several ways to reduce the cost:

- Reduce the timeframe.
- Reduce the data points sought.
- Accept ambiguity in certain data points. (For example, for dismissals there is generally a process to determine what kind of dismissal it is. Accepting data that does not distinguish between the different types of dismissals would reduce the time to produce those data points.)

However, the reality is that twenty-three years of data will require a large amount of work, even if the data points are reduced and even if some ambiguity is accepted. The cost would still likely be several thousand dollars.

If you believe that you may be able to pay that amount, we can work on the details for another custom data harvest with a reduced number of data points and I can obtain an updated estimate from our analyst.

On the other hand, if you do not believe it will be possible to pay for that amount of work, then I can search for existing records, to see what may be in the ballpark of what you are requesting. The difference there is that you would not be provided with a custom data harvest, and some of the data points you are seeking would be missing. However, it would be significantly cheaper.

Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino District Attorney's Office
303 W. Third Street, Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Saturday, September 5, 2020 12:57 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

Hi Mr. Schultz,

Thank you so much for responding so thoroughly. As we are a grassroots organization, that expense would be too high. I wonder if by limiting the scope of the search, would it be possible to mitigate costs and the amount of time needed to perform a search? Potentially using something closer to what the DA's office has previously done?

For example if we were only to ask for 190.2 convictions from 1997 to 2020? And limit the amount of information requested? Below is an example of what a different county offered, free of cost, that is not ideal but sufficient for our research:

COURT_NUMBER	COMPLAINT DATE	DDA	EVENT_OF_FINAL_DISPO	FINAL_DISPOSITION	DISPOSITION_DATE	ALL_GUILTY_CHARGES
CDXXXX	01/01/91	Smith, John	Felony Other Motion Hearing	Pled Guilty Felony	01/02/91	COUNT 1: PC187(a) -- PC190.2(a)(17) -- PC190.2(a)(17) -- PC190.2(a)(17) COUNT 2: PC288a(c)(2)(A) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d)

Please let me know, I deeply appreciate your assistance with this.

Daniel Trautfield

On Sat, Sep 5, 2020 at 12:51 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Mr. Schultze,

On Fri, Sep 4, 2020 at 5:41 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

The San Bernardino County District Attorney's Office has received your California Public Records Act request. Our initial response is attached.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino District Attorney's Office

[303 W. Third Street](#), Fifth Floor

San Bernardino, CA, 92415-0511

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2 attachments**CPRA Trautfield DATA3.xlsx**

15K

**CPRA Trautfield DATA2.xlsx**

49K

Daniel Trautfield <dtrautfield@gmail.com>
To: "Schultze, Brent" <BSchultze@sbcda.org>
Cc: Public Affairs <publicaffairs@sbcda.org>

Tue, Aug 10, 2021 at 4:08 PM

Thank you so much Brent.

Really appreciate the work you have put into this.

Thanks!

Daniel

[Quoted text hidden]

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Cordially,

Brent Schultze
Deputy District Attorney
Appellate Services Unit
San Bernardino District Attorney's Office
303 W. Third Street, Fifth Floor
San Bernardino, CA, 92415-0511

From: Daniel Trautfield <dtrautfield@gmail.com>
Sent: Saturday, September 5, 2020 12:57 PM
To: Schultze, Brent <BSchultze@sbcda.org>
Subject: Re: Your CPRA Request: Murder Statistics, County of San Bernardino

Hi Mr. Schultz,

Thank you so much for responding so thoroughly. As we are a grassroots organization, that expense would be too high. I wonder if by limiting the scope of the search, would it be possible to mitigate costs and the amount of time needed to perform a search? Potentially using something closer to what the DA's office has previously done?

For example if we were only to ask for 190.2 convictions from 1997 to 2020? And limit the amount of information requested? Below is an example of what a different county offered, free of cost, that is not ideal but sufficient for our research:

COURT_NUMBER	COMPLAINT DATE	DDA	EVENT_OF_FINAL_DISPO	FINAL_DISPOSITION	DISPOSITION_DATE	ALL_GUILTY_CHARGES
CDXXXX	01/01/91	Smith, John	Felony Other Motion Hearing	Pled Guilty Felony	01/02/91	COUNT 1: PC187(a) -- PC190.2(a)(17) -- PC190.2(a)(17) -- PC190.2(a)(17) COUNT 2: PC288a(c)(2)(A) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d) -- PC667.61(a)(c)(d)

Please let me know, I deeply appreciate your assistance with this.

Daniel Trautfield

On Sat, Sep 5, 2020 at 12:51 PM Daniel Trautfield <dtrautfield@gmail.com> wrote:

Hi Mr. Schultze,

On Fri, Sep 4, 2020 at 5:41 PM Schultze, Brent <BSchultze@sbcda.org> wrote:

Mr. Trautfield,

The San Bernardino County District Attorney's Office has received your California Public Records Act request. Our initial response is attached.

Cordially,

Brent Schultze

Deputy District Attorney

Appellate Services Unit

San Bernardino District Attorney's Office

303 W. Third Street, Fifth Floor

San Bernardino, CA, 92415-0511

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