

INTRADEPARTMENTAL CORRESPONDENCE

BPC # 18-0039 26
JAN 11 2018

January 10, 2018
14.3

REVIEWED

TO: The Honorable Board of Police Commissioners

FROM: Chief of Police

Richard M. Tefank 1/11/18
RICHARD M. TEFANK
EXECUTIVE DIRECTOR

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR THE FISCAL YEAR 2017-2019 INTELLECTUAL PROPERTY ENFORCEMENT GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE

RECOMMENDED ACTIONS

1. That the Board of Police Commissioners (Board) REVIEW and APPROVE this report.
2. That the Board TRANSMIT the attached grant application, pursuant to Administrative Code Section 14.6(a), to the Mayor, Office of the City Administrative Officer (CAO), Office of the Chief Legislative Analyst and to the City Clerk for committee and City Council consideration.
3. That the Board REQUEST the Mayor and City Council to:
 - A. AUTHORIZE the Chief of Police to ACCEPT the grant award for the Fiscal Year 2017-2019 Intellectual Property Enforcement (FY 2017-2019 IP) Grant in the amount up to \$400,000 for the period of October 1, 2017 through September 30, 2019, from the Bureau of Justice Administration, United States Department of Justice;
 - B. AUTHORIZE the Los Angeles Police Department (LAPD) to spend up to the grant amount of \$400,000 in accordance with the grant award agreement;
 - C. AUTHORIZE the Chief of Police or his designee to negotiate and execute the Cooperative Agreement, subject to City Attorney approval as to form;
 - D. AUTHORIZE the Chief of Police or his designee to negotiate and execute a Memorandum of Agreement (MOA) with the Los Angeles County Sheriff's Department (LASD) for a term of two years within the applicable grant performance period, for a sum not to exceed \$170,560, for LASD's investigative role in the Los Angeles County Health Authority Law Enforcement (HALT) Task Force, subject to the approval of the City Attorney as to form;
 - D. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339, Department No. 70;

- E. AUTHORIZE the Controller to set up a grant receivable and appropriate \$400,000 to an appropriation account to be determined within Fund No. 339, Department No. 70, for the receipt and disbursement of the 2017-2019 Intellectual Property Enforcement Grant in accordance with the grant award agreement;
- F. AUTHORIZE the Controller to increase appropriations for 2017-2019 Intellectual Property Enforcement Grant as needed from appropriation account number to be determined in Fund No. 339, Department No. 70, to Fund No. 100, Department No. 70, account number and amount as follows:

Account No. 001092, Sworn Overtime: \$ 229,440

- G. AUTHORIZE the LAPD to prepare Controller Instructions for any technical adjustments, subject to the approval of the CAO, and AUTHORIZE and INSTRUCT the Controller to implement the instructions.

DISCUSSION

The LAPD was a recipient of the FY 2009, 2010, 2011, 2013, 2014 and 2016 Intellectual Property Enforcement Grants. Because of grant funding, LAPD has been able to dramatically strengthen its efforts in combating the proliferation of counterfeit goods; enforcing copyright, trademark, and patent laws; and deterring organized counterfeit manufacturing and distribution rings.

The LAPD will use the \$400,000 grant award to fund a project entitled "*Los Angeles Public Health and Safety IP Crime Enforcement and Prevention Program*." The LAPD Anti-Piracy Unit, working in partnership with the HALT Task Force, will further expand and enhance the LAPD's Anti-Piracy Unit's (APU) efforts by implementing strategies to reduce and prevent the spread of counterfeit/illicit pharmaceutical drugs and automobile parts throughout Los Angeles. The LAPD will allocate \$229,440 for sworn overtime to investigators in the LAPD APU who will focus these resources, and their investigative strategies and tactics along with the HALT Task Force to combat highly-organized counterfeit criminals. LAPD-APU will also train Department personnel and all interested law enforcement agencies, in addition to providing educational outreach. For their investigative role in the HALT Task Force, LAPD will enter into an MOA with LASD and will allocate \$170,560 of the grant funding for overtime for an investigative Supervisor, and five investigators who will dedicate time to the Task Force to meet the project's objectives for the specified Intellectual Property related crimes as well as participate in training and educational outreach.

The long-term goal of the LAPD is to reduce the supply of and demand for pirated merchandise and counterfeit activities in Los Angeles. The following are the objectives under the FY 2017-2019 IP Grant: (1) Reduce the supply side of IP Crime by working with Homeland Security U.S. Customs to monitor shipments inbound through our ports and airports for

counterfeit/illicit pharmaceutical drugs and automobile parts; (2) Develop and evaluate additional strategies to address the changing trends and kinds of IP crimes and to prevent linkages to other national/international crimes; (3) Reduce the demand for IP crime by educating the public about the health, economic and personal dangers of IP Crime; and (4) Prevent IP crime displacement by sharing best practices.

If you have any questions, please contact Commander Ruby Flores, Commanding Officer, Community Policing and Policy Group, at (213) 486-6605.

Respectfully,



CHARLIE BECK
Chief of Police

BOARD OF
POLICE COMMISSIONERS
Approved *January 16, 2017*
Secretary *Martha Silva*

Attachments

INTRADEPARTMENTAL CORRESPONDENCE

December 26, 2017
14.3

TO: Chief of Police


FROM: Commanding Officer, Community Policing and Policy Group

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR
THE FISCAL YEAR 2017-2019 INTELLECTUAL PROPERTY
ENFORCEMENT GRANT FROM THE UNITED STATES DEPARTMENT
OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE

Attached for your approval and signature is an Intradepartmental Correspondence to the Board of Police Commissioners, requesting approval to transmit the attached grant application and award for the Fiscal Year (FY) 2017-2019 Intellectual Property (IP) Enforcement Grant, pursuant to Administrative Code Section 14.6(a), to the Mayor, Office of the City Administrative Officer, Office of the Chief Legislative Analyst and to the City Clerk for committee and City Council consideration. The Los Angeles Police Department (LAPD) is requesting authorization to accept the award of \$400,000 for the grant period of October 1, 2017 through September 30, 2019.

The LAPD Anti-Piracy Unit (APU), working in partnership with the Los Angeles County Health Authority Law Enforcement (HALT) Task Force, will continue their multi-faceted approach to reduce and prevent IP crime in Los Angeles. The LAPD will allocate \$229,440 for sworn overtime to APU investigators to focus their efforts on implementing strategies that will reduce and prevent the spread of counterfeit/illicit pharmaceutical drugs and automobile parts throughout Los Angeles. The Los Angeles Sheriff's Department will be allocated \$170,560 of the FY 2017-19 IP Grant funding for overtime for their investigative role in HALT for one supervisor and five investigators. The LAPD-APU and LASD will also provide training and educational outreach.

If you have any questions, please have a member of your staff contact Senior Management Analyst Stella Larracas, Officer in Charge, Grants Section, at (213) 486-0380.



RUBY FLORES, Commander
Commanding Officer
Community Policing and Policy Group

Attachments



U.S. Department of Justice
Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

September 29, 2017

Chief Charlie Beck
City of Los Angeles
200 N. Spring Street
SW Mezzanine Rm. M175
Los Angeles, CA 90012

Dear Chief Beck:

On behalf of Attorney General Jefferson Sessions III, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 17 The Intellectual Property Enforcement Program: Protecting Public Health, Safety, and the Economy from Counterfeit Goods and Product Piracy in the amount of \$400,000 for City of Los Angeles.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Carrie Booth, Program Manager at (202) 305-7426; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Alan R. Hanson
Acting Assistant Attorney General

Enclosures



OFFICE FOR CIVIL RIGHTS

Office of Justice Programs

U.S. Department of Justice

810 7th Street, NW
Washington, DC 20531

Tel: (202) 307-0690

TTY: (202) 307-2027

E-mail: askOCR@usdoj.gov

Website: www.ojp.usdoj.gov/ocr

September 29, 2017

Chief Charlie Beck
City of Los Angeles
200 N. Spring Street
SW Mezzanine Rm. M175
Los Angeles, CA 90012

Dear Chief Beck:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of federal funding to compliance with federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) is responsible for ensuring that recipients of financial assistance from the OJP, the Office of Community Oriented Policing Services (COPS), and the Office on Violence Against Women (OVW) comply with the applicable federal civil rights laws. We at the OCR are available to help you and your organization meet the civil rights requirements that come with DOJ funding.

Ensuring Access to Federally Assisted Programs

Federal laws that apply to recipients of financial assistance from the DOJ prohibit discrimination on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in employment but also in the delivery of services or benefits. A federal law also prohibits recipients from discriminating on the basis of age in the delivery of services or benefits.

In March of 2013, President Obama signed the Violence Against Women Reauthorization Act of 2013. The statute amends the Violence Against Women Act of 1994 (VAWA) by including a nondiscrimination grant condition that prohibits discrimination based on actual or perceived race, color, national origin, religion, sex, disability, sexual orientation, or gender identity. The new nondiscrimination grant condition applies to certain programs funded after October 1, 2013. The OCR and the OVW have developed answers to some frequently asked questions about this provision to assist recipients of VAWA funds to understand their obligations. The Frequently Asked Questions are available at <http://ojp.gov/about/ocr/vawafaqs.htm>.

Enforcing Civil Rights Laws

All recipients of federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to prohibitions against unlawful discrimination. Accordingly, the OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, the OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal opportunity standards.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with DOJ guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). See U.S. Department of Justice, Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons, 67 Fed. Reg. 41,455 (2002). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The DOJ regulation, Equal Treatment for Faith-Based Organizations, 28 C.F.R. pt. 38, requires State Administering Agencies (SAAs) to treat faith-based organizations the same as any other applicant or recipient. The regulation prohibits SAAs from making awards or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the DOJ to fund inherently (or explicitly) religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must hold them separately from the program funded by the DOJ, and recipients cannot compel beneficiaries to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the DOJ are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see the OCR's website at http://www.ojp.usdoj.gov/about/ocr/equal_fbo.htm.

SAAs and faith-based organizations should also note that the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, as amended, 42 U.S.C. § 3789d(e); the Victims of Crime Act of 1984, as amended, 42 U.S.C. § 10604(e); the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, 42 U.S.C. § 5672(b); and VAWA, Pub. L. No. 113-4, sec. 3(b)(4), 127 Stat. 54, 61-62 (to be codified at 42 U.S.C. § 13925(b)(13)) contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the DOJ has concluded that it may construe the Religious Freedom Restoration Act (RFRA) on a case-by-case basis to permit some faith-based organizations to receive DOJ funds while taking into account religion when hiring staff, even if the statute that authorizes the funding program generally forbids recipients from considering religion in employment decisions. Please consult with the OCR if you have any questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment.

Using Arrest and Conviction Records in Making Employment Decisions

The OCR issued an advisory document for recipients on the proper use of arrest and conviction records in making hiring decisions. See Advisory for Recipients of Financial Assistance from the U.S. Department of Justice on the U.S. Equal Employment Opportunity Commission's Enforcement Guidance: Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964 (June 2013), available at http://www.ojp.usdoj.gov/about/ocr/pdfs/UseofConviction_Advisory.pdf. Recipients should be mindful that the misuse of arrest or conviction records to screen either applicants for employment or employees for retention or promotion may have a disparate impact based on race or national origin, resulting in unlawful employment discrimination. In light of the Advisory, recipients should consult local counsel in reviewing their employment practices. If warranted, recipients should also incorporate an analysis of the use of arrest and conviction records in their Equal Employment Opportunity Plans (EEOs) (see below).

Complying with the Safe Streets Act

An organization that is a recipient of financial assistance subject to the nondiscrimination provisions of the Safe Streets Act, must meet two obligations: (1) complying with the federal regulation pertaining to the development of an EEO (see 28 C.F.R. pt. 42, subpt. E) and (2) submitting to the OCR findings of discrimination (see 28 C.F.R. §§ 42.204(c), 205(c)(5)).

Meeting the EEOP Requirement

If your organization has less than fifty employees or receives an award of less than \$25,000 or is a nonprofit organization, a medical institution, an educational institution, or an Indian tribe, then it is exempt from the EEOP requirement. To claim the exemption, your organization must complete and submit Section A of the Certification Form, which is available online at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>.

If your organization is a government agency or private business and receives an award of \$25,000 or more, but less than \$500,000, and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEOP Short Form), but it does not have to submit the report to the OCR for review. Instead, your organization has to maintain the Utilization Report on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to the OCR. The Certification Form is available at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>.

If your organization is a government agency or private business and has received an award for \$500,000 or more and has fifty or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare a Utilization Report (formerly called an EEOP Short Form) and submit it to the OCR for review within sixty days from the date of this letter. For assistance in developing a Utilization Report, please consult the OCR's website at <http://www.ojp.usdoj.gov/about/ocr/eeop.htm>. In addition, your organization has to complete Section C of the Certification Form and return it to the OCR. The Certification Form is available at <http://www.ojp.usdoj.gov/about/ocr/pdfs/cert.pdf>.

To comply with the EEOP requirements, you may request technical assistance from an EEOP specialist at the OCR by telephone at (202) 307-0690, by TTY at (202) 307-2027, or by e-mail at EEOSubmission@usdoj.gov.

Meeting the Requirement to Submit Findings of Discrimination

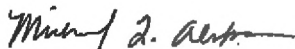
If in the three years prior to the date of the grant award, your organization has received an adverse finding of discrimination based on race, color, national origin, religion, or sex, after a due-process hearing, from a state or federal court or from a state or federal administrative agency, your organization must send a copy of the finding to the OCR.

Ensuring the Compliance of Subrecipients

SAAs must have standard assurances to notify subrecipients of their civil rights obligations, written procedures to address discrimination complaints filed against subrecipients, methods to monitor subrecipients' compliance with civil rights requirements, and a program to train subrecipients on applicable civil rights laws. In addition, SAAs must submit to the OCR every three years written Methods of Administration (MOA) that summarize the policies and procedures that they have implemented to ensure the civil rights compliance of subrecipients. For more information on the MOA requirement, see http://www.ojp.usdoj.gov/funding/other_requirements.htm.

If the OCR can assist you in any way in fulfilling your organization's civil rights responsibilities as a recipient of federal financial assistance, please contact us.

Sincerely,



Michael L. Alston
Director

cc: Grant Manager
Financial Analyst



U.S. Department of Justice
Office of Justice Programs
Office of the Chief Financial Officer

Washington, D.C. 20531

September 29, 2017

Chief Charlie Beck
City of Los Angeles
200 N. Spring Street
SW Mezzanine Rm. M175
Los Angeles, CA 90012

Reference Grant Number: 2017-ZP-BX-0005

Dear Chief Beck:

I am pleased to inform you that my office has approved the following budget categories for the aforementioned grant award in the cost categories identified below:

Category	Budget
Personnel	\$229,440
Fringe Benefits	\$0
Travel	\$0
Equipment	\$0
Supplies	\$0
Construction	\$0
Contractual	\$170,560
Other	\$0
Total Direct Cost	\$400,000
Indirect Cost	\$0
Total Project Cost	\$400,000
Federal Funds Approved:	\$400,000
Non-Federal Share:	\$0
Program Income:	\$0

Match is not required for this grant program.

The line item labeled "Contractual" may include contracts, subawards, or consultants.

If you have questions regarding this award, please contact:

- Program Questions, Carrie Booth, Program Manager at (202) 305-7426
- Financial Questions, the Office of Chief Financial Officer, Customer Service Center(CSC)
at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

A handwritten signature in black ink that reads "Leigh Benda". The signature is written in a cursive style with a large, stylized "L" and "B".

Leigh Benda
Chief Financial Officer



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**GRANT MANAGER'S MEMORANDUM, PT. I:
PROJECT SUMMARY**

Grant

PROJECT NUMBER

2017-ZP-BX-0005

PAGE 1 OF 1

This project is supported under FY17(BJA - Economic/High-Tech) Pub. L. No. 115-31, 131 Stat 135, 204

1. STAFF CONTACT (Name & telephone number)

Carrie Booth
(202) 305-7426

2. PROJECT DIRECTOR (Name, address & telephone number)

Barbra Ann B. Montesquieu
Management Analyst II
100 West 1st Street
Los Angeles, CA 90012
(213) 486-0385

3a. TITLE OF THE PROGRAM

BJA FY 17 The Intellectual Property Enforcement Program: Protecting Public Health, Safety, and the Economy from Counterfeit Goods and Product Piracy

**3b. POMS CODE (SEE INSTRUCTIONS
ON REVERSE)**

4. TITLE OF PROJECT

LAPD Intellectual Property Enforcement Program

5. NAME & ADDRESS OF GRANTEE

City of Los Angeles
200 N. Spring Street SW Mezzanine Rm. M175
Los Angeles, CA 90012

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 10/01/2017 TO: 09/30/2019

8. BUDGET PERIOD

FROM: 10/01/2017 TO: 09/30/2019

9. AMOUNT OF AWARD

\$ 400,000

10. DATE OF AWARD

09/29/2017

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

This program is authorized by the BJA - Economic/High-Tech (Pub. L. No. 115-31, 131 Stat 135, 204), which authorizes the Department of Justice to provide funding to support state and local intellectual property enforcement efforts. The Intellectual Property Enforcement Program is designed to provide national support and improve the capacity of state, local, and tribal criminal justice systems to address intellectual property criminal enforcement, including prosecution, prevention, training, and technical assistance. Awards will be made by BJA to support law enforcement agencies in coordinating the goals, objectives, and activities of their intellectual property enforcement task forces in close collaboration with the relevant state, local, tribal, and federal agencies, to include local U.S. Attorney's Offices.

The grantee will use funds to achieve the goals, objectives, and activities of the Intellectual Property Enforcement Program. CA/NCF



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20531

Memorandum To: Official Grant File

From: Orbin Terry, NEPA Coordinator

Subject: Categorical Exclusion for City of Los Angeles

The Intellectual Property Enforcement Program is designed to provide national support and improve the capacity of state, local, and tribal criminal justice systems to address intellectual property criminal enforcement, including prosecution, prevention, training, and technical assistance.

Awards under this program will be used to develop national demonstration, training, and technical assistance programs. None of the following activities will be conducted whether under the Office of Justice Programs federal action or a related third party action:

- (1) New construction.
- (2) Renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places or (b) located within a 100-year flood plain.
- (3) A renovation which will change the basic prior use of a facility or significantly change its size.
- (4) Research and technology whose anticipated and future application could be expected to have an effect on the environment.
- (5) Implementation of a program involving the use of chemicals.


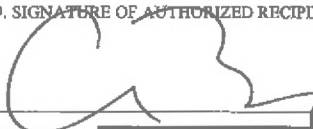
Consequently, the subject federal action meets the Office of Justice Programs' criteria for a categorical exclusion as contained in paragraph 4(b) of Appendix D to Part 61 of the Code of Federal Regulations. Additionally, the proposed action is neither a phase nor a segment of a project which when reviewed in its entirety would not meet the criteria for a categorical exclusion.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Grant

PAGE 1 OF 11

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) City of Los Angeles 200 N. Spring Street SW Mezzanine Rm. M175 Los Angeles, CA 90012		4. AWARD NUMBER: 2017-ZP-BX-0005	
		5. PROJECT PERIOD: FROM 10/01/2017 TO 09/30/2019 BUDGET PERIOD: FROM 10/01/2017 TO 09/30/2019	
2a. GRANTEE IRS/VENDOR NO. 956000735		6. AWARD DATE 09/29/2017	7. ACTION Initial
2b. GRANTEE DUNS NO. 037848012		8. SUPPLEMENT NUMBER 00	
3. PROJECT TITLE LAPD Intellectual Property Enforcement Program		9. PREVIOUS AWARD AMOUNT \$ 0	
		10. AMOUNT OF THIS AWARD \$ 400,000	
		11. TOTAL AWARD \$ 400,000	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY17(BJA - Economic/High-Tech) Pub. L. No. 115-31, 131 Stat 135, 204			
14. CATALOG OF DOMESTIC FEDERAL ASSISTANCE (CFDA Number) 16.752 - Economic High-Tech and Cyber Crime Prevention			
15. METHOD OF PAYMENT GPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Alan R. Hanson Acting Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Charlie Beck Chief	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	19A. DATE 10-14-17
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B IP 80 00 00 400000		21. SIPUGT0038	

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 2 OF 11

PROJECT NUMBER 257-ZP-BX-0905

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

1. Requirements of the award; remedies for non-compliance or for materially false statements

The conditions of this award are material requirements of the award. Compliance with any certifications or assurances submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award.

Failure to comply with any one or more of these award requirements -- whether a condition set out in full below, a condition incorporated by reference below, or a certification or assurance related to conduct during the award period -- may result in the Office of Justice Programs ("OJP") taking appropriate action with respect to the recipient and the award. Among other things, the OJP may withhold award funds, disallow costs, or suspend or terminate the award. The Department of Justice ("DOJ"), including OJP, also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. 1001 and/or 1621, and/or 42 U.S.C. 3795a), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or -unenforceable, such provision shall be deemed severable from this award.

2. Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2600 (together, the "Part 200 Uniform Requirements") apply to this FY 2017 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2017 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this FY 2017 award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at <https://ojp.gov/funding/Part200UniformRequirements.htm>.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.

3. Compliance with DOJ Grants Financial Guide

The recipient agrees to comply with the DOJ Grants Financial Guide as posted on the OJP website (currently, the "2015 DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance.

C3



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 3 OF 11

PROJECT NUMBER 2017-ZP-BX-0005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

4. Required training for Point of Contact and all Financial Points of Contact

Both the Point of Contact (POC) and all Financial Points of Contact (FPOCs) for this award must have successfully completed an "OJP financial management and grant administration training" by 120 days after the date of the recipient's acceptance of the award. Successful completion of such a training on or after January 1, 2015, will satisfy this condition.

In the event that either the POC or an FPOC for this award changes during the period of performance, the new POC or FPOC must have successfully completed an "OJP financial management and grant administration training" by 120 calendar days after-- (1) the date of OJP's approval of the "Change Grantee Contact" GAN (in the case of a new POC), or (2) the date the POC enters information on the new FPOC in GMS (in the case of a new FPOC). Successful completion of such a training on or after January 1, 2015, will satisfy this condition.

A list of OJP trainings that OJP will consider "OJP financial management and grant administration training" for purposes of this condition is available at <https://www.ojp.gov/training/fmts.htm>. All trainings that satisfy this condition include a session on grant fraud prevention and detection.

The recipient should anticipate that OJP will immediately withhold ("freeze") award funds if the recipient fails to comply with this condition. The recipient's failure to comply also may lead OJP to impose additional appropriate conditions on this award.

5. Requirements related to "de minimis" indirect cost rate

A recipient that is eligible under the Part 200 Uniform Requirements and other applicable law to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements.

6. Requirement to report potentially duplicative funding

If the recipient currently has other active awards of federal funds, or if the recipient receives any other award of federal funds during the period of performance for this award, the recipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the recipient must promptly notify the DOJ awarding agency (OJP or OVW, as appropriate) in writing of the potential duplication, and, if so requested by the DOJ awarding agency, must seek a budget-modification or change-of-project-scope grant adjustment notice (GAN) to eliminate any inappropriate duplication of funding.

C3



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 4 OF 11

PROJECT NUMBER 2017-ZP-BX-0055

AWARD DATE 08/29/2017

SPECIAL CONDITIONS

7. Requirements related to System for Award Management and Universal Identifier Requirements

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OJP web site at <https://ojp.gov/funding/Explore/SAM.htm> (Award condition: System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

8. All subawards ("subgrants") must have specific federal authorization

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm> (Award condition: All subawards ("subgrants") must have specific federal authorization), and are incorporated by reference here.

9. Specific post-award approval required to use a noncompetitive approach in any procurement contract that would exceed \$150,000

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$150,000). This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under an OJP award are posted on the OJP web site at <https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm> (Award condition: Specific post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$150,000)), and are incorporated by reference here.

Ch



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 5 OF 11

PROJECT NUMBER 2017-ZP-BX-0005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

10. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OJP authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

11. Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "2015 DOJ Grants Financial Guide").

12. Requirement for data on performance and effectiveness under the award

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to OJP in the manner (including within the timeframes) specified by OJP in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

13. OJP Training Guiding Principles

Any training or training materials that the recipient -- or any subrecipient ("subgrantee") at any tier -- develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <https://ojp.gov/funding/ojptrainingguidingprinciples.htm>.

14. Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

15. Potential imposition of additional requirements

The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 6 OF 11

PROJECT NUMBER 2017-ZP-BX-0005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

16. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

17. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 54

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."

18. Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38, specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries. Part 38 of 28 C.F.R., a DOJ regulation, was amended effective May 4, 2016.

Among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38 also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of the regulation, now entitled "Partnerships with Faith-Based and Other Neighborhood Organizations," is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.

19. Restrictions on "lobbying"

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

CM



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 7 OF 11

PROJECT NUMBER: 2017-ZP-BX-0045

AWARD DATE: 09/29/2017

SPECIAL CONDITIONS

20. Compliance with general appropriations-law restrictions on the use of federal funds (FY 2017)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with **all applicable restrictions on the use of federal funds** set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2017, are set out at <https://ojp.gov/funding/Explore/FY17AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

21. Reporting potential fraud, waste, and abuse, and similar misconduct

The recipient, and any subrecipients ("subgrantees") at any tier, must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award-- (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by-- (1) mail directed to: Office of the Inspector General, U.S. Department of Justice, Investigations Division, 950 Pennsylvania Avenue, N.W. Room 4706, Washington, DC 20530; (2) e-mail to: oig.hotline@usdoj.gov; and/or (3) the DOJ OIG hotline: (contact information in English and Spanish) at (800) 869-4499 (phone) or (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://www.usdoj.gov/oig>.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 8 OF 11

PROJECT NUMBER 2017-ZP-BX-4095

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

22. Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient--

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both--

a. it represents that--

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 9 OF 11

PROJECT NUMBER 2017-ZP-BX-0005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

23. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient (and any subrecipient at any tier) must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

24. Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

25. Requirement to disclose whether recipient is designated "high risk" by a federal grant-making agency outside of DOJ

If the recipient is designated "high risk" by a federal grant-making agency outside of DOJ, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to OJP by email at OJP.ComplianceReporting@ojp.usdoj.gov. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.

26. The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. 2017-ZP-BX-0005 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice." The current edition of the DOJ Grants Financial Guide provides guidance on allowable printing and publication activities.

27. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

CB



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 10 OF 11

PROJECT NUMBER 2017-ZP-BX-6005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

28. Any Web site that is funded in whole or in part under this award must include the following statement on the home page, on all major entry pages (i.e., pages (exclusive of documents) whose primary purpose is to navigate the user to interior content), and on any pages from which a visitor may access or use a Web-based service, including any pages that provide results or outputs from the service: "This Web site is funded in whole or in part through a grant from the Bureau of Justice Assistance, Office of Justice Programs, U.S. Department of Justice. Neither the U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and policies, and any services or tools provided)." The full text of the foregoing statement must be clearly visible on the home page. On other pages, the statement may be included through a link, entitled "Notice of Federal Funding and Federal Disclaimer," to the full text of the statement.
29. Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the Office of Justice Programs (OJP) program office prior to obligation or expenditure of such funds.
30. The recipient acknowledges that the Office of Justice Programs (OJP) reserves a royalty-free, non-exclusive, and irrevocable license to reproduce, publish, or otherwise use, and authorize others to use (in whole or in part, including in connection with derivative works), for Federal purposes: (1) any work subject to copyright developed under an award or subaward; and (2) any rights of copyright to which a recipient or subrecipient purchases ownership with Federal support.

The recipient acknowledges that OJP has the right to (1) obtain, reproduce, publish, or otherwise use the data first produced under an award or subaward; and (2) authorize others to receive, reproduce, publish, or otherwise use such data for Federal purposes. "Data" includes data as defined in Federal Acquisition Regulation (FAR) provision 52.227-14 (Rights in Data - General).

It is the responsibility of the recipient (and of each subrecipient, if applicable) to ensure that this condition is included in any subaward under this award.

The recipient has the responsibility to obtain from subrecipients, contractors, and subcontractors (if any) all rights and data necessary to fulfill the recipient's obligations to the Government under this award. If a proposed subrecipient, contractor, or subcontractor refuses to accept terms affording the Government such rights, the recipient shall promptly bring such refusal to the attention of the OJP program manager for the award and not proceed with the agreement in question without further authorization from the OJP program office.

31. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.
32. Prior to developing, producing or engaging in public outreach and education efforts, the recipient is required to coordinate these activities with BJA's national public awareness campaign partner.



U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET**
Grant

PAGE 11 OF 11

PROJECT NUMBER 2017-ZP-BX-0005

AWARD DATE 09/29/2017

SPECIAL CONDITIONS

33. The recipient must comply with applicable requirements to report first-tier subawards ("subgrants") of \$25,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

34. Within 120 days of the award date, the recipient shall submit to the Office of Justice Programs a finalized Memorandum of Understanding (MOU) that reflects the goals and objectives of the project and lists the identities, roles, and contributions of the participating agencies. The MOU must be signed by the Chief Executive Officer of each collaborating agency. The grantee also agrees to notify the Bureau of Justice Assistance of any change in the status or duties of the collaborating agency partners or individuals.
35. The recipient agrees to comply with OJP grant monitoring guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, and/or site visits. The recipient agrees to provide to OJP all documentation necessary to complete monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's grant monitoring activities may result in sanctions affecting the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to grant funds; referral to the Office of the Inspector General for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).
36. With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)

This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

CD

Project Abstract



Part 1: Please identify the applicant point of contact (POC)

OMB No. 1121-0329
Approval Expires 07/31/2016

Applicant POC	
Organization Name	City of Los Angeles - LAPD
POC Name	Stella Larracas
Phone Number	(213) 486-0380
Email Address	n3371@lapd.online
Mailing Address	100 West 1st Street, Suite 842 Los Angeles, CA 90012

Part 2: Please identify the application

Application Information	
Solicitation Name	The Intellectual Property Enforcement Program: Protecting Public Health, Safety, and the Economy from Counterfeit goods and the Product Piracy
Project Title	Los Angeles Police Department FY 2017-2019 Intellectual Property Crime Enforcement Program
Proposed Start Date	10/01/2017
Proposed End Date	09/30/2019
Funding Amount Requested	\$400,000

Part 3: Please identify the project location and applicant type

Project Location and Applicant Type	
Project Location (City, State)	Los Angeles, CA
Applicant Type (Tribal Nation, State, County, City, Nonprofit, Other)	City



Part 4: Please provide a project abstract

Enter additional project abstract information. Unless otherwise specified in the solicitation, this information includes:

- Brief description of the problem to be addressed and target area and population
- Project goals and objectives
- Brief statement of project strategy or overall program
- Description of any significant partnerships
- Anticipated outcomes and major deliverables

Text should be single spaced; do not exceed 400 words.

Project Abstract

In 2004 the Los Angeles Police Department (LAPD) created the Anti-Piracy Unit (APU) to aggressively target the manufacture, sales, and distribution of counterfeit merchandise, as well as the identification of criminal gangs, organized crime elements, and terrorism groups that unlawfully engage in such conduct throughout the greater Los Angeles (LA) area. The APU works with city attorneys to prosecute IP crime and is part of the Southern California Intellectual Property Enforcement (SCIPLE) Task Force. During the past year, the LAPD-APU has seen an uptick in two IP crimes involving public health and safety risks, a priority of the U.S. Department of Justice Intellectual Property Task Force:

- 1) Counterfeit/Illicit Pharmaceutical Drugs; and
- 2) Counterfeit Automobile Parts.

Working collaboratively with the LA County's Health Authority Law Enforcement Task Force (HALT), the LAPD-APU is seeking \$400,000 to fund overtime for the LAPD-APU and HALT investigators to implement the 2017-2019 LA Public Health & Safety IP Crime Enforcement and Prevention Program, which aims to implement strategies to reduce and prevent the spread of counterfeit/illicit pharmaceutical drugs and automobile parts throughout the LA region. The LAPD-APU/HALT will document and share successful IP strategies to address counterfeit pharmaceutical drugs and automobile parts with other jurisdictions in the region as well as with national and international law enforcement agencies. To ensure that local crime networks do not displace or move their operations elsewhere, the LAPD will also work with the International Anti-Counterfeiting Coalition (IACC), Police Executive Research Forum, International Association of Chiefs of Police, Major City Chiefs Association, National District Attorneys Association, and Association of Prosecuting Attorneys to share information regarding successfully enforcing these critical IP crimes.




Part 5: Please indicate whether OJP has permission to share the project abstract

If the applicant is willing for the Office of Justice Programs (OJP), in its discretion, to make the information in the project abstract above publicly available, please complete the consent section below. Please note, the applicant's decision whether to grant OJP permission to publicly release this information will not affect OJP's funding decisions. Also, if the application is not funded, granting permission will not guarantee that information will be shared, nor will it guarantee funding from any other source.

☐ Permission not granted

☒ Permission granted (Fill in authorized official consent below.)

On behalf of the applicant named above, I consent to the information in the project abstract above (including contact information) being made public, at the discretion of OJP consistent with applicable policies. I understand that this consent is only necessary to the extent that my application is unfunded; information submitted in an application that is funded (including this abstract) is always releasable to the public consistent with FOIA rules. I certify that I have the authority to provide this consent.

Authorized Official (AO) Consent	
Signature 	Date 1-30-17
AO Name	Maggie Goodrich
Title	Chief Information Officer
Organization Name	City of Los Angeles
Phone Number	(213) 486-0370
Email Address	maggie.goodrich@lapd.laciy.org

Note: This document is to be submitted as a separate attachment with a file name that contains the words "Project Abstract."



The LA Public Health & Safety IP Crime Enforcement and Prevention Program

INTRODUCTION: In 2004 the Los Angeles Police Department (LAPD) created the Anti-Piracy Unit (APU) to aggressively target the manufacture, sales, and distribution of counterfeit merchandise, as well as the identification of criminal gangs, organized crime elements, and terrorism groups that unlawfully engage in such conduct throughout the greater Los Angeles (LA) area. The APU works with city attorneys to prosecute IP crime and is part of the Southern California Intellectual Property Enforcement (SCIPE) Task Force. During the past year, the LAPD-APU has seen an uptick in two IP crimes involving public health and safety risks, a priority of the U.S. Department of Justice Intellectual Property Task Force: 1) Counterfeit/Illicit Pharmaceutical Drugs; and 2) Counterfeit Automobile Parts.

Working collaboratively with the LA County's Health Authority Law Enforcement Task Force (HALT), the LAPD-APU is seeking \$400,000 to fund overtime for the LAPD-APU and HALT's Los Angeles County Sheriff's Department investigators to implement the *2017-2019 LA Public Health & Safety IP Crime Enforcement and Prevention Program*, which aims to implement strategies to reduce and prevent the spread of counterfeit/illicit pharmaceutical drugs and automobile parts throughout the LA region. The LAPD-APU/HALT will document and share successful IP strategies to address counterfeit pharmaceutical drugs and automobile parts with other jurisdictions in the region as well as with national and international law enforcement agencies. To ensure that local crime networks do not displace or move their operations elsewhere, the LAPD will also work with the International Anti-Counterfeiting Coalition (IACC), Police Executive Research Forum, International Association of Chiefs of Police, Major City Chiefs Association, National District Attorneys Association, and Association of Prosecuting Attorneys to share information regarding successfully enforcing these critical IP crimes.

I. STATEMENT OF THE PROBLEM

The LAPD is the third largest police agency in the nation and is responsible for a population of nearly 4 million. The LAPD is divided into 21 Geographic Areas, covering 468 square miles, and contains two major ports. Downtown LA is widely acknowledged as one of the epicenters of counterfeit activity in the United States. The IACC estimates that the annual fiscal impact of counterfeit crimes to LA totals \$17 million in lost state income taxes and sales taxes.¹ LA's flourishing black market diverts an estimated \$2 billion from the County's retail sector, costing 106,000 jobs and \$5 billion in wages.²

On the supply side, law enforcement and private industry spend millions of dollars annually combating the sale of counterfeit apparel, electronics and entertainment media in LA. Law enforcement has successfully targeted individuals for arrest and prosecution. In recent years, the LAPD-APU has increased coordination and cooperation with other law enforcement agencies, prosecutors, the judiciary, and private industry to address counterfeit operations. However, in the past year, the public health risks of IP crimes involving counterfeit prescription drugs and automobile parts have required the LAPD-APU to ramp up enforcement efforts in this area more aggressively and more quickly than ever before.

Specifically, there is current concern that the increase in opioid prescription drug use in LA is linked to a corresponding increase in counterfeit opioid and other prescription drugs being sold in the LA region. This has resulted in public health dangers that range from ingesting dangerous substances to related use of heroin. Other counterfeit prescription drugs are also involved in IP crimes. For example, two years ago, the LAPD-APU worked on Operation MERCK, a multi-

¹The Negative Consequences of International Intellectual Property Theft: Economic Harm, Threats to the Public Health and Safety, and Links to Organized Crime and Terrorist Organizations, International Anti-Counterfeiting Coalition, Inc. (2005).

²A False Bargain: The Los Angeles County Economic Consequences of Counterfeit Products, Los Angeles Economic Development Corporation (2007).

agency task force investigation involving the sales of counterfeit and illicit pharmaceutical drugs throughout LA and Orange County. Approximately 70 percent of the target locations were in LA, specifically the Alvarado Corridor. After several undercover purchases of counterfeit pharmaceutical drugs and a thorough investigation were completed, detectives from partnering agencies authored 25 search warrants to be served throughout LA that led to 28 arrests. Several thousand counterfeit and illicit pharmaceutical drugs estimated to value over \$1M were recovered through the task force operation. These included counterfeit pharmaceutical drugs from Bayer, Pfizer, BI, Sanofi, Aventis, Merck, Novartis, Eli Lilly and others. In addition to the illicit drugs, the LAPD-APU found drugs with past expiration dates and kept in unsanitary conditions. Last year, the LAPD-APU conducted undercover “buy/bust” operations of counterfeit “Xanax” being sold on public classified websites and social media (Instagram, Facebook, Craigslist, Offer-Up, 5-Mile, Etc.). Counterfeit Xanax can be laced with Fentanyl/opioids causing serious injuries, overdose and death.

Similarly, recent recalls on automobile safety products have been tied to corresponding increases in counterfeit automobile parts ranging from counterfeit seat belts to airbags and other parts and accessories, creating a public safety hazard to consumers. For example, from 2009-2011, Toyota and the U.S. National Highway Traffic Safety Administration had a major recall on floor mats that caused accidents and 21 deaths due to unintended acceleration. Two years later, the LAPD-APU worked on a case with the Federal Bureau of Investigation (FBI) where they served a federal search warrant, which resulted in removing several thousands of substandard counterfeit floor mats bearing various auto manufacturers’ logos (BMW, Ford, General Motors, Acura, Mercedes, Toyota, etc.). The counterfeit floor mats were being sold on eBay and other auction websites. The counterfeit mats lacked the original equipment manufacturer security hook

holes where the floor mats are locked and secured. Without this security feature, the mat can shift and move, covering both the accelerator and the brake pedals, causing pedal entrapment.

On the demand side of the counterfeit equation, increased community educational outreach is needed to make residential and business buyers aware that the purchase of counterfeit/illicit pharmaceutical drugs and automobile parts are extremely dangerous to their health and pose grave public safety hazards. Moreover, the crime networks associated with these specific counterfeit goods have been directly linked to international organized crime and terrorism.

Working with the HALT team, the LAPD-APU will expand its efforts to coordinate, monitor and assist major enforcement operations aimed at all counterfeit/illicit pharmaceutical drug and automobile part distributions throughout LA. The LAPD-APU identified gaps in IP enforcement and prevention in this area that must be addressed. Specifically, the following IP theft, public health and safety issues will be addressed by LAPD/HALT under this program:

A. 'Go to Spots'- Chronic Counterfeit/Illicit Pharmaceutical Drug Distribution Locations

The LAPD-APU/HALT will focus on ringleaders who have previously engaged in the sales/distribution of counterfeit pharmaceutical drugs and automobile parts. The allure of easy money and minor punitive consequences from selling counterfeit/illicit pharmaceutical drugs continues to draw primary offenders back to LA. Detectives are finding that former IP criminals move up the supply chain and morph from small-scale vendors into highly organized networks – hiring more people, renting warehouse space, becoming major distributors, and air shipping boxes of counterfeit goods, including counterfeit pharmaceutical drugs and automobile parts. To break the cycle and stop IP crime permanently, LA will need to enhance public and private partnerships to address these issues and combat crime from all aspects and levels.

To illustrate this organized layer of ringleaders, in 2012 a small tobacco shop owner was arrested for selling counterfeit/non-taxed cigarettes from a car trunk. In 2015, during a separate

counterfeit investigation, the LAPD-APU found boxes of counterfeit/non-taxed cigarettes that were being distributed by the same person. An investigation resulted in the discovery of a well-organized “pick house” with evidence valued at \$6M and cash recovery of over \$150,000. This suspect was ultimately arrested and prosecuted. As restitution, the court ordered the offender to relinquish the money recovered and pay the State Board of Equalization for all unpaid taxes on the cigarettes sold. In three years, the same offender, who was arrested for selling counterfeit goods from an automobile trunk, was now responsible for organizing an entire Southern California network of distributing counterfeit/non-taxed cigarettes and pharmaceutical drugs, profiting over \$600,000 a month and sending money transfers to the Middle East.

Although the LAPD-APU/HALT push for tougher sentences, LA area courts often dismiss IP cases “in furtherance of justice,” closing out cases in the interest of time as IP cases are complex and require lengthy trials. If convicted, felony IP offenders, regardless of the amount of property recovered, typically receive no prison time, and historically only receive community service, active probation, or restitution/fines. Those who receive prison are released early due to jail and prison overcrowding. And when convicted, IP criminals re-enter the community, few, if any, legal options are available for them to support the lifestyle they previously enjoyed. Many will continue selling and distributing counterfeit goods. LAPD-APU detectives estimate that the average income for counterfeit distributors is \$60,000-\$150,000 a month. Due to the financial incentives and lax penalties, it is not surprising that IP crimes continue to occur and flourish.

B. Evolving Trends in IP Crime

The LAPD-APU has recently seen convicted offenders develop highly sophisticated, connected and unconventional networks very quickly. Detectives have seen numerous examples of gangs who have moved from dealing drugs to committing IP crimes. The cost to profit ratio is much higher in counterfeiting and the penalties much more lax as compared to those of dealing drugs.

When detectives interviewed documented gang members arrested for selling counterfeit goods, they often say that selling counterfeit goods does not attract law enforcement and that it brings more money than committing other crimes.

The importance of strategic and tactical coordination with LAPD-APU IP task force partners such as HALT and federal agencies such as the FBI, Homeland Security Investigations and the U.S. Customs and Border Protection, in enforcing IP laws is even more critical to cripple criminal networks. The relationships LAPD-APU/HALT have established with other criminal justice system partners needs to strengthen under the proposed project. Adding new and non-traditional partners in the private sector are paramount to the successfully reducing IP crime recidivism rates. IP crime victims are not just brand owners and businesses, but the community too, as IP crime has a negative impact on the economy, quality of life, health and taxes.

C. Expanded LA Marketplace for Counterfeit/Illicit Pharmaceutical Drugs & Automobile Parts

The LAPD-APU recently discovered that IP criminals are transitioning from using the ports to the airport in shipping counterfeit goods. Since the Port of LA has done such an outstanding job intercepting illegal and counterfeit shipments, counterfeit pharmaceutical drugs and automobile parts are now starting to come through LA International Airport. This gap is not just a local IP problem, but also has national and international implications. Counterfeit goods sales have been linked to terrorist funding, leading to a much larger homeland security issue. There is a critical need to expand our focus to include national as well as international IP crimes.

D. Increased Demand for IP Crime

The demand side of IP crimes must be addressed since IP crime would not exist if there were no consumers for illegal goods. The LAPD-APU and HALT need to better influence public opinion - especially young adults, budget-minded consumers and business owners - through education, in

order to prevent, deter and identify criminal violators of IP laws. In LA, like in many cities across the nation, the community is uninformed about the personal and economic dangers of purchasing counterfeit/illicit pharmaceutical drugs and automobile parts. To illustrate, a person may purchase counterfeit antibiotics thinking it is the real deal; however, since the counterfeit antibiotics have not been inspected nor tested for safety, it can cause severe side effects, even death. Counterfeit pharmaceutical drugs can pose significant health dangers especially with the recent rise in prescription opioid addiction.

In 2007, an LA Economic Development Corporation study showed that piracy and counterfeiting in LA has created an illegal underground economy that has diverted \$2 billion from the legitimate retail sector, costing 106,000 jobs, \$5 billion in wages, and depriving the State and local governments of nearly \$500M in tax revenue. It is anticipated that an updated study will be done as a result of the pending public health hazard involving IP crime.

II. PROJECT DESIGN AND IMPLEMENTATION

The LAPD-APU/HALT proposes a multi-faceted approach to continue to reduce and prevent IP crime in LA. The overarching goal of this program is to ensure the safety of our community. It aims to significantly reduce the supply of and demand for counterfeit/illicit pharmaceutical drugs and automobile parts in the LA region. Although the sales of many counterfeit goods that LAPD-APU targeted in LA has decreased, counterfeit/illicit pharmaceutical drugs and automobile parts have increased. The program's efforts will send out a strong message to both sellers and buyers, that all IP crimes will be aggressively enforced and prosecuted so that one day, these counterfeit goods will not be readily available or easily purchased in the LA region. In the past 10 years, the LAPD-APU and its partners in the SCIFE Task Force have started moving

in this direction. It will continue to move forward by achieving the following objectives under the proposed grant:

Objective 1: Reduce the Supply Side of IP Crime

LAPD-APU/HALT will work with Homeland Security US Customs to monitor shipments inbound through our ports and airports for counterfeit/illicit pharmaceutical drugs and automobile parts. Shipment containers with counterfeit/illicit pharmaceutical drugs and automobile parts will no longer be seized and returned to its origin, but will thoroughly be investigated until the shipment's final destination.

LAPD-APU/HALT will establish direct contact with all major pharmaceutical corporations for any reports of counterfeit/illicit pharmaceutical drugs being sold. LAPD-APU/HALT will also create a partnership with our task force's Auto Theft Specialists and conduct field inspections on automotive part distribution sites for any sales of counterfeit automobile parts.

To decrease repeat offenders, LAPD-APU/HALT, working with the LA County Probation Department, will conduct spontaneous probation checks on prior IP counterfeit/illicit pharmaceutical drugs and automobile parts offenders.

Finally, to further reduce the supply side of IP crime, the LAPD-APU/HALT will enhance information sharing with investigative and enforcement efforts through the Regional Information Sharing Systems (RISS), which allows law enforcement officers to share information on locations, suspects, current trends and gangs. To promote information sharing, the LAPD-APU/HALT will establish a cross training program with other IP units (i.e. NYPD Trademark Unit Detectives) to learn about other innovative techniques in enforcing IP crimes. The LAPD-APU already has an ongoing ride-along training program open to all interested law enforcement agencies to teach investigative techniques on IP crime. Additionally, LAPD-APU/HALT will

partner with Investigative Consultants, a private investigative company, to conduct IP trainings and share current trends and investigative techniques.

Performance Measures: # shipments intercepted; # of IP crime offenders and number of repeat offenders; # of cases prosecuted at local, state and federal level; and value of assets seized.

Objective 2: Develop and Evaluate Additional Strategies to Address the Changing Trends and Kinds of IP Crimes and to Prevent Linkages to Other National/International Crimes.

To confront the growing linkage of IP crime and terrorism, the LAPD-APU/HALT will continue to work with relevant IP Task Force members who can open state and federal investigations. The detectives from the LAPD-APU have been crossed-deputized as Federal U.S. Marshals under the FBI. This allows detectives to vertically handle both State and Federal investigations related to IP crimes. In addition, the LAPD-APU/HALT will implement a working group with private industry and federal law enforcement to meet once a month to discuss current trends and any ongoing pharmaceutical drug and automobile part investigations. The information sharing network with local, state, and federal law enforcement agencies will provide resources to combat IP crimes, including counterfeit/illicit pharmaceutical drugs and automobile parts.

The FBI will investigate and assist the LAPD-APU with IP crimes. The Homeland Security Investigations, Los Angeles Trade Enforcement Coordination Center will assist in the investigation of shipping containers via the sea and highway. The State of California Board of Equalization will enforce any tax laws violated by individuals arrested for IP crimes and the Department of Labor Standards and Enforcement and Employment Development Department will enforce labor law violations. The Homeland Security Investigations (Airport) will coordinate intelligence and enforcement of counterfeit goods entering the west coast via air through carriers such as the US Postal Service, DHL, FedEx, and UPS while the New York

Police Department, Trademark Unit will share intelligence on shipments to or from the East Coast. The Department of Alcoholic Beverage Control (ABC) will coordinate on counterfeit goods sold in any ABC establishment. The Assistant US Attorney will prosecute cases on the federal level and the California Department of Justice, Deputy Attorney General, will prosecute cases on the State level.

The IP Task Force members have successfully achieved higher conviction rates and chipped away at the networks of counterfeit suppliers through the imposition of fines, penalties, and/or arrest of the IP criminals, building owners, store operators, merchandise suppliers, and support personnel. The Task Force will continue to make it more monetarily difficult to sustain these counterfeit merchandise networks through an additional layer of fines. Specifically, the LAPD-APU/HALT will continue working with a wide variety of public and private industry partners on IP crime which may include, but will not be limited to: the International Anti-Counterfeiting Association; Underwriters Laboratories; the International Trademark Association; and various electronic, pharmaceutical and apparel manufacturers. Partners will vary depending on the investigation and the type of counterfeit goods investigated.

Performance Measures: Track the # of new members and new agencies/organizations represented on the Task Force; # of new private partners working with the Task Force and enforcement agencies; track and categorize types of IP crimes and document changes/reduction; # of tips shared with other agencies; # of prosecutions.

Objective 3: Reduce the Demand for IP Crime by Educating the Public about the Health, Economic, and Personal Dangers of IP Crime.

The LAPD-APU/HALT will address the demand side by influencing public opinion through educating budget-minded consumers and business owners. The goal is to alter consumers'

buying habits and to prevent, deter and identify criminal violators of IP laws. If the public is aware of the dangers that counterfeit products pose, they will be more inclined to report IP crimes and cooperate with law enforcement, thus reducing the demand for counterfeit products.

The LAPD-APU/HALT will collaborate with the FBI, Crime Stoppers, LAPD Media Relations, and LA County Health Department Public Information Office to develop and air public service announcements (PSAs) on the health and safety dangers of counterfeit/illicit pharmaceutical drugs and automobile parts. The PSAs will target consumers and business owners who may unknowingly sell counterfeit goods and will be distributed through various media outlets including local TV networks, radio stations, movie theaters, and social media. The LAPD-APU/HALT will also create a social media website to allow young adults, consumers, and business owners to discreetly report any counterfeit/illicit pharmaceutical drug and automobile part activities

In addition, the LAPD-APU in collaboration with local prosecutors, will develop and implement an educational campaign to raise awareness on the risks of counterfeit/illicit pharmaceutical drugs and automobile parts and the consequences of participating in this particular counterfeit marketplace. This educational outreach program will convey the truths of IP crime, including the nexus to gangs, organized crime, and terrorist groups. During the 2017-19 school years, the LAPD-APU plans to conduct 12 presentations at local high schools, six presentations at local colleges and 24 in-service trainings to LAPD officers, including at the LAPD Cadet Police Academy, and to other enforcement agencies.

Performance Measures: Track the # of PSAs conducted, # of educational outreach activities, # of groups/participants targeted/reached by educational outreach; collect and analyze training evaluations; # of reports on social media.

Objective 4: Prevent IP Crime Displacement by Sharing Best Practices.

The LAPD-APU/HALT will work together to develop a final report at the end of the grant period detailing their strategies and outcomes. The report will also include concrete recommendations on how to train and replicate successful aspects of the LAPD/HALT model in other jurisdictions.

Performance Measures: # of jurisdictions receiving final report via website or mail; # of articles about the program in national policing and prosecution publications; # of presentation requests.

III. CAPABILITIES/COMPETENCIES

The LAPD-APU has been involved in more than 1,900 IP cases since it was created in 2004, some of which have led to the arrest and conviction of associates of known terrorist groups for manufacturing and selling counterfeit products. The unit has also received over 650 hours of training from brand owners, including, Louis Vuitton, Rolex, Underwriters Laboratories Inc., Merck and Proctor & Gamble on various methods of identifying counterfeit goods. The LAPD-APU has successfully implemented grant programs that provided needed overtime funding to the Unit for complex IP cases that resulted in the removal of \$122,590,340 worth of counterfeit products from LA. This represents 811,312 pieces of products that included CDs, DVDs, purses, wallets, clothes, food, pharmaceutical drugs, auto parts and other intellectual property.

The LAPD-APU was featured on ABC 20/20, Good Morning America, syndicated Crime Watch Daily and in several local news stories in 2015, where they discussed the severity of lucrative IP crime and the financial gain criminals are profiting from. The show featured the LAPD-APU during the service of search warrant operations targeting major distributors of counterfeit pharmaceutical drugs, apparel, and other products in the LA area.

Due to these successes, the international community recently sought the expertise of the LAPD-APU. In 2009, LAPD-APU detectives were invited by the Korean Consulate in LA to train government and private organizations in Seoul on anti-piracy tactics. In 2010, the U.S. Consulate in Brazil invited the LAPD-APU, together with FBI and NYPD, to train Brazilian law enforcement on anti-piracy strategies in preparation for the 2014 World Cup and 2016 Summer Olympics in Rio de Janeiro. In 2015, LAPD-APU was invited by the Dubai Police Department to train and learn innovative techniques utilized to enforce IP crimes in Los Angeles. Detective Rick Ishitani of the LAPD-APU was invited to speak at the 2015 NIJ Intellectual Property Forum and actively participated in various conferences throughout the U.S. hosted by the National White Collar Crime Center. In 2016, LAPD-APU detectives were invited by the London City Police to speak at their law enforcement IP conference.

During the past decade, the LAPD has been awarded and successfully managed grants ranging from \$100,000 to \$16 million from various federal entities including FEMA, NIJ and BJA. The LAPD Grants Section consists of a grants manager and eight grant analysts to oversee and report on over 30 active grants.

HALT is a multi-agency, multi-jurisdictional group of enforcement professionals from the Office of Inspector General Health and Human Services, LA County Department of Health Services, California State Department of Health Services Medi-Cal Fraud Division, LA County Sheriff's Department, County Counsel, the LA County District Attorney's Office, and the LA City Attorney's Office. HALT was assembled by the LA County Supervisors to combat and deter criminal activity that has an adverse effect on the public's health and well-being. These activities include: sale of Rx medicine without a license or prescription, practicing dentistry or medicine without a license, illegally operating blood labs, forced alcohol aversion therapy

clinics, and illegal state Medicaid (Medi-Cal) billing practices. HALT also provides educational seminars to community groups informing them of medical services available, as well as the dangers involved in receiving medical care from untrained practitioners.

IV. IMPACT/OUTCOMES, EVALUATION AND PLAN FOR COLLECTING DATA FOR PERFORMANCE MEASURES

In addition to tracking the number of hot spot counterfeit/illicit pharmaceutical drugs and automobile parts locations, at the start and every quarter throughout the two-year grant period, the number of offenders, repeat offenders and cases prosecuted at local, state and federal levels will also be tracked. The LAPD-APU will track the quantity of counterfeit/illicit pharmaceutical drugs and auto parts seized. Additional detailed operational day-to-day data including the number of probation checks and arrests related to the sales and distribution of counterfeit/illicit pharmaceutical drugs and auto parts made will be tracked as well. All items recovered will be documented and calculations will be made to demonstrate the effectiveness of the increased intelligence gathering efforts. This information will be shared at monthly health and safety task force meetings and distributed quarterly to stakeholders and federal partners in a newsletter. Program effectiveness will be measured by showing an increase in arrests made, search warrants served and counterfeit/illicit pharmaceutical drugs/automobile parts recovered.

To strengthen investigations, details of all arrestees will be collected on the Vice Information Card (I-Card) including a recent photograph, personal and employment information, criminal history, known associates/hangouts, and contacts with law enforcement. I-Cards help investigators keep track of potential criminal activities, behaviors, and networks after arrestees have been convicted. The LAPD-APU updates records by cross-referencing databases such as the Consolidated Criminal History Reporting System and information collected by the LAPD Vice Unit.

The LAPD-APU/HALT will also track the number of new task force members and new agencies/organizations represented. The number of new private partners working with the task force, enforcement agencies and tips shared with agencies will also be tracked. To assess information sharing and technical assistance activities to other agencies, The LAPD-APU will document the number of meetings conducted with other law enforcement, criminal justice and governmental agencies, operations conducted with HALT, entries made into the RISS system, the number of agencies cross-trained and the cases prosecuted at the federal level.

To measure the effectiveness of the goal to reduce demand, the LAPD-APU will track and document the number of presentations conducted and the number in attendance during the various educational outreach activities. In addition, the number of PSAs developed and distributed will be tracked. Finally, the LAPD's Grants Section will collect data tracked by the LAPD-APU and send information to BJA on a quarterly basis. They will send progress reports and fiscal reports to BJA and ensure the grant is being spent in a timely and effective manner.

V. SUSTAINMENT

The LAPD will continue to work with the LA Police Foundation (LAPF) to aggressively pursue private and foundation grant funding to sustain our accomplishments in future years. The LAPF is an independent non-profit that raises funding and contributes resources to augment the LAPD's services to the public. The LAPF will support airing PSAs and work to acquire additional in-kind media donations for IP crime reduction and prevention efforts. The LAPF will also seek additional private funding support from the healthcare, auto insurance and automobile industries and other related organizations and foundations that are directly impacted by the proliferation of counterfeit/illegal pharmaceutical drugs and automobile parts. The LAPD will also seek additional funding from the general fund to support additional IP detectives once the

grant period ends and grant data shows the successful public health and safety outcomes from the proposed project.

The LA Public Health & Safety IP Crime Enforcement and Prevention Program

BUDGET NARRATIVE

A. Personnel

Year One

The Los Angeles Police Department Anti-Piracy Unit (LAPD-APU) will allocate \$114,720 for overtime to investigators to implement the strategies and tactics in fighting IP crimes, specifically counterfeit/illegal pharmaceutical drugs and automobile parts, as discussed in the Project Narrative. These investigative efforts are unprecedented in Los Angeles and represents a large potential in curbing the rise of counterfeit/illegal pharmaceutical drugs and automobile parts in Southern California. LAPD-APU investigators will continue to enforce intellectual property laws during their regular hours, which includes coordinating with local and federal agencies and monitoring internet crimes. These grant funds will enable the LAPD-APU to augment anti-piracy efforts in a broader and deeper scale by providing overtime.

There are five (5) investigators and one (1) supervisor assigned to the LAPD-APU. Each investigator is anticipated to work an average of 18.856 hours per month for 12-months at an average rate of \$80/hour for a total overtime cost of \$90,509. The supervisor is anticipated to work 18.856 hours per month for 12-months at a rate of \$107/hour for an overtime cost of \$24,211. The total personnel cost is \$114,720 for year one.

These investigators have developed expertise and experience working on counterfeit and piracy crime investigations. Their primary duties include engaging in surveillance, apprehension and related IP enforcement and prevention activities in Los Angeles, while coordinating with local and federal agencies. Throughout this project, the LAPD-APU will ramp up efforts to

organize and participate in training classes and public education campaigns, primarily through producing and distributing public service announcements over television and radio.

Sponsorships with private organizations will be sought to finance this public education effort.

Year Two

The LAPD-APU will allocate an additional \$114,720 for overtime on year two to investigators in the LAPD-APU to continue to implement the strategies and tactics in fighting IP crimes, specifically counterfeit/illegal pharmaceutical drugs and automobile parts, as discussed in the Project Narrative. LAPD-APU investigators will also continue to enforce intellectual property laws during their regular hours, which includes coordinating with local and federal agencies and monitoring internet crimes. These grant funds will enable the LAPD-APU to augment anti-piracy efforts in a broader and deeper scale by providing overtime.

There are five (5) investigators and one (1) supervisor assigned to the LAPD-APU. Each investigator is anticipated to work an average of 18.856 hours per month for 12-months at an average rate of \$80/hour for a total overtime cost of \$90,509. The supervisor is anticipated to work 18.856 hours per month for 12-months at a rate of \$107/hour for an overtime cost of \$24,211. The total personnel cost is \$114,720 for year two.

Total for Year 1 and Year 2: \$229,440

B. Fringe Benefits

None

C. Travel

None

D. **Equipment**

None

E. **Supplies**

None

F. **Construction**

None

G. **Consultants/Contracts**

Year One

The LAPD-APU will work in partnership with the Los Angeles County Health Department's Health Authority Law Enforcement Task Force (HALT), which includes the Los Angeles Sheriff's Department (LASD). The LASD will be allocated \$85,280 for overtime to implement the strategies and tactics in fighting IP crimes, specifically counterfeit/illegal pharmaceutical drugs and automobile parts. The LASD will utilize the funding for overtime for one (1) supervisor and five (5) investigators.

Each LASD investigator is anticipated to work an average of 16.64761 hours per month for 12-months at an average rate of \$70/hour for a total overtime cost of \$69,920. The supervisor is anticipated to work 16-hours per month for 12-months at a rate of \$80/hour for overtime cost of \$15,360. The total consultant cost is \$85,280 for year one.

These investigators have developed expertise and experience working on counterfeit and piracy crime investigations. Their primary duties include engaging in surveillance, apprehension

and related IP enforcement and prevention activities in Los Angeles, while coordinating with local and federal agencies.

Year Two

Los Angeles Sheriff's Department HALT investigators will be allocated \$85,280 the second year of the grant period. The LASD, along with the remaining HALT Task Force members, will continue their partnership with LAPD-APU in fighting and investigating IP crimes, specifically counterfeit/illicit pharmaceutical drugs and automobile parts.

Each of the five (5) LASD investigators is anticipated to work an average of 16.64761 hours per month for 12-months at an average rate of \$70/hour for a total overtime cost of \$69,920. The one (1) supervisor is anticipated to work 16-hours per month for 12-months at a rate of \$80/hour for overtime cost of \$15,360. The total consultant cost is \$85,280 for year one.

Total Year One and Year Two: \$170,560

H. Other Costs

None

I. Indirect Costs

None



Budget Detail Worksheet

Purpose: The Budget Detail Worksheet may be used as a guide to assist you in the preparation of the budget and budget narrative. You may submit the budget and budget narrative using this form or in the format of your choice (plain sheets, your own form, or a variation of this form). However, all required information (including the budget narrative) must be provided. Any category of expense not applicable to your budget may be deleted.

A. Personnel - List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Name/Position	Computation	Cost
LAPD Supervisor (1) overtime	18.856-hrs/mo x 12/mos x \$107/hr	\$24,211.00
LAPD Investigators (5) overtime	18.856-hrs/mo x 12/mos x \$80/hr x 5	\$90,509.00
SUB-TOTAL		\$114,720.00

B. Fringe Benefits - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Workman's Compensation, and Unemployment Compensation.

Name/Position	Computation	Cost
SUB-TOTAL		\$0.00
Total Personnel & Fringe Benefits		\$114,720.00

C. Travel - Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc.). Show the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known. Indicate source of Travel Policies applied, Applicant or Federal Travel Regulations.

Purpose of Travel	Location	Item	Computation	Cost

TOTAL \$0.00

D. Equipment - List non-expendable items that are to be purchased. Non-expendable equipment is tangible property having a useful life of more than two years and an acquisition cost of \$5,000 or more per unit. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Expendable items should be included either in the "supplies" category or in the "Other" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advances. Rented or leased equipment costs should be listed in the "Contractual" category. Explain how the equipment is necessary for the success of the project. Attach a narrative describing the procurement method to be used.

Item	Computation	Cost

TOTAL \$0.00

E. Supplies - List items by type (office supplies, postage, training materials, copying paper, and expendable equipment items costing less than \$5,000, such as books, hand held tape recorders) and show the basis for computation. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Generally, supplies include any materials that are expendable or consumed during the course of the project.

[illegible]

F. Construction - As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Check with the program office before budgeting funds in this category.

Purpose	Description of Work	Cost
TOTAL		\$0.00

G. Consultants/Contracts - Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisition Regulations are followed.

Consultant Fees: For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. Consultant fees in excess of \$450 per day require additional justification and prior approval from OJP.

Name of Consultant	Service Provided	Computation	Cost
Los Angeles County Sheriff's Dept. Overtime	HALT Task Force - 1 supervisor	16 hrs x 12/mos x \$80/hr	\$15,360.00
	HALT Task Force - 5 investigators	16.64761/hrs x 12/mos	\$69,920.00
Subtotal			\$85,280.00

Consultant Expenses: List all expenses to be paid from the grant to the individual consultants in addition to their fees (i.e., travel, meals, lodging, etc.)

Item	Location	Computation	Cost
Subtotal			\$0.00

Contracts: Provide a description of the product or service to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

Item	Cost

H. Other Costs - List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, or provide a monthly rental cost and how many months to rent.

Description	Computation	Cost
		TOTAL \$0.00

I. Indirect Costs - Indirect costs are allowed only if the applicant has a Federally approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

Description	Computation	Cost
		TOTAL \$0.00

Budget Summary- When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of Federal requested and the amount of non-Federal funds that will support the project.

Budget Category	Amount
A. Personnel	\$114,720.00
B. Fringe Benefits	\$0.00
C. Travel	\$0.00
D. Equipment	\$0.00
E. Supplies	\$0.00
F. Construction	\$0.00
G. Consultants/Contracts	\$85,280.00
H. Other	\$0.00
Total Direct Costs	\$200,000.00
I. Indirect Costs	\$0.00
TOTAL PROJECT COSTS	\$200,000.00

Federal Request _____

Non-Federal Amount _____



Budget Detail Worksheet

Purpose: The Budget Detail Worksheet may be used as a guide to assist you in the preparation of the budget and budget narrative. You may submit the budget and budget narrative using this form or in the format of your choice (plain sheets, your own form, or a variation of this form). However, all required information (including the budget narrative) must be provided. Any category of expense not applicable to your budget may be deleted.

A. Personnel - List each position by title and name of employee, if available. Show the annual salary rate and the percentage of time to be devoted to the project. Compensation paid for employees engaged in grant activities must be consistent with that paid for similar work within the applicant organization.

Name/Position	Computation	Cost
LAPD Supervisor (1) overtime	18.856-hrs/mo x 12/mos x \$107/hr	\$24,211.00
LAPD Investigators (5) overtime	18.856-hrs/mo x 12/mos x \$80/hr x 5	\$90,509.00
SUB-TOTAL		\$114,720.00

B. Fringe Benefits - Fringe benefits should be based on actual known costs or an established formula. Fringe benefits are for the personnel listed in budget category (A) and only for the percentage of time devoted to the project. Fringe benefits on overtime hours are limited to FICA, Workman's Compensation, and Unemployment Compensation.

Name/Position	Computation	Cost
SUB-TOTAL		\$0.00
Total Personnel & Fringe Benefits		\$114,720.00

C. Travel - Itemize travel expenses of project personnel by purpose (e.g., staff to training, field interviews, advisory group meeting, etc.). Show the basis of computation (e.g., six people to 3-day training at \$X airfare, \$X lodging, \$X subsistence). In training projects, travel and meals for trainees should be listed separately. Show the number of trainees and the unit costs involved. Identify the location of travel, if known. Indicate source of Travel Policies applied, Applicant or Federal Travel Regulations.

Purpose of Travel	Location	Item	Computation	Cost
TOTAL				\$0.00

D. Equipment - List non-expendable items that are to be purchased. Non-expendable equipment is tangible property having a useful life of more than two years and an acquisition cost of \$5,000 or more per unit. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Expendable items should be included either in the "supplies" category or in the "Other" category. Applicants should analyze the cost benefits of purchasing versus leasing equipment, especially high cost items and those subject to rapid technical advances. Rented or leased equipment costs should be listed in the "Contractual" category. Explain how the equipment is necessary for the success of the project. Attach a narrative describing the procurement method to be used.

Item	Computation	Cost
TOTAL		\$0.00

E. Supplies - List items by type (office supplies, postage, training materials, copying paper, and expendable equipment items costing less than \$5,000, such as books, hand held tape recorders) and show the basis for computation. (Note: Organization's own capitalization policy may be used for items costing less than \$5,000). Generally, supplies include any materials that are expendable or consumed during the course of the project.

Supply Items	Computation	Cost
TOTAL		\$0.00

F. Construction - As a rule, construction costs are not allowable. In some cases, minor repairs or renovations may be allowable. Check with the program office before budgeting funds in this category.

Purpose	Description of Work	Cost
TOTAL		\$0.00

G. Consultants/Contracts - Indicate whether applicant's formal, written Procurement Policy or the Federal Acquisition Regulations are followed.

Consultant Fees: For each consultant enter the name, if known, service to be provided, hourly or daily fee (8-hour day), and estimated time on the project. Consultant fees in excess of \$450 per day require additional justification and prior approval from OJP.

Name of Consultant	Service Provided	Computation	Cost
Los Angeles County Sheriff's Dept. Overtime	HALT Task Force - 1 supervisor	16/hrs x 12/mos x \$80/hr	\$15,360.00
	HALT Task Force - 5 investigators	16.64761/hrs x 12/mos	\$69,920.00
			<i>Subtotal</i> \$85,280.00

Consultant Expenses: List all expenses to be paid from the grant to the individual consultants in addition to their fees (i.e., travel, meals, lodging, etc.)

Item	Location	Computation	Cost
			<i>Subtotal</i> \$0.00

Contracts: Provide a description of the product or service to be procured by contract and an estimate of the cost. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source contracts in excess of \$100,000.

Item	Cost	
Subtotal		\$0.00
TOTAL		\$85,280.00

H. Other Costs - List items (e.g., rent, reproduction, telephone, janitorial or security services, and investigative or confidential funds) by major type and the basis of the computation. For example, provide the square footage and the cost per square foot for rent, or provide a monthly rental cost and how many months to rent.

Description	Computation	Cost
TOTAL		\$0.00

I. Indirect Costs - Indirect costs are allowed only if the applicant has a Federally approved indirect cost rate. A copy of the rate approval, (a fully executed, negotiated agreement), must be attached. If the applicant does not have an approved rate, one can be requested by contacting the applicant's cognizant Federal agency, which will review all documentation and approve a rate for the applicant organization, or if the applicant's accounting system permits, costs may be allocated in the direct costs categories.

Description	Computation	Cost
TOTAL		\$0.00

Budget Summary- When you have completed the budget worksheet, transfer the totals for each category to the spaces below. Compute the total direct costs and the total project costs. Indicate the amount of Federal requested and the amount of non-Federal funds that will support the project.

Budget Category	Amount
A. Personnel	<u>\$114,720.00</u>
B. Fringe Benefits	<u>\$0.00</u>
C. Travel	<u>\$0.00</u>
D. Equipment	<u>\$0.00</u>
E. Supplies	<u>\$0.00</u>
F. Construction	<u>\$0.00</u>
G. Consultants/Contracts	<u>\$85,280.00</u>
H. Other	<u>\$0.00</u>
Total Direct Costs	<u>\$200,000.00</u>
I. Indirect Costs	<u>\$0.00</u>
TOTAL PROJECT COSTS	<u>\$200,000.00</u>

Federal Request _____

Non-Federal Amount _____