

**Grand Jury Report  
RESPONSE FORM**

**RE: Report Titled: *Please Help Me***

*Report Dated: March 16, 2011*

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***Response Form Submitted By:***

Mendocino County Sheriff's Office  
589A Low Gap  
Ukiah, CA 95482

***Response MUST be submitted, per Penal Code §933.05, no later than: July 26, 2011***

***I have reviewed the report and submit my responses to the FINDINGS portion of the report as follows:***

- I (we) agree with the Findings numbered:  
21, 25-26
- I (we) disagree wholly or partially with the Findings numbered below, and have ***attached, as required***, a statement specifying any portion of the Finding that are disputed with an explanation of the reasons therefore.

***I have reviewed the report and submit my responses to the RECOMMENDATIONS portion of the report as follows:***

- The following Recommendation(s) have been implemented and ***attached, as required***, is a summary describing the implemented actions:  
5-6
- The following Recommendation(s) have not yet been implemented, but will be implemented in the future, ***attached, as required*** is a time frame for implementation:
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The following Recommendation(s) require further analysis, and attached as required is an explanation and the scope and parameters of the planned analysis, and a time frame for the matter to be prepared, discussed and approved by the officer and/or director of the agency or department being investigated or reviewed: (This time frame shall not exceed six (6) months from the date of publication of the Grand Jury Report)

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The following Recommendations will NOT be implemented because they are not warranted and/or are not deemed reasonable, attached, as required is an explanation therefore:

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*I have completed the above responses, and have attached, as required the following number of pages to this response form:*

Number of Pages attached: 2

*I understand that responses to Grand Jury Reports are public records. They will be posted on the Grand Jury website: [www.co.mendocino.ca.us/grandjury](http://www.co.mendocino.ca.us/grandjury). The clerk of the responding agency is required to maintain a copy of the response.*

*I understand that I must submit this signed response form and any attachments as follows:*

First Step: E-mail responses (word documents or scanned pdf file format) to:

- The Grand Jury Foreperson at: [grandjury@co.mendocino.ca.us](mailto:grandjury@co.mendocino.ca.us)
- The Presiding Judge c/o: [sally.nevarez@mendocino.courts.ca.gov](mailto:sally.nevarez@mendocino.courts.ca.gov)
- The County's Executive Office: [angeloc@co.mendocino.ca.us](mailto:angeloc@co.mendocino.ca.us)

Second Step: Mail all originals to:

Mendocino County Grand Jury  
P.O. Box 939  
Ukiah, CA 95482

Printed Name: Kurt O Smallcomb

Title: Captain, Field Services Commander

Signed: 

Date: 8-26-2011

**THOMAS D. ALLMAN**  
Sheriff-Coroner



**Captain Kurt O. Smallcomb**  
*Field Services*  
**Captain Tim Pearce**  
*Corrections*

## County of Mendocino Office Of The Sheriff-Coroner

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August 26, 2011

Honorable Cindee Mayfield, Presiding Judge  
Superior Court of California  
County of Mendocino  
County Courthouse  
Ukiah, Ca 95482

RE: Response to Report of the Grand Jury

Dear Judge Mayfield:

Attached and enclosed please find my responses to the Grand Jury's report entitled:

*Please Help Me*  
*A Report on Mendocino County Victim Witness Program*  
*March 16, 2011*

The Grand Jury requires me to respond to Findings # 21, 25 - 26 along with Recommendations #5 - 6.

### **Findings**

#### **21. There are three types of Domestic Violence Restraining Orders:**

- **Emergency Protective Order, with the approval of the judge, can be issued by the arresting officer in the field; it is good for five business or seven calendar days and give the victim time to go to court to ask for a domestic violence order,**
- **Temporary (ex parte) Restraining Order is obtained in court; valid until the court hearing date for the restraining order; at which time the victim can request a "peaceful contact order." The judge could order peaceful contact or order the abuser to leave the home and have no contact with the victim,**
- **Restraining Order After the Hearing: a judge can grant to a victim a restraining order lasting up to five years; however, if there is no termination date, the order will last three years after the date of issue.**

The Mendocino County Sheriff's Office agrees with this finding.

**25. Bail can be provided by a bail bondsman for a 10% fee, which can be financed. The on-call judge may increase the bail beyond the bail schedule in extreme circumstance.**

The Mendocino County Sheriff's Office agrees with this finding.

**26. Upon the victim's request, the Mendocino County Sheriff's Office can notify the victim of the defendant's release from jail.**

The Mendocino County Sheriff's Office agrees with this finding.

#### **Recommendations**

**5. The arresting/investigating officer be required to inform the victim that upon request, s/he can be notified by the Mendocino County Jail staff when he offender is released from custody, (Finding 26).**

The Mendocino County Sheriff's Office agrees with this recommendation.

**6. The arresting/investigating officer must inform the victim that, if the offense warrants, an Emergency Protective Order is available immediately and will be issued on site (Finding 21).**

The Mendocino County Sheriff's Office agrees with this finding.

Should you or the Grand Jury have questions about any of my responses, please do not hesitate to contact me or Captain Kurt Smallcomb.

Sincerely,



Thomas D. Allman  
Sheriff-Coroner

cc: Finley Williams, Grand Jury Foreman  
Kendall Smith, Chair - Board of Supervisors  
Carmel Angelo, County CEO  
Jeanine Nadel, County Counsel  
Captain Kurt Smallcomb, Field Operations Commander