|  |  |  |  |
| --- | --- | --- | --- |
| **DIDS Attorney Observation Report** | | **Reviewer** | Derrick Lopez |
| Date | December 10, 2024 | County | Humboldt |
| Court | Sixth Judicial District Court | Judge | Michael Montero |
| Defense Attorney | Jeffrie Miller | Prosecutor(s) | Stephen Girardot  Deputy District Attorney |
| Attorney Present | In Person / Virtual / w/Client | Number of Clients | 1 |
| Defendants Present | In Person / Virtual / Off-Site | Custodial Status | IC / OOC / Blend |
| Number of Clients  In custody | 0 | Number of Clients Out-of-Custody | 1 |
| Cases Continued  In Custody | 0 | Cases Continued  Out-of-Custody | 0 |
| Hearing Types | Arraignment | | |
| **Attorney's Preparedness** | | | |
| Did the Attorney appear for court? | | | Yes / No / N/A |
| Did the Attorney have the file? | | | Yes / No / N/A |
| Did the Attorney appear to have had a substantive, confidential meeting with  each client before court? | | | Yes / No / N/A |
| Did the Attorney appear prepared to handle their clients' cases? | | | Yes / No / N/A |
| **How prepared did the Attorney appear?**  Jeffrie appeared to be prepared for court. | | | |
| **How knowledgeable was the Attorney about their cases?**  Jeffrie appeared to be knowledgeable about his case. | | | |
| **The Attorney's courtroom advocacy skills were:**  Good. | | | |
| **How was the Attorney/client communication?**  The attorney-client communication appeared to be good. | | | |
| **Case Stage-Specific Issues** | | | |
| Did the Attorney argue for pretrial release/OR, or for reasonable bail? | | | Yes / No / N/A |
| Did the Attorney counsel each client to refrain from waiving trial rights until the  attorney completed investigation of the case? | | | Yes / No / Unknown |
| Did the Attorney appear to have counseled clients to refrain from waiving any  rights at arraignment? | | | Yes / No / N/A |
| Did the Attorney appear to adequately advise clients of the Consequences of  accepting a plea or going to trial, including any collateral consequences? | | | Yes / No / Unknown |
| Did the Attorney present mitigating evidence and provide argument at  sentencing? | | | Yes / No / N/A |
| Did the Attorney address the Presentence Investigation Report (PSI) and/or  Psychosexual Evaluation/Risk Assessment appropriately? | | | Yes / No / N/A |
| Did the court require defendant(s) to reimburse the entity for representation? | | | Yes / No / N/A |
| **Overall Assessments** | | | |
| Does the Attorney appear to have a sustainable workload? | | | Yes / No / N/A |
| Overall, does the Attorney appear to be providing effective representation to  their clients? | | | Yes / No / N/A |
| **Remarks/Recommendations/Notes:**  Jeffrie’s client had an Arraignment today. At the beginning of the hearing, Judge Montero informed the parties that the client is a participant in the Family Treatment Court. Neither side requested that Judge Montero recuse himself from the case. The client tested positive 4 days ago. The court canvassed the client about her sobriety. The client said that she is sober and understands the proceedings. The court concluded that the client does not appear to be impaired in any way. The client pled guilty, pursuant to a Guilty Plea Agreement, to one count of Possession of a Controlled Substance, a category E felony. The Sentencing hearing was scheduled for 2/4/2025. The court ordered that a Presentence Investigation Report be prepared by Parole and Probation. The client was also ordered to obtain a substance use evaluation prior to the Sentencing hearing.  [Note: the Guilty Plea Agreement prepared by the State was provided to Jeffrie this morning before court. Jeffrie used the attorney/client room to review and sign the GPA with the client prior to the court hearing.] | | | |