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Schedule of 2021 RSA Board Meetings

General meetings are held on a monthly basis (except December and January). Regularly scheduled general meetings are on the second Wednesday of each month. The annual meeting of the association is held in January of each year. For more information, check the website at www.rcdsa.org.

Important Benefits Notice!!

- Benefit designations for life insurance are important. Please review them frequently.
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- If you divorce or terminate a domestic partnership, contact the Benefits Office at (951) 653-8014 within 30 days of divorce or termination.
- If you become a legal guardian, adopt a child, or become legally separated, contact the Benefits Office at (951) 653-8014 within 30 days of the event.
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- Please provide dependent substantiation documents to the Benefits Office when requested to avoid cancellation of your dependent's coverage.

RSA Legal Defense Alert!!

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RSA Affiliations

- Southern California Alliance of Law Enforcement (SCALE)
- California Coalition of Law Enforcement Associations (CCLEA)
- Public Employee Staff Organization (PESO)
- Riverside County Peace Officers' Memorial Foundation (RCPOMF)
- California Peace Officers' Memorial Foundation (CPOMF)
- Riverside County Deputy Sheriff Relief Foundation (RCDSRF)
- RSA Legal Defense Trust (LDT)
- Concerns of Police Survivors (C.O.P.S.)

Defending Against Attacks On Policing

By Bill Young RSA President

ello everyone, I hope this message finds you well. This month I would like to start



by talking about two bills – Assembly Bill 1506 and SB 2 – that are outgrowths of attacks on law enforcement and the defund the police movement, which has gained national prominence. Neither bill explicitly defunds law enforcement but instead puts in place conditions designed to sap funding for law enforcement and make deputies hesitant to do their jobs.

California Assembly Bill 1506 was legislation introduced as a police officer "use of force bill" that attacks the hard-working men and women who protect this State while everyone else enjoys their lives. The bill, which was co-authored by now appointed Attorney General Bonta, was created to prevent alleged cover-ups in police shootings of unarmed civilians, even in cases where a normal person would think the person is armed. This was claimed necessary to "maintain trust between the communities and law enforcement." However, the bill takes away the people's voice, who elected their local District Attorney and turned the power over to people who by court standards could not qualify as an expert in police force or tactics.

While police are the only public institution for which public support has grown from 2020 and the majority of constituents in Riverside County want more law enforcement, the small but very loud groups who want everyone to believe all police offices are bad have the ear of Sacramento politicians. These special interests along with and a few politicians want people to believe we cover for our own, even though no one dislikes a bad police officer more than a good one.

are upheld regardless of the badge the investigator wears.

DOJ'S DEFINITIONS

The following is DOJ's understanding of the terms used in this statute and is to be used as guidance for all law enforcement partners in determining whether a case falls within the ambit of AB 1506. These definitions are meant to apply only in the context of AB 1506, and these terms may have different meanings in

RSA will ensure all negotiated terms of employment are upheld regardless of the badge the investigator wears.

Although, this bill scares some. I am here to tell you, if you are doing the right thing for the right reason, do not worry about this bill. This bill does not change your legal authority to defend your life or the life of the public. The standards for deadly force are the same. The only thing that may change someone else may do the investigation. As I said, if you did the right thing for the right reason, nothing will change, and RSA, through our Legal Defense fund will represent you and ensure your rights as a deputy are upheld. RSA will ensure all negotiated terms of employment

other contexts or in different statutes.

Effective July 1, the Department of Justice is required to investigate "incidents of an officer-involved shooting resulting in the death of an unarmed civilian." The following is DOJ's understanding of the terms used in this statute and is to be used as guidance for all law enforcement partners in determining whether a case falls within the ambit of AB 1506. These definitions are meant to apply only in the context of AB 1506, and these terms may have different

Continues on next page meanings in other contexts or in different statutes.

Notwithstanding these definitions, DOJ may elect to assume jurisdiction in cases where jurisdiction is unclear, or based on other extenuating circumstances, as determined by the Attorney General.

"Officer-involved" - A shooting is "officer-involved" if the death to the unarmed civilian is caused by a California peace officer, within the meaning of Penal Code section 830, acting under color of authority. All shootings committed by officers while on duty are officer-involved shootings. Shootings committed by officers while off-duty are considered officer-involved shootings only if the officer

force of an explosion or other form of combustion." A "shooting" does not include incidents involving the use of electronic control devices, stun guns, BB, pellet, air, gas-powered guns, or weapons that discharge rubber bullets or beanbags.

"Unarmed Civilian" - An "unarmed civilian" is "anyone who is not in possession of a deadly weapon

"Possession" - A civilian is in "possession" if the weapon is under the civilian's dominion and control at the time of the shooting. Possession usually requires that the weapon is available for use. Where a civilian attempts to take control of an officer's firearm, the civilian is not in possession unless the officer loses control of

The current language of the bill allows for only two law enforcement officers and calls for no one with expertise in the use of force

is acting under color of authority. Officers are acting under "color of authority" when they are performing an act that is made possible only because they are clothed with the authority of law, or when they are acting under pretense of law. Conversely, officers are not acting under "color of authority" when they commit private acts in furtherance of personal pursuits. Shootings by correctional officers as defined in Penal Code section 830.55 are excluded.

"Shooting" - A "shooting" is defined as the discharge of a metal projectile by a firearm. A "firearm" is a "device, designed to be used as a weapon, from which is expelled through a barrel, a projectile by the the firearm.

"Deadly weapon" - 'Deadly weapon' includes, but is not limited to, any loaded weapon from which a shot, readily capable of producing death or other serious physical injury, may be discharged, or a switchblade knife, pilum, ballistic knife, metal knuckle knife, dagger, billy, blackjack, plastic knuckles, or metal knuckles." All firearms, and BB/pellet guns, even if unloaded or inoperable, are deadly weapons. Objects that have a legitimate non-weapon purposes are considered deadly weapons only when, based on all the circumstances, they are actually being used in a manner likely to produce death or great bodily injury. The following are

examples of objects that have been considered a deadly weapon when used in that manner: knives, box cutters, screwdrivers, bottles, chains, automobiles, rocks, razor blades, and iron bars. Replica firearms are not considered deadly weapons unless they are used in some particular manner likely to produce death or great bodily injury (e.g., as a bludgeon).

SB 2

Assembly Bill 1506 was one of the attacks on law enforcement this legislative session, however, the most troubling attack is in Senate Bill 2. This bill is designed to take away our "Qualified Immunity" and allow anyone to sue an officer personally, even if the officer is found to be within the law and Department policy. The other major outcome of the bill would be the creation of a licensing board that will have the power to take away your POST credentials, making you not eligible to be a police officer.

Law Enforcement does not think having a licensing board is a bad idea, we support the idea. What we oppose, as the language of the bill that the licensing board would be made up of a majority of citizens that have a negative opinion of law enforcement or have had a negative contact with law enforcement. In fact, the current language of the bill allows for only two law enforcement officers and calls for no one with expertise in the use of force, and instead mandates that seven of the Board members have criminal convictions, be family members of those who have criminal convictions, or are anti-police activists or attorneys who sue law enforcement.

There are many licensing boards in California which govern many different professions. Every single one of those boards has a majority that are

> Continues on next page

practitioners of the profession being licensed. While this Board can only make "recommendations" to POST on the de-certification of law enforcement officers, those recommendations must be accepted by POST if there is any "reasonable evidence" to support the recommendation.

You and your family can help us let our local lawmakers know we do not support this attack on law enforcement by going to RSA's social media sites, or our web page and click on the link regarding Senate Bill 2. By completing the link, it will allow you, your family, and friends to send a letter to your local lawmaker letting them know you do not support Senate Bill 2.

Some may ask how we stop the political attacks on law enforcement. It starts right here at home with your local City Council's, School Boards, Homeowners Associations and so on. If we start getting people elected who want to do the right thing for the right reason, we can change some of this craziness.

SB 262

Earlier this month a paid political attack was sent via text message to an extensive distribution list by aggressive segments of the bail industry in an attempt to bully and intimidate the law enforcement community into supporting their position regarding bail reform. Unfortunately for those behind the misleading message,

that tactic doesn't work on us. The legislation, SB 262 by Senator Robert Hertzberg, was introduced at the start of this year to codify the \$0 bail scheme instituted by the judicial council during the pandemic. The law enforcement community has opposed this bill since its introduction and is still currently opposed to this bill as it is written. We will continue to work with law enforcement groups who we have aligned with on this issue in the past and our representatives in Sacramento will continue to meet with any stakeholders who wish to engage in a conversation on this legislation openly and respectfully.

DR. CARLA THORNTON

On January 21, 2021, the City of Moreno Valley lost a great City Councilwoman, Dr. Carla Thornton, who supported law enforcement. Dr. Thornton worked hard to ensure the residents and officers of Moreno Valley were safe. When Dr. Thornton passed away, it opened her seat up, and the City Council has decided to hold a special election in November of 2021 to fill the seat. Multiple antipolice people have shown interest in this position, and we must fight to keep them from being elected.

Fortunately for the residents of Moreno Valley, Assistant Sheriff Ed Delgado lives in District and has decided to run for the open seat. RSA fully supports Assistant Sheriff Delgado in his run, and we ask that you and your family and friends help. If you would like to help Assistant Sheriff Delgado, please reach out to RSA, and leave your name and number. We will be creating a list of people who would like to volunteer to help get Assistant Sheriff Delgado elected.

IMPERIAL COUNTY SHERIFF

The Imperial County Sheriff's Office lost a young, new, deputy in a vehicle crash. Deputy Anthony Redondo lost his life last week month. Our thoughts and prayers are with the men and women of the Imperial County Sheriff's Office and with Deputy Redondo's family during this difficult time.

SERGEANT RICK AVILA

Lastly, I would like to welcome retired Sergeant Rick Avila to the family of employees at RSA. Rick comes to RSA after 30 years of service with the City of Corona. Rick will be taking the roll of Labor Representative and is replacing Artemese Evans who left us for a spot with the County of Riverside, Human Resources. Artemese will be greatly missed and has left big shoes for Rick to fill, however, I'm confident Rick will do a good job.

As always, stay safe out there and help ensure your partners go home safe. *

You and your family can help us let our local lawmakers know we do not support this attack on law enforcement by going to RSA's social media sites, or our web page and click on the link regarding Senate Bill 2.

CLEA Update, Retiree Breakfasts, And More

David Nelson RSA Interim Executive Director

CLEA INFORMATION



It is important for you to keep your family and yourself informed and know what your benefits are.

wanted to update Members on their California Law Enforcement Association (CLEA) Long-Term Disability Plan. It would be nice to assume that throughout our lives, we could be healthy with no worries of catastrophic illnesses or injuries; the problem is, they do occur. When a long-term illness happens, we need to be prepared. I am writing this information for two reasons: first, when I was a young Deputy, I never thought it would happen to me, which kept me from staying updated on these important benefits. Second, I did not regularly update information on my account, such as change of address, marital status, nor my beneficiary card (which is one of the most important documents).

Statistics show that 59% of the claims are related to musculoskeletal

and connective tissue disorders, 7% are related to internal issues, 5% are related to cancer, 4% are related to heart issues, 6% are pregnancy-related, 5% are related to psychiatric, and 14% to death. At our meetings, the CLEA Executive Board frequently reminds the Board of Directors to regularly inform members to update their information and their Beneficiary Card.

Please take a moment and log into CLEA's website www.CLEA.org to access your account, look at your benefits and update all your information. If you are promoted, notify CLEA, and they will tell you if your benefits need to be paid differently. It is important for you to keep your family and yourself informed and know what your benefits are. Get a copy of the benefits and put them in a safe place with all your other important records. CLEA is one of the best providers with the most benefit to assist us in our time of need.

RETIREE BREAKFAST

June 16, 2021, we held our first Retired Members' breakfast at RSA after our long struggle with the virus restrictions. It was great to see people I worked with and those people who worked alongside of us.

It was an awesome breakfast put together by RSA President Bill Young, our in-house Chef Juvien Galzote, and Deputy Coroner Eric Devore. They prepared omelets for the individual retired members making each omelet to their liking. We spent a couple of hours reminiscing about the past, talking about current events, and basically coming back together as one family. I hope to see more retirees at our next RSA Retired Breakfast. RSA will send out the information soon. Thank you, RSA Staff, and RSA President Bill Young for your support of all the RSA Members.

RETIREE BREAKFAST

For retired members, this is our second home and a place we come to show our support for our men and women who are still doing the job we finished.

Continues on next page



CONGRATULATION TO CORRECTIONAL DEPUTY ACADEMY CLASSES 93 AND 94

RSA President Bill Young and I attended the graduation of the 93rd and 94th Correctional Academies. The Academy prepared a video for families and friends, showing the strenuous and vigorous training students received from day one through the completion of their taking and passing of their tests.

Sheriff Chad Bianco addressed how to respect the position and provide the best professional service

to the communities we serve and within the Riverside County Sheriff's facilities. Sheriff Bianco reminded the graduates that the job could be taken away from them as quickly as it was given. The audience applauded the Sheriff for his address and congratulatory speech. The Sheriff pinned shiny new badges on each of the Correctional Deputies' shirts, shook hands with them and took photos with them.

The RSA has established the Deputy James B. Evans Academic Achievement Award in honor of Deputy Evans, who made the

ultimate sacrifice in the line of his law enforcement duties. The award was created for exemplary graduate students to help them continue their college education and is awarded to the applicant who receives the highest overall test scores. It was an honor to watch as RSA President Bill Young presented the award to Academy 93 graduate Correctional Deputy Adrian Sanchez in front of his entire class.

Congratulation Correctional Academies 93 and 94. May God watch over every one of you as you perform your duties to keep all of us safe. *



"Safe in His Arms Memorial"

4102 Orange Street Riverside, California

Memorial Run will begin promptly at 8:00 AM

The memorial run is approximately 2 miles long. It is a moderate jog, open to all ages. Early arrival is encouraged. All participants are asked to meet in front of the "Safe in His Arms" statue. The ceremony will begin immediately following the run.

Memorial Ceremony - 8:30 AM

The ceremony will include a multi-agency helicopter fly-over and fallen officer tribute.



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Chapter 19, PSU, Update



Charles Roberts Chapter 19 Director, PSU

s I write this update, we appear to have reached an agreement with the county on shift bidding, transfers, and a new transportation team for field services. Meet and confer is-

sues continue but we seem to be making progress.

Thank you to RSA's legal team and the PSU bargaining unit for all their hard work and dedication.

Over the last ten years I have been asked many times why we are not full members of RSA; there were many reasons, some good and some not so good; but in the end it doesn't really matter because it looks like we will finally have an opportunity to vote on it in the coming weeks, or maybe months, depending on the logistics of setting it up.

I hope to send out more information explaining the pros and cons of full membership so staff can make an informed decision. I truly believe it is in the best interest of our bargaining unit and the association, as a whole, for us to finally take this step.

With each update I ask the members to please consider contributing to the RSA Relief Foundation if you don't already do so. Deduction authorization forms are available on-line at the RSA website.

In addition to this normal request, I am providing an alternate way to donate. Many people shop and use Amazon on a regular basis; but not everyone knows they offer charitable donations with qualified purchases.

Please consider signing up and selecting Riverside County Deputy Sheriff Relief Foundation as your charitable association, Amazon will donate about 0.5% of qualified purchases. I know that doesn't seem like a lot but over time it adds up and helps many. The website is titled AmazonSmile but the website address is Smile.Amazon.com. Please consider shopping through AmazonSmile in the future.

Stay safe at home and work! *





RESPONDING TO OFFICERS WITH THE RESOURCES NECESSARY TO PROVIDE BACKUP WHEN NEEDED – ON AND OFF DUTY.

RSA Member Dominates U.S. Police & Fire Championships

Deputy Probation Officer Tyler Buffington Rules The Billiards Table



eputy Probation Officer Tyler Buffington brought home his third consecutive gold medal from the 2021 United States Police and Fire Championships held in San Diego from June 10th-19th. Tyler struck gold after competing in the Billiards 8-Ball event after going on an undefeated run during the games.

Tyler won his first match five games to none, his second match five games to three, and his third match five games to three as well. In the medal rounds, he won the semi-final match six games to four, moving him into the finals. In the gold medal match he played a US Marshall from Wyoming, cruising to a victory, seven games to four.

Tyler also won a silver medal in the 9-Ball event. During that event he won 5-2, 5-0, and 5-2 during preliminary play. He then won the semi-final match six games to three before falling in the finals four games to seven, giving him a silver medal to compliment his gold.

Tyler has been an accomplished billiards player for ten years. He learned to play while attending Cal Poly Pomona, where he would kill time playing pool in between classes. After college he joined a local billiards league and was eventually chosen to play in a national billiards league, where he still plays.

RSA was proud to sponsor Tyler during his gold medal performance at the 2021 Police and Fire Championships. Congratulations Tyler!







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Law Part Of Effort To 'Defund Police'

SB2 Seeks An Indirect Route To The Defund Agenda

Ryan ShermanDirector,
Government Affairs





of the national effort to "defund police" largely triggered by the killing of George Floyd by Minneapolis Police Officer Derek Chauvin. SB 2 seeks to advance the "defund" agenda indirectly by significantly raising costs for local governments and greatly expanding the grounds for terminating peace officers. Less funding will be available for law enforcement as a result of the costly lawsuits due to SB 2's elimination of state governmental (qualified) immunity. This will result in fewer officers/deputies being hired by law enforcement agencies. Moreover, SB 2 is also expected reduce the number of prospective recruits, furthering the goal of the defund the police activists.

SB 2 supporters frequently point to the murder of George Floyd as one of the reasons why this misguided bill is necessary. However, Chauvin was arrested, charged and convicted for the murder of George Floyd. His conviction demonstrated that the

II SB 2 will be a gold mine for trial lawyers and their criminal clients.

criminal justice system 'worked' as intended and Mr. Chauvin will spend decades in prison for his crime.

Additionally, the family members of George Floyd settled their wrongful death civil lawsuit against the city of Minneapolis for around \$27 million. There was no assertion of governmental or qualified immunity by the city in an effort to avoid financial responsibility in this case. Even the existing civil justice provisions worked as expected.

Under current California law, a very similar outcome would have resulted if the tragic events in Minneapolis had occurred in the Golden State. Millions in taxpayer dollars have been paid out in wrongful death cases as a result of police use of force. It appears that SB 2 isn't really about reducing the numbers or costs of these settlements and instead, it

is more focused on expanding the ability of lawyers to sue taxpayers for even more money. The "Consumer Attorneys of California" is the trade association for trial lawyers who specialize in the filing of extravagant civil lawsuits to force settlements for their clients and secure hefty contingency fees, paid for by the public.

As the bill stands today, SB 2 has two major provisions:

1. Eliminates governmental immunity (state "qualified immunity") from peace officers and governmental entities that employ peace officers in wrongful death cases filed pursuant to California's Bane Civil Rights Act.

The elimination of immunity is intended to provide a financial motivation to cities and counties to change how policing is conducted in their jurisdictions. According to the

Continues on next page author of SB 2, Sen. Steve Bradford (D-Gardena), the bill is about getting police to no longer disproportionately stop, arrest, prosecute, incarcerate and kill minorities. Bradford believes that if cities, counties and the state are exposed to dramatically increased financial liability, their elected officials will do whatever it takes to reduce the risk of future, budget-busting, multimillion dollar civil lawsuits.

Towards that goal, SB 2 will force cities and counties to settle such cases, but expanding the ability to sue governments historically has resulted in a significant increase in what are called nuisance / frivolous lawsuits. These are cases that get filed with little to no evidence of wrong-doing, yet the government agencies are more willing to settle cases for tens or even hundreds of thousands of dollars in an effort to avoid negative publicity.

The alternative to settling such claims is for the governmental entity to mount a costly legal defense for each case, with an unknown outcome in the hands of a jury. SB 2 will be a gold mine for trial lawyers and their criminal clients. As a result, these settlements will be used as evidence that the officer must have done something wrong, even though the officer has no say in whether the government settles the nuisance or frivolous suit. Furthermore, if a settlement is reached, POST must be informed of the settlement in order to investigate for themselves if the officer should be de-certified.

2. Creates a licensing and decertification process to make sure the most qualified officers are hired and that bad cops are more easily fired and prohibited from ever working again as a peace officer in California. This board will consist of political appointees of the Governor, Senate President and the Speaker of the Assembly.

A Peace Officer Standards Accountability Advisory Board of nine individuals will be appointed by the Governor and the legislature. Unlike

other oversight boards, the majority of this board (7 of the 9 members) will have no law enforcement experience.

- State Bar of CA has a board of 13, 7 are lawyers.
- CA Medical Board has 15 members. 8 are medical doctors.
- CA Board of Pharmacy has 13 members, 7 are pharmacists
- CA Board of Barbering/ Cosmetology has 7 members, 4 are barber/cosmetologists
- CA Board of Registered Nursing has 9 members, 5 are registered nurses
- CA Board of Chiropractic Examiners has 7members, 5 are chiropractors
- CA Board of Psychology has 7 members, 4 are psychologists
- CA Commission on Teacher Credentialing has 19 members, ALL are educators
- Contractors State Licensing Board has 15 members, 10 from industry
- CA Board of Vocational Nursing/Psych Techs has 11 members, 5 in profession
- Dental Hygiene Board of CA has 9 members, 5 from industry
- Bureau of Automotive Repair Advisory Board has 14 members, 13 from industry
- Dental Board of CA has 15 members, 10 are dental professionals
- Occupational Therapy 7 members, 4 from industry
- Board of Optometry 11 members, 6 are industry
- Osteopathic Medical Board, 9 members, 5 practitioners
- Physical Therapy, 7 members, 4 therapists
- Physicians Assistants 10 members, 6 are medical professionals
- Podiatry Board has 7 members, 4 are podiatrists

- Respiratory Care Board has 9 members, 5 are from profession
- Bureau of Security & Investigative Advisory Board has 13 members, 7 from profession
- Bureau of Security & Investigative Disciplinary Review Cmte has 5 members, 3 from profession
- Speech Pathology Audiology Board has 9 members, 7 from industry
- Veterinary Medical Board has 8 members, 5 from profession

In these and other examples, practitioners of the profession - the ones that are actually experts in their field - constitute at least a bare majority of the oversight board.

SB 2 turns such traditional oversight on its head and mandates that 7 of the 9 members are have substantial experience as either criminals, family members of criminals or anti-police activists and attorneys who specialize in suing police departments.

This is not a board that simply makes recommendations and allows POST to exercise their discretion to determine for themselves if the officer should be de-certified.

This "advisory" board is empowered to make recommendations to POST. However, SB 2 states that the de-certification recommendations of this "advisory board" *must* be adopted by POST if there is any "reasonable evidence" to support the advisory board's decision.

California's law enforcement officers whole-heartedly support the establishment of an effective and fair licensing and decertification process. SB 2 does not accomplish this goal.

SB 2 is currently in the Assembly Committee on Appropriations, where it will be considered for passage after the Legislature returned from its summer break in mid-August.

Until then, be safe. *





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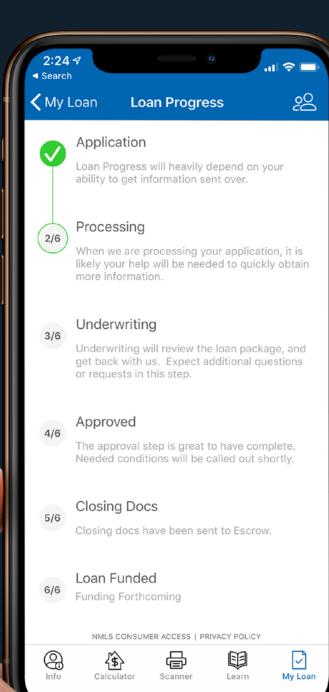
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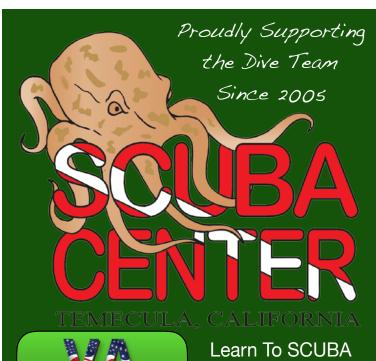






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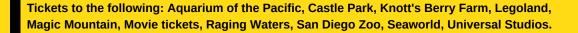


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Attorney General Guidance on Investigations of 'AB1506 Incidents'

DOJ has issued guidelines

By Muna Busailah Stone Busailah, LLP

ffective July 1, 2021, the California Department of Justice is required to investigate all officer involved shootings that result in the death of an "unarmed civilian" (AB1506). DOJ has issued guidelines in an effort to clarify the definitions and investigative protocols for incidents that fall within the scope of AB 1506. The below is a summary of some of the important points in the guidelines.

DEFINITIONS

An "AB 1506 incident" is any officer involved shooting resulting in the death of an unarmed civilian caused by a California peace officer (Penal Code 830 832.19) acting under the color of authority. A "shooting" is the discharge of a metal projectile by a firearm. A "shooting" does NOT include incidents involving electronic control devices, stun guns, BB, pellet, air, gas powered guns, rubber bullets, or beanbags. A "firearm" is a device designed to be used as a weapon, from which is expelled through a barrel, a projectile by the force of an explosion

The California Department of Justice is required to investigate all officer involved shootings that result in the death of an

"unarmed civilian" (ABI506)

or other form of combustion". (Penal Code 16520.)

An "unarmed civilian" is "anyone who is not in possession of a deadly weapon" (Govt Code 12525.3(a) (2).) A civilian is in "possession" if the weapon is under the civilian's dominion and control at the time of the shooting. For example, as presently defined, in an instance where a civilian attempts to take control of an officer's firearm, unless the officer loses control of the firearm, the civilian would be considered "unarmed".

"Deadly weapon" includes any loaded weapon from which a shot, readily capable of producing death or other serious physical injury may be discharged, a switchblade knife, ballistic knife, dagger, or metal knuckles. (Govt Code 12525.3(a)(1).) All firearms and bb/pellet guns, even if unloaded or inoperable, are deadly weapons.

Objects that have legitimate non weapon purposes (i.e. baseball bat) are considered deadly weapons ONLY when, based on all circumstances, they are actually being used in a manner likely to produce death or great bodily injury (GBI).

Examples of objects that have been considered deadly weapons when used in a manner likely to produce death or GBI include knives, box cutters, screwdrivers, bottles, rocks, and iron bars. Replica firearms are NOT considered deadly weapons

Continues on next page

Continued

unless used in some particular manner likely to produce death or GBI.

THE INVESTIGATION

The investigative protocol requires immediate notification to the DOJ when the agency has an OIS resulting in the death of an unarmed civilian. In shootings where it is unclear whether the civilian was "unarmed", DOJ still "requests" notification. Additionally, DOJ can assume jurisdiction over cases of interest "based on the extenuating circumstances, as determined by the Attorney General".

INTERVIEWS

The protocol suggests interviews of involved officers take place at a mutually convenient location, date, and time; shall be audio recorded and should be video recorded. The assigned Deputy Attorney General and Involved Officer's attorney represen-

tative are permitted to monitor the interview, if not physically present.

Initial interviews of involved officers will take place before they have reviewed any audio/video recordings, unless agency policy, procedures, and/ or union agreements permit viewing prior to statements.

The investigators will conduct initial interviews with the involved officers and critical witnesses in a "condensed fashion" and will conduct follow up interviews within 72 hours.

Walkthrough investigators will coordinate comprehensive scene walkthroughs. If the officer requests to be compelled to provide a scene walkthrough, the investigators will coordinate the process with the Employing Agency and the statement then cannot be used against you.

Evidence investigators will work with the Employing Agency to obtain a voluntary blood/urine sample and breath analysis for alcohol and/ or drug testing. Since the DOJ

cannot compel blood, breath, or urine without probable cause and a warrant, nor can the DOJ force the Employing Agency to compel its officers to provide such evidence, it is not recommended that a sample be provided voluntarily.

TAKEAWAY

Many of the protocols addressed herein are against best practices in the handling of OIS investigations.

Since the AB1505 investigative protocols call for consideration for the respective law enforcement agency's policy, procedure, and/or union agreements, it is recommended that your association and employer meet to discuss the impact of the protocols on your Department's current OIS policies.

Stay Safe and Stay Informed! *

MUNA BUSAILAH IS MANAGING PARTNER OF STONE BUSAILAH, LLP AND HAS BEEN REPRESENTING PUBLIC SAFETY PERSONNEL FOR 27 YEARS.





Amazon Smile + RCDSRF

BENEFITING THE RIVERSIDE COUNTY DEPUTY SHERIFF RELIEF FOUNDATION

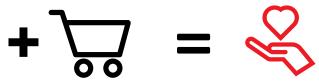
What is Amazon Smile? How does it work?

Amazon Smile is a website operated by Amazon with the same products, prices, and shopping features as Amazon.com. The difference is that when you shop on Amazon Smile, the AmazonSmile Foundation will donate 0.05% of the purchase price of eligible products to the charitable organization of your choice.

Shop Amazon Smile and help the Relief Foundation. It is easy, just sign into AmazonSmile.com with your regular Amazon login information. Make sure to select the RCDSRF as your current supporting charity, and just like that you're shopping for a good cause.

Your current charity

Riverside County Deputy Sheriff Relief Foundation Inc



Serving Those Who Serve

The Riverside County Deputy Sheriff Relief Foundation is a 501(C)(3) non-profit charity created by the Riverside Sheriffs' Association to assist law enforcement families facing life-changing crises such as sickness, injury, distress and death.

www.rcdsa.org | www.amazonsmile.com

Mutual Equality

By Scott O'Mara
Law Offices Of Scott O'Mara

he California Workers' Compensation system is designed to provide benefits to injured workers in the form of:

- (1) Medical care to cure or relieve the effects of a work-related injury.
- (2) Payments in the form of temporary disability benefits. (And for safety workers: Compensation for wage loss in the form of payments pursuant to Labor Code 4850 or 4800.5.)
- (3) Compensation for irreversible residual harm (i.e., Permanent Impairment/Permanent Disability in the use of specified body parts) and/ or a reduction in earning capacity caused by the injury, or a reduction in the capacity to compete on the open labor market.

The determination as to whether an injured worker has sustained Permanent Impairment/Permanent Disability is made after the worker has reached maximum medical improvement. Taking into account that the worker will have good days and bad days, maximum medical improvement means there is no expectation that the worker's condition will undergo a substantial change in the next year, either with or without treatment.

An injured worker's Permanent Impairment/Permanent Disability (item #3 above) has been subject to reduction by the concept of apportionment, which means that the employer has identified pre-existing impairment or non-industrial factors which contributed to the worker's injury and impairment. Sometimes

the apportionment is based on race, religion, creed, skin color, national origin, gender, marital status, sexual identity or sexual orientation.

As previously discussed in Law1199.com Newsletter 2021 Issue #4 – "Equality, Not Discrimination", legislation (S.B. 788) was introduced on 2/29/21 by Senator Steven Bradford. On 7/1/21, the Assembly voted 77-0 to go forward with an amended form of Senator Bradford's bill. The amended version of S.B. 788 removes reduction of disability values by eliminating the discriminatory elements of an injured worker's race, religion, creed, color, national origin, gender, marital status, sexual identity or sexual orientation. In the past, these factors have been a tool to lower disability values.

As readers are aware, much negotiation occurs in the creation and handling of a bill. Therefore, the current amended bill will specifically prohibit the reduction of Permanent Disability payments for Permanent Impairment/Permanent Disability based upon race, religion, creed, color, national origin, gender, marital status, sexual identity or sexual orientation. Left as elements which can and will be used to reduce compensation to injured workers are age and genetic characteristics.

It should be noted that S.B. 788 further states, in Section 1:

It is the intent of the Legislature to eliminate bias and discrimination in the workers' compensation system.

The prevalence of this discriminatory conduct has been ongoing, and the amended version of S.B. 788 is a strong step towards reducing such

The prevalence of this discriminatory conduct has been ongoing, and the amended version of S.B. 788 is a strong step towards reducing such conduct by employers, third-party administrators and claims adjusters.

conduct by employers, third-party administrators and claims adjusters.

The elements which were left in – age and genetic characteristics – arguably are going to be tools used to reduce appropriate compensation. However, the language of S.B. 788 does leave some factors which may be used to challenge age as a reduction factor.

This bill – which constitutes an awareness of the ongoing discrimination that has continued to the present date and has impacted many members of the workforce who have sustained work-related injuries and have remnants of Permanent Impairment/Permanent Disability – needs the support of both houses and the Governor. In summation, S.B. 788 is a very positive development for all California workers as it creates an opportunity for mutual equality. *

RIVERSIDE SHERIFFS' ASSOCIATION WEST END CHARITY GOLF TOURNAMENT



WANT TO PLAY GOLF





Eagle Glen Golf Club | 7am registration Sponsorship deadline: September 30, 2021

October 29, 2021

www.rcdsa.org

Riverside Sheriffs' Association

DEEP SEA FISHING EVENT

Sat. July 31st

RSA is hosting a deep sea fishing all day event! From 6am-6pm out of the H & M Landing in San Diego.

Cost: \$220 | portion of the trip is tax-deductible as proceeds benefit our Relief Foundation.



For info & registration: lorena@rcdsa.org

Employment Opportunities for Retired Law Enforcement Only:

Barrister Professional Services, LLC –

Our Investigator(s) all hail from the ranks of Law Enforcement only; we DO NOT operate within the Criminal Defense Arena. We handle Investigation(s) for Third-Party Administrator(s) to include Workers Compensation Fraud. Our Workers Compensation Fraud Investigation(s) are submitted to the various District Attorney's Offices in five different Counties depending upon where Jurisdiction rests.

Additionally, we handle Investigation(s) for a host of top-tier Law Firms whose areas of practice include Personal Injury, Premises Liability, Wrongful Death, etc. We also search for Individual(s) who do not wish to be found and/or missing and conduct numerous Surveillances to include both Videography and Still Photography.

We also handle Personnel and Equity Investigation(s) for the Department of Human Resources in the most populous County in the state. { 113,000 Employee(s) } Along those lines, we could use both Surveillance Investigator(s) AND those interested in performing Personnel and Equity Investigation(s). These Investigation(s) are currently being handled remotely – a great opportunity for those worked Investigation(s), Internal Affair's and/or Command Staff / Executive Staff and who handled Personnel Investigation(s) during their career(s).

However, these position(s) are open to anyone... If you would enjoy interviewing County Employee(s) and have a knack or talent for writing – this is the assignment for you...

Everyone can visit us on-line at: www.barristerprosvcs.com if they wish to read a bit more.

The pay is: \$40.00 - hourly.

BPS Security, Inc. -

Great working environment, No Covid-19 Exposure, Retired Law Enforcement ONLY, no dealing with the General Public other than an occasional Transient, and one of the most beautiful places in all of San Bernardino County. (Arrowhead Springs Resort)

We patrol approximately 2000 Acres of vacant land including the Arrowhead Springs Hotel (Historical Site), which is unoccupied. We are responsible for keeping the area safe.

You must possess a Valid Guard Card and Exposed Firearm Permit from the State of California - Bureau of Security and Investigative Services (BSIS.) We can assist with obtaining the necessary credential(s), so don't let folks think that is an unsurmountable hurdle.

The Uniform consists(s) of Black or Tan BDU's, Black Polo Shirt (which we supply along with Radio), and Black or Tan Boots. The Protection Agent(s) are armed but do not need to carry any other equipment even though some do by choice.

This position is open for all and we have Retired folks on board from a number of different Law Enforcement Agencies.

The pay is : \$20.00 - Hourly

BARRISTER PROFESSIONAL SERVICES, LLC

Lance K. Bauer
1447 Ford Street, Suite 100
Redlands, CA 92374-6397
Telephone: (909) 792-0012
Cell: (909) 520-5050
Facsimile: (909) 494-5453
Toll Free: (884) 792-0012
lance.bauer@barristerprosvcs.com

Los Angeles Office

515 South Flower Street, Suite 1800 Los Angeles, CA 90071-2228 Direct: (213) 507-3045 Facsimile: (213) 532-2020





Take a look back in time to spotlight our law enforcement heritage. The APB highlights an image each month.

Have a photo of your own you want to feature? Send it to Julie Kelley at julie@rcdsa.org.



THROWBACK CORNER

103RD BASIC ACADEMY



WHO WE ARE

Dive Guardians, Inc. is a 501(c)(3) organization comprised of First Responders, dive professionals, and volunteers. We use SCUBA diving, the therapeutic effects of water, and science to nurture healing and self-improvement. Our program is designed to be FREE to those who qualify.

TO APPLY FOR OUR PROGRAM

Go to our website, create an account the click APPLY.
OR CALL
833 DIVE 911



TO DONATE

Go to our website and click the donate button. Just \$5 a month helps us keep our program free to our participants

Deputy Depot

RIVERSIDE SHERIFFS' ASSOCIATION



The Deputy Depot is located at the RSA Office

For special orders, please contact Vickie Arreola by email at vickie@rcdsa.org.

RSA Amusement Park Tickets

Sold exclusively to RSA Members 951-653-5152 PRICES SUBJECT TO CHANGE

√ = Tickets available online

March 8, 2021

	AMUSEMENT PARK	ТҮРЕ	ONLINE \$	PARK \$	RSA OFFICE \$
/	Aquarium of the Pacific	Adult	\$23.95	\$34.95	
	Enter rsa for the Store Name	Child (3-11)	\$20.95	\$24.95	
		Annual Pass Family	\$149.00	\$159.00	
		Annual Pass Plus	\$219.00	\$229.00	
/	Castle Park	Adult	\$14.99	\$24.99	
	Enter 213424 for the Promo Code	Parking	\$10.00	\$10.00	
_	\$5.99 processing fee per transaction				
/	Knott's Berry Farm	All Ages	\$46-\$48	\$79.00	\$47-\$49
	User:riversidesheriffsassn Pass:rsaoffice				
	Knott's <i>Scary</i> Farm	All Ages	Call RSA for Da	te Specific Price	
✓ 	Legoland	1-day	\$69.99	\$89.99	
	Legoland Sea Life Hopper	2-day	\$74.99	\$94.99	
	Legoland Resort Hopper	2-day	\$79.99		
	includes: park, aquarium and water park				
	LA County Fair	Adult			
	WWW.LACOUNTYFAIR.COM/buytickets	Child (3-12)			
√	Magic Moutain (Six Flags)	Adult (Over 48")	\$60.99	\$92.99	
	User: rcdsamm Pass: SixFlags11	Child (Under 48")		\$59.99	
	\$8.99 processing fee per transaction				
	Hurricane Harbor				
	Movie Tickets	All Ages			\$9.00
	Regal, Edwards, & United Artist				
	Raging Waters	All Ages		\$45.99	
	Processing Fee: \$3.00				
√	San Diego Zoo <u>OR</u> Safari Park	Adult	\$53.00	\$58.00	\$53.00
		Child (3-11)	\$44.20	\$48.20	\$44.20
/	Universal Studios	1 Day	\$95-\$125	\$99-\$129	
	Online Only	Front of the Line	\$159-\$229	\$179-\$279	
		Annual (Silver Pass)	\$164.00	\$199.00	

For complete ticket listing and annual passes, visit www.rcdsa.org and click on the "Discount Ticket Information" link. For the user name and password enter "Discount Ticket Information" in search bar in "Member's Only" site. **RSA DEPUTY DEPOT IS HAVING A CLEARANCE OF 35% OFF MARKED PRICE**

On all Bianchi items in stock, flashlight accessories and some **RSA Clothing.**

Go to the **Deputy Depot** online at RCDSA.ORG to view these items and pricing.

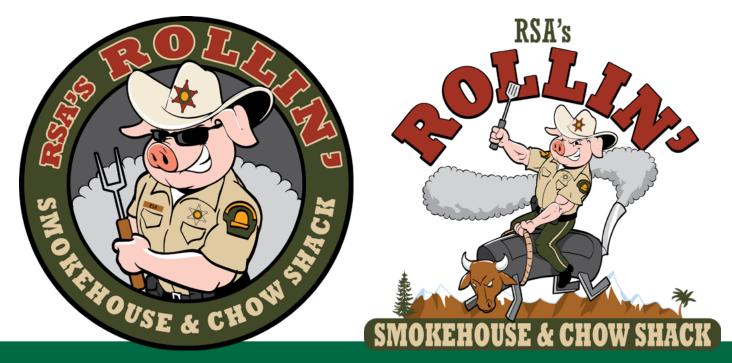








All proceeds benefitting the Riverside County Deputy Sheriff Relief Foundation.



Calling All RSA Members, Retirees, And Friends Of The RSA Membership

The new and recently dispatched RSA Rollin' Smokehouse is looking for volunteers to help "Serve those who serve" at events to help feed our members and communities.

The Rollin' Smokehouse is dependent on volunteers as it is not staffed with paid employees. Therefore, we are creating a volunteer list for those who want to help before events for prep and during the actual events serving or cooking.

Members, spouses of members, dependents of members over 16 years of age, retirees, and friends of the membership are all welcome to help and volunteer. Culinary experience is always a plus, but not necessary as we will train you to be a culinary apprentice.

This is an excellent opportunity to give back to the membership and community and also gain valuable culinary training.

IF YOU ARE INTERESTED IN THIS OPPORTUNITY OR FOR INQUIRIES REGARDING THE RSA ROLLIN' SMOKEHOUSE, PLEASE CONTACT:

JUVIEN GALZOTE

RSA MEMBER SERVICES REPRESENTATIVE

JUVIEN@RCDSA.ORG (951) 653-5152 OFFICE · (951) 455-0446

July Word Search

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Summer Break Sand Patriot
Independence Family Vacation Picnic
Watermelon Ruby Revolution
Heat Wave Fireworks Liberty Bell

Beach Trip Stars (&) Stripes

July Sudoku

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RIVERSIDE SHERIFFS' ASSOCIATION

MEMBER'S GUIDE

Organization RSA Members 4 000+ President Bill Young Area Riverside County



TOP OBJECTIVES OF RSA

The Riverside Sheriffs' Association is the Exclusive Employee Organization representing our members employed by the Riverside County Sheriff's Department. The Riverside County Sheriff's Department is one of the largest Sheriff's Departments in California.

Represent

To not only represent its members but to advance the social economic educational and general welfare of its members. We are committed to fighting for all RSA members.

To seek legislation necessary or conducive and play an active role in the political arena in furtherance of the interests of the membership.

Promote

To promote the professional interest of the members and protect their rights to such economic, educational and other benefits and services as may be desirable.

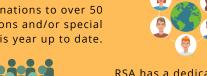
Assist

To provide aid through the Riverside County Deputy Sheriff Relief Foundation to members and their families facing life changing

The Riverside Sheriffs' Association began as the Riverside County Sheriff's Training Center Corporation in 1943, but since then has evolved into a labor organization that represents members, individually or collectively, in all matters relating to their employer-employee relations, including but not limited to grievances, labor disputes, hours, wages, and to other terms and conditions of employment as prescribed by law.

FUN FACTS ABOUT RSA

We have been able to provide donations to over 50 organizations and/or special events this year up to date.





RSA is one of the largest Sheriffs Associations in California.



RSA has a dedicated staff of 16 people.







We have snacks in our office!



RSA COMMITTEES

RSA currently counts with 12 committees. These committees have been established to carry out the objectives of the Association, and to help carry out the policies and programs established by the Board of Directors and general membership.

- Legal Coverage Appeals Board
- Legal Review Committee
- Legal Defense Trust
- Political Action Committee
- Benefit Trust Board
- Riverside County Deputy Sheriff Relief Foundation
- Special Events & Donations
- Award Review Board
- Collective Bargaining Committee/LEBU
- Collective Bargaining Committee/CDBU
- Collective Bargaining Committee/PSU
- Trailer Committee

Serving Those Who Serve

RIVERSIDE SHERIFFS' ASSOCIATION

WWW.RCDSA.ORG



JULY REMEMBRANCES



Edward Michael Schrader EOW: July 11, 1974

Frank Hamilton EOW: April 9, 1895 William Joseph Rutledge EOW: May 14, 1969 Kent A. Hintergardt EOW: May 9, 1993 Brent Jenkins EOW: March 18, 2003

Preston Van Buren Swanguen EOW: December 24, 1907

William Fredrick Carter, Jr. EOW: May 20, 1969 Mark S. Kemp EOW: November 9, 1994 Bruce Lee EOW: May 13, 2003

Leroy H. Tripp EOW: April 10, 1916 Edward Michael Schrader EOW: July 11, 1974 Michael P. Haugen EOW: January 5, 1997 Manuel Villegas EOW: March 19, 2007

Henry Fredrick Nelson EOW: September 22, 1921 James Bernard Evans EOW: May 9, 1980 James W. Lehmann, Jr. EOW: January 5, 1997

Terrell D. Young EOW: April 2, 2020

Theodore Crossley EOW: September 22, 1921

Dirk Alan Leonardson EOW: October 4, 1980 Eric Andrew Thach EOW: October 8, 1999 Harry Cohen EOW: October 18, 2020

Howard R. Scheffler EOW: February 29, 1956 Michael David Davis, Sr. EOW: October 24, 1988 Jim W. Purkiss EOW: April 16, 2001 Julio Beltran EOW: November 14, 2020

Roger Allen Strong EOW: August 7, 1961

Randy Robert Lutz EOW: June 22, 1989 John Towe EOW: February 15, 2002

IN MEMORY 2021

Lieutenant John Reynolds Garden Grove Police Department EOW: January 17, 2021 Deputy Adam Gibson Sacramento County Sherift's Department EOW: Jan. 18, 2021 Officer David Sisto San Diego Police Department EOW: February 2, 2021 Deputy Thomas J. Albanese Los Angeles County Sheriff's Department EOW: February 25, 2021

Officer Jose Anzora Los Angeles Police Department EOW: March 3, 2021 Detective Luca Benedetti San Luis Obispo Police Department EOW: May 10, 2021 Officer Jimmy Inn Stockton Police Department EOW: May 11, 2021 Sergeant Dominic Vaca
San Bernardino County Sheriff's Department
EOW: May 31, 2021

Detective Jamie Huntley-Park
San Diego Police Department
EOW: June 4, 2021

Detective Ryan Park San Diego Police Department EOW: June 4, 2021 Deputy Anthony Redondo Imperial County Sheriff's Department EOW: June 26, 2021

California Peace Officers' Memorial: www.camemorial.org • National Law Enforcement Memorial: www.nleomf.com
Riverside County Peace Officer Memorial Foundation: www.rcpomf.org







RIVERSIDE COUNTY SHERIFF'S DEPARTMENT K9 TEAM SALE

\$15 each - RSA office

We are proud to be partnered with The Riverside County Sheriff's Department Canine Association, a non-profit organization, through our relief foundation.

www.rcdsa.org - Riverside Sheriffs' Association



Online Doctors? There' an app for that!

LIVEHEALTHONLINE.COM

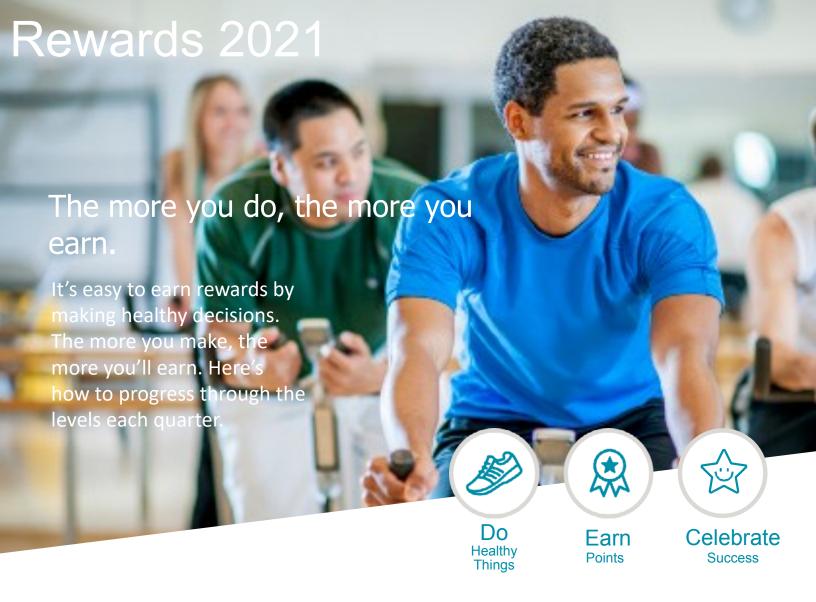
Or you can download the free mobile app.

Easy, fast, online doctor visits. All from the comfort of your own coputer or mobile device.

Talk to a doctor today, tonight, anytime - 365 days a year. No appointment necessary and you can see a doctor who can answer questions, make a diagnosis, and even prescribe basic medications when needed. See website for details.

Anyone can use it! If you are an active Anthem member you will be charged your office visit copay; if you are not an Athem member, the cost is \$40.





What you can earn each quarter:

on quartor	>	<u>></u>	<u>></u>	>	<u>></u>	Keep going!	
	Level 1	Level 2	Level 3	Level 4	Total		
Rewards	\$50	\$15	\$50	\$30	\$145		
Points	500	4,000	8,000	15,000	15,000		

Not a member yet? Don't miss out on all the fun! Get the mobile app or go to join.virginpulse.com/RSAWellness.













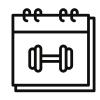


Wellness Program + New Incentives

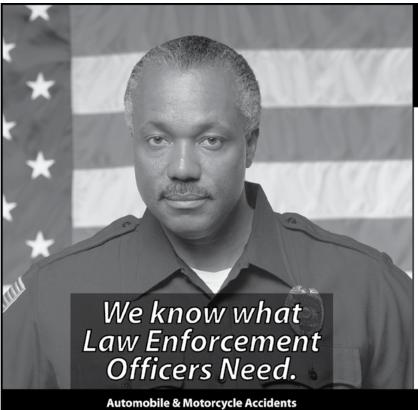
The total annual incentives available have increased from \$200 per year to \$580!



Not a member yet? Don't miss out on all the fun!Get started today by going to **join.virginpulse.com/RSAWellness**.



The Benefit Trust provides members with a state of the art wellness program.



The Law Offices of Scott A. O'Mara

If you have been injured on the job or in a vehicular accident, you may have more rights than you are aware of.

Call the *Law Offices of Scott O'Mara* to make sure you receive the quality representation that you deserve. We have assisted law enforcement in matters pertaining to personal injury, Workers' Compensation, and retirement for 30 years.

Making a false or fraudulent workers' compensation claim is a felony subject to up to 5 years in prison or a fine of us to \$50,000 double the value of fraud, whichever is greater, or by both imprisonment and fine.

Automobile & Motorcycle Accidents

Bodily Injury • Workers' Compensation • Death Claims

Retirement Law • On & Off Duty

Hip Replacement Claims

1-800-LAW-1199 www.LAW1199.com The RSA offers a referral service for members to offer their skills for hire. Have a business on the side, or a talent you would like to market?

To include your business, contact the RSA at (951) 653-5152 and ask for Julie or email julie@rcdsa.org.

Member Service REFERRALS

The RSA does not endorse or support any particular business listed on this page.

ANIMALS

On A Wing And A Prayer

We offer a wide variety of hand fed/raised companion birds including but not limited to cockatiels, lovebirds, parrotlets, linolated parakeets, american parakeets, & english budgies. We also offer some cages and supplies.

Menifee (951) 928-0307 OnAWingAnAPrayer.com

Tender Paws Mobile Pet Services

Grooming * Walking * Pet Sitting (909)-654-7PET (909)-654-7738

AUTOMOTIVE

Primo's Automotive & Tires

Sal Michel 6674 Indiana Ave. Riverside, CA 92506 (951)786-3725

CANDLES AND ACCESSORIES

Gold Canyon Candle, Indio

Candles, accessories, personal care products, individual orders and parties. (760) 899-4021

Gold Canyon Candle Demonstrator, Desert Area

Scented candles, skin care, eco-friendly cleaners. Individual, party or online orders. (760) 409-6514 www.mygc.com/solstice/ InspireHope94@gmail.com

Scentsy

Independent consultant
Something for everyone, scented product for your house, car, laundry and you!
Jennifer Hernandez
Phone:(562) 440-8041
jenniferhernandez32.scentsy.us

Scentsy Candles

The safe, wickless alternative to scented candles! Decorative ceramic warmers designed to melt scented wax with the heat of a light bulb instead of a traditional wick and flame.

Misti Marlatt, Independent Scentsy Consultant www.livelifewickless.scentsy.us 951-634-4179 chadmisti@msn.com

Scentsy Candles

Kylleen Wallace-Coogan, Independent Consultant (760) 987-5133 kylleen@ymail.com kylleen.scensty.us

CEMETERY HEADSTONES

Cemetery Headstones and Religious Articles

Hablamos Español 45-720 Smurr St., Indio (760) 863-1234 cemeteryheadstones@yahoo.com

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Regina's Cleaning Services

Lic. No. 0220100

Professional home and office cleaning. Call for a free estimate.

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CLOTHING AND ACCESSORIES

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