# THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS ACTION AGENDA SUMMARY

	DEPT: District Attorney	BOARD AGENDA #	*B-3
	Urgent Routine	AGENDA DATE Dec	cember 11, 2012
	CEO Concurs with Recommendation YES NO (Information Attached)	4/5 Vote Required YES	■ NO □
SU	JBJECT:		
	Approval to Accept the Fiscal Year 2012-2013 Department of Piracy Grant and Establish the Budget	f Justice Attorney Genera	l's Privacy and
ST	TAFF RECOMMENDATIONS:		
	<ol> <li>Accept a grant awarded to the District Attorney's Office at Task Force from the Department of Justice Attorney General</li> </ol>	-	
	<ol><li>Authorize the District Attorney to sign and approve grant a augmentation or amendments.</li></ol>	award agreements includi	ng any extensions,
	3. Direct the Auditor-Controller to increase estimated revenues \$69,401, as detailed in the attached budget journal.	ue and appropriations in tl	ne amount of
FIS	SCAL IMPACT:		·
	Grant revenue of \$69,401 will be received from the Departme Piracy fund. The funds will be used to purchase identity thef equipment for the District Attorney's Office and Sacramento help engage in the investigation and prosecution of identity the A budget journal increasing appropriations and revenues in the equipment is attached. There is no impact to the General Fundamental Purchase and Purchase Purchas	t and intellectual property Valley Hi-Tech Crimes Ta heft and intellectual prope he General Fund for the p	rights violations sk Force Unit to rty rights violations.
ВО	DARD ACTION AS FOLLOWS:	<b>No</b> . 2012-595	
	On motion of Supervisor Withrow , Seco and approved by the following vote,  Ayes: Supervisors: Chiesa, Withrow, Monteith, De Martini and Chair Noes: Supervisors: None  Excused or Absent: Supervisors: None  Abstaining: Supervisor: None  1) X Approved as recommended	man O'Brien	
	2) Denied		
	3) Approved as amended		
	4)Other: MOTION:		

CHRISTINE FERRARO TALLMAN, Clerk

ATTEST:

Approval to Accept the Fiscal Year 2012-2013 Department of Justice Attorney General's Privacy and Piracy Grant and Establish the Budget

#### DISCUSSION:

The Stanislaus County District Attorney's (DA) Office became a member of the Sacramento Valley Hi-Tech Crimes Task Force (Task Force) in 2008 when the Stanislaus County satellite office relocated from the Turlock Police Department to the DA's Office. Even though the allied agency investigators have again relocated to their respective agencies, the DA's Office remains the point of contact for the satellite office.

The multi-agency Task Force is comprised of 66 local, state and federal law enforcement and prosecutorial agencies. The Task Force currently covers a sixteen-county region with an estimated population of over 4.3 million. Eleven of the sixteen counties served by the Task Force are designated as rural counties. The Task Force is overseen by the Sacramento County Sheriff's Department. The Sheriff's Department has existing relationships in place with all 66 participating agencies. The Task Force also works in close collaboration with the FBI's Cyber Crimes Task Force and is co-located with them at the main Task Force office in Sacramento.

Intellectual property rights violations have increased in the 16-county region covered by the Task Force. Investigated intellectual property rights violations include counterfeit pharmaceutical drugs, counterfeit merchandise such as surge protectors, personal hygiene items, and gang affiliated subjects manufacturing counterfeit digital media for the purpose of raising funds for criminal activity. Between the first quarter and last quarter of Fiscal Year 2010-2011, the Task Force experienced a 109 percent increase in intellectual property rights investigations. The cases investigated have had ties to organized crime and possibly to terrorism.

Identity theft also continues to be a problem in the geographical service area of the Task Force. According to a 2010 report by the Federal Trade Commission, California ranks number four in the United States for the number of identity theft complaints received. Additionally, at least three regions in the Task Force's service area rank in the top 50 for large metropolitan areas with the highest number of identity theft complaints.

On July 23, 2012, the Stanislaus County District Attorney's Office and the Sacramento Valley Hi-Tech Crimes Task Force submitted a joint proposal for Privacy and Piracy grant funding and were awarded \$69,401 from the Department of Justice.

The funds will benefit the citizens of Stanislaus County in two ways. First, the funds received by the DA's Office will be used to purchase much needed equipment for cell phone forensic investigations plus digital video and still cameras. The funds going to the Sacramento Hi-Tech Crimes Task Force will be used to purchase computer forensic equipment which will be distributed to law enforcement agencies participating in the Hi-Tech Crimes Task Force. In Stanislaus County those agencies include the Modesto Police Department and the Ceres Police Department. The equipment purchased through these funds will increase the Task Force's efficiency in conducting identity theft and intellectual property enforcement investigations. The District Attorney's Office will act as a pass through for the Task Force for the disbursement of equipment purchased with these funds.

Approval to Accept the Fiscal Year 2012-2013 Department of Justice Attorney General's Privacy and Piracy Grant and Establish the Budget

Upon proper submission by the Sacramento Valley Hi-Tech Crimes Task Force of paid invoices for such expenditures from the privacy and piracy grant, the Stanislaus County District Attorney's Office will determine if the expenditures are appropriate, according to the terms and conditions of the Privacy and Piracy grant, and reimburse the Sacramento Valley Hi-Tech Crimes Task Force.

#### **POLICY ISSUES:**

Acceptance of this funding will assist the District Attorney's Office in supporting the Board's priority of a Safe Community.

#### STAFFING IMPACTS:

Existing department staff is available to support this effort.

### **CONTACT:**

Dan Inderbitzen, Chief Investigator, 209-525-6976

## **Privacy and Piracy 2012 Grant Funding Award**

## MEMORANDUM OF UNDERSTANDING

## **Parties**

This Memorandum of Understanding is entered into by and between the Stanislaus County District Attorney's Office and the Sacramento Valley Hi-Tech Crimes Task Force.

Nothing in this Memorandum of Understanding should be construed as limiting or impeding the basic spirit of cooperation that exists between the participating parties.

## **Purpose**

The purpose of this Memorandum of Understanding (MOU) is:

- 1) To define the roles of each agency participating in the grant award.
- 2) To articulate the process by which the grant funds will be distributed.

## **Background**

The Stanislaus County District Attorney's office became a member of the Sacramento Valley Hi-Tech Crimes Task Force in 2008 when the Stanislaus County satellite office relocated from Turlock Police Department to the DA's Office. Even though the allied agency investigators have again relocated to their respective agencies, the DA's Office remains the contact point for the satellite office. On July 24, 2012, the Stanislaus County District Attorney's Office and the Sacramento Valley Hi-Tech Crimes Task Force submitted a joint proposal for Privacy and Piracy grant funding administered by the California Attorney General's Office.

#### **Fund Disbursement**

As agreed upon by the Stanislaus County District Attorney's Office and the Sacramento Valley Hi-Tech Crimes Task Force the DA's Office will receive the Privacy and Piracy grant funds in the amount of \$69,401 from the Department of Justice. The DA's Office will purchase the following equipment which their office requested in the grant:

Grand Total	\$12,350
Cannon EOS Rebel T38 18.0 mp digital camera with camera kit, Sony HDR PJ580VE Flash Memory HD video camera	\$1,100 \$1,250
Celebrite UFED Touch Ultimate,	\$10,000

The Sacramento Valley Hi-Tech Crimes Task Force will purchase the equipment detailed below which they requested in the grant. To receive reimbursement for items purchased from the privacy and piracy grant the Sacramento Valley Hi-Tech Crimes Task Force will submit copies of paid invoices for such expenditures to the Stanislaus County District Attorney's Office, attention Lori Denego, 832 12<sup>th</sup> St, Suite 300, Modesto, CA 95354, along with a memo detailing the purchases and requesting reimbursement. This memo will also contain such authorization for these expenditures as may be required by the Sacramento Sheriff's Department and /or the appropriate Sacramento Valley Hi-Tech Crimes Task Force governing body. The Stanislaus County District Attorney's Office will determine if the expenditures are appropriate, according to the terms and conditions of the privacy and piracy grant and reimburse the Sacramento Valley Hi-Tech Crimes Task Force.

Grand Total	\$ 57,051
Officercover video/audio recorder	\$8,895
Undercover video/audio recorder	
5 Xico 5607 hand-held mag stripe reader/verifier	\$2,575
Pre-paid air time, \$25 per month for 12 months X 3 phones	\$900
3 pre-paid ATT Go Phones \$30.00 each	\$90
3 Adobe Acrobat X Professional, \$500 each	\$1500
VersaCheck X 1 Professional software (multi-user license)	\$200
2 HP Officejet 100 mobile printers \$280 each	\$560
2 TB hard drives (20 per case)	\$2,987
6 Logitech wireless keyboard/mouse combo MK260 \$28 each	\$168
12 Samsung 20" monitors for forensic computers \$330 each	\$3,960
6 Polywell forensic computers (Poly X7900) \$5,137 each	\$30,822
Cellebrite UFED Touch Upgrade from Cellebrite UFED physical	\$4,394

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