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COUNTY OF ORANGE  
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June 22, 2005

The Honorable Frederick Horn,  
Presiding Judge  
Orange County Superior Court  
700 Civic Center Drive West  
Santa Ana, CA 92702

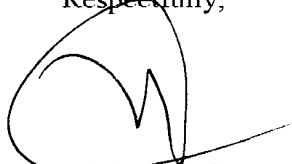
Re: Supplemental Response to 2003-04 Orange County Grand Jury Report, "A Tempest in a Teapot or a Violation of Public Trust?"

Dear Judge Horn:

Per your request and in accordance with California Penal Code Sections 933 and 933.5, the Sheriff-Coroner responded to the Grand Jury on September 23, 2004. Since making that response we have completed an internal investigation of this matter. The California Attorney General has also completed his review of the internal investigation. Attached is my supplemental response to the Grand Jury, which addresses Grand Jury finding #3.

If you have any questions please contact Assistant Sheriff Doug Storm at 714-647-1803.

Respectfully,



Michael S. Carona  
Sheriff-Coroner

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## **A Tempest in a Teapot or a Violation of Public Trust?**

Under California Penal Code Section 933 and Section 933.5, responses are required to all findings. The 2003-2004 Orange County Grand Jury arrived at three findings. I agreed with findings 1 and 2 and stated that finding 3 required further analysis. The following is the Sheriff-Coroner's supplemental response to finding 3.

### **Finding No. 3:**

3. Some Orange County Sheriff's Department managers were not forthright in explaining the true facts of the incident to the public and to other governmental agencies.

### **Supplemental Response to Finding 3:**

The Sheriff-Coroner was asked by the District Attorney to suspend any internal investigation into this matter until the Grand Jury had completed its investigation. Subsequent to the completion of the Grand Jury investigation, the Sheriff-Coroner directed that an internal affairs investigation be initiated regarding any possible procedure violations.

On July 27, 2004, the Sheriff-Coroner asked the District Attorney of Orange County for permission to resume the internal investigation of this matter. That approval was received on August 3, 2004. On July 27, 2004 the Sheriff-Coroner also asked the California Attorney General to conduct an independent investigation of the incident. The Sheriff asked the Attorney General to examine the department's management structure and policies and procedures, and to provide recommendations how any relevant policy or procedure could be changed to prevent a similar incident. The Attorney General agreed to review the Sheriff's Department's investigation and to provide policy and procedure recommendations as necessary.

The internal investigation resumed on August 11, 2004. The investigative team was given complete autonomy to investigate the incident. Investigators interviewed 49 people and reviewed all known written, video and audio documents. The internal investigation was completed on January 13, 2005 and all of the investigative material was provided to the Attorney General for his in-depth review. The Sheriff-Coroner then began a review of the facts and has since taken disciplinary action against any employees who violated department rules or regulations.

The California Attorney General completed his review of the investigation on May 6, 2005. The Attorney General said "my investigative staff concurs with your characterization of the Haidl incident and your efforts to deal with it in terms of

conducting an internal investigation on members of your own department. In fact, the investigation is robust and appears well executed. From the facts provided to us in your documentation it appears that the assignment of responsibility for the actions or missteps of the staff involved are accurately placed.”

The Attorney General also provided several recommendations he feels may assist us in preventing another incident of this type. Those recommendations are presently under review.