

C. DAVID EYSTER
DISTRICT ATTORNEY

DALE P. TRIGG
ASST. DISTRICT ATTORNEY



COURTHOUSE
P.O. Box 1000
Ukiah, CA 95482

COAST OFFICE
700 S. Franklin St.
Ft. Bragg, CA 95437

**OFFICE OF THE
DISTRICT ATTORNEY
COUNTY OF MENDOCINO**

December 20, 2022

RESULTS FOR JURY TRIALS PROSECUTED IN CALENDAR YEAR 2022

~ WEIGHTED JURY TRIAL CONVICTION RATE: 82% ~

<u>Trial Date</u>	<u>Defendant</u>	<u>Prosecutor</u>	<u>Subject Matter</u>	<u>Verdict(s)</u>
02/14/2022	Raymond J. Espinoza	Raines	M Criminal Threats	Not Guilty
02/14/2022	Thomas D. Jones	Eyster	F Capital Murder	Guilty
03/07/2022	Michael D. Gray	Pearl	F Reckless Evading	Guilty
03/08/2022	Robt. C. Nutt III	Kelsey	F Burglary – 1 st	Not Guilty
03/14/2022	Fabian Sanchez	Rosenfeld	F Vandalism > \$400	Guilty
04/04/2022	David C. Giusti	Eyster	F Att. 1 st Degree Murder	Guilty
04/11/2022	Cort P. Miller	Pearl	F Criminal Threats	Guilty
04/25/2022	Robert H. Brockway	Eyster	F Capital Murder	Mistrial ¹
04/25/2022	Victor H. Rico Gonzalez	Sequeira	M DUI w/ Prior	Guilty
05/02/2022	Joshua M. Riccatone	Sequeira	M DUI w/ Prior	Guilty
05/16/2022	Harlan N.H. Williams	Oakley	F Carjacking	Mistrial ²
	Bridgette M.R. Frank	Oakley	F Carjacking	Mistrial

¹ For two consecutive weeks, the Superior Court did not check-in a pool of potential jurors sufficient to complete jury selection and empanel a sworn jury to hear the evidence. As a result, a mistrial was declared and the defendant's trial was continued to late July. During the effort to complete jury selection in late July, the defendant decided he didn't want a jury trial and, instead, pled guilty to second degree murder by use of a bladed instrument. Because the issues in this case never got to a jury, it is neither weighed as a trial win or a trial loss.

² A Mendocino County jury returned from its deliberations and announced it was unable to reach unanimous verdicts as to the charges pending against the two co-defendants. Following a review by the DA and his senior attorneys, the prosecution's motion to sever the two co-defendants from a single trial into two separate trials. Defendant Williams was found guilty as charged by a later jury on July 20, 2022. Defendant Frank's case was dismissed in light of the co-defendant's greater role and conviction.

RESULTS FOR JURY TRIALS PROSECUTED IN CALENDAR YEAR 2022

~ WEIGHTED JURY TRIAL CONVICTION RATE: **82%** ~

<u>Trial Date</u>	<u>Defendant</u>	<u>Prosecutor</u>	<u>Subject Matter</u>	<u>Verdict(s)</u>
05/23/2022	Joshua Dickerson	Caffery	M DUI	Mistrial ³
06/13/2022	Tomas Y. Pool	Kelsey	F Child Molestation	Mistrial ⁴
07/18/2022	Harlan N.H. Williams	Oakley	F Carjacking w/ Gun	Guilty
07/18/2022	Megan A. Brazil	Sosa	M DUI	Guilty
08/01/2022	Sydney C. Shackman	Sosa	M DUI	Guilty
08/29/2022	Thai S. Specials	Sequeira	M Driving > .08 B/A	Guilty
09/06/2022	Desiree L. Johnson	Sosa	M DUI	Guilty
09/12/2022	Madison Underwood	Sequeira	M Child Endangerment	Not Guilty
09/26/2022	Tiffany N. Lucero	Pearl	M DUI	Guilty
10/17/2022	Shane E. Workman	Pearl	F Resisting: Force/Threat	Guilty
10/24/2022	Anthony W. Oakley	Trigg	F Rape	Guilty
11/14/2022	Georgie E. Britton Hoaglin	Pearl	F Armed Robbery	Guilty
11/16/2022	Kevin M. Walters	Kelsey	M DUI	Guilty
12/05/2022	Paul J. Bittner	Caffery	Invol. Psych. Treatment	Mistrial ⁵

³ A Mendocino County jury returned from its deliberations Wednesday, May 25th, to announce it was unable to reach unanimous verdicts as to the charges pending against the trial defendant. The hung jury split was disclosed as 11 for guilty to 1. The matter was continued to the following day for the parties to decide what to do next. On Thursday, defendant Dickerson withdrew his not guilty plea and entered a no contest plea to a misdemeanor violation of Vehicle Code section 23152(a), driving a motor vehicle under the influence of alcohol. Accordingly, the resolution of this trial case is weighted as a win for purposes of statistics.

⁴ A Mendocino County jury returned from its deliberations on July 5, 2022 to announce it was unable to reach unanimous verdicts as to all charges pending against the trial defendant. Following a review by the DA and his senior attorneys and status conferences, a retrial before a different jury has now been calendared to begin jury selection on March 6, 2023 in the Ukiah courthouse (Department H).

⁵ A Mendocino County jury returned from its deliberations on December 7, 2022 to announce it was unable to reach an unanimous verdict in a unique criminal/civil trial relating to the involuntary psychiatric commitment and treatment of a convicted felon who the mental health professionals have opined has a severe mental disorder, that the severe mental disorder is not in remission or cannot be kept in remission if the person's treatment is not continued, and that, by reason of his severe mental disorder, the felon represents a substantial danger of physical harm to others. The trial was on the issue of whether the involuntary treatment should or should not be continued. Given the split of the jurors favoring the prosecution's position for continued treatment, it is highly likely that the District Attorney will authorize a retrial in front of a new jury.

RESULTS FOR JURY TRIALS PROSECUTED IN CALENDAR YEAR 2022

~ WEIGHTED JURY TRIAL CONVICTION RATE: **82%** ~

<u>Trial Date</u>	<u>Defendant</u>	<u>Prosecutor</u>	<u>Subject Matter</u>	<u>Verdict(s)</u>
12/20/2022	Antonio La Piccarella	Caffery	M DUI	Not Guilty