

INTRADEPARTMENTAL CORRESPONDENCE

January 30, 2019
3.5

TO: Chief of Police


FROM: Commanding Officer, Fiscal Operations Division

SUBJECT: TRANSMITTAL OF THE GRANT APPLICATION AND AWARD FOR
THE FISCAL YEAR 2018-2020 INTELLECTUAL PROPERTY
ENFORCEMENT PROGRAM GRANT

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 2018-2020 Intellectual Property (IP) Enforcement Program 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, 2018 through September 30, 2020.

The Detective Support and Vice Division (DSVD) will continue its multi-faceted approach to reduce and prevent IP crime in Los Angeles. The LAPD will allocate \$250,000 for sworn overtime to investigators to focus their efforts on implementing strategies that will protect public health, safety, and the economy from counterfeit goods throughout Los Angeles. The DSVD will also provide training and educational outreach. The City Attorney's office has been allocated \$150,000 for salary costs to partially fund a Deputy City Attorney II who will dedicate 71% of their time to prosecute Intellectual Property-related crimes.

If you have any questions, please contact Senior Management Analyst Stella Larracas, Officer in Charge, Grants Section, Fiscal Operations Division, at (213) 486-0380.


ANNEMARIE SAUER, Police Administrator II
Commanding Officer
Fiscal Operations Division

Attachments



U.S. Department of Justice

Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

August 31, 2018

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 Sessions III, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 18 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, Tahitia Barringer, Program Manager at (202) 616-3294; 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,

A handwritten signature in dark ink, reading "Laura L. Rogers", is positioned above the typed name.

Laura L. Rogers
Acting Principal Deputy 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

OCR Letter to All Recipients

August 31, 2018

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 <https://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 <https://www.lep.gov>.

Ensuring Equal Treatment of Faith-Based Organizations and Safeguarding Constitutional Protections Related to Religion

The DOJ regulation, Partnerships with Faith-Based and Other Neighborhood Organizations, 28 C.F.R. pt. 38, updated in April 2016, prohibits all recipient organizations, whether they are law enforcement agencies, governmental agencies, educational institutions, houses of worship, or faith-based organizations, from using financial assistance from the DOJ to fund explicitly religious activities. Explicitly religious activities include worship, religious instruction, or proselytization. While funded organizations may engage in non-funded explicitly religious activities (e.g., prayer), they must hold them separately from the activities funded by the DOJ, and recipients cannot compel beneficiaries to participate in them. The 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, religious belief, a refusal to hold a religious belief, or a refusal to attend or participate in a religious practice. Funded faith-based organizations must also provide written notice to beneficiaries, advising them that if they should object to the religious character of the funded faith based organization, the funded faith-based organization will take reasonable steps to refer the beneficiary to an alternative service provider. For more information on the regulation, please see the OCR's website at <https://ojp.gov/about/ocr/partnerships.htm>.

SAAAs and faith-based organizations should also note that the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, as amended, 34 U.S.C. § 10228(c); the Victims of Crime Act of 1984, as amended, 34 U.S.C. § 20110(e); the Juvenile Justice and Delinquency Prevention Act of 1974, as amended, 34 U.S.C. § 11182(b); and VAWA, as amended, 34 U.S.C. § 12291(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 https://ojp.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

An EEOP is a comprehensive document that analyzes a recipient's relevant labor market data, as well as the recipient's employment practices, to identify possible barriers to the participation of women and minorities in all levels of a recipient's workforce. As a recipient of DOJ funding, you may be required to submit an EEOP Certification Report or an EEOP Utilization Report to the OCR. For more information on whether your organization is subject to the EEOP requirements, see <https://ojp.gov/about/ocr/eeop.htm>. Additionally, you may request technical assistance from an EEOP specialist at the OCR by telephone at (202) 616-1771 or by e-mail at EEOPforms@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

SAA's 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, SAA's 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 <https://ojp.gov/funding/Explore/StateMethodsAdmin-FY2017update.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
Bureau of Justice Assistance

Grant

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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: 2018-IP-BX-0008

5. PROJECT PERIOD: FROM 10/01/2018 **TO** 09/30/2020

BUDGET PERIOD: FROM 10/01/2018 **TO** 09/30/2020

6. AWARD DATE 08/31/2018

7. ACTION

2a. GRANTEE IRS/VENDOR NO.

956000735

8. SUPPLEMENT NUMBER

00

2b. GRANTEE DUNS NO.

037848012

9. PREVIOUS AWARD AMOUNT

\$ 0

3. PROJECT TITLE

LAPD FY 18 Intellectual Property Enforcement Program

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 FY18(BJA - Economic/High-Tech) Pub. L. No. 115-141, 132 Stat 348, 420

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

Laura L. Rogers
Acting Principal Deputy Assistant Attorney General

18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL

Charlie Beck
Chief

17. SIGNATURE OF APPROVING OFFICIAL

Laura L. Rogers

19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL

19A. DATE

AGENCY USE ONLY

20. ACCOUNTING CLASSIFICATION CODES

FISCAL YEAR	FUND CODE	BUD. ACT.	DIV. OFC.	REG.	SUB.	POMS	AMOUNT
X	B	IP	80	00	00		400000

21. TIPUGT0142



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

AWARD CONTINUATION
SHEET
Grant

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PROJECT NUMBER 2018-IP-BX-0008

AWARD DATE 08/31/2018

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 34 U.S.C. 10271-10273), 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 2800 (together, the "Part 200 Uniform Requirements") apply to this FY 2018 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2018 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 2018 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>.

Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain -- typically for a period of 3 years from the date of submission of the final expenditure report (SF 425), unless a different retention period applies -- and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333.

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.



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AWARD DATE 08/31/2018

SPECIAL CONDITIONS

3. Compliance with DOJ Grants Financial Guide

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "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. The recipient agrees to comply with the DOJ Grants Financial Guide.

4. Reclassification of various statutory provisions to a new Title 34 of the United States Code

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

5. 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, 2016, 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, 2016, 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.

6. 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.



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SPECIAL CONDITIONS

7. 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.

8. 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).

9. Requirement to report actual or imminent breach of personally identifiable information (PII)

The recipient (and any "subrecipient" at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient)— 1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the scope of an OJP grant-funded program or activity, or 2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

10. 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.



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SPECIAL CONDITIONS

11. 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.

12. 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.

13. 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 "DOJ Grants Financial Guide").

14. 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.

15. 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/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>.



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SPECIAL CONDITIONS

16. 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.

17. 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.

18. 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.

19. 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."

20. 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.

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.



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SPECIAL CONDITIONS

21. 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.

22. Compliance with general appropriations-law restrictions on the use of federal funds (FY 2018)

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, 2018, are set out at <https://ojp.gov/funding/Explore/FY18AppropriationsRestrictions.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.

23. Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct

The recipient and any subrecipients ("subgrantees") 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, 1425 New York Avenue, N.W. Suite 7100, Washington, DC 20530; and/or (2) 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://oig.justice.gov/hotline>.



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PROJECT NUMBER 2018-IP-BX-0008

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SPECIAL CONDITIONS

24. 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.



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25. 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.

26. 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.

27. 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.

28. 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. 2018-IP-BX-0008 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.

29. 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.



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30. 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 [insert "in part," if applicable] through a grant from the [insert name of OJP component], 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.

31. Justification of consultant rate

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 OJP program office prior to obligation or expenditure of such funds.

32. Copyright; Data rights

The recipient acknowledges that 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.

33. Confidentiality of data

The recipient (and any subrecipient at any tier) must comply with all confidentiality requirements of 42 U.S.C. 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The recipient further agrees, as a condition of award approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23.

34. The award recipient agrees to participate in a data collection process measuring program outputs and outcomes. The data elements for this process will be outlined by the Office of Justice Programs.



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35. Protection of human research subjects

The recipient (and any subrecipient at any tier) must comply with the requirements of 28 C.F.R. Part 46 and all OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

36. Applicants must certify that Limited English Proficiency persons have meaningful access to the services under this program(s). National origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with Title VI and the Safe Streets Act, recipients are required to take reasonable steps to ensure that LEP persons have meaningful access to their programs. Meaningful access may entail providing language assistance services, including oral and written translation when necessary. The U.S. Department of Justice has issued guidance for grantees to help them comply with Title VI requirements. The guidance document can be accessed on the Internet at www.lep.gov.

37. FFATA reporting: Subawards and executive compensation

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-- (1) an award of less than \$25,000, or (2) 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).

38. Within 90 days of this award, 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.

39. Cooperating with OJP Monitoring

The recipient agrees to cooperate with OJP monitoring of this award pursuant to OJP's guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) requests related to such monitoring, including requests related to desk reviews and/or site visits. The recipient agrees to provide to OJP all documentation necessary for OJP to complete its 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 monitoring activities may result in actions that affect the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to award funds; referral to the DOJ OIG for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).



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SPECIAL CONDITIONS

40. 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.

41. Verification and updating of recipient contact information

The recipient must verify its Point of Contact (POC), Financial Point of Contact (FPOC), and Authorized Representative contact information in GMS, including telephone number and e-mail address. If any information is incorrect or has changed, a Grant Adjustment Notice (GAN) must be submitted via the Grants Management System (GMS) to document changes.

42. Prior to the expenditure of confidential funds, the recipient and any subrecipients agree to sign a certification that the recipient (or the subrecipient, as applicable) has read, understands, and agrees to abide by all of the conditions pertaining to confidential fund expenditures set forth in the DOJ Grants Financial Guide.

43. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.

44. Recipient may not obligate, expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received and approved the required application attachment(s) and has issued a Grant Adjustment Notice (GAN) releasing this special condition.

45. Withholding of funds; Disclosure of pending applications

The recipient may not obligate, expend, or draw down any award funds until: (1) it has provided to the grant manager for this OJP award either an "applicant disclosure of pending applications" for federal funding or a specific affirmative statement that no such pending applications (whether direct or indirect) exist, in accordance with the detailed instructions in the program solicitation, (2) OJP has completed its review of the information provided and of any supplemental information it may request, (3) the recipient has made any adjustments to the award that OJP may require to prevent or eliminate any inappropriate duplication of funding (e.g., budget modification, project scope adjustment), (4) if appropriate adjustments to a discretionary award cannot be made, the recipient has agreed in writing to any necessary reduction of the award amount in any amount sufficient to prevent duplication (as determined by OJP), and (5) a Grant Adjustment Notice has been issued to remove this condition.



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.



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

Grant

PROJECT NUMBER:

2018-IP-BX-0008

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This project is supported under FY18(BJA - Economic/High-Tech) Pub. L. No. 115-141, 132 Stat 348, 420

1. STAFF CONTACT (Name & telephone number)

Tahitia Barringer
(202) 616-3294

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

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

3a. TITLE OF THE PROGRAM

BJA FY 18 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 FY 18 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: 10/01/2018 TO: 09/30/2020

8. BUDGET PERIOD

FROM: 10/01/2018 TO: 09/30/2020

9. AMOUNT OF AWARD

\$ 400,000

10. DATE OF AWARD

08/31/2018

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)

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

Los Angeles Police Department

FY 2018 Intellectual Property Enforcement Program

Reducing and Preventing Intellectual Property Crime in the City of Los Angeles

ABSTRACT

In 2004, the Los Angeles Police Department (LAPD) created the Anti- Piracy Team (APT) 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 APT has served as a national role model in aggressive intellectual property (IP) enforcement efforts and collaborations, including a successful partnership with the Los Angeles City Attorney's Office (LACA). Coordinated through a robust IP Task Force comprised of federal, state, and local partners, APT and LACA enforcement strategies target individuals for arrest and employ prosecutorial strategies that involve direct criminal case filings and civil counterfeit abatement suits. The LACA's enforcement strategy includes misdemeanor prosecution and civil litigation. Uniquely, the LACA targets owners of properties where counterfeit offenses occur and requires them to take responsibility for the IP crimes on their properties.

Working collaboratively with LACA, the LAPD APT is seeking \$400,000 in grant funding under the FY 2018 Intellectual Property Enforcement Program: Protecting Public Health, Safety, and the Economy from Counterfeit Goods and Product Piracy, to implement ***Reducing and Preventing Intellectual Property Crime in the City of Los Angeles***. The proposed program will implement a three-pronged strategy to protect public health, safety, and the economy from counterfeit goods through (1) Enforcement, (2) Analysis Strategies, and (3) Enhanced Public Awareness of IP Crime. Activities of the program include: a) Coordination with federal law enforcement field offices to focus investigations on identifying the highest priority violations, the largest criminal enterprises, and instances of repeat offenders or efforts to evade law enforcement or private anti-counterfeiting efforts, with specific focus on violent, drug, and criminal gang offenders; b) Enforcement of criminal laws related to IP theft using overtime funded by the grant; c) Reaching out to, and educate, the general public and businesses to prevent, deter, and identify criminal violations of IP laws; d) Attend training opportunities by the BJA training and technical assistance provider to improve online investigations in the "dark-web" and de-anonymizing perpetrators of IP crime, and; e) Spearhead an initiative to implement investigations / prosecutions of crimes occurring on the Dark Web.

Los Angeles Police Department
FY 2018 Intellectual Property Enforcement Program

Reducing and Preventing Intellectual Property Crime in the City of Los Angeles

INTRODUCTION: In 2004, the Los Angeles Police Department (LAPD) created the Anti-Piracy Team (APT) 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 APT has served as a national role model in aggressive intellectual property (IP) enforcement efforts and collaborations, including a successful partnership with the Los Angeles City Attorney's Office (LACA). Coordinated through a robust IP Task Force comprised of federal, state, and local partners, APT and LACA enforcement strategies target individuals for arrest and employ prosecutorial strategies that involve direct criminal case filings and civil counterfeit abatement suits. The LACA's enforcement strategy includes misdemeanor prosecution and civil litigation. Uniquely, the LACA targets owners of properties where counterfeit offenses occur and requires them to take responsibility for the IP crimes on their properties.

Working collaboratively with LACA, the LAPD APT is seeking \$400,000 in grant funding under the FY 2018 Intellectual Property Enforcement Program: Protecting Public Health, Safety, and the Economy from Counterfeit Goods and Product Piracy, to implement *Reducing and Preventing Intellectual Property Crime in the City of Los Angeles*. The proposed program will implement a three-pronged strategy to protect public health, safety, and the economy from counterfeit goods through (1) Enforcement, (2) Analysis Strategies, and (3) Enhanced Public Awareness of IP Crime. Activities of the program include: a) Coordination with federal law enforcement field offices to focus investigations on identifying the highest priority violations, the largest criminal enterprises, and instances of repeat offenders or efforts to evade law enforcement

Los Angeles Police Department
FY 2018 Intellectual Property Enforcement Program

or private anti-counterfeiting efforts, with specific focus on violent, drug, and criminal gang offenders; b) Enforcement of criminal laws related to IP theft using overtime funded by the grant; c) Reaching out to, and educate, the general public and businesses to prevent, deter, and identify criminal violations of IP laws; d) Attend training opportunities by the BJA training and technical assistance provider to improve online investigations in the “dark-web” and de-anonymizing perpetrators of IP crime, and; e) Spearhead an initiative to implement investigations / prosecutions of crimes occurring on the Dark Web.

1. STATEMENT OF THE PROBLEM

The LAPD is the third largest police force in the nation with nearly 10,000 sworn and 2,800 civilian employees, serving a population of nearly four million residents in the City of LA. The LAPD maintains public safety across 21 geographic areas, covering 468 square miles, containing two major ports and an international airport. Downtown LA is widely acknowledged as an epicenter of counterfeit activity in the United States, particularly the “Santee Alley” area. The International Anti-Counterfeiting Coalition (IACC) estimates that the annual fiscal impact of counterfeit crimes to the City of LA totals \$17 million in lost state income taxes and sales taxes.¹ Los Angeles’ flourishing black market diverts an estimated \$2 billion from the County’s retail sector, costing 106,000 jobs and \$5 billion in wages.² Victims of IP crime are not just the brand owners and businesses, but also the community as IP crime affects the economy, quality of life, health and taxes. Counterfeit sales 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,

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).

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FY 2018 Intellectual Property Enforcement Program

and depriving the State and local governments of nearly \$500 million in tax revenue (2007 LA Economic Development Corporation study: *A False Bargain*).

Supply Side of IP Crime

Local law enforcement and private industry spend millions of dollars annually combating the sale of counterfeit pharmaceutical, apparel, electronics, and entertainment media. While these initiatives have succeeded in disrupting the flow and sale of more than \$120 million dollars in counterfeit goods during the past three years, highly motivated sellers, who have the potential to earn \$5,000+ a day selling counterfeit goods, have adapted their tactics to avoid detection by constantly moving locations and transitioning to the dark web in response to stepped up enforcement efforts. The market for counterfeit goods has expanded to the internet where anyone can open an online store anonymously. Sellers can reach millions of people around the world at once and are able to promote their counterfeit products by posting pictures of the genuine items. Additionally, there have been reports linking the sales of counterfeit merchandise in funding terrorist groups and organized crime due to the very lucrative and low risk nature of IP crimes.

Demand Side of IP Crime

A significant number of consumers enter the counterfeit market knowing they are purchasing fake goods. Due to the steep prices of popular, designer merchandise, there is a big demand for cheap knockoffs. New buyers continuously enter the counterfeit market to save money without any knowledge of the harm nested within each purchase. Conversely, a larger number of buyers are not aware of counterfeit goods and are deceived to believe they are purchasing the original item. This becomes a very serious issue when counterfeit goods pose health and safety hazards. With the increased use of the online market, counterfeit goods are more accessible to buyers. Education is an unalterable pillar associated with IP enforcement. The need for sustained

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FY 2018 Intellectual Property Enforcement Program

community outreach remains; to educate the public regarding the risks associated with counterfeit goods, including associated serious and potentially fatal health hazards, how counterfeit profits relate back to organized crime and terrorism, and its broader impact on legitimate businesses.

LAPD IP Task Force

The LAPD IP Task Force is comprised of the following law enforcement agencies:

- Federal Bureau of Investigation (FBI) – Investigates and assists IP crimes with the APT
- California Department of Tax and Fee Administration – Enforces tax laws violated by individuals arrested for IP crimes for nonpayment of state income taxes.
- U.S. Customs and Border Protection (CBP) – Coordinates intelligence and enforcement of counterfeit goods entering the west coast via air through carriers such as UPS and FedEx.
- Homeland Security Investigations Trade-fraud (HSI)– Investigates and assists APT for any shipping containers via the sea and highway.
- U.S. Food & Drug Administration – Coordinates intelligence and enforcement of counterfeit/illicit goods related to health and human safety entering the west coast via air.
- Department of Alcoholic Beverage Control – Coordinates information on counterfeit goods sold in ABC establishments.
- Department of Labor Standards and Enforcement – Enforces labor laws violations.
- Employment Development Department – Enforces labor law violations.
- New York Police Department Trademark Unit - Intelligence sharing on shipments to or from the East Coast.
- Assistant United States Attorney - Prosecutes cases on a Federal level.
- Department of Justice Office of the Attorney General – Prosecutes cases on a State level.

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- State of California Department of Public Health Food and Drug Branch - Coordinates intelligence and enforcement of counterfeit/illicit goods related to health and human safety.

The LAPD IP Task Force focuses on strengthening efforts to combat IP theft through close coordination with state and local law enforcement partners as well as international counterparts. The LAPD IP Task Force supports the LAPD's efforts to aggressively investigate and prosecute a wide range of IP crimes, with a particular focus on 1) public health and safety; 2) coordination with our federal partners to focus investigations on identifying the highest priority IP violations, the largest criminal enterprises, repeat offenders with specific focus on violent, drug, and criminal gang offenders; and 3) special emphasis on the investigation and prosecution of IP crimes that are committed or facilitated by cyber-enabled means (dark-web) or perpetrated by organized criminal networks. Partnership with the FBI and HIS has enabled the APT to investigate IP cases for both federal and state prosecutions. Along with CBP's assistance, the APT receives updated information on suspected IP merchandise inbound to the LA area.

Program Focus

This proposal will ensure the supply and demand of IP crimes are addressed. The APT and LACA partnership will focus on the following:

A. Nuisance IP Crime Locations, Social Media sites, Dark Web, and Ring-Leaders.

Using crime and case filing data, the APT and LACA will focus on ring-leaders who have previously engaged in IP crimes. The allure of easy money and minor punitive consequences from selling counterfeit products 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 transporting whole containers. To break the cycle and stop IP crime

Los Angeles Police Department
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permanently, LA will need to enhance public and private partnerships to address these issues and combat crime from all aspects and levels. The APT estimates that 75% of arrestees have prior violations (either via police arrest or cease and desist letter). Of this arrestee group, 25% move up and become more sophisticated and highly-organized criminals, involving more people and resources to sustain the lucrative income of this criminal activity.

To illustrate this organized layer of ring-leaders, in 2014 a small “bodega” owner was selling counterfeit/illicit pharmaceutical drugs. In 2018, the suspect has become the main distributor to all bodegas in LA, Compton, San Francisco, Bakersfield, Reno, Atlanta, and Houston. The APT and the FBI investigated the suspect for sales of counterfeit pharmaceutical drugs in LA. During the investigation, the suspects engaged in a large-scale conspiracy to import illegal, dangerous, misbranded, and counterfeit pharmaceutical drugs from Central America and Mexico for distribution throughout the United States. Private investigators and law enforcement determined that the suspects repeatedly traveled to El Salvador and shipped pharmaceutical drugs to their home in LA. While in El Salvador, investigators noted the pharmacies were all controlled by the MS-13 gang. Once the shipments of counterfeit/illicit pharmaceutical drugs arrive in LA, the suspects will distribute the drugs to the bodegas throughout the different cities. Armed with this information, an investigation resulted in the discovery of a well-organized “pick house” with tremendous evidence of counterfeit/illicit pharmaceutical drugs. Five search warrants were served and six suspects were ultimately arrested and prosecuted. As part of the parallel partnership, the LACA filed lawsuits consisting of 935 violations including misbranded pharmaceuticals, illegal sales of pharmaceuticals without a license, and trademark infringement.

In LA, felony IP convicts historically receive active probation instead of prison time regardless of the amount of property recovered by police. Court sentences typically only include

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community service, probation, or restitution/fines. Although LACA and the APT 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 typically complex and require lengthy trials. With current overcrowding across California jails and prisons, convicted IP criminals are typically released early. And when they re-enter the community, few, if any, legal options can support the lifestyle they previously enjoyed. Detectives estimate that the average income for counterfeit distributors is \$60,000 to \$150,000 each month. Due to these financial incentives and lax penalties, it is not surprising that IP crimes continue to occur and flourish.

B. Changing Trends in IP Crime

The APT has seen convicted offenders develop highly sophisticated, connected, and unconventional networks very quickly. Several suspects stated to detectives that the lucrative financial gain in selling counterfeit products, especially in the ongoing challenging economy, the lack of severe punishment post-arrest, and ever-increasing demand for counterfeit goods from the public has led many criminals to remain or become re-involved in IP crime. Detectives have seen numerous examples of gangs who have moved from dealing drugs to committing IP crimes. The cost to profit ratio is much larger in counterfeiting and the penalties much more lax than dealing drugs. When interviewed by detectives, documented gang members arrested for selling counterfeit goods confirm that IP crime is more profitable and less risky than committing other crimes. The importance of strategic and tactical coordination with partners such as LACA and federal agencies in enforcing IP laws is even more critical to cripple criminal networks.

C. The Expanded Marketplace for Counterfeit Goods in the LA Region.

The APT recently found that IP criminals are transitioning from shipping counterfeit goods through the ports to the airport. Because of the successful interception of illegal shipments by the

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Port of LA, counterfeit shipments are now coming through LA International Airport (LAX). In addition, the internet has allowed the sale of counterfeit goods on a much wider scale while providing anonymity to the sellers. Enforcement has increasingly become more complex, time-consuming, and costly. A local IP problem could have national and international implications as counterfeit goods sales have been linked to fund terrorist activities, leading to a much larger homeland security issue. There is a critical need to expand focus to include national as well as international IP crimes.

D. Increased Demand for Counterfeit Goods.

The APT and LACA need to better influence public opinion through education – such as youth, budget-minded consumers and business owners – 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 goods. The community/consumers are victims of IP crime and can be greatly harmed by purchasing counterfeit goods. For example, a person may purchase a counterfeit phone charger thinking a knockoff works just as well; however, if the charger has not been inspected/tested for safety, it can cause a fire, endangering their life and the lives of their family. Counterfeit pharmaceutical drugs can certainly pose a significant health danger.

2. PROJECT DESIGN AND IMPLEMENTATION

The proposal will provide a multi-faceted approach to *Reducing and Preventing Intellectual Property Crime in the City of Los Angeles*.

Objective 1: Enforcement: Expand existing Los Angeles IP Task Force to target health and human safety violations committed by organized crime, criminal gangs, drug traffickers, repeat offenders and the number of chronic IP crime locations.

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The APT aims to curb recidivism by reviewing cases of individuals who were previously arrested but continue to engage in IP crime. In 2017, more than 150 people were arrested and convicted for IP crimes in LA. Since most of them are still on active probation and at high risk of reoffending, the APT, along with the LA County Probation Department, will closely monitor and reexamine each of these cases to extract additional information that may help detectives prevent repeat IP crimes. The APT is requesting overtime funding for investigators to gather intelligence on convicted IP criminals, organize probation checks, and arrest individuals that have violated probation. Additionally, to prevent new IP crime, the APT will work to 'choke' points in IP crime distribution networks by adding an extra layer of coordinated criminal and civil enforcement through direct and indirect IP violations filed by the LACA. The APT will review violations in other areas such as employment, health and drug, alcohol, tobacco, and building codes. The objective is to make it financially painful for IP criminals by imposing fines and negatively affecting those in their networks such as building owners, front companies, and employees. Once APT detectives determine that the IP criminals are violating other laws, they will coordinate with the LACA to address civil code violations occurring at counterfeit sales locations. The LACA will file civil actions, known as "abatelements," to target the property owners who knowingly permit counterfeit sales to occur. These abatelements carry significant financial penalties and greatly deter counterfeit sales. In addition, the APT will work with the LACA and appropriate government agencies to arrest, successfully prosecute and/or fine offenders. Through grant funding, the LACA will dedicate a vertical prosecutor to enforce street level counterfeit sales by filing criminal cases. The new vertical prosecutor will be centrally located and their duties will include reviewing, filing and prosecuting IP related criminal cases arising from the APT, as well as representatives from the LAPD IP Task Force (FBI, CBP and

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HSI) and/or any law enforcement agencies enforcing IP crimes in L.A. Finally, to further reduce the supply side of IP crime, the APT will enhance information sharing with investigative and enforcement efforts through the Regional Information Sharing Systems, which allows law enforcement officers to share information on locations, suspects, current trends, and gangs. To promote information sharing, the APT 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 APT has an on-going ride-along training program open to all interested law enforcement agencies to impart investigative techniques on IP crime. Additionally, the APT will partner with private investigative companies to conduct several IP trainings and share current trends, investigative techniques and technical support to other law enforcement agencies.

Performance Measures: # of IP crime locations at the start, and every quarter throughout the two years; # of IP crime offenders and number of repeat offenders; # of cases prosecuted at local, state and federal level; value of assets seized.

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

To address the changing trends in IP crimes, the APT detectives will adapt to the suspects' new methods in sales of IP products through social media (Instagram, Facebook, Twitter) and other enticing websites (Dark web, Offer-up, eBay, Amazon, Etsy, etc.). Today's suspects have evolved from blatant store front sales to more internet based sales, making investigations more time consuming and complex. To confront the growing linkage of IP crime and terrorism, the APT will continue to work with relevant Task Force members who can open state and federal

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investigations. The FBI has deputized the APT detectives as federal U.S. Marshals, allowing them to vertically handle IP-related State and Federal investigations.

To effectively target the pervasive and large-scale counterfeit problem, the APT will also work with a wide variety of public and private industry partners on IP crime prevention and enforcement. Partners include, the International Anti-Counterfeiting Association, Underwriters Laboratories, the Recording Industry Association of America, the Motion Picture Association of America, 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. Additionally, the Dark Web training will be hosted locally by partners in the private industry as well as the FBI at no cost to the team.

Performance Measures: Track number of dark-web trainings attended; # of internet investigations conducted; # of new members and new agencies/organizations represented on the Task Force; # of new private partners working with Task Force and enforcement agencies; 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 Economic and Personal Dangers of IP crime.

The APT will address the demand for IP goods by influencing public opinion through educating the budget-minded consumers and business owners to prevent, deter and identify criminal violators of IP laws as well as alter the consumer's buying habits. The APT believes that once 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

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products. The APT will continue to partner with Crime Stoppers and the FBI to develop more public service announcements (PSA) for distribution on local television, radio and in movie theaters. The 2017 PSAs addressed consumers and business owners who unknowingly sold and bought counterfeit goods. The proposed PSAs will target the use of counterfeit pharmaceutical drugs, electronic devices, and streaming/downloading movies. The APT will continue to work with the LAPD's Media Relations Section as well as the LA Police Foundation to develop and air more PSAs on television networks, on the radio and in print outlets.

The APT, in collaboration with the LACA, will develop and implement an educational campaign to change public perception by raising awareness of the risks of counterfeit products and consequences of participating in the counterfeit marketplace. This will be conveyed at middle schools and to students of the LAPD Cadet and Citizen's Police Academy. These presentations will offer the information on IP crime, including the transition from store front sales to internet based sales, nexus to gangs, organized crime and even terrorist groups. The APT plans to conduct at least 12 presentations at middle schools, LAPD Cadet, and Citizen's Police Academy, at least six presentations at local colleges, and 24 in-service trainings to APT detectives, and outside agencies. The APT and LACA will continue to provide trainings to law enforcement and prosecutors regarding IP enforcement best practices.

Performance Measures: Track the # kinds of groups targeted by education; # kinds of community activities; Collect and analyze training evaluation; # of PSAs conducted.

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

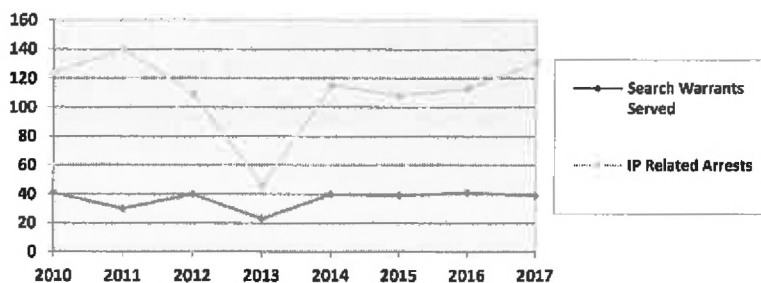
The APT and LACA will work together to develop a final report at the end of the grant period detailing strategies and outcomes. The report will also include concrete recommendations for training and replicating successful aspects of the LAPD model in other jurisdictions.

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

3. CAPABILITIES and COMPETENCIES

LAPD: Since 2004, the APT has been involved in more than 2,100 IP cases, some of which have led to the arrest and conviction of known terrorist groups for manufacturing and sales of counterfeit products. The APT has also received over 700 hours of training from brand owners, including, Louis Vuitton, Rolex, Underwriters Laboratories Inc., Merck and Proctor & Gamble on various methods of identifying counterfeit goods. In 2010, the APT was recognized by the U.S. Intellectual Property Enforcement Coordinator, Executive Office of the President of the United States for a 192% increase in arrests from the prior year using BJA grant funding. The graph below summarizes accomplishments as well as a dip in the arrests and search warrants served when LAPD did not receive the 2012–2013 grant.



The APT successfully implemented the FY 2016-2018 Intellectual Property Grant Program that provided overtime funding for complex IP cases that resulted in the removal of \$132,950,880 worth of counterfeit products from the streets of Los Angeles. This represented 878,422 items including CDs, DVDs, purses, wallets, apparel, food, pharmaceutical drugs, and auto parts. The APT was featured on ABC 20/20, Good Morning America, Nightline, Dateline, 60 Minutes, Syndicated Crime Watch Daily, American Greed, and several local news stories between 2016

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and 2018, discussing the severity of this lucrative crime and the financial gain criminals are profiting from. The shows featured the APT during search warrant operations targeting major distributors of counterfeit pharmaceutical drug, apparel, and other products in Downtown LA. Due to these successes, the international community have sought the expertise of the APT. The APT detectives trained the South Korean government and private organizations on anti-piracy tactics; helped Brazilian law enforcement prepare for the 2014 World Cup and 2016 Summer Olympics in Rio De Janeiro; trained the Dubai Police Department on the different enforcement strategies to combat IP crimes; and discussed IP cases involving gangs/organized crime/terrorist groups with the London Police Department. Also, the APT supervisor, Detective Rick Ishitani, presented at the 2015 NIJ Intellectual Property Forum and actively participated in various conferences hosted by the National White-Collar Crime Center.

The LAPD Grants Section has extensive experience in managing and overseeing projects ranging from \$100,000 to \$16,000,000. Since 2015, the Department has received 72 grants from a variety of funding agencies including BJA and NIJ totaling nearly \$83 million.

LACA: As an agency of approximately 450 attorneys, the LACA has both civil and criminal IP enforcement capabilities. On the criminal side, the LACA prosecutes misdemeanor violations of state IP laws including trademark and copyright violations. LACA has reviewed more than 1,500 counterfeit related cases and prosecuted more than 1,200 cases, with a success rate of approximately 90%. The LACA is also a nationally recognized leader, having pioneered abatements as a powerful crime suppression tool dating back to 1990. The California District Attorneys Association, the National District Attorneys Association, and the National Association of Community Prosecutors, along with law enforcement agencies nationwide regularly seek LACA abatement attorneys as featured speakers to train prosecutors and police about property

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abatements. The LACA has evaluated more than 3,000 properties for nuisance abatement remedies and filed over 2,100 abatement lawsuits, with a 90% success rate. Since 2009, the Counterfeit Abatement Prosecutor has secured \$34,000,000 in judgments against chronic Los Angeles counterfeiters. This work has been highlighted by the White House's Office of the US IP Enforcement Coordinator and trade publications.

4. IMPACT/OUTCOMES – PLAN FOR COLLECTING DATA REQUIRED FOR THIS SOLICITATION'S PERFORMANCE MEASURES

All performance data will be tracked and maintained by the Project Manager Detective Rick Ishitani. Data will be documented on a spreadsheet and calculations will be made to demonstrate the effectiveness of the increased intelligence gathering efforts. Information will be shared at monthly task force meetings and distributed on a quarterly basis to stakeholders and federal partners in the form of a newsletter. The LAPD Grant Section will collect data tracked by the APT and send information to BJA on a quarterly basis. A grant analyst will compile the fiscal expenditures of the grant to report to BJA and ensure the grant is being spent in a timely and effective manner.

5. SUSTAINMENT

It is anticipated that the APT will request funding in the FY 2019-2020 City of LA budget to permanently assign additional detectives and officers to the APT to sustain the same productivity attained while operating under the grant. The APT will also seek funding from the Los Angeles Police Foundation, a not-for-profit organization that provides critical resources and vital support to the LAPD. The LAPD is committed to seek funding from different avenues to allow for collaborative and innovative strategies for IP enforcement and ensure the health and safety of the public.

PROJECT TIMELINE: Reducing and Preventing Intellectual Property Crime in the City of Los Angeles

Goal: The long-term goal of the LAPD Anti-Piracy Team is to reduce the supply of and the demand for pirated merchandise and counterfeit activities in LA so significantly that one day, little if any IP criminal activity will take place here. In addition, law enforcement will learn to adapt to the suspects' evolving methods in sales of IP product through social media, the dark web, and other websites to reduce IP crime effectively and efficiently. To accomplish this overarching goal, we will work to achieve the following objectives.

Objective 1: Reduce the supply side of IP crime by reducing the number of repeat IP crime offenses and the number of chronic IP crime locations or "hot spots".

1A – Revisit/Review cases of probationers and investigate present-day activities.

1B – Coordinate probation checks with Los Angeles County Probation Department.

1C – Identify all criminal and civil violations and coordinate prosecution and investigation with appropriate government agency.

1D – Coordinate with Federal Agencies to have the option to prosecute cases at the federal level.

Objective 2: Develop and evaluate additional strategies to address the changing trends and kinds of IP crime to prevent IP crime linkages to other national and international crimes.

2A – Add new IP Task Force members from various levels of law enforcement.

2B – Share information with partners to anticipate changes in investigation strategies using Regional Inf. Sharing Systems (RISS).

Objective 3: Reduce the demand for IP crime by educating the public about the economic and personal dangers of IP crime.

3A – Conduct assemblies/classroom presentations at local elementary and junior high schools.

3B – Increase public awareness through the "LAPD Cadet/Citizens Academy" of the dangers of counterfeit products.

3C – Involve media, Crime Stoppers and LA Police Foundation in PSA development and airing.

3D – Develop and implement an educational campaign to change public perception by raising awareness.

Objective 4: Prevent IP crime displacement by sharing best practices.

4A – Develop a final report detailing the strategies and outcomes of the LAPD and LACA to eliminate IP crime and include recommendations on how to replicate successful aspects.

DELIVERABLES

1. Quarterly Progress Report on accomplishments (including performance measures, probation search activities, task force meeting outcomes) and planned activities.
2. Final report on accomplishments, detailed profile of repeat IP criminals, and public outreach activities (including PSAs, training programs, public outreach events).

Key Activities	Obj/tasks	Responsible Staff	1 st Qtr.	2 nd Qtr.	3 rd Qtr.	4 th Qtr.	5 th Qtr.	6 th Qtr.	7 th Qtr.	8 ^{tr} Qtr.
Award acceptance.		LAPD Grant Administrator	X	X						
Verify probation status of past arrestees.	1A, 1B	LAPD Anti-Piracy Team		X	X	X	X	X	X	X
Work with LA County Probation Department to review cases and contact IP offenders out on probation; Work with California Department of Correction and Rehabilitation regarding parolees.	1B	LAPD Anti-Piracy Team		X	X	X	X	X	X	X
File criminal cases arising from referrals from local agencies.	1D, 1E	LAPD Anti-Piracy Team & LACA		X	X	X	X	X	X	X
Add new task force members.	2A	LAPD Anti-Piracy Team & LACA Vertical Prosecutor		X	X	X	X	X	X	X
Disseminate and share information regarding investigative efforts through the Regional Information Sharing Systems.	2B	LAPD Anti-Piracy Team		X	X	X	X	X	X	X
Meet with task force members quarterly to share information and discuss innovative techniques and changing trends.	2A, 2B	LAPD Anti-Piracy Team & LACA Vertical Prosecutor	X	X	X	X	X	X	X	X
Implement campaign to change public perception.	3A, 3B, 3C, 3D	LAPD Anti-Piracy Team & LACA Vertical Prosecutor		X	X	X	X	X	X	X
Conduct presentations at local elementary and junior high schools and in "LAPD Cadet/Citizen's Academy".	3B, 3D	LAPD Anti-Piracy Team		X	X	X	X	X	X	X
Distribute the PSA on all major networks, radio and print outlets and in movie theaters.	3C, 3D	LAPD Anti-Piracy Team		X	X	X	X	X	X	X
Develop strategies and outcomes to share best practices.	4A	LAPD Anti-Piracy Team & LACA Vertical Prosecutor		X	X	X	X	X	X	X
Project closeout; Complete quarterly and final reports.		LAPD Grant Administrator	X	X	X	X	X	X	X	X

SUSTAINABILITY PLAN

- Continue probation and parole reviews on an ongoing basis.
- Continue to aggressively pursue external grant funding to sustain IP enforcement initiatives through private funding with assistance from the development team at the LA Police Foundation to continue developing and airing PSA's
- Seek additional detectives in the FY2018 LAPD budget to be permanently assigned to Anti-Piracy Team to continue enforcement and prevention efforts after grant overtime funding ends.

Budget Detail - Year 1

Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N
(DOJ Financial Guide, Section 3.10)

A. Personnel

Name <i>List each name, if known.</i>	Position <i>List each position, if known.</i>	Computation <i>Show annual salary rate & amount of time devoted to the project for each name/position.</i>						
		Salary	Rate	Time Worked (# of hours, days, months, years)	Percentage of Time	Total Cost	Non-Federal Contribution	Federal Request
LACA Prosecutor	Deputy City Attorney II	\$105,652.00	yearly	1	47%	\$50,000		\$50,000
APT Investigators	Detective II	\$90.00	hourly	1,560	100%	\$140,400		\$140,400
APT Supervisor Overtime	Lieutenant II	\$100.00	hourly	96	100%	\$9,600	\$0	\$9,600
Total(s)						\$200,000	\$0	\$200,000

Narrative

The Los Angeles Police Department (LAPD) will allocate \$150,000 for one (1) supervisor and (5) investigators in the Anti-Piracy Team (APT). The APT will implement the strategies and tactics in fighting highly-organized and upwardly mobile repeat offenders, as discussed in the Project Narrative. These investigative efforts are unprecedented in the City of Los Angeles and represent a large potential in curbing the rise of counterfeit products in Southern California. There are two LAPD investigators who will continue to enforce intellectual property laws during their regular hours, which include sustaining the practices implemented during the 2009, 2010, 2011, 2012, 2014 and 2016 IP grant programs such as coordinating with local and federal agencies and monitoring internet crimes. The additional grant funds will enable the LAPD to augment anti-piracy efforts in a broader and deeper scale by providing overtime to conduct more in-depth and additional investigations by adding additional personnel on overtime basis. Overtime funding will also enable the LAPD to proactively address newly identified IP crime tied to national and international terrorism organizations.

During the past 15 years, the LAPD 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 on the IP Task Force. Throughout this project, the Anti-Piracy Team will amp 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.

Deputy City Attorney II (DCA II) will be assigned to the LACA's Counterfeit Abatement Prosecution Program (CAPP) to prosecute California Penal Code Sections 350(a)1 (possession and sales of counterfeit goods) and Section 653w cases (sales of counterfeit audio and audiovisual goods) from beginning to end, including filing the case, coordinating with law enforcement when additional investigation is needed, appearing at court arraignments, pre-trial hearings, trial, and post-conviction matters, as well as making sentencing recommendations. The

B. Fringe Benefits						
Name <i>List each grant-supported position receiving fringe benefits.</i>		Computation <i>Show the basis for computation.</i>				
		Base	Rate	Total Cost	Non-Federal Contribution	Federal Request
				\$0		\$0
				Total(s)	\$0	\$0
Narrative						

Purpose Area #4

C. Travel										
Purpose of Travel	Location	Type of Expense	Basis	Computation						
<i>Indicate the purpose of each trip or type of trip (training, advisory group meeting)</i>	<i>Indicate the travel destination.</i>	<i>Lodging, Meals, Etc.</i>	<i>Per day, mile, trip, Etc.</i>	<i>Compute the cost of each type of expense X the number of people traveling.</i>						
				Cost	Quantity	# of Staff	# of Trips	Total Cost	Non-Federal Contribution	Federal Request
			N/A					\$0		\$0
Total(s)								\$0	\$0	\$0
Narrative										

Purpose Area #4

D. Equipment					
Item <i>List and describe each item of equipment that will be purchased</i>	Computation <i>Compute the cost (e.g., the number of each item to be purchased X the cost per item)</i>				
	# of Items	Unit Cost	Total Cost	Non-Federal Contribution	Federal Request
			\$0		\$0
Total(s)			\$0	\$0	\$0
Narrative					

E. Supplies					
Supply Items <i>Provide a list of the types of items to be purchased with grant funds.</i>		Computation <i>Describe the item and the compute the costs. Computation: The number of each item to be purchased X the cost per item.</i>			
	# of Items	Unit Cost	Total Cost	Non-Federal Contribution	Federal Request
			\$0		\$0
Total(s)			\$0	\$0	\$0
Narrative					

Purpose Area #4

F. Construction						
Purpose <i>Provide the purpose of the construction</i>	Description of Work <i>Describe the construction project(s)</i>	Computation <i>Compute the costs (e.g., the number of each item to be purchased X the cost per item)</i>				
		# of Items	Cost	Total Cost	Non-Federal Contribution	Federal Request
				\$0		\$0
Total(s)				\$0	\$0	\$0
Narrative						

G. Subawards (Subgrants)									
Description <i>Provide a description of the activities to be carried out by subrecipients.</i>		Purpose <i>Describe the purpose of the subaward (subgrant)</i>		Consultant? <i>Is the subaward for a consultant? If yes, use the section below to explain associated travel expenses included in the cost.</i>					
						Total Cost	Non-Federal Contribution	Federal Request	
									\$0
Total(s)						\$0	\$0	\$0	
Consultant Travel (if necessary)									
Purpose of Travel <i>Indicate the purpose of each trip or type of trip (training, advisory group meeting)</i>		Location <i>Indicate the travel destination.</i>		Type of Expense <i>Hotel, airfare, per diem</i>		Computation <i>Compute the cost of each type of expense X the number of people traveling.</i>			
				Cost	Duration or Distance	# of Staff	Total Cost	Non-Federal Contribution	Federal Request
							\$0		\$0
Total							\$0	\$0	\$0
Narrative									
H. Procurement Contracts									

Purpose Area #4

Description		Purpose	Consultant?					
Provide a description of the products or services to be procured by contract and an estimate of the costs. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source procurements in excess of the Simplified Acquisition Threshold (currently \$150,000).		Describe the purpose of the contract	Is the subaward for a consultant? If yes, use the section below to explain associated travel expenses included in the cost.					
				Total Cost	Non-Federal Contribution	Federal Request		
						\$0		
Total(s)				\$0	\$0	\$0		
Consultant Travel (if necessary)								
Purpose of Travel	Location	Type of Expense	Computation					
Indicate the purpose of each trip or type of trip (training, advisory group meeting)	Indicate the travel destination.	Hotel, airfare, per diem	Compute the cost of each type of expense X the number of people traveling.					
			Cost	Duration or Distance	# of Staff	Total Cost	Non-Federal Contribution	Federal Request
						\$0		\$0
Total						\$0	\$0	\$0
Narrative								

I. Other Costs							
Description <i>List and describe items that will be paid with grants funds (e.g. rent, reproduction, telephone, janitorial, or security services, and investigative or confidential funds).</i>	Computation <i>Show the basis for computation</i>						
	Quantity	Basis	Cost	Length of Time	Total Cost	Non-Federal Contribution	Federal Request
					\$0		\$0
Total(s)					\$0	\$0	\$0
Narrative							

J. Indirect Costs					
Description <i>Describe what the approved rate is and how it is applied.</i>	Computation <i>Compute the indirect costs for those portions of the program which allow such costs.</i>				
	Base	Indirect Cost Rate	Total Cost	Non-Federal Contribution	Federal Request
			\$0		\$0
Total(s)			\$0	\$0	\$0
Narrative					

Budget Detail - Year 2

Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N
(DOJ Financial Guide, Section 3.10)

A. Personnel

Name <i>List each name, if known.</i>	Position <i>List each position, if known.</i>	Computation <i>Show annual salary rate & amount of time devoted to the project for each name/position.</i>						
		Salary	Rate	Time Worked (# of hours, days, months, years)	Percentage of Time	Total Cost	Non-Federal Contribution	Federal Request
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Total(s)						\$200,000	\$0	\$200,000

Narrative

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During the past 15 years, the LAPD 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 on the IP Task Force. Throughout this project, the Anti-Piracy Team will amp 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.

Deputy City Attorney II (DCA II) will be assigned to the LACA's Counterfeit Abatement Prosecution Program (CAPP) to prosecute California Penal Code Sections 350(a)1 (possession and sales of counterfeit goods) and Section 653w cases (sales of counterfeit audio and audiovisual goods) from beginning to end, including filing the case, coordinating with law enforcement when additional investigation is needed, appearing at court arraignments, pre-trial hearings, trial, and post-conviction matters, as well as making sentencing recommendations. The

B. Fringe Benefits						
Name <i>List each grant-supported position receiving fringe benefits.</i>		Computation <i>Show the basis for computation.</i>				
		Base	Rate	Total Cost	Non-Federal Contribution	Federal Request
				\$0		\$0
Total(s)				\$0	\$0	\$0
Narrative						

Purpose Area #4

C. Travel										
Purpose of Travel	Location	Type of Expense	Basis	Computation						
<i>Indicate the purpose of each trip or type of trip (training, advisory group meeting)</i>	<i>Indicate the travel destination.</i>	<i>Lodging, Meals, Etc.</i>	<i>Per day, mile, trip, Etc.</i>	<i>Compute the cost of each type of expense X the number of people traveling.</i>						
				Cost	Quantity	# of Staff	# of Trips	Total Cost	Non-Federal Contribution	Federal Request
			N/A					\$0		\$0
Total(s)								\$0	\$0	\$0
Narrative										

D. Equipment					
Item	Computation				
<i>List and describe each item of equipment that will be purchased</i>	<i>Compute the cost (e.g., the number of each item to be purchased X the cost per item)</i>				
	# of Items	Unit Cost	Total Cost	Non-Federal Contribution	Federal Request
			\$0		\$0
Total(s)			\$0	\$0	\$0
Narrative					

E. Supplies					
Supply Items <i>Provide a list of the types of items to be purchased with grant funds.</i>	Computation <i>Describe the item and the compute the costs. Computation: The number of each item to be purchased X the cost per item.</i>				
	# of Items	Unit Cost	Total Cost	Non-Federal Contribution	Federal Request
			\$0		\$0
Total(s)			\$0	\$0	\$0
Narrative					

Purpose Area #4

F. Construction						
Purpose <i>Provide the purpose of the construction</i>	Description of Work <i>Describe the construction project(s)</i>	Computation <i>Compute the costs (e.g., the number of each item to be purchased X the cost per item)</i>				
		# of Items	Cost	Total Cost	Non-Federal Contribution	Federal Request
				\$0		\$0
Total(s)				\$0	\$0	\$0
Narrative						

G. Subawards (Subgrants)									
Description <i>Provide a description of the activities to be carried out by subrecipients.</i>		Purpose <i>Describe the purpose of the subaward (subgrant)</i>		Consultant? <i>Is the subaward for a consultant? If yes, use the section below to explain associated travel expenses included in the cost.</i>					
					Total Cost	Non-Federal Contribution	Federal Request		
Los Angeles City Attorney		A centralized vertical prosecutor will develop extensive experience related to IP enforcement and participate in task force efforts, training and outreach.					\$0		
Total(s)					\$0	\$0	\$0		
Consultant Travel (if necessary)									
Purpose of Travel <i>Indicate the purpose of each trip or type of trip (training, advisory group meeting)</i>		Location <i>Indicate the travel destination.</i>		Type of Expense <i>Hotel, airfare, per diem</i>		Computation <i>Compute the cost of each type of expense X the number of people traveling.</i>			
				Cost	Duration or Distance	# of Staff	Total Cost	Non-Federal Contribution	Federal Request
							\$0		\$0
Total							\$0	\$0	\$0
Narrative									
H. Procurement Contracts									

Purpose Area #4

Description	Purpose	Consultant?						
<i>Provide a description of the products or services to be procured by contract and an estimate of the costs. Applicants are encouraged to promote free and open competition in awarding contracts. A separate justification must be provided for sole source procurements in excess of the Simplified Acquisition Threshold (currently \$150,000).</i>	<i>Describe the purpose of the contract</i>	<i>Is the subaward for a consultant? If yes, use the section below to explain associated travel expenses included in the cost.</i>						
			Total Cost	Non-Federal Contribution	Federal Request			
					\$0			
Total(s)			\$0	\$0	\$0			
Consultant Travel (if necessary)								
Purpose of Travel	Location	Type of Expense	Computation					
<i>Indicate the purpose of each trip or type of trip (training, advisory group meeting)</i>	<i>Indicate the travel destination.</i>	<i>Hotel, airfare, per diem</i>	<i>Compute the cost of each type of expense X the number of people traveling.</i>					
			Cost	Duration or Distance	# of Staff	Total Cost	Non-Federal Contribution	Federal Request
						\$0		\$0
Total						\$0	\$0	\$0
Narrative								

Purpose Area #4

I. Other Costs									
Description <i>List and describe items that will be paid with grants funds (e.g. rent, reproduction, telephone, janitorial, or security services, and investigative or confidential funds).</i>	Computation <i>Show the basis for computation</i>								
	Quantity	Basis	Cost	Length of Time	Total Cost	Non-Federal Contribution	Federal Request		
					\$0		\$0		
Total(s)					\$0	\$0	\$0		
<table border="1"> <tr> <td style="width: 15%;">Narrative</td> <td></td> </tr> </table>								Narrative	
Narrative									

J. Indirect Costs						
Description <i>Describe what the approved rate is and how it is applied.</i>		Computation <i>Compute the indirect costs for those portions of the program which allow such costs.</i>				
		Base	Indirect Cost Rate	Total Cost	Non-Federal Contribution	Federal Request
				\$0		\$0
Total(s)				\$0	\$0	\$0
Narrative						

Budget Summary

Note: Any errors detected on this page should be fixed on the corresponding Budget Detail tab.

	Year 1		Year 2 (if needed)		Year 3 (if needed)		Year 4 (if needed)		Year 5 (if needed)		
Budget Category	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Federal Request	Non-Federal Request	Total(s)
A. Personnel	\$200,000	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$400,000
B. Fringe Benefits	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
C. Travel	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
D. Equipment	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
E. Supplies	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
F. Construction	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
G. Subawards (Subgrants)	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
H. Procurement Contracts	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
I. Other	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Direct Costs	\$200,000	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$400,000
J. Indirect Costs	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total Project Costs	\$200,000	\$0	\$200,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$400,000
Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N											No



Program Office Approvals GAN



[All Active](#)

[Change Requested](#)

[Approved](#)

[Denied](#)

[Draft](#)

[Create Grant Adjustment](#)

[Help/Frequently Asked Questions](#)

US DEPARTMENT OF JUSTICE
OFFICE OF JUSTICE PROGRAMS

GRANT ADJUSTMENT NOTICE

Grantee Information			
Grantee Name:	City of Los Angeles	Project Period:	10/01/2018 - 09/30/2020
Grantee Address:	200 N. SPRING ST SW MEZZANINE RM M175 LOS ANGELES, 90012	Program Office:	BJA
Grantee DUNS Number:	03-784-8012	Grant Manager:	Tahlia Barringer
Grantee EIN:	95-6000735	Application Number(s):	2018-H2197-CA-IP
Vendor #:	956000735	Award Number:	2018-IP-BX-0008
Project Title:	LAPD FY 18 Intellectual Property Enforcement Program	Award Amount:	\$400,000.00

Program Office Approvals

*Approval Types

Changes in Consultant rates (in excess of \$650/day)	Publication Plan Submissions
Purchase of Automatic Data Processing (ADP) Equipment and Software	Funding for Criminal Justice Information and Communication Systems
Foreign Travel Costs	Other (Please enter type of Program Office Approval below) Budget Reallocation within P

*Required Justification for Program Office Approvals:

Within the Personnel Category, LAPD is requesting that the line item for Deputy City Attorney be increased by \$50,000 to \$150,000; decreasing Detective II to \$234,000 and Lieutenant to 16,000. Personnel Category total remains the same

Attachments:

Filename:	User:	Timestamp:	Action:
Budget Detail-- Year One Form.pdf	CBeckx1	11/29/2018 2:07 PM	Delete Attachment
Budget Detail-- Year One Narrative.pdf	CBeckx1	11/29/2018 2:07 PM	Delete Attachment
Budget Detail-- Year 2 Form.pdf	CBeckx1	11/29/2018 2:07 PM	Delete Attachment
Budget Detail-- Year 2 Narrative.pdf	CBeckx1	11/29/2018 2:07 PM	Delete Attachment
Letter to BJA-- Budget Mod Request.pdf	CBeckx1	11/29/2018 2:07 PM	Delete Attachment

Actions:

[Close](#)

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Audit Trail:

Description:	Role:	User:	Timestamp:	Note:
Approved-Final	PO - GAN 1st Line Supervisor	womacke	01/11/2019 1:15 PM	View Note
Change Requested	PO - Grant Manager	barringt	12/19/2018 4:43 PM	View Note
Change Requested	EXTERNAL - External User	barringt	12/19/2018 4:43 PM	View Note
Submitted	PO - Grant Manager	CBeckx1	11/29/2018 2:08 PM	View Note
Draft	EXTERNAL - External User	CBeckx1	11/29/2018 2:04 PM	View Note

LOS ANGELES POLICE DEPARTMENT



MICHEL R. MOORE
Chief of Police

ERIC GARCETTI
Mayor

P.O. Box 30158
Los Angeles, CA 90030
Telephone: (213) 486-0380
TTY: (877) 275-5273
Ref #: 3.5

October 4, 2018

Ms. Tahitia Barringer, State Policy Advisor
Programs Office, Bureau of Justice Assistance
Office of Justice Programs, USDOJ
810 7th Street, NW
Washington, DC 20531

Re: Award No. 2018-IP-BX-0008—Year One and Year Two Budget Detail Modification

Dear Ms. Barringer,

The approved grant Budget Details for Year One and Year Two were modified by the Los Angeles Police Department (LAPD), Grants Section, for the Fiscal Year 2018-20 Intellectual Property Enforcement (2018-20 IPE) Grant, Award No. 2018-IP-BX-0008. Since the total grant award amount of \$400,000 remains the same, this is a no cost grant modification.

The enclosed Year One and Year Two Budget Details were updated to redistribute the awarded funds within the Personnel category. The Year One and Year Two Budget Details were modified for the LACA Prosecutor line item for the Deputy City Attorney II which was increased from \$50,000 to \$75,000—total amount allocated over two years is \$150,000; the APT Investigators line item for the Detectives II was decreased from \$140,400 to \$117,000—total amount allocated over two years is \$234,000; and the APT Supervisor line item for the Lieutenant II was decreased from \$9,600 to \$8,000—total amount allocated over two years is \$16,000. The total budget remains unchanged at \$200,000 for Year One and \$200,000 for Year Two—\$400,000 for the two year grant program.

If you have any questions, please contact Sr. Management Analyst Annette Arredondo, Grants Section, at (213) 486-0381.

Respectfully,

MICHEL R. MOORE
Chief of Police

A handwritten signature in black ink, appearing to read "Stella Larracas".

STELLA LARRACAS, Senior Management Analyst
Officer in Charge
Grants Section
Community Policing and Policy Group

Enclosures

Budget Detail - Year 1

Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N
(DOJ Financial Guide, Section 3.10)

A. Personnel

Name <i>List each name, if known.</i>	Position <i>List each position, if known.</i>	Computation <i>Show annual salary rate & amount of time devoted to the project for each name/position.</i>						
		Salary	Rate	Time Worked (# of hours, days, months, years)	Percentage of Time	Total Cost	Non-Federal Contribution	Federal Request
LACA Prosecutor	Deputy City Attorney II	\$105,652.00	yearly	1	71%	\$75,000		\$75,000
APT Investigators	Detective II	\$90.00	hourly	1,300	100%	\$117,000		\$117,000
APT Supervisor Overtime	Lieutenant II	\$100.00	hourly	80	100%	\$8,000	\$0	\$8,000
Total(s)						\$200,000	\$0	\$200,000

Narrative

The Los Angeles Police Department (LAPD) will allocate \$125,000 for one (1) supervisor and (5) investigators in the Anti-Piracy Team (APT). The APT will implement the strategies and tactics in fighting highly-organized and upwardly mobile repeat offenders, as discussed in the Project Narrative. These investigative efforts are unprecedented in the City of Los Angeles and represent a large potential in curbing the rise of counterfeit products in Southern California. There are two LAPD investigators who will continue to enforce intellectual property laws during their regular hours, which include sustaining the practices implemented during the 2009, 2010, 2011, 2012, 2014 and 2016 IP grant programs such as coordinating with local and federal agencies and monitoring internet crimes. The additional grant funds will enable the LAPD to augment anti-piracy efforts in a broader and deeper scale by providing overtime to conduct more in-depth and additional investigations by adding additional personnel on an overtime basis. Overtime funding will also enable the LAPD to proactively address newly identified IP crime tied to national and international terrorism organizations.

During the past 15 years, the LAPD 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 on the IP Task Force. Throughout this project, the Anti-Piracy Team will amp 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.

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The LAPD will allocate \$75,000 for a Deputy City Attorney (DCA II) for the IPE Grant project. The DCA II will be assigned to the LACA's Counterfeit Abatement Prosecution Program (CAPP) to prosecute California Penal Code Sections 350(a)1 (possession and sales of counterfeit goods) and Section 653w cases (sales of counterfeit audio and audiovisual goods) from beginning to end, including filing the case, coordinating with law enforcement when additional investigation is needed, appearing at court arraignments, pre-trial hearings, trial, and post-conviction matters, as well as making sentencing recommendations. The centralized vertical prosecutor will develop extensive experience related to IP enforcement and participate in task force efforts, training and outreach. Additional duties will include coordinating with the Counterfeit Abatement Prosecution Program (CAPP) attorney and the Los Angeles Police Department to support the multi-pronged enforcement strategy that addresses public safety utilizing both civil and criminal remedies. As it relates to the LACA, this inter-office collaboration ensures that the counterfeit abatement attorney is alerted to potential abatements, which in turn generates more property owner notifications to cease and desist counterfeit sales activities, and serves to strengthen evictions in civil court in instances of underlying, related criminal convictions.

The five APT Investigators are anticipated to work 108.333 hours of overtime per month for 12 months at a rate of \$90/hour for an overtime cost of \$117,000. The APT supervisor is anticipated to work 6.667 hours of overtime per month for 12 months at a rate of \$100/hour for an overtime cost of \$8,000. The DCA II will devote 71% of their time (or .71 FTE) towards the activities of this grant. The calculation for the DCA II is as follows $\$105,652 \times .709875 \text{ FTE} = \$75,000$.

The total Year One personnel cost is \$200,000.

Budget Detail - Year 2

Does this budget contain conference costs which is defined broadly to include meetings, retreats, seminars, symposia, and training activities? - Y/N
(DOJ Financial Guide, Section 3.10)

A. Personnel

Name <i>List each name, if known.</i>	Position <i>List each position, if known.</i>	Computation <i>Show annual salary rate & amount of time devoted to the project for each name/position.</i>						
		Salary	Rate	Time Worked (# of hours, days, months, years)	Percentage of Time	Total Cost	Non-Federal Contribution	Federal Request
LACA Prosecutor	Deputy City Attorney II	\$105,652.00	yearly	1	71%	\$75,000	\$0	\$75,000
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APT Supervisor Overtime	Lieutenant II	\$100.00	hourly	80	100%	\$8,000	\$0	\$8,000
Total(s)						\$200,000	\$0	\$200,000

Narrative

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The total Year Two personnel cost is \$200,000.