

THE VOICE

Newsletter Summer 2009

CALIFORNIA SEXUAL ASSAULT INVESTIGATORS ASSOCIATION



30th Anniversary 1979 – 2009

Past presidents over the last 30 years

1979-80 - Waid Woodruff	1990 - Cathy Renner	2000 - Patrick Sullivan
1981 - Chuck Gorrence	1991 - Jan Bullard	2001 - Bob Nalett
1982 - Bill LaBrie	1992 - Ron Waltman	2002 - Tim McFadden
1983 - Barbara Perkins	1993 - Barbara Crumley/Mustard	2003 - Tim Painter
1984 - Beth Dickinson	1994 - Tom Sirkle	2004 - Scott Currie
1985 - Tom Purington	1995 - John Brodie	2005 - Diane Webb
1986 - Diane Huddleston	1996 - Pat Flood	2006 - Jeannie Stephenson
1987 - Tim McFadden	1997 - Dan Riter	2007 - Weldon Lincoln
1988 - Connie Brucker	1998 - Kris Simson	2008 - Nick Pepper
1989 - Ron Mellinger	1999 - Gary Lowe	2009 - Margie Jessen

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2009 President
Margie "Mj" Jessen RN,
MSN, FNP

President's message

Fall training is fast approaching and the board of directors is busy planning a special celebration. In honor of our 30th Anniversary, the board of directors will be hosting a reception for all past presidents and Fall training attendees. This will be a time to reflect on the past 30 years and honor those who have paved the way for CSAIA both past and present.

Please join us in this great celebration October 6, 2009 in Irvine.

You are cordially invited to join us

at

The President's Reception

In

Irvine, California

At the

Irvine Marriot

on

Tuesday, October 6, 2009

Spring 2009 Raffle Funds to Camp Ocean Pines



It was a privilege to donate the Spring 2009 Raffle proceeds to Camp Ocean Pines of Cambria, California.

Camp Ocean Pines offers a summer of fun in a safe outdoor environment with a caring staff trained to give children confidence, self-reliance and leadership skills while making friends and memories that will last a lifetime. Their campers include children from foster

care, students from Alisa Ann Ruch Burn Foundation and camp for kids with HIV/AIDS.

"Thank you for your generous doantion for the Foster Kjds Project at Camp Ocean Pines. We so appreciate your kindness and are always grateful for friends like you who believe in the mission of this camp. Your encouragement is so important.

Camp Ocean Pines depends on gifts like yours to continue our special programs. We are developing a wonderful site that is serving our community. If you haven't visited in a while, please come by and take a tour. I would love to walk the grounds with you and share the vision for upcoming years.

*Sincerely,
Chris Cameron
Executive Director
Camp Ocean Pines Project*



Save the Date ... CSAIA Fall Training Conference

CSAIA

2009 Fall Training
Conference

October 6-9,
2009

Marriot Irvine



**18000 Von Karman Avenue
Irvine, California 92612 USA
Phone: 1-949-553-0100
Fax: -949-261-7059**

Find registration information at www.csaia.org

Rooms will be available at a special rate of \$139.00 for a single, double, triple or quad room per night. Cut off date for this rate is September 20, 2009.

According to new POST Regulations, all participants must provide their individual POST ID number from their employing agency

Recollections of the History of CSAIA

As CSAIA completes 30 years, the board wanted information on how it all began. As the only charter member still on the Board of Directors, I have had the unique and memorable experience of knowing and working with all of the former presidents and board members. Because of my long history with CSAIA I was asked to help in the compilation of this article. Unsure of where to begin, I attempted to contact several presidents from the early years. They are not easy to locate.

CSAIA's third president, William "Bill" LaBrie, who now lives in Montana, graciously provided great history on the inception and development of our organization. Years after my first acquaintance with Bill, I met his daughter, Michelle Van Kilsdonk, at a CSAIA training in Lake Tahoe when she worked sexual crimes. She now has over 16 years with Mesa, AZ P.D.

CSAIA's 20th president, Gary Lowe, also wrote an article sharing his background and insight into CSAIA's

contributions. Pat Flood, our 17th president, reminisced with me on issues and personal stories that I had not thought of in years.

My 30 years with CSAIA have been rewarding, educational and entertaining. They have allowed me to meet hundreds of wonderful and dedicated people who are all striving toward the same goal of protecting the victim and putting the suspect in prison. Most importantly, we have learned how to reduce the stress of the job, to network with investigators from all over our state and to provide the highest quality training available.

In 1979, I attended a Fresno "M.O." luncheon, which included law enforcement, prosecutors and medical staff from Fresno County. LAPD Lt. Waid Woodruff and Det. Jay Romaine made a presentation on a new association they were recruiting charter members for, CSAIA. My boss approved my membership and I attended the first annual training in Culver

City. The training was very impressive, but more than that, I met many other charter members who would become lifelong friends. CSAIA convinced me this organization met the need for a resource for sexual crimes investigators from all over California to network. I joined the board and Fresno hosted the third annual training.

CSAIA has many accomplishments to its credit over our 30-year history. We have been instrumental in assisting with legislation regarding Megan's Law, additional 290-related legislation and other laws that may not have had the impact they now have without the backing of CSAIA.

CSAIA started with one annual training of 16 hours. CSAIA now offers a 28-hour fall training, a 20-hour spring training and several one-day trainings at various locations each year.

I have had the privilege of speaking and presenting topics at annual trainings. I realized I had witnessed history come full circle

as I sat and listened to my son, Sgt. Matt McFadden, Clovis P.D., present on Cyber-Sexual Predators at our last training.

If you were around when we had the dinner/dance at our annual trainings, you may remember the various dance costume themes such as western, Halloween, black & white and the most popular - "the toga." It was hilarious seeing investigators walking around in togas made out of hotel bed sheets.

I want to thank Bill LaBrie, President 1983, Patrick Flood, President 1996 and Gary Lowe, President 1999, for their assistance in helping me recall our history.

By Sergeant Tim McFadden, Fresno Police Department, Retired

More recollections of the History of CSAIA

By Detective William J. La Brie, LAPD Retired; Chief of Police, Whitefish, MT. Retired.

I was thrilled to receive a request from Tim Mc Fadden to write down my memories of the Birth of the CSAIA. When I received this request I was looking at five foot snow banks in Northwestern Montana, I was shocked when Tim alluded to the fact that the CSAIA is approaching its 30th Anniversary. Please forgive me if I make errors or forget names of some who were involved in the pregnancy, labor and delivery of CSAIA.

In 1977 I transferred to the Southwest Division Sex Crime Unit and my bosses were Detective-III Rudy Ticer and Lt. Paul Estrada. These men understood the value of the ultimate worth of CSAIA and allowed me the time to work on the project.

Southwest Division was plagued by a major serial rapist and we did not have the luxury of computers, DNA, or profilers. Occasionally we noted in the newspaper that similar rapes were occurring in LAPD's 77th Division, LASO's Firestone area, Inglewood, Culver City, Torrance and other jurisdictions. Periodically contact with one of these agencies was made and small tidbits of information were exchanged. Detectives were reluctant to provide information without the "need and right to know". There was a distinct lack of "trust" between agencies and their officers. Time would prove how wrong we all were and that "communication" was the answer.

The suspect became known as the "Pillowcase Rapist". We collected 500 DR number's and formed a task force. One night a 17 year old girl found her mother being raped and she used a 7 iron to take divots out of the rapist who jumped from a second floor window into the arms of Metro Division.

Because of his MO of using a pillowcase and because of our lack of CSI advancements, we were only able to charge and convict him of 4 counts. He served 15-20 years, was released and moved to

Minnesota or Illinois. He began raping again, but was stopped when the victim's family almost stoned him to death with concrete blocks before he was saved and arrested by police officers. This introductory war story is the reason that CSAIA came into being. Detective Barbara Perkins from Culver City and other sex crime detectives decided to get together for lunch, once a month, to exchange information. The meetings had several significant and positive results, most importantly we became acquainted and professional friends. We developed the same trust and the communications we had with our own partners. Bad guys started going to jail not just for crimes in LAPD jurisdiction but for crimes committed in other jurisdictions. Clearance rates improved, but most important was the victims we dealt with learned they not just another number, but a real victim working with detectives who cared.

It was a shame that other units, like homicide, burglary, auto-theft, narcotics and fraud had their own state wide associations. I almost felt discriminated against as there was no doubt in my mind that sex crimes, the victims and the detectives assigned to work these cases were considered 2nd class step-children. One can argue that homicide is the worst crime there is as the victim is dead. However the victim of rape or other sexual crimes continues to live and the memory and pain of that crime remains for the rest of their life. I believed that sexual crimes would benefit from a stated wide professional association. I discussed this idea at the monthly lunch and LAPD/RHD Sex Crime Unit detectives, Jay Romaine, Elsa McGann, and Mae Taylor, and Lt. Waid Woodruff offered resources

and contacts. We eventually received our legal authority from Sacramento. We had our Board of Directors, received our charter and were official. My friends wanted me to be the charter president, however I knew the task would be monumental and doors could be opened easier by the rank of Lieutenant then by a detective. Lt. Waid Woodruff was appointed president. I refused the offer of Vice-President, as I did not want CSAIA looked upon as an LAPD organization, Charles "Chuck" Gorence from LASO accepted the role of Vice-President. I was appointed treasurer as my wife Alice was an Operations Officer at Lloyd's Bank and we would get FREE checking! Culver City Detective Barbara Perkins was our secretary. I am not certain who was appointed to the charter board, but Tom Purington from 77th Division, Diane Huddleston from UCLA, LASO Sgt. Beth Dickenson and Santa Monica Officer Connie Brucker were involved. A simple idea followed by the work of a lot of good people resulted in the finest Police Association in California if not the Nation. During my presidency, in our third year, in preparation for the annual training, sponsored by Fresno Police Department, I contacted Dr. Norm Sperber, DDS. who was on the cutting edge of "bite evidence". He agreed to speak if we would pay his air fare, room & meals. I agreed and asked his fees. He told me if we were still giving away the wall plaque and when told yes, stated, "Bill that will be my fee!". It turned out that many professionals would serve us just for the plaque. Also during my presidency, a state legislator submitted a bill to completely revise every crime in the California Penal Code relating to sexual matters. He wanted to lump every criminal act regarding sex crimes, misdemeanors and felonies under one section which would refer to the victim and suspect as "actors". Sentences for those convicted would be

greatly reduced. We learned of this legislation, read it, met with LA DDA Peter Berman and collectively drafted a letter. It was sent to the Lt. Governor and every legislator in the state. Within two days I received a phone call from the Lt. Governor begging that we meet with him in Los Angeles. The CSAIA Board and DDA Berman met with him. The bill was pulled and we never heard another thing about it. We now knew CSAIA had come into its own and was a power to deal with in these matters. CSAIA has had great acceptance and help from prosecutors, doctors, nurses and rape crisis workers. I am not sure that there is any group of detectives or people who work harder than those working the sex crimes. I certainly had the profound honor to work with so many great people.

In closing, I must acknowledge my partner Sgt. Ralph Ward who worked "above and beyond" on our assigned case load, thus allowing me the extra time I needed to accomplish my goals for CSAIA. Secondly and certainly foremost deserving of a real thanks is my wife Alice. Alice was the real Banker for CSAIA. She handled the CSAIA account like it was her own. It was fun listening to her relate the looks on her employees faces as she moved to a new branch and told them she was "in charge of the Sex Account".

I often reflect on the attitudes I have dealt with over the years. CSAIA and you have changed the way sex crime cases were handled from the negative to the positive. When I left CSAIA, I did so knowing CSAIA would continue to grow and become even more of an influence in California Law Enforcement. I left knowing that those following would cause CSAIA to become even greater. You have not failed in my expectations. To those "old timers" that have stayed so very active in CSAIA, I say, "Thank You" for your many years of dedicated service. I am so very Proud of all of You!

More Recollections of CSAIA History

Memories at 20 Years

I first learned of CSAIA in the 80s when I attended the a training. I was working directing clinical programs for adolescent sex offenders in the old CYA. I thought that participating with law enforcement would expand my knowledge of this problematic population of offenders. Little did I know how much influence these experiences would impact my work. Combining my clinical understanding with the practical intervention of sex crime investigators, and forensic nurses, has

been professionally invaluable. But, probably more valuable was the personal associations I developed with individuals whose dedication to end sexual abuse mirrored mine. I was on the Board for five years and president in 1999. I can't say enough about the people I have worked with. The energy and hard work to make the organization a model for other states in bringing resources together to meet the needs of its members not only is commendable but given it's longevity, historic. Today, I travel

about the country conducting trainings at law enforcement conferences and I have found few coming even close to the quality of training provided by CSAIA or matter of fact the quality of sex crime investigators we have here. I attribute this directly to those running the organization. In closing I want to say that my experience with CSAIA has not been just educational but highly enjoyable. I have made valued friendships that continue to this day.

*By Gary Lowe, CDC&R
Retired, CSAIA President
1999*



Membership Corner



Weldon "Linc" Lincoln

We are currently 390 members strong! If you have any recruitment ideas or would like to encourage members of your team or organization to become members of CSAIA, please contact our Membership Coordinator Weldon "Linc" Lincoln. Linc can be reached at Weldon.Lincoln@csaia.org, or by telephone at (209) 223-6747.

Check out your membership status at www.csaia.org. All memberships are now based on an annual renewal from the date you joined the Association!

Training Ideas??

CSAIA is always looking for new and innovative ideas in training to bring to membership.



If you have any ideas for our Conference Training or One-Day Training, please contact:

Rich.Nickel@csaia.org or Weldon.Lincoln@csaia.org with your ideas

Human Trafficking by John Vanek

The term “human trafficking” may be relatively new to law enforcement and victim services providers, but the underlying activity has been around as long as mankind: the practice of enslaving our fellow human beings. While an estimated 10 million people were victimized during 400 years of the African slave trade, today an estimated 27 million people worldwide are held in some form of enslavement.

Trafficking victims are now found in virtually every corner of the world; Asia, Latin America, Africa, Eastern and Western Europe, and possibly in your own backyard.

In Irvine, California a family had a domestic servant to clean the home, wash the dishes and clothing, and take care of the children. But the domestic servant in this case was a 9-year-old girl brought to the United States from Egypt. She lived in rags, received no education, and was beaten if her work was not performed. She endured this existence for 16 months before being rescued by law enforcement.

In February 2009, 5 female suspects were convicted in Los Angeles of operating a prostitution ring. The women forced into sexual exploitation included girls as young as thirteen.

Slowly, as American law enforcement and the public learn more about this form of modern-day slavery, human trafficking victims are being identified – and rescued – by local law enforcement officers. Many of these trafficking

victims are also victims of sexual assault since traffickers often use rape as a means of intimidation. While every officer, regardless of assignment, should be aware of the legal elements of human trafficking, sexual assault investigators should have a higher level of knowledge since human trafficking victims may present themselves as victims of sexual assault, and – due to the similarities of interviewing sexual assault and trafficking victims – investigators with sexual assault experience may be called upon to assist with human trafficking victim interviews.

While slavery was supposed to end in America in 1865 with the passing of the 13th Amendment, the laws we use today to combat trafficking are less than ten years old.

The United States Congress passed the Trafficking Victims Protection Act (TVPA) in 2000. The Act defines “severe forms of human trafficking” as: sex trafficking in which a commercial sex act is *induced by force, fraud, or coercion*, or in which the person induced to perform such act has not attained 18 years of age; **or**, the recruitment, harboring, transportation, provision, or obtaining a person for labor or services, through *the use of force, fraud, or coercion* for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

At the state level, human trafficking laws are still evolving. Approximately 35 states have laws in place or under consideration. California’s

human trafficking laws were among the first in the country, but only became effective on January 1, 2006.

The laws covering the crime of human trafficking are covered under Penal Code section 236.1.

The crime of human trafficking is often related to a variety of other crimes; prostitution, sexual assault, domestic violence, and fraud cases can include elements of human trafficking. Across the United States, cases of domestic servitude, forced labor in hotels, nightclubs and restaurants, have also included human trafficking. Patrol officers, social service providers, and health care professionals are all beginning to realize that they may have been in contact with trafficking victims in the past, but did not recognize it as a trafficking situation and were not aware of the laws or protocols to report the situation as a trafficking incident.

Sexual assault investigators should be open to the potential for human trafficking victims during the course of their investigations, especially if the case involves minors that may have been forced to engage in prostitution or any other form of sexual exploitation. Under both Federal and State law, force fraud or coercion need not be proven when the victim is under age 18. If anyone has profited from the sexual exploitation of a minor victim, the investigator should seek human trafficking charges.

From an investigative standpoint, interview your

victim more closely about how they were induced to engage in the sexual exploitation or labor. The force, fraud, or coercion involved can be very subtle, so try to determine how the victim *felt* - emotional force can be just as powerful as physical. Victims may believe they “owed” their exploiter money; they may have feared being abandoned, without food, shelter or money if they did not do as instructed; they may have seen another person physically assaulted because they refused to be exploited – these are all states of mind victims have experienced. Any of these types of coercion, when detailed in your report, should allow the District Attorney to file human trafficking charges.

It is worth noting that many investigators and attorneys (both local and federal) are still unfamiliar with human trafficking laws, and how to investigate incidents. Resources to assist investigators in California include the six human trafficking task forces funded by the U.S. Department of Justice / Bureau of Justice Assistance. This network of over 40 task forces nationwide can assist with technical expertise, victim assistance, and training. Currently, task forces operate in San Francisco, Oakland, San Jose, Los Angeles, Orange County and San Diego.

John Vanek is a sergeant with the San Jose Police Department, where he manages the Human Trafficking Task Force. Past assignments

Case Alert by Riverside County District Attorney's Office

Rod Pacheco - District Attorney

Summary of opinions for August 31, 2009:

- (1) DCA – a prior conviction that elevates crime from misdemeanor to felony extends the statute of limitations.
- (2) DCA – restitution fines did not violate plea agreement where fines had not been agreed upon.

Executable link and (in some cases) additional discussion of opinions:

- (1) [People v. Shaw](#) (DCA) held a prior conviction that elevates crime from misdemeanor to felony extends the statute of limitations. Here, defendant charged with annoying or molesting a child, having previously been convicted of lewd or lascivious acts on a child [[PC § 647.6 \(c\)\(2\)](#)]. The charged crime occurred just over a year prior to the filing. Defendant argued that despite his prior, the underlying crime is a misdemeanor, thus one-

year statute of limitations should apply. DCA rejected claim; prior conviction is "sentence-enhancing factor" that may be considered for purposes of calculating the statute-of-limitations period [[PC 805](#)].

- (2) [People v. Villalobos](#) (DCA) held restitution fines did not violate plea agreement where fines had not been agreed upon. Here, defendant pled no contest to charges of attempted murder and robbery in plea agreement. At sentencing, court imposed \$4,000 restitution and \$4,000 parole revocation fines. DCA held that imposing fines at sentencing did not violate plea agreement because defendant was told he may be required to pay restitution, an amount was not bargained, and thus they were left to the court's discretion.

CaseALERT is now available to police officers and prosecutors. If you know anyone who is interested, they can be added

to the e-mail list by sending a request to:
mareilly@rivcoda.org.

Before relying on a case, review the full opinion and check its subsequent history. CaseALERT only summarizes recently published opinions, which may later be de-published or become obsolete. For questions or comments, please feel free to reply to this e-mail or contact Deputy District Attorney Matt Reilly at (951) 955-0387.

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Forensic Nurses – Annual Scientific Assembly

The 17th Annual Scientific Assembly will be held on October 21-24, 2009 in Atlanta, GA.

1 Day Training Conferences



Human Trafficking: Law Enforcement Response & Investigation

Date: 11/3/2009

Location: Dublin, CA Office of Homeland Security/Emergency Services

4985 Broder Boulevard
Dublin, CA 94568

Date: 11/6/2009

Location: Clovis, CA Clovis Police Department Police Training Room

1233 Fifth Street
Clovis, CA 93612

Date: 11/12/2009

Location: Riverside, CA Riverside Police Department

10540 Magnolia Avenue
Riverside, CA 92505

Registration: \$30 members and non-members

SAFE - Sexual Assault Felony Enforcement Team

The Northern California Region II Sexual Assault Felony Enforcement Team (SAFE) is a multi-jurisdictional, 12-county collaborative effort led by the Santa Clara County Sheriff's office. The participating Region II counties are: Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, Santa Cruz, and Solano. The mission of the Region II SAFE Task Force is to reduce violent sexual assault crimes and increase compliance of 290 PC registrants through aggressive monitoring, proactive surveillance and communications, increased public awareness of Megan's Law, and utilization of best

practices and principles in inter-jurisdiction law enforcement and education.

There are approximately 8,500 registered sex offenders living within the participating Region II counties. The law requires that all sex registrants register with the law enforcement agency with jurisdiction over their residence. Many of the sex registrants do not comply with the law and therefore, Senate Bill 1240 was passed by the legislature in 2006 to provide funding for the implementation of county and regional SAFE team programs. The legislature recognized the importance of funding SAFE teams as critical to tracking

sexually violent predators and protecting the welfare and safety of Californians.

During FY08, the Region II SAFE Task Force conducted 886 investigations, 113 high-risk offender surveillances and 69 registration compliance sweeps throughout the 12-county region. Of those 134 investigations, 19 surveillances and 12 sweeps were conducted in Santa Clara County. The major accomplishment of the SAFE Region II Task Force in FY08 is the 18.42% reduction of the sex offender non-compliance rate. This reduction is the result of an increased focus on making the Megan's Law database more

accurate. The impact is vast as countless sex offenders that had never been contacted by Law Enforcement, are now being checked on (and sometimes arrested) by the SAFE Task Force. In addition, the community at large has been made aware of the Task Force presence and have benefited from the Enforcement Activities and public outreach including the Megan's law booth.

CSAIA Board of Directors



Top row from left to right:
 Member – Steven Welch
 Member – Weldon “Linc” Lincoln
 Treasurer – Tim McFadden
 Member – Richard Nickel
 Member – Scott Currie

Bottom row from left to right:
 Member – Linda Richards, RN
 President – Margie Jessen, RN
 Vice President/President Elect – Karen Sherwood

Secretary – Roberta Hopewell (not pictured)

About Our Organization



CSAIA NEW PHONE NUMBER:
(888) 609-0777

<http://www.csaia.org>

California Sexual Assault Investigators Association

**750 S. Lincoln Avenue
 #104-287
 Corona, CA 92882**

Membership is now on a 12 month annual cycle! Watch your e-mail for an electronic notification to renew your membership. RENEW ONLINE!

You must renew to continue to have access to the Members Area on the website and to continue to receive information by mail!!

