



A Joint Project



## California Coalition for Pretrial Accountability



**P.O. Box 1987, Gilroy, CA 95021**

**YES! I WILL SUPPORT THE COALITION'S EFFORTS TO REFORM PRETRIAL SERVICES IN CALIFORNIA**

I will financially contribute the following amount:

- Surety  \$10,000
- Multi-Agency Owner (more than 10 employees)  \$ 5,000
- Agency Owner (less than 10 employees)  \$ 1,000
- Agent  \$ 50 – \$250
- \$ \_\_\_\_\_ Other

**Check Payable to :**

PBAASCC—Coalition for Pretrial Accountability Account

**Credit Card Donations:** visit [WWW.CBAA.COM](http://WWW.CBAA.COM)

**My Contact Information:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone number: Day \_\_\_\_\_ Evening \_\_\_\_\_

Email: \_\_\_\_\_

Authorization signature: \_\_\_\_\_

### **REQUEST FOR BUF WITHDRAWAL**

Under certain circumstances, some coalition members have been able to withdraw funds to support this effort from their Build Up Fund. The decision to allow such a payment from the BUF is in the sole exclusive jurisdiction of each surety. The Coalition is providing you a sample form, as part of this donation sheet, to use when making such a request for BUF monies (see second page).

Date

Name of Surety Co

Address

City/State/Zip

Re: Request for BUF Withdrawal

(Your business name)

(Address)

Dear (Name of Surety Contact Person) ,

The purpose of this letter is to request the amount of \$\_\_\_\_\_ (insert amount) to be withdrawn from my Build Up Fund for the purposes of contributing to the effort of the CALIFORNIA COALITION FOR PRETRIAL ACCOUNTABILITY.

Please make the check payable and deliver as follows:

PBAASCC—Cal Coalition for Pretrial Accountability Account

P.O. Box 1987

Gilroy, CA 95021

Very Truly Yours,

Signature \_\_\_\_\_

Printed Name \_\_\_\_\_

# **California Coalition for Pretrial Accountability**

## **Thank You For Your Support**

### **\$20,000 George Washington Circle**

C. Jeffrey Stanley

### **\$5,001 - \$10,000 Dwight Eisenhower Circle**

California Bail Agents Association

Lexington National Insurance

AIA

Two Jinn Inc. dba Aladdin Bail Bonds

Tennessee Association of Professional Bail Agents.

### **\$2,500 - \$5,000 Ulysses Grant Circle**

All Pro Bail

American Contractors Indemnity Co.

Bankers, Inc.

Orange County Bail Agents

Professional Bail Agents Assoc. of Santa Clara County

Bad Boys Bail Bonds

### **\$500 - \$2,499 Andrew Jackson Circle**

Accredited Surety and Casualty Co., Inc.

Barry Pearlstein

Bill Davidson Bail Bonds

Eric Cantu, Pacific Coast Bail Bonds

Luna Bail Bonds

Randy Parton

San Mateo Bail Agents Association

Tedd Wallace

**\$1 - \$990 William Harrison Circle**

Alice Cortez  
American Surety Company  
Buffy Sparacino  
David and Rainy Robinson  
Ernie Lopez Bail Bonds  
Geri Campana, Al Graf Bail Bonds  
G.L. Ramirez  
Jason Meyerson  
Leslie A. Medina, Leslie Medina Bail Bonds  
Marco Limandri  
Mario Ramirez, Discreet Bail Bonds, Inc.  
Robert Silva, Amigo Bail  
Rodney Frontino  
Sophie Leventhal, Chickies Bail Bonds.  
Tapout Bail Bonds  
Tedd Wallace  
Vera DeWitt  
Veronica Melero Bail Bonds  
Vu Bail Bonds  
Zig Zag Bail Bonds.

# CALIFORNIA COALITION FOR PRETRIAL ACCOUNTABILITY

## A JOINT PROJECT OF

### CALIFORNIA BAIL AGENTS ASSOCIATION, GOLDEN STATE BAIL AGENTS ASSOCIATION

#### **Situation Analysis**

Over the past 40 years, in California, and the Nation, there has been an explosion of pretrial services programs. It is estimated that as of 2004, more than 300 government (taxpayer) funded pretrial services programs were in operation, ranging in size from a single staff member in some rural areas to over 200 staff members in some large urban jurisdictions. Many of these programs have, put simply, grown beyond their original mandate: to assist judges in making release decisions for those (indigent) defendants who would be denied pretrial release solely because they were financially unable to post bail. Today, in some counties, defendants with the ability to post surety bail are being released without accountability to taxpayers.

#### **Strategy: Initiate a Statewide Effort**

Over the last 2 ½ years, the bail agents in the County of Santa Clara have led an effort to bring reform to pretrial release program. In 2011, California's largest bail associations, in conjunction with a number of our local associations including the bail agents in Santa Clara, agreed to pursue an aggressive statewide effort to bring accountability and reform to all government-funded pretrial release programs.

Our goal is to successfully prosecute this effort in the County of Santa Clara, which has one of the largest and well-known departments in the Nation. Our coalition has thus far been successful in having the first ever, independent audit of a pretrial release department initiated in the County of Santa Clara. We have also initiated an analysis of pretrial departments in the following counties: Orange, Los Angeles, and San Mateo. Without a doubt, our coalition intends to aggressively prosecute a reform and accountability agenda in the State of California in 2011 to ensure that pretrial programs are accountable to the taxpayers.

#### **The Team**

The coalition has assembled a very efficient and effective team who have a deep understanding of the bail industry and local government in California to undertake this mission:

Legal & Lobbyists: Ash Pirayou, Rutan & Tucker, LLP (with assistance from Saggau & DeRollo, LLC).

Media Relations, Coalition-Building, Coalition-Building, Grassroots Advocacy: Thomas Saggau & Dustin DeRollo, Saggau & DeRollo.

## **The Goals and The Plan**

The coalition will pursue a very aggressive and comprehensive strategy to focus on 4 key goals:

1. Adoption of an indigency standard that ensures only those indigent defendants is allowed into taxpayer-funded pretrial release services.
2. Countering claims that taxpayer-funded pretrial release programs are a financial savings to local governments particularly in the area of jail overcrowding.
3. Countering claims that taxpayer-funded pretrial release programs are more effective than surety bail in terms of ensuring public safety particularly relating to failure to appear rates.

Countering any claims that defendants have a constitutional right to taxpayer-funded pretrial release programs under either the State of California or U.S. Constitutions.

We will achieve these goals by actively engaging in the following efforts:

### Lobbying

We intend to lobby the key decision makers, such as, the Board of Supervisors, in the targeted counties, relating to pretrial release services.

### Legal

We intend to aggressively pursue a litigation strategy against pretrial services departments including Public Records Act requests to illustrate the exaggerated claims of success relating to failure to appear rates as well as countering any claims that there is a constitutional right to free, taxpayer-funded pretrial release services regardless of a defendant's ability to pay for such services.

### Coalition Building & Grassroots Advocacy

We intend to outreach to key stakeholders in the public safety arena, such as, victims' groups, law enforcement associations, community groups, taxpayer groups, and related stakeholders who will join us in demanding much-needed reform be brought to taxpayer-funded pretrial release programs. We will also create other grassroots efforts (e.g., Facebook) to engage our coalition members. The CBAA website will serve as the clearinghouse for all documents relating to this effort. (Visit [www.cbaa.com](http://www.cbaa.com) to obtain a password to view all documents relating to this effort).

### Media Relations

We intend to develop a comprehensive media strategy to ensure that the debate relating to taxpayer-funded pretrial release programs is fair and balanced and conveys the importance of the need for accountability in these programs. As we continue to expand our list of supporters, we will coordinate and activate our supporters in the media by having them, as appropriate, participate at events, such as, press conferences and media background briefings and write letters to the editor and opinion editorials.

## **Funding Needs**

Over the past 2 ½ years, the Coalition, with the help of a number of sureties, bail bond companies, and bail agents has funded preliminary efforts to launch the effort in the County of Santa Clara. A complete list of our coalition members is attached. To aggressively pursue the above-outlined action plan and to meet the goals of the Coalition a budget of \$200,000 is needed to defray the costs of this intensive effort. Please complete the attached Donor Sheet to make your donation. The funds raised from this effort will be used to engage our consultant team.

## **Timeline**

The first targeted county, the County of Santa Clara, will be debating a number of the goals the Coalition has lobbied for in June of 2011. The following is a preliminary timelines of the Coalitions efforts.

- 04/01/11      Coalition launches nationwide (two-week) fundraising efforts to raise funds to support the Coalition efforts.
- 04/15/11      Coalition completes fundraising efforts and formally engages the Consultant Team to pursue strategy.
- 04/07/11      Coalition launches a comprehensive campaign to secure support from potential supporters (e.g., victims' groups) and begins to actively lobby in the County of Santa Clara for accountability for the County's pretrial services program.
- 04/07/11      Coalition launches a comprehensive legal campaign to counter any claims of a constitutional right to pretrial services as well as secure failure to appear records from the County of Santa Clara's pretrial department.
- 04/07/11      Coalition identifies other major jurisdictions in California (e.g., County of Los Angeles) to begin initiatives to reform taxpayer-funded pretrial services departments.
- 05/01/11      Lobby Members of the County of Santa Clara Board of Supervisors to ensure the proposals to reform taxpayer-funded pretrial release program are adopted in June 2011 Budget Hearings, to be completed by June 17, 2011.
- 06/01/11      Begin preparing for public hearings in the County of Santa Clara.
- 06/18/11      Coalition prepares a report on the outcome of its efforts in the County of Santa Clara.

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