

# CALIFORNIA CORRECTIONAL SUPERVISORS ORGANIZATION

February 12, 2010 - Weekly Update

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## **Lt. John Whitehead Retires!!**

CCSO congratulates, Lt. John Whitehead from KVSP upon his retirement this month. Lt. Whitehead has been a CCSO member since January 13, 2004, and we wish him many relaxing days ahead. Lt. Whitehead is a respected supervisor and will be missed by the officers, peers, and supervisors that have worked with him and for him. On behalf of all us at CCSO, we wish John an enjoyable and long retirement.

## **CCPOA loses appeal of 3.125% Retro Pay – Decision Published Feb. 11, 2010:**

The 3.125% retroactive pay court case that CCPOA filed as an injunctive relief was denied by the Judge a few months ago. CCPOA appealed the court decision, and the Judges upheld the original court decision; therefore, CCPOA lost their appeal.

CCSO's case proceeds with our suit, as a class action lawsuit for S06, with a different argument than CCPOA's. The trial date is slated for November or December 2010.

**CCPOA Owes State \$4 Million:** CCPOA owes the state almost \$4 million for their union paid leave. The debt has been incurring since 2005. Two years ago CDCR demanded reimbursement from CCPOA to no avail.

CDCR Secretary Matt Cate and DPA Director Debbie Endsley sent a letter to CCPOA informing the union that the State will cut off payment at the end of this month for six CCPOA members now on leave unless the union pays an invoice for \$56,789 that would cover the six employees compensation for the month. If compensation is not paid by CCPOA by the end of the month, the six CCPOA representatives will have to return to work. CDCR/DPA has open dialogue with CCPOA over the best methods to pay back the \$4 million. CCSO hopes that they can come to an agreement.

**Furlough Lawsuits Clog Courts:** The twenty-seven (27) labor groups that filed lawsuits against the furloughs have "clogged up the courts" according to court experts. Some cases were combined, some have not been scheduled for hearings, and appeals have been filed in others.

**Court Orders Temporary Halt to County Releases:** On February 10<sup>th</sup>, a Sacramento County Judge ordered a temporary halt for counties to release inmates per the new legislation. The Judge cited that the legislation applied only to state prisons and not to county jails. The suit was brought by the Deputy Sheriffs Union, which filed against the Sacramento County Sheriffs Department to stop releases. The new law changes the formula by which prisoners receive time off for good behavior, speeding the process under which they can be released.

Legal advisors on behalf of some counties, who are releasing inmates, have countered the Judge's ruling citing that the amended section 4019 of the California Penal Code directly addresses county jail inmates. Judge McMaster justified his ruling by citing the new law was never intended to apply to county inmates and early releases are posing public safety risks. To date 29 counties have released inmates across California. For now there is a temporary halt for counties to early release until the court hears the case next month.

**The CCSO Office will be closed Monday, February 15, 2010 in honor of President's Day**

**T a k e C a r e a n d B e S a f e !**