

THE

NEWSLETTER

GRAND JURORS ASSOCIATION OF ORANGE COUNTY

Volume 18, No. 2

10064 Sunn Circle, Fountain Valley CA 92708

May, 2004

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JOIN US FOR LUNCH
Thursday, June 3
at Phoenix Club
1340 S. Sanderson Ave. Anaheim
Speakers
COMMANDER JEFF NOBLE
and
VICTOR QUIROS
Irvine Police Department
"The Brady Decision"

THE 2004 - 05 ORANGE COUNTY GRAND JURY

The drawing of names for the 2004 - 05 Orange County Grand Jury was concluded in Department C1 of the Central Justice Center on May 12. The pool of 29 candidates was distilled from the recruiting program during which more than 3,000 applications were mailed to prospective jurors and flyers were sent to 1,190 companies and 111 minority organizations. Speakers from the sitting grand jury appeared before civic organizations and a publicity campaign was launched for Spanish and Vietnamese language television and radio stations.

The resulting jury is comprised of three Hispanics, one Asian, and 13 Caucasians. There are 13 males and 6 females on the new panel. The average age of those selected is 68 years old, ranging from 46 to 84. Following a seven-day training program, the members and three alternates will officially take the oath of office on July 1 at 10:00 am in Department 1.

The 2004 - 05 Orange County Grand Jury

B. Lewis Avera, Jr.
Abel Barboza
Dennis Bean
Charles Chodzko
Charlene Clark
Thomas Elliott
Charlotte Fox
Tony Gomez
Barbara Judson

David Kasabo
Charles Loos
William Lusk
Narinder Mahal
Alex Neil
Roy Redman, Jr.
Linda Rogers
Wanda Shaffer
Glen Stroud
Frances Tassin

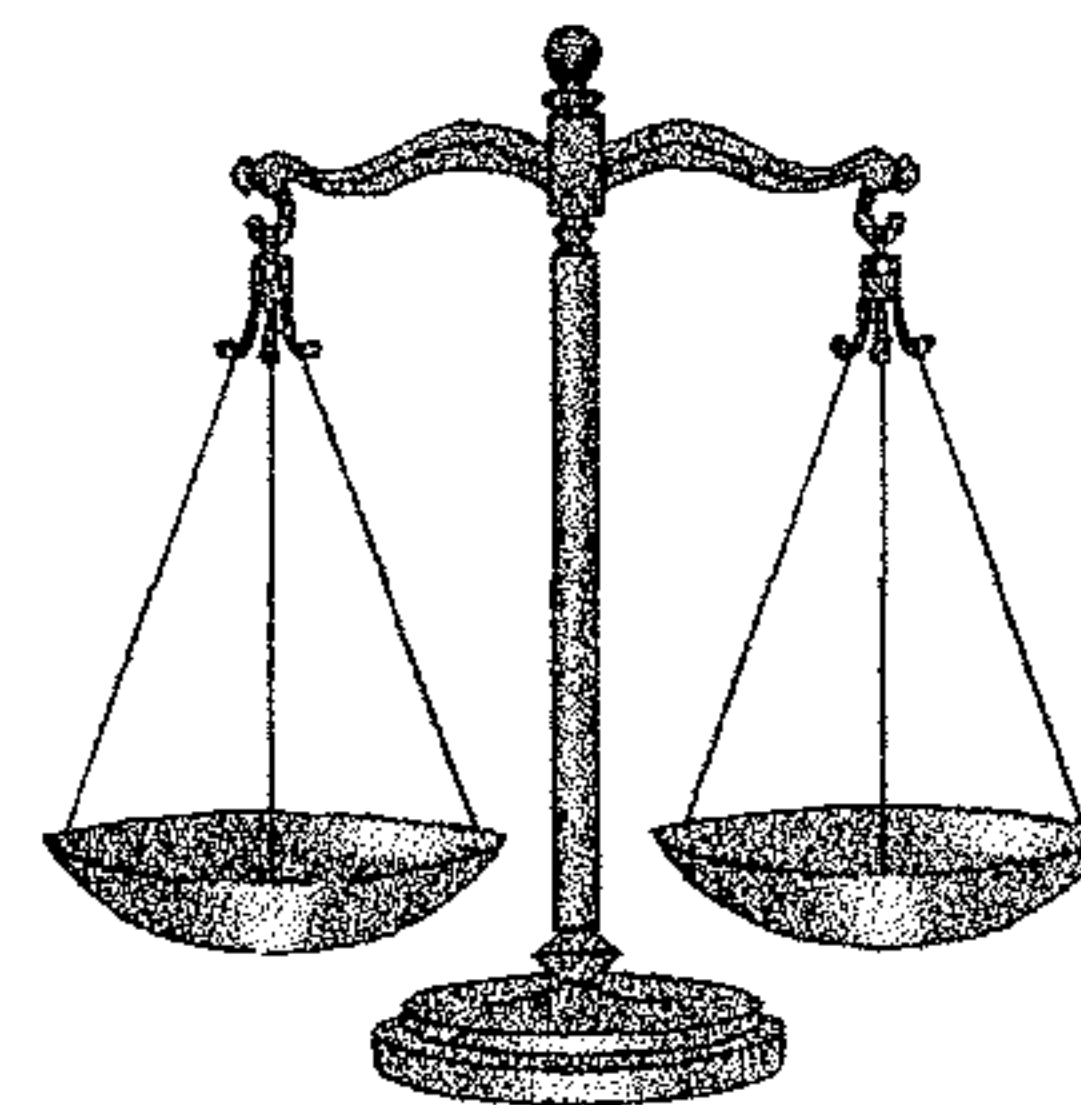
JUNE LUNCHEON PROGRAM

Our June program will feature Commander Jeff Noble and Victor Quiros of the Irvine Police Department in a discussion on the issue of "truthfulness" and the 1963 Brady decision - the new hot topic in law enforcement circles.

Police officers are held to a high standard for truthfulness. However, are all lies and should all deceptive conduct committed in the line of duty, be considered reason enough for a police officer to be terminated from his employment?

This program will help Grand Jurors recognize Brady (Brady vs Maryland (1963)) issues. It will define "lying" and "deceptive conduct," and will also provide a continuum that law enforcement executives use when attempting to effectively manage intentional malicious deceptive misconduct on the part of their officers.

This luncheon will be held Thursday, June 3, 2004 at the Phoenix Club in Anaheim.



GJAOC LEGISLATIVE UPDATE

The year 2004 started off as a mixed bag for Grand Jury legislation. A new bill that was potentially harmful was amended and not reintroduced, and older bills that definitely were harmful were defeated in committee or also not reintroduced and will not be acted upon this year.

Older Legislation :

AB 312 (Spitzer-OC) AB 312 as amended 5 Jan 2004, failed to pass out of the Assembly Local Government Committee after a 5 to 3 vote on 14 January 2004. This bill would have put the Grand Jury's to the choice: violate their confidentiality of sources; or give up on responses to the GJ reports. Not reintroduced.

SB 307 (Ackerman-OC) SB 307, which would have proposed a whole series of changes to all facets of Grand Jury activities, was not reintroduced in 2004.

Newer Legislation:

SB 1673 (Romero-LA) Concerns Grand Jury Selection. SB 1673 proposes changing the grand jury pool selection process. As presently constructed, SB 1673 would require courts to create prospective grand juror lists from the trial juror lists excepting only those who are incompetent or have a specified legal excuse. Those remaining who declare that "he or she will be available for jury service for the number of hours usually required of a member of the grand jury in that county" will become members of the pool from which the final grand jurors would be randomly selected. Volunteers are not addressed. Discretion of the courts to screen for bias, agendas, and other criteria is not addressed. SB 1673 was scheduled for hearing before Senate Judiciary Committee 13 April. Withdrawn by author for amendments, not reintroduced by end of April, making it dead until next legislative session.

FYI Only

AB 2714 (Spitzer) AB 2714 -Legislative Open Records Act- introduced 20 Feb 2004. Under existing law, legislature is not subject to California Public Records Act pursuant to which the public is authorized inspect public records. Records of the legislature are accessible under this bill which is uniquely applicable to the legislature. Defeated in Committee on strict party line votes. 6 D against, 3 R for.

Bob Geiss, Legislation Chair - May 2004

2003-04 GRAND JURY REPORT

"Speaking English in Santa Ana"

On April 26 the sitting grand jury released a study entitled "Speaking English in Santa Ana". The report is focused on the Santa Ana Unified School District's (SAUSD) compliance with the provisions of Proposition 227, which was enacted in June 1998 in recognition of the need for public school children to attain a reasonable command of the English language.

SAUSD comprises a district in which about 90% of its students are non-English speakers. Coincidentally, some board members, principals and teachers have an agenda to promote "ethnic pride" and "immigrant rights" ideology within the school culture. These individuals have taken an extremely liberal view of two of the provisions in Prop. 227 having to do with exceptions or waivers for some students to avoid participation in the linchpin "immersion" program for students with only poor skills in English.

Instead of supporting a goal of proficiency in English, SASUD adopted "bilingual" standards not consistent with the intent of the law.

For the full text of this report go to:

<http://www.occourts.org/grndjury/gjreports/asp>.

NOTES MISCELLANY

TREASURERS REPORT

As of April 30, 2004 Check-
ing account balance:
\$6,237.49
Custom Time Deposit:
\$3,392.83
Total Reserves:
\$9,630.32
R. H. Fauteux, Treasurer

NEW VILLA PARK COUNCIL MEMBER

Robert Fauteux, GJAOC board member, 1994-95 GJ panel member, and long-time political watchdog and school district critic, has been thrown into the lion's den when he was sworn in to replace Robert McGowan on the Villa Park City Council. Congratulations.

Providing information to members at quarterly luncheons requires approval. Contact a Board member with your request to distribute hand-out material or to speak.

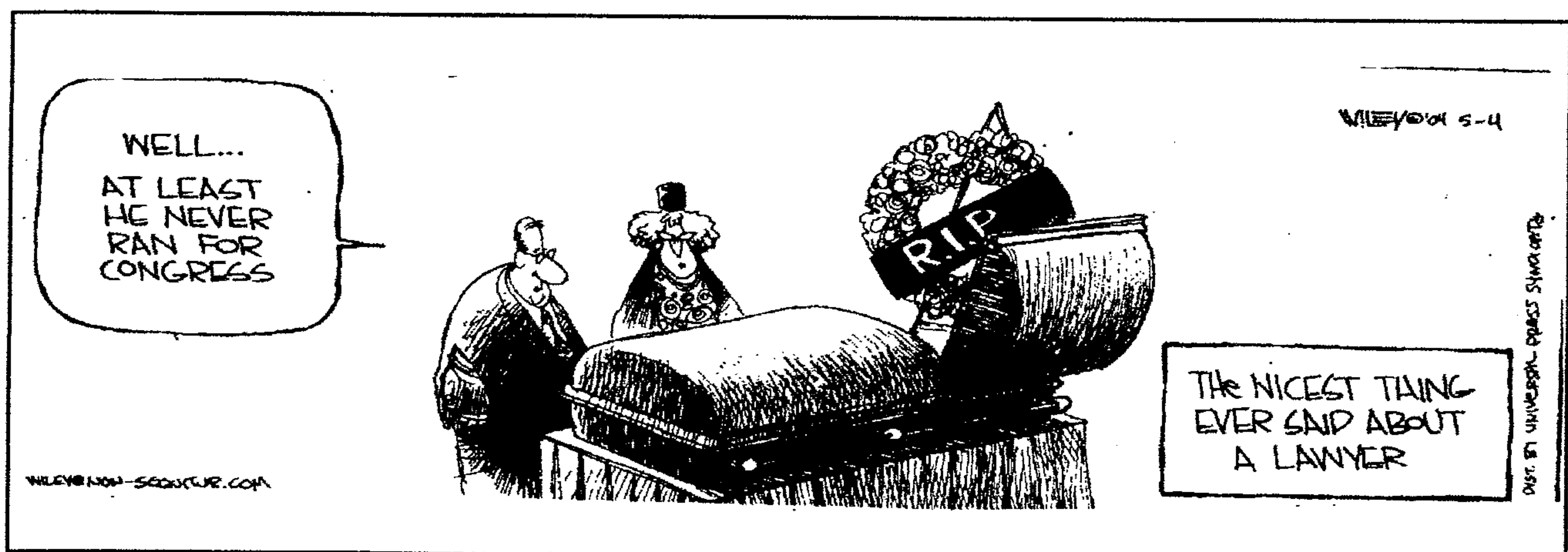
MEASURE M SELECTION

The selection process is underway for representatives from Districts One and Five. About 30 applicants will be interviewed with three names chosen to put before the Orange County Transportation Authority Board for random draw-selection.

The GJAOC selection committee will be working with OCTA staff to revise our contract for the next five years.

MEMBERSHIP EBB AND FLOW

171 members have renewed their membership in GJAOC for the year 2004. We will enlist 19 new members in our ranks in July as they step down from jury service. We look forward to welcoming them.



Grand Jurors Luncheon

speakers

Jeff Nobles & Victor Quiros

Irvine Police Department

Thursday, June 3rd

Luncheon served promptly at 11:45

Phoenix Club

1340 S. Sanderson Avenue, Anaheim

menu:

~~ Chicken Piccata ~~

or

~~ Penne Pasta w/ Marinara Sauce ~~

NEW PRICING

\$ 15 w/ Reservation --- \$ 20 at the Door

For reservations, please contact:

Joe Quiros (949) 651-0113

or email: JMQuiros@PacBell.net

Call for reservations by Mon., May 31st -OR PAY THE "AT THE DOOR" PRICE

Reservations not canceled by 5/31 will be billed

*Please
leave your*

NAME

PHONE NUMBER
&
MENU SELECTION

*when making
reservation*

DIRECTIONS: Ball Road Exit from 57 Fwy.
Go East to Phoenix Club Dr.
Turn South on Phoenix Club Dr.
Turn Right on Sanderson Ave.

