



JACKIE LACEY
LOS ANGELES COUNTY DISTRICT ATTORNEY

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210 WEST TEMPLE STREET LOS ANGELES, CA 90012-3210 (213) 974-3501

January 21, 2014

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

35 January 21, 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

AUTHORIZE THE LOS ANGELES COUNTY DISTRICT ATTORNEY TO ACCEPT GRANT FUNDS FROM THE STATE OF CALIFORNIA, ATTORNEY GENERAL FOR HIGH TECHNOLOGY CRIME DIVISION (HTCD) AND APPROVE THE APPROPRIATION ADJUSTMENT FOR FISCAL YEAR 2013-14 (ALL DISTRICTS) (4 VOTES)

SUBJECT

The State of California, Attorney General (AG) has awarded the District Attorney (DA) \$38,116 for the High Technology Crime Division (HTCD) to support enhanced investigation and prosecution of privacy-related cases such as identity theft, data breach, and computer intrusion, and approve an Appropriation Adjustment.

IT IS RECOMMENDED THAT THE BOARD:

1. Authorize the District Attorney to accept grant funds from the AG, for the period of July 1, 2013 to June 30, 2014, for the High Technology Crime Division in the amount of \$38,116. There is no required County match for this grant award.
2. Authorize the District Attorney to execute the Grant Award Agreement (GAA) on behalf of the County of Los Angeles.
3. Authorize the District Attorney or her designee, on behalf of the County of Los Angeles, to serve as Project Director and to sign and approve any revision to the (GAA) that do not increase the Net County Cost of the Agreement.
4. Approve the attached Appropriation Adjustment in the amount of \$38,000 to allocate funding for the DA HTCD for services and supplies for FY 2013-14.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

In 2007, the DA HTCD Bureau of Investigation formed a computer emergency response team (now referred to as the Cyber Investigation Response Team (CIRT)) to investigate criminals who target the Los Angeles County computer infrastructure as well as those who target critical infrastructures maintained by the private sector.

On July 1, 2013, in response to persistent attacks on County systems, the Los Angeles County Board of Supervisors appropriated funds to expand CIRT personnel. An expansion of the DA HTCD's secure private network capabilities is critical to the success of hacking and data breach investigations and prosecutions.

On August 1, 2013, the DA HTCD submitted a grant application for funding under the AG's Privacy and Piracy Fund for FY 2013-14 to (1) expand and deploy HTCD's secure private network to all DA HTCD prosecutors and CIRT personnel and (2) develop software tools designed specifically to assist in the investigation and prosecution of privacy-related cases such as identity-theft, data breach, and computer intrusion. It was emphasized that an expansion of the DA HTCD's secure private network capabilities is critical to the success of hacking and data breach investigations and prosecutions.

On November 4, 2013, the DA's office received the GAA from the AG for the funds awarded to DA HTCD.

Board approval is required to accept grant funds for DA HTCD from the AG for FY 2013-14.

The Request for Appropriation Adjustment is needed in order to align the DA's budget with the full amount awarded.

Implementation of Strategic Plan Goals

Approval of the recommended action is consistent with the County's Strategic Plan Goal No. 3, Integrated Services Delivery, to maximize opportunities to measurably improve client and community outcomes and leverage resources through the continuous integration of health, community, and public safety services.

FISCAL IMPACT/FINANCING

On December 7, 2006, the Santa Clara Superior Court, in entering the Final Judgment and Permanent Injunction in the case of People v. Hewlett-Packard Company, Case No. 106CV-076081, established the Privacy and Piracy Fund.

The AG administers the Privacy and Piracy Fund. The Fund was established to give "authorized prosecutors" access to additional funds so that they can more effectively conduct investigations and bring prosecutions to protect the public's privacy rights and/or intellectual property rights.

The AG awarded grant funding for the DA HTCD for FY 2013-14. The \$38,000 Appropriation Adjustment will be used for Services and Supplies.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Pursuant to the Final Judgment and Permanent Injunction in the case of People v. Hewlett-Packard Company, Case No. 106CV-076081, the AG is authorized to give “authorized prosecutors” access to additional funds so that they can more effectively conduct investigations and bring prosecutions to protect the public’s privacy rights and/or intellectual property rights. An “authorized prosecutor” is defined in the Judgment as any district attorney, any city attorney, and any city and county attorney authorized to prosecute violations of California Business and Professions Code § 17200 et seq., as set forth in California Business and Professions Code § 17206.

The DA HTCD was previously awarded from the AG Privacy and Piracy Fund in FY 2010-11.

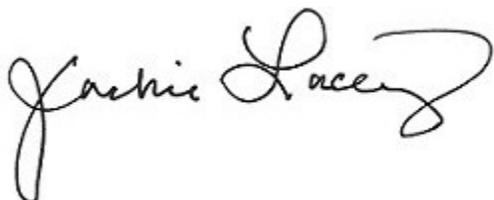
IMPACT ON CURRENT SERVICES (OR PROJECTS)

There is no impact on current services.

CONCLUSION

It is requested that the Executive Officer, Board of Supervisors, return an adopted copy of this Board letter to Ms. Nika Thu, Contracts and Grants Section, Los Angeles County District Attorney’s Office, 201 North Figueroa Street, Suite 1300, Los Angeles, California 90012. Any questions may be directed to Ms. Thu at (213) 202-7654 or via email at nthu@da.lacounty.gov.

Respectfully submitted,



JACKIE LACEY

District Attorney

no

Enclosures

- c: Executive Officer, Board of Supervisors
- Chief Executive Officer
- County Counsel

COUNTY OF LOS ANGELES
REQUEST FOR APPROPRIATION ADJUSTMENT

DEPT'S. NO. 370

DEPARTMENT OF DISTRICT ATTORNEY

December 10, 2013

AUDITOR-CONTROLLER:

THE FOLLOWING APPROPRIATION ADJUSTMENT IS DEEMED NECESSARY BY THIS DEPARTMENT. PLEASE CONFIRM THE ACCOUNTING ENTRIES AND AVAILABLE BALANCES AND FORWARD TO THE CHIEF EXECUTIVE OFFICER FOR HIS RECOMMENDATION OR ACTION.

ADJUSTMENT REQUESTED AND REASONS THEREFOR

FY 2013-2014

4 - VOTES

SOURCES

USES

District Attorney
A01 - DA - 88 - 8810 - 14030
State - Special Grants - \$38,000
Increase Revenue

District Attorney
A01 - DA - 2000 - 14030
Services and Supplies - \$38,000
Increase Appropriation

SOURCES TOTAL: \$ 38,000

USES TOTAL: \$ 38,000

JUSTIFICATION

This appropriation adjustment reflects State revenue funds through the State of California Attorney General's Privacy and Piracy Fund for the District Attorney's expansion of its High Technology Crime Division (HTCD) to support enhanced investigation and prosecution of privacy-related cases such as identity theft, data breach, and computer intrusion. This appropriation adjustment will enable HTCD to maintain and improve the safety and security of the people of Los Angeles County, conduct investigations, and bring prosecutions to protect the public's privacy and/or intellectual property rights in collaboration with other public safety agencies.

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

Norbert Ruiz
AUTHORIZED SIGNATURE Norbert Ruiz

BOARD OF SUPERVISOR'S APPROVAL (AS REQUESTED/REVISED)

85

JAN 21 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

REFERRED TO THE CHIEF EXECUTIVE OFFICER FOR ---

- ACTION
- RECOMMENDATION

- APPROVED AS REQUESTED
- APPROVED AS REVISED

AUDITOR-CONTROLLER

BY *Karen Zukerman*

CHIEF EXECUTIVE OFFICER

BY *Shel WLD*

B.A. NO. 063

Dec 12 2013

December 13 2013