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County of San Diego

CITIZENS' LAW ENFORCEMENT REVIEW BOARD

555 W BEECH STREET, SUITE 220, SAN DIEGO, CA 92101-2938
TELEPHONE: (619) 238-6776 FAX: (619) 238-6775

www.sdcounty.ca.gov/clerb

SPECIAL MEETING AGENDA

Tuesday, August 23, 2022, 5:30 p.m.

Remote Meeting Zoom Platform

<https://us06web.zoom.us/j/88623939433?pwd=R2IDSWVBODRIZGZJZTBYdWRJUmxUT09>

US: +1 669 900 6833

Webinar ID: 886 2393 9433

Passcode: 433762

Pursuant to Government Code Section 54956 the Citizens' Law Enforcement Review Board will conduct a special meeting at the above time and place for the purpose of transacting or discussing business as identified on this agenda. Any member of the public wishing to address the Board should submit an online "Request to Speak" form prior to the commencement of the meeting.

DISABLED ACCESS TO MEETING

A request for a disability-related modification or accommodation, including auxiliary aids or services, may be made by a person with a disability who requires a modification or accommodation in order to participate in the public meeting. Any such request must be made to CLERB at (619) 238-6776 at least 24 hours before the meeting.

1. ROLL CALL

2. NEW BUSINESS

- a) Continuance of Teleconferencing Meeting Option Pursuant to Government Code Section 54953(e)
- b) Reconsideration of Amendment to CLERB Regular Meeting Schedule
- c) San Diego Sheriff's Department (SDSD) Policy Recommendation Response: Create Fentanyl Canine Policy and Procedures (Attachment A)
- d) Policy Recommendation to SDSD: Search or Scan All Persons Entering Detention Facilities, To Include All Employees (Attachment B)
- e) Authority for the Executive Officer to Work with County Staff to Pursue Legislation and/or to Add a Policy to the County Legislative Program in Support of Increased Transparency in Civilian Oversight of Peace Officers and Custodial Officers
- f) Adoption of CLERB 2021 Annual Report and 2022 Semi-Annual Report (Attachment C)

3. CLOSED SESSION

- a) PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE
Discussion & Consideration of Complaints & Reports: Pursuant to Government Code Section 54957 to hear complaints or charges brought against Sheriff or Probation employees by a citizen (unless

the employee requests a public session). Notice pursuant to Government Code Section 54957 for deliberations regarding consideration of subject officer discipline recommendation (if applicable).

- b) PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Notice pursuant to Government Code section 54957
Title: Executive Officer, CLERB

CASES FOR SUMMARY HEARING (5)

21-075/FELIX

1. Illegal Search and Seizure – Deputies 1-3 entered Felix’s home.
 2. Excessive Force – Deputies 1-3 shot Felix multiple times.
 3. Excessive Force – Deputy 3 fired his gun although Felix posed no threat.
 4. Excessive Force – Deputy 3 pointed his gun at complainant Zoch.
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21-113/HERNANDEZ (DEATH)

1. Death Investigation/In-Custody Suicide – Inmate Rafael Hernandez hanged himself while in the custody of the Sheriff’s Department at the San Diego Central Jail (SDCJ) on 10-13-21.
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22-011/ROJAS

1. Use of Force Resulting in Great Bodily Injury – Deputies 1-5 used force toward Omar Rojas while he was incarcerated at the Vista Detention Facility.
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22-092/AYALA

1. Illegal Search & Seizure – Unidentified deputies impounded Ayala’s vehicle.
 2. Misconduct/Procedure – The SDSD failed to notify Ayala that his vehicle was impounded.
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22-096/POCKLINGTON

1. Criminal Conduct – Deputy 3 engaged in sexual activity in public.
 2. Misconduct/Retaliation – Deputy 3 threatened an unidentified deputy’s career.
 3. Misconduct/Procedure – Unidentified deputies failed to investigate a crime committed by Deputy 3.
 4. Misconduct/Procedure – Deputies 1 and 2 “avoided/altered” Internal Affairs investigations.
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