



**Regional Equity Grants Program
Stage Two Application**

Office of the Public Defender, Contra Costa County

RT-201804-126569 - 2018 Equity Grants Open Cycle Application
Amount Requested: \$50,000.00

The San Francisco Foundation is committed to greater racial and economic equity in Alameda, Contra Costa, Marin, San Francisco and San Mateo Counties. At our core we want to make sure that people of color and low-income people are (1) economically secure (Expanding Access to Opportunity-People), (2) remain rooted in community (Anchoring Communities-Place), and (3) engaged in civic life and part of an inclusive democracy (Nurturing Equity Movements-Power).

We prioritize organizations that:

- **demonstrate a commitment to racial and economic equity**
- **have leadership that is reflective of and responsive to community**
- **engage, mobilize, and serve people of color and low-income individuals**
- **use data to measure impact, inform decisions, and influence change**
- **influence decision makers and create policy change**

Please review the Guidelines before editing the application.

▼ Table of Contents

▼ - Eligibility Questions

Are you a tax-exempt organization? Yes

Is your organization located in Alameda, Contra Costa, Marin, San Francisco, or San Mateo County? Yes

Are you asking for sponsorship for a special event? No

Are you asking for funding to support a capital project? No

Do you currently have general operating support from The San Francisco Foundation through June 2019? : No

▼ - Application Request Summary

ALL FIELDS ARE REQUIRED FOR APPLICATION REVIEW. IF FIELDS ARE LEFT BLANK, THE APPLICATION WILL BE DECLINED.

▼ Organization Information

The below fields for Primary Contact, Primary signatory, Board Chair and Secondary Contact have drop down lists from which you can select people who are connected to your organization.

If the lists are blank, or do not contain the people you want to connect to your organization, the people you want to select in these fields will need to have accounts created and be connected to your organization.

To achieve this, you need to log out of the grantee portal. When you log out you should be taken to the web page sff.fluxx.io.

From the web page sff.fluxx.io, click the link "Create an account now". This should take you to a page where you are asked to provide organization and contact details.

On this page you only need to enter either the EIN of your organization or your organization name, then scroll to the bottom of the page and enter the First Name, Last Name and E-mail address of the person who you are registering. Please also select whether they are a Primary User for your organization (Primary Users have the ability to edit applications and organization details).

Once you have entered this information, click "Submit Request" and the user will be registered by our team within a maximum of 2 working days.

If you have any problems with this process, please email screenshots of the issues you encounter, along with your name and your organization name to grantsmanagement@sff.org

Mission Statement: The Office of the Public Defender is dedicated to ensuring justice for indigent persons accused of crimes in Contra Costa. Our overriding goal is to serve the best interests of our clients by providing excellent, individualized representation.

Is the work proposed a continuation of an existing grant? : Yes

Existing Grant Number: 117275

Type of Support: Project Support

Total Amount Requested: \$50,000.00

Requested Duration (in months) 12

Project Title: CoCo Prop 47/64

Overall Project Budget: \$24,704,101.00

Project Start Date: 10/1/2018

Project End Date: 9/30/2019

What is your organization's annual budget? \$5,000,001 and over

If you are applying for Project Support, please describe the purpose of this project below

Short Purpose:

To redress the collateral consequences of mass incarceration and mass deportation, the CoCo "Clean Sweep" Legal Remedies Project will provide outreach, enrollment, legal representation, and post-conviction relief for 5,000 low-income people and immigrants in Contra Costa County whose prior criminal convictions serve as enduring barriers to equity, liberty, and self-sufficiency.

▼ - Engagement of Low-Income and Communities of Color

Is the population you are serving for this project the same as the population served by your organization? Yes

Is the geography you are serving for this project the same as the geography served by your organization? : Yes

Briefly describe the people and geography that your project/organization serves.

The project serves low-income Contra Costa residents whose criminal convictions are eligible for legal remedy through post-conviction relief, including newly available remedies for victims of human trafficking and new methods for sealing past criminal records that were enacted in the last year.

Briefly describe unique barriers or needs faced by the people your project/organization serves.

Tens of thousands of Contra Costa residents convicted of non-violent drug-related and property crimes suffer enduring barriers to housing, employment, and education, while immigrant residents now find themselves threatened with potential deportation as the result of petty charges from decades past.

Briefly describe urgent threats or opportunities that are unique to the counties, cities and neighborhoods your project/organization is serving.

The state has passed new laws (eg Prop 47, Prop 64, SB823) to redress the “tough on crime” era, providing remedies for people convicted of felonies, victims of trafficking, and vulnerable immigrants. Turning policy into practice, the program offers legal relief to thousands of people and families.

▼ - Advance Racial and Economic Equity

What has been your organization's most significant achievement in advancing greater racial and economic equity?

We've led the state in progressive defense: developing community partnerships to provide early representation for misdemeanors, remedy Prop 47/64 convictions, provide free deportation-defense, and become America's first county to reimburse families wrongfully charged for juvenile detention.

Select up to 3 focus areas that your organization is using to advance racial and economic equity

Primary Focus Area: People: Criminal Justice

Secondary Focus Area: People: Work

Tertiary Focus Area: Place: Housing

Strategies Learned and/or Changed:

Our experience has confirmed our belief that a community-focused and holistic approach to public defense is essential to remedying decades of inequitable practices in our communities and nation. It confirms our belief that justice partners have an essential role in challenging and transforming our own practices. From affirmatively reaching eligible local residents to designing nationally recognized programs and forging robust collaboration with the DA and the courts, our public/private partnerships are strengthening our community and relieving thousands of people from excessive punishment.

Advance Racial and Economic Equity Activities: Direct Services, Local Policy Advocacy, Public Information Campaigns

How is your organization working with community to identify, understand, and address racial and economic inequities? :

In addition to serving on public/private task forces (like the Racial Justice Task Force and the Pretrial Services work group) and implementing highly regarded programs like Clean Sweep and the Early Representation Project, the Office helps lead countless reform-focused convenings, community-based direct-service events, and community-based initiatives, such as Reentry Solutions Group, the Reentry Success Center, the arrest-diversion project CoCo LEAD Plus, and the deportation-defense program Stand Together CoCo, all of which are informed by and help redress racial and economic inequities.

Who are the 3 – 5 key partners you will be working with to advance racial and economic equity? How will you be working together? :

For Clean Sweep, our primary partners are the Reentry Success Center (which provides community outreach and enrollment, and which houses one of the Project's Clerks); Reentry Solutions Group (which provides

both pro bono technical assistance and a forum for public education); the District Attorney's Office and Court (which are our primary operational partners for developing and implementing effective and efficient records-review processes and community-based events); and Stand Together CoCo (which is our lead partner in identifying and meeting the needs of immigrant residents).

What is your organization doing to advance internal racial and economic equity within your organization?

The Public Defender's Office conducts an internal committee on diversity in hiring and retention; the committee itself is diverse in age, race, gender, sexual orientation and life experience; the Office intentionally focuses on recruiting, retaining and promoting attorneys of diverse backgrounds, including justice involvement. Through the Public Defender's Association, the Office provides significant leadership and support to develop progressive statewide legislation, including bail reform. The Public Defender is a member of the county's RJ Task Force and the Govt. Alliance on Race and Equity.

How is your organization using the focus areas selected to advance racial and economic equity?

In any county, the Office of the Public Defender has an important capacity to spearhead the call for a justice system that delivers justice not just for the wealthy, not just for the privileged, but for the most vulnerable among us. Under the leadership of Public Defender Robin Lipetzky, Contra Costa's Office has developed a statewide reputation for innovative, holistic and collaborative approaches to improve equity in justice-related policies, legal representation and direct outcomes. Maximizing the real-world impact of statewide reforms, Ms. Lipetzky has committed tremendous attention to developing innovative programs that redress the enormous harms caused by inequitable policies and practices, forging abiding and uncommon partnerships with community-based organizations, advocacy coalitions, the Court, the District Attorney's Office, the Probation Department, and local police agencies.

How many people will be better off because of your organization's work to advance racial and economic equity? 12500

Explain how people will be better off because of your organization's work to advance racial and economic equity:

The project will provide direct services to approximately 5,000 clients, affecting an estimated 12,500 family members. By removing barriers that disproportionately affect people of color and low-income people, many of whom live with the intergenerational impacts of punitive justice policies, the program will increase workforce opportunities for people of color, provide employers with an expanded labor pool, reduce financial burdens on families, thus fostering capacity for economic and educational advancement, and improve public safety by increasing employment rates and housing retention.

▼ - Stage Two Application

Contact Information

Organization:	Office of the Public Defender, Contra Costa County
Location:	Martinez, CA
Primary Contact	Ellen McDonnell
Executive Director/CEO	Ellen McDonnell

Board Chair	Ellen McDonnell
Secondary Contact	Ellen McDonnell
Primary Contact:	Ellen McDonnell
Primary Contact Email:	ellen.mcdonnell@pd.cccounty.us
Executive Director/CEO:	Ellen McDonnell
Executive Director/CEO Email:	ellen.mcdonnell@pd.cccounty.us
Board Chair:	Ellen McDonnell
Board Chair Email:	ellen.mcdonnell@pd.cccounty.us
Secondary Contact:	Ellen McDonnell
Secondary Contact Email:	ellen.mcdonnell@pd.cccounty.us
Stage 2 Type of Support:	Project Support
Stage 2 Amount Requested:	\$50,000.00
Stage 2 Duration (in months)	12

Project Support

Project Support Start Date:	10/1/2018
Project Support End Date:	9/30/2019
Project Support Total Project Budget:	\$160,821.00
Percentage of Project Budget Requested:	31%

Outcomes and Activities

The San Francisco Foundation is seeking to advance racial equity and economic inclusion through our People, Place, and Power Pathways. Please review our funding priorities at: <http://sff.org/2018-equity-grants-open-cycle-funding-priorities/> to understand the strategies we will be funding.

In the following field(s) please provide:

- 1) Outcome: One sentence that clearly articulates the condition of well-being you seek to address, for whom, and within which geographic boundary.
- 2) Urgency: One paragraph explaining the urgency of the outcome you are pursuing, including data and research when applicable.
- 3) Strategies: One to two paragraphs articulating the strategies you will be using, including detailed information on the populations and geographic communities you will be targeting with your organization's strategies.

Sole/Primary Outcome & Related Strategies:

Outcome: Clean Sweep strives to restore and defend liberty for people in Contra Costa who have been disproportionately impacted by the direct and collateral and immigration-related consequences of the criminal justice system and who have both no private resources, no understanding of the judicial process, and nowhere to turn.

Urgency: Seizing opportunities for justice reform resulting from the flood of reform-minded legislation being passed in California while resisting the federal government's increasingly hostile immigration policies that

deportation to anyone with even minor criminal records, the Clean Sweep project actively strives to identify, represent, and liberate Contra Costa residents unduly saddled with the lifelong consequences of past decades of mass incarceration or suffering under the current tidal wave of antagonistic federal policies and practices against non-citizens or naturalized citizens.

Strategies: As the federal government swaps its longstanding “war on crime” for a swelling new “war on immigrants,” Clean Sweep stands at the nexus of these two assaults on the most vulnerable among us. Clean Sweep deploys two main strategies to remedy the harms done by the first of these wars and to preemptively protect people from the dangers of the second:

- *Holistic and preemptive representation:* Managed by experienced public defenders in partnership with experts in the intersection of law and immigration, Clean Sweep conducts continuing legal analysis to recognize both the opportunities ushered in by progressive California law and the urgent new risks presented by an ever-shifting array of hostile federal decrees. Maximizing the benefits of statewide justice reform while mitigating risks of federal anti-immigration policies, Clean Sweep actively identifies, connects with, and provides holistic, culturally competent post-conviction relief and legal remedy to an estimated 4,500 cases for low-income residents who carry these burdens and risks, many of whom may not understand the available protections and all of whom lack the resources (financial and otherwise) to seek relief independently. Clean Sweep’s holistic approach allows us to identify multiple methods to weave a web of relief for each client, whether post-conviction relief through Prop 47/64, or pre-alignment felony expungements through AB115, or vacating certain convictions for victims of human trafficking through Penal Code 236.14, or sealing juvenile records, or, thanks to Penal Codes 1203.43 and 1473, ensuring that a prior Deferred Entry of Judgment case will not constitute a “conviction” for immigration purposes or that certain convictions can be vacated due to unintended immigration consequences.

- *Explicit community-wide outreach and partnerships:* Using assertive outreach, Clean Sweep takes its message and legal services out into the community, forging explicit and intentional partnerships with entities of every stripe: organizing multi-service events in partnership with the Public Defender, District Attorney, Stand Together Contra Costa, and community-based service providers; providing bilingual education and information to churches and mosques and temples; conducting intakes at reentry centers and trusted immigrant service sites; identifying clients at homeless courts and shelters and soup kitchens; educating residents of public housing, treatment centers, and jails; and offering information and volunteer opportunities to civic groups.

In the following section please provide up to 5 activities that will be completed within the proposed grant period. Please make sure that the activities are SMART: Specific, Measurable, Attainable, Relevant, and Timebound.

Activities Related to Sole/Primary Outcome:

1. Events and Clinics: We expect to hold an average of four legal clinics monthly at varied community sites. We also expect to provide legal consultations at 12 co-hosted multi-agency special events such as “Block Parties,” resource fairs, immigration-focused Rights and Remedies events, and Clean Slate days. To advance virtual access, we will partner with Clear My Record to process 1,500 Clean Slate requests and test new features of the website.

2. Outreach and education: Working to advance widespread understanding of the consequences of criminal justice histories and of the opportunities for no-cost remedies, we will make presentations to at least 15 diverse and widespread community groups. These presentations dispel myths, highlight constitutional protections, increase awareness of the importance of deepening connections with justice-involved and immigrant populations, and advance understanding of voting laws and re-enfranchisement.

3. Direct, holistic representation to reinforce enfranchisement: We expect to file an estimated 4,500 legal petitions of various types (Prop 47, Prop 64, expungement, record-sealing) for Contra Costa County cases in the grant period.

In the following field please provide three measurements you will use to monitor and adjust your strategies.
1) A measurement of how much you have done. 2) A measurement of how well you have done it. 3) An

indicator of the impact of your work, i.e., how people are better off as a result of your work or the impact of your work.

Measurement and Evaluation of Sole/Primary Outcome, Strategies (and Activities): :

1. A measurement of quantity and variety:

We have gotten very adept at tracking quantifiable multiple elements of our work – the types and locations of events and clinics, partners involved, numbers served, services provided, and specific measures such as the numbers, types, dispositions, and reasons for denials for any petitions filed.

2. A measure of efficacy:

At community events, we will use pre/post service surveys to assess satisfaction with our services, measure changes in attitudes or understanding about legal rights and remedies, and determine gaps or redundancies within our work or in partnership with other providers. In developing each of our events and presentations, we solicit input from a wide array of affiliated stakeholders, including entities as diverse as the District Attorney's Office, faith communities, service agencies, community organizers and coalitions, and impacted individuals to identify unmet needs and emergent opportunities.

3. An indicator of impact:

We expect that the project will remedy 4,500 cases, thereby removing barriers to employment, increasing career-path opportunities (such as vocational licenses), reducing risk of deportation, increasing enfranchisement and restoration of voting rights, and advancing more equitable protections under the law for thousands of low-income people and immigrant residents in Contra Costa.

Do you have a secondary outcome? No

Do you have a tertiary outcome? No

How do you include the community you seek to serve while implementing the work described above?

With Clean Sweep's foundational commitment to assertive community engagement and participation, nearly all of the project's events are planned and executed in explicit and direct partnership with community-based organizations, affected community members, and the faith community. We continually request and receive input from the community, including impacted residents, across Contra Costa County about the ways in which we can refine, expand and improve our Clean Sweep services. Our lead attorney is bilingual in Spanish and English, and we partner with multiple organizations to ensure that our work amplifies and maximizes the work of the numerous entities working to advance justice and liberty for all.

Financial Information

The San Francisco Foundation is committed to strengthening the region's non-profit sector. The questions below will help us assess how to best support and strengthen organizations.

Input your organization's total revenue and expenses for the current and prior two fiscal years.

Current Year & Projected

Total Revenue Current Year & Projected through EOY:	\$27,663,734.00
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Total Expenses Current Year & Projected through EOY:	\$27,663,734.00
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Surplus/Deficit Current Year & Projected through EOY:	\$0.00
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Previous Year

Total Revenue Previous Year:	\$25,948,974.00
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Total Expense Previous Year: \$25,948,974.00

Surplus/Deficit Previous Year: \$0.00

Two Years Ago

Total Revenue Two Years Ago: \$23,469,028.00

Total Expenses Two Years Ago: \$23,469,028.00

Surplus/Deficit Two Years Ago: \$0.00

Once you have input your information, click Save; the table below will auto-populate.

Fiscal Year	Total Revenue	Total Expenses	Surplus/Deficit
Current Year & Projected	\$27,663,734.00	\$27,663,734.00	
Previous Year	\$25,948,974.00	\$25,948,974.00	
Two Years Ago	\$23,469,028.00	\$23,469,028.00	

Comments on Financial History:

The budget for the Public Defender's Office is determined by the Board of Supervisors, on recommendations by the County Administrator. Thus, the budget is "balanced." However, the budget approved by the BOS does not allow for projects such as this one, for which we must generate external funds.

Previous Year Financial Status

Please enter Previous Year financial information (labeled as "Previous Year" in the table above); do not use current year dollars.

Previous Year Unrestricted Dollars \$3,731,734.00
(often labeled "Unrestricted Net Assets" in the Statement of Financial Position)

Unrestricted Dollars as percent of Total Revenue: 14%

Total amount of cash available at the end of your most recently completed fiscal year. : \$0.00

Monthly Expense Rate: 2162414.5

Months of Cash Available: 0

Provide any information that would help us understand your financial situation relative to Cash on Hand and Unrestricted Dollars: :

The budget for the Office of the Public Defender is supported by the County's General Fund, as budgeted and approved by the Board of Supervisors. Thus, the Public Defender's Office does not track or manage "cash on hand." However, the Office of the Public Defender is prohibited from exceeding the General Fund allocation as approved by the Board of Supervisors; therefore, the Office must continually work to generate external funding (federal, state, and local) to underwrite efforts such as Clean Sweep, which are not covered by County funds. Thus, for the purposes of applications such as this one, we define "unrestricted funds" as funds generated through external sources and not restricted by the Board of Supervisors.

List your top 3 funding sources, including foundations, government and/or private funders; estimate the percentage of your annual budget that is accounted for by each; and select the type of revenue.

Funding Source 1:	Contra Costa County General Fund
Funding Source 1 Percentage:	More than 25%
Funding Source 1 - Type of Revenue Stream:	County Government
Funding Source 2:	Justice-Reform grants, state of California
Funding Source 2 Percentage:	11-15%
Funding Source 2 - Type of Revenue Stream:	State Government
Funding Source 3:	Department of Justice
Funding Source 3 Percentage:	0 to 5%
Funding Source 3 - Type of Revenue Stream:	Federal Government
How many staff has your organization had to layoff within the last two years:	0
Explain why your organization has had to layoff employees during the last two years:	
NA	

Have you experienced a leadership transition in the last year? :	No
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Do you anticipate a leadership transition in the coming year?	No
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If your response to either of the two previous questions is Yes, please describe your transition activities and/or plans.

NA

Lobbying

In general, lobbying is an attempt to influence specific legislation by communicating views to legislators or asking people to contact their legislators or vote on a ballot initiative. Because the San Francisco Foundation realizes that lobbying provides a valuable tool to change the political landscape in the Bay Area and advance a racial and economic equity agenda, the foundation is happy to support lobbying activities, within the parameters of what is legally permissible for our foundation under its status as a public charity.

Direct lobbying: Occurs when an organization communicates with a legislator or legislative staff member (or any other government employee who may participate in the formulation of the legislation, but only if the principal purpose of the communication is to influence legislation) about a specific piece of legislation and reflects a view on that legislation. Direct Lobbying also encompasses any communication with the general public expressing a view about a ballot initiative, referendum, bond measure, or similar procedure on which the general public will vote.

Grassroots lobbying: A communication with the general public that reflects a view on specific legislation and includes a call to action that encourages people to contact their legislative representatives or staff in order influence that legislation.

If your work seems to fit within the above definitions please visit BolderAdvocacy for more information at: <https://www.bolderadvocacy.org>

Do the activities proposed in your application contain any lobbying or Does your organization intend to engage in lobbying during the grant period? :

No

ALERT COMMUNICATIONS

TSFF Encourage Notification

Sent to Ellen McDonnell at 4:09 PM on June 29, 2018

▼ - Documents

To submit your application, you **must** select whether you are requesting a waiver for each of the documents below. Please select "Yes" if you are requesting a waiver and "N/A" if you have uploaded the required document and are not requesting a waiver.

If you do not do this, the system will not give you the option to submit your application.

If you cannot provide the Organization Budget, you can request a waiver.

Request waiver? N/A

Most Recent 990

If you cannot provide the 990, you can request a waiver.

Request waiver? Yes

If you cannot provide Audited Financials, you can request a waiver.

Request waiver? N/A

UPLOAD DOCUMENTS



CoCo Public Defender Clean Sweep project budget18_19.pdf

Project Budget

Added by Ellen McDonnell at 9:29 PM on July 24, 2018



2018_2019.pdf

Audited Financial

Added by Ellen McDonnell at 3:19 PM on July 20, 2018



2018_2019.pdf

Organization Budget Yes

Added by Ellen McDonnell at 3:01 PM on July 20, 2018

ORGANIZATION DOCUMENTS