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Sherri R. Carter, Executive Officer/Clerk of Court
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[Additional Counsel Listed on Last Page]

Attorneys for Plaintiffs

**Pro Hac Vice applications forthcoming*

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

Phillip Urquidi, Daniel Martinez, Susana
Perez, Terilyn Goldson, Gerardo Campos, and
Arthur Lopez, ~~on behalf of themselves and all
other similarly situated,~~ and Clergy and Laity
United for Economic Justice ("CLUE"),
Reverend Jennifer Gutierrez, Reverend Gary
Williams, and Rabbi Aryeh Cohen,
individually,

Plaintiffs,

vs.

Case No. **22STCPO4044**

DECLARATION OF GARRETT MILLER

11/14/22

1 City of Los Angeles, Los Angeles County, Los
2 Angeles County Sherriff's Department, Sheriff
3 Alex Villanueva, Lcs Angeles Police
4 Department, and Chief Michel R. Moore,

5 Defendants.

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1 **DECLARATION OF GARETT MILLER**

2 1. I make this declaration based on my own personal knowledge. If called to testify, I
3 would be able to attest to the following.

4 2. I am an attorney-at-law, duly licensed to practice in the State of California. I am
5 employed by the Los Angeles County Public Defender's Office and am a board member of the
6 Los Angeles County Public Defenders Union – Local 148.

7 3. I have worked in the office as an attorney since July 2013. I have worked in
8 Central Misdemeanors, Compton Misdemeanors, Los Padrinos Juvenile, Central Misdemeanors
9 Training, Pasadena Felonies, and Central Felonies.

10 4. Bail determination at arraignment is fraught with problematic and complicating
11 factors. Arraignment courts are typically always busy and are not an environment designed to
12 facilitate robust bail hearings. There is pressure on every party in the courtroom to ensure they
13 complete the calendar so every defendant is seen before the end of the day. Defendants at
14 arraignment have always been waiting some unknown amount of days for their hearing. It is
15 almost always the first time they are meeting with their attorney. They then have a very limited
16 time to talk to their attorney prior to their arraignment. Moreover, it is often the case in
17 arraignment courts that there is little to no privacy for interviews, which frequently have to occur
18 in a holding cell with many other defendants, further limiting the defendant's ability to discuss
19 their case with their attorney in preparation for their arraignment and bail determination. It is
20 against this hectic backdrop that bail determination is made and why the bail schedule plays a
21 significant role when bail amounts are being considered – it is a constant, quick, and safe (for
22 everyone other than the defense) guide to determine the bail amount.

23 5. I have seen how the effects of pre-trial detention impacts my clients and their cases.
24 Specifically, the decision to set bail and keep a defendant in custody at arraignment will affect the
25 trajectory of a case, including differing offers that are made to resolve the case depending on the
26 custodial status of the defendant. The custodial decision at arraignment also influences the
27 decisions the defendant makes about their case, including whether to fight a case or accept an offer
28 to resolve their case, regardless of the strength of any defenses in their case. Fighting a case while

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1 in custody presents innumerable challenges for any defendant, including exposure to violence,
2 lack of sufficient food and nutrition, lack of appropriate medical care, lack of appropriate dental
3 care, lack of ability to maintain proper hygiene, loss of employment and inability to care and
4 support family, and inability to assist with preparing their defense.

5 I declare under penalty of perjury under the laws of the State of California that the
6 foregoing is true and correct.

7 Executed on this 13th day of November, 2022, at Los Angeles, California.

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10 Garrett Miller

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11/14/2022

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19 *Pro Hac Vice applications forthcoming

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