

# PROMOTING AN ETHICAL CULTURE & THE ROLE OF THE ETHICS OFFICER



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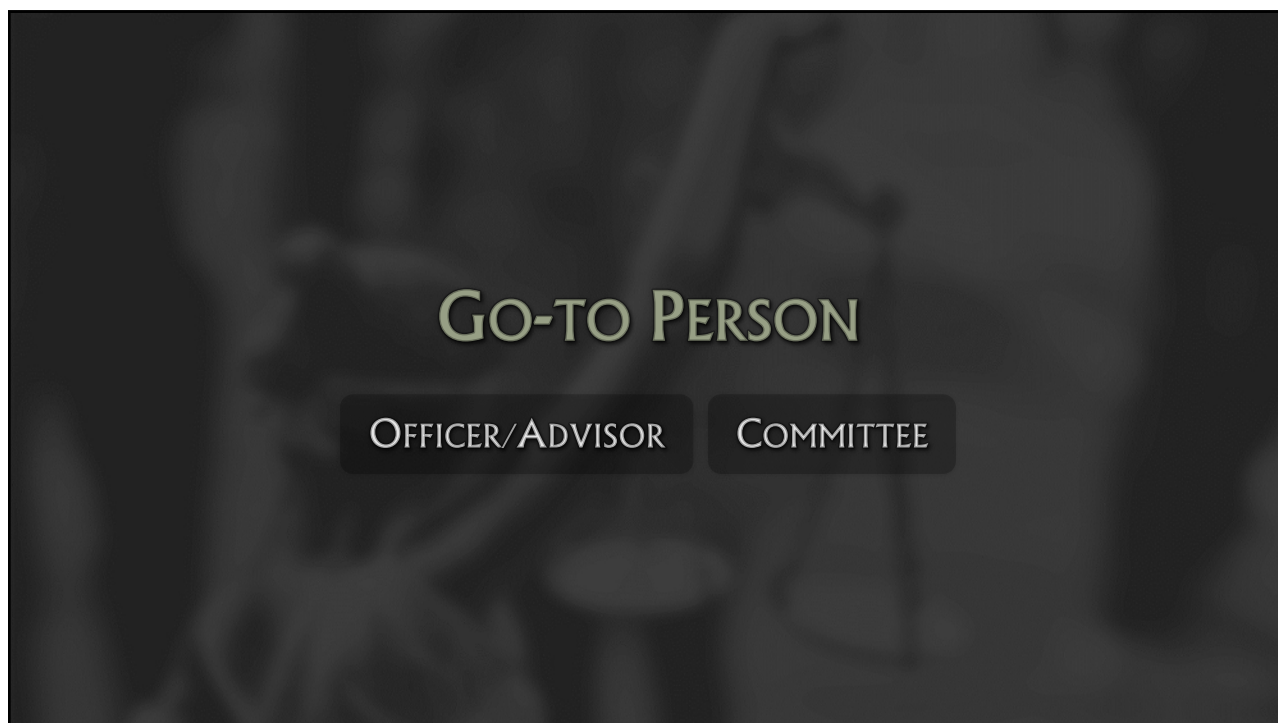
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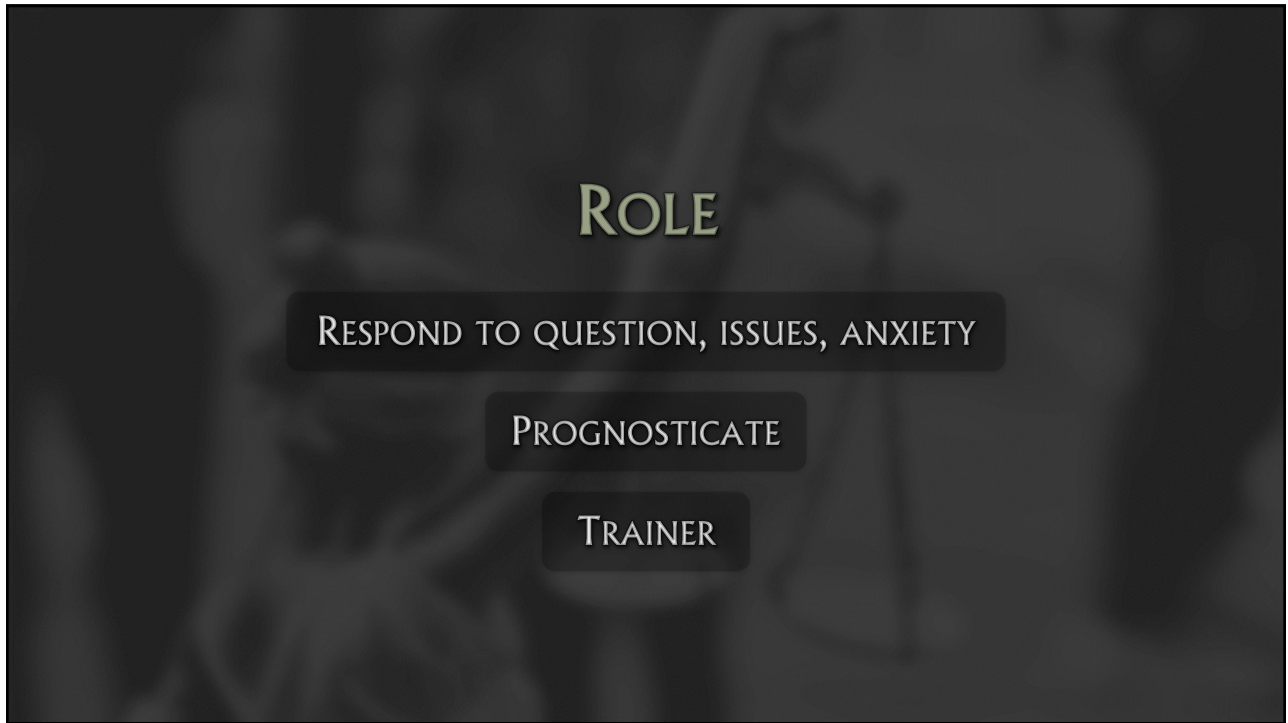
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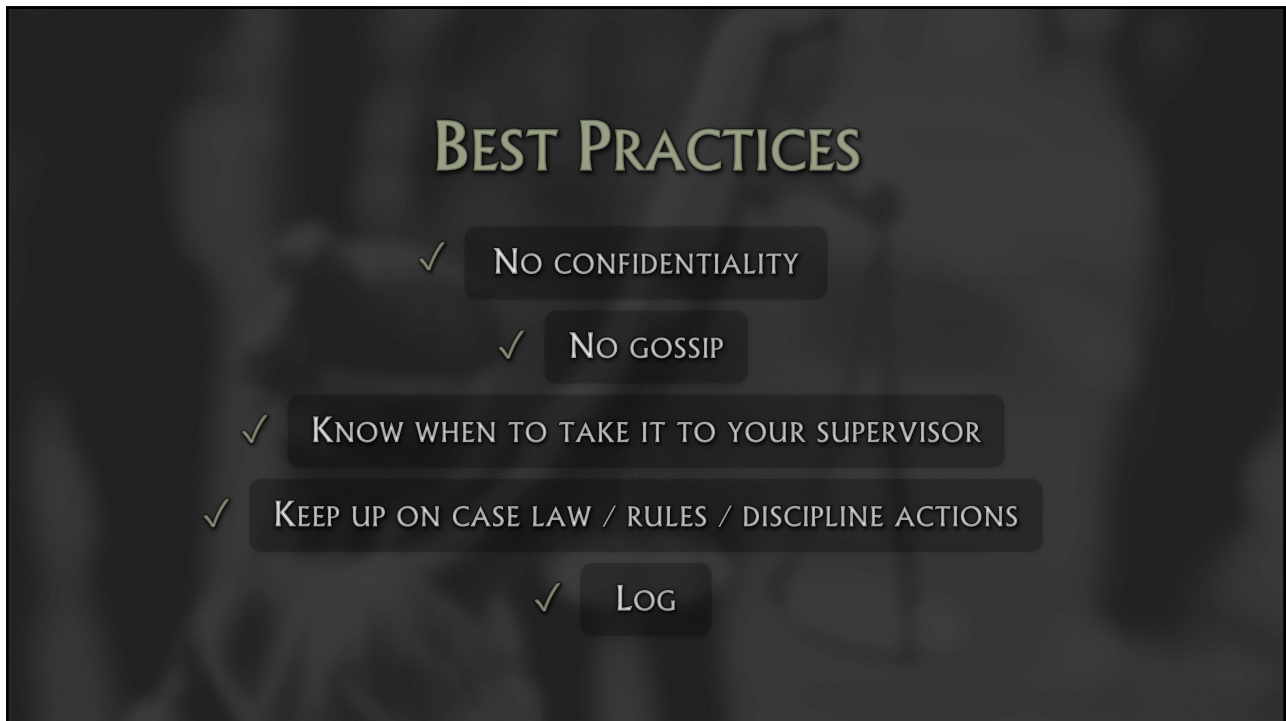
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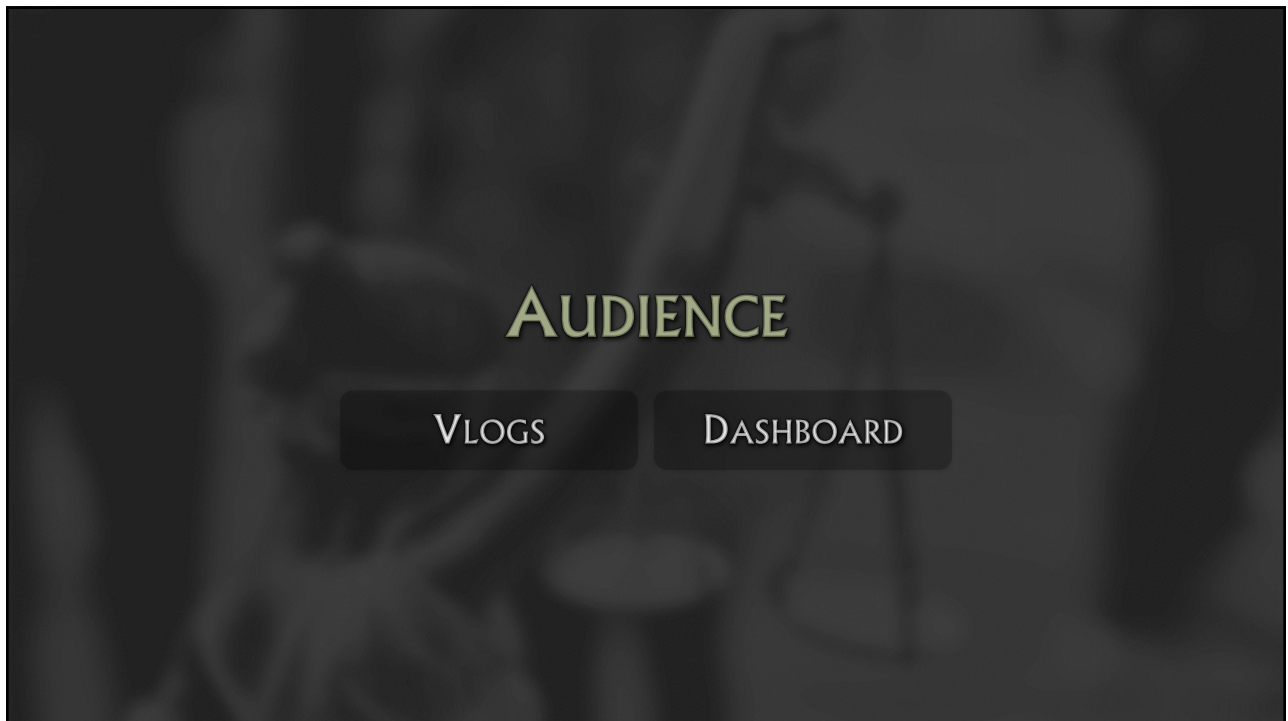
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## RESPONDING TO ACCUSATIONS OF MISCONDUCT

BASIS

TIMING

OFF YOUR GAME

REQUEST A HEARING

19

SHOULD NOT HAVE TO  
DEFEND YOURSELF

20

**REQUEST A HEARING**

- TIME OUT
- CLEAN UP THE RECORD
- DO NOT LEAVE THE RECORD SILENT
- DEFEND YOURSELF
- SEEK JUDICIAL FINDING OF NO MISCONDUCT

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**REQUEST A HEARING**

- ORDER OF HEARING
- IF NO HEARING, MAKE A RECORD

22

## CONSEQUENCES OF PROSECUTORIAL MISCONDUCT

ADMONISHMENT  
BY COURT

BAD PROSECUTOR  
INSTRUCTION TO JURY

EXCLUSION  
OF EVIDENCE

23

## CONSEQUENCES OF PROSECUTORIAL MISCONDUCT

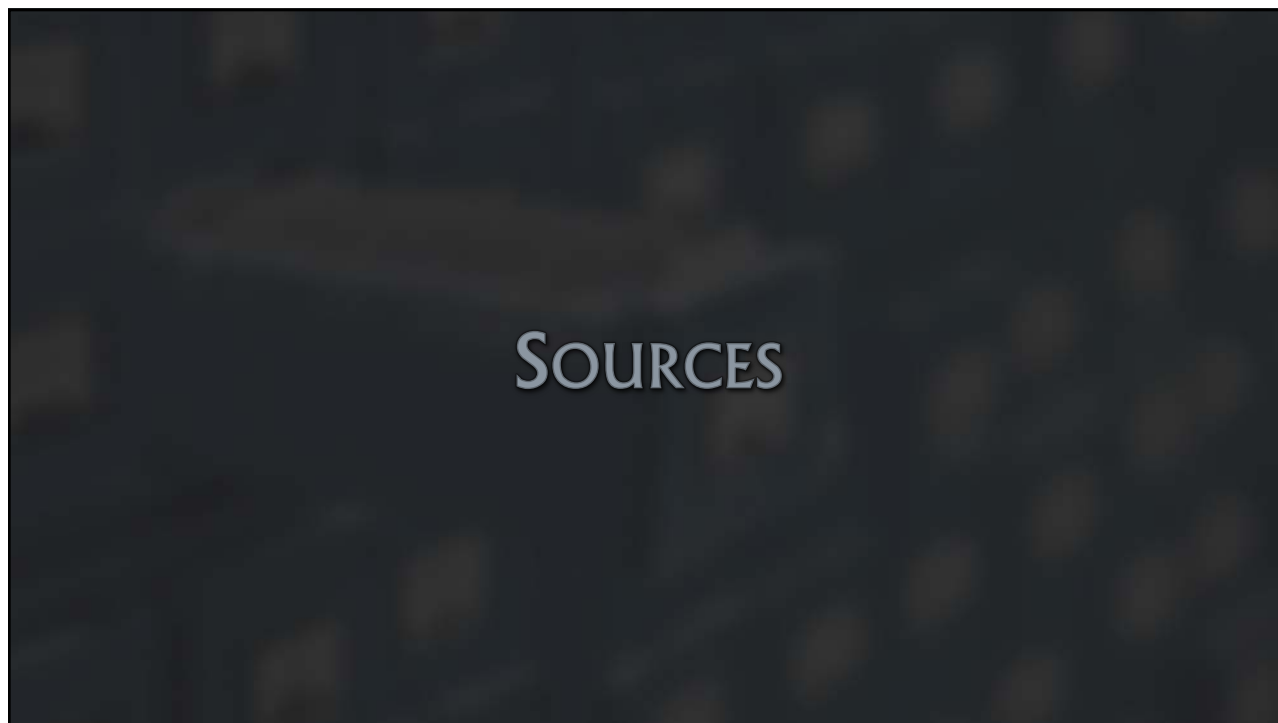
MISTRIAL

REVERSED ON APPEAL

PROFESSIONAL  
DISCIPLINE

CIVIL/CRIMINAL  
LIABILITY

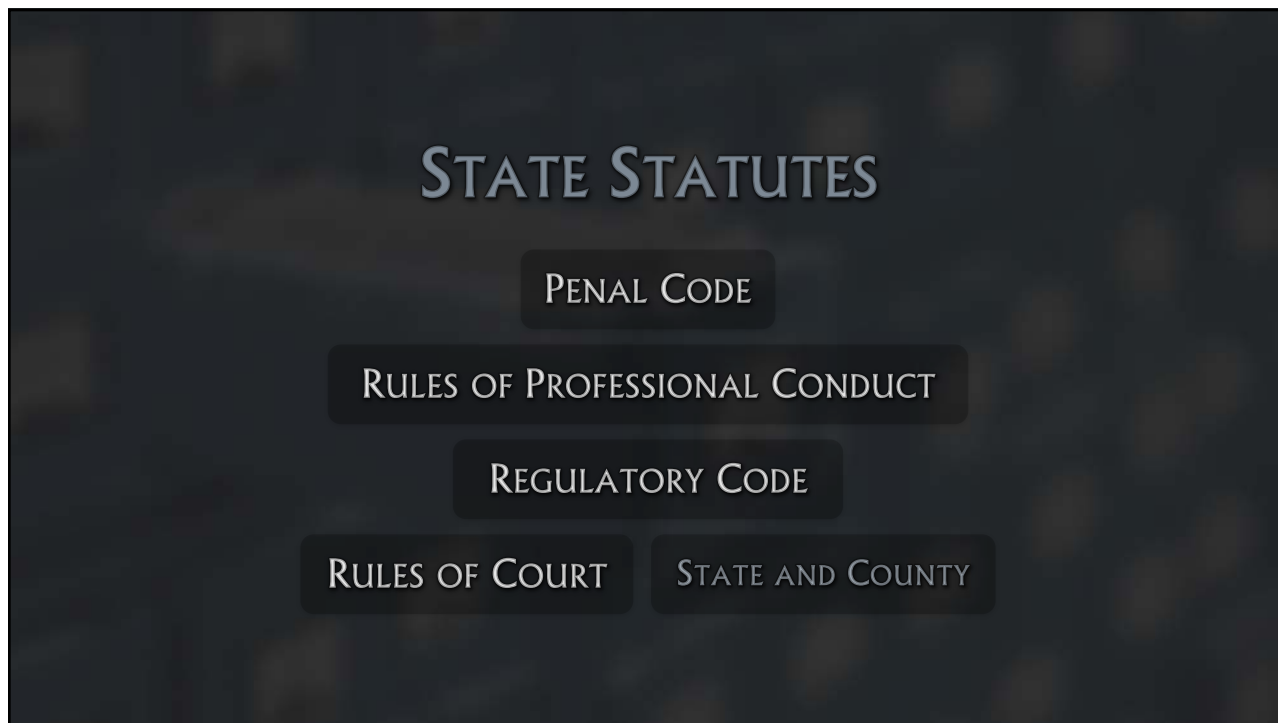
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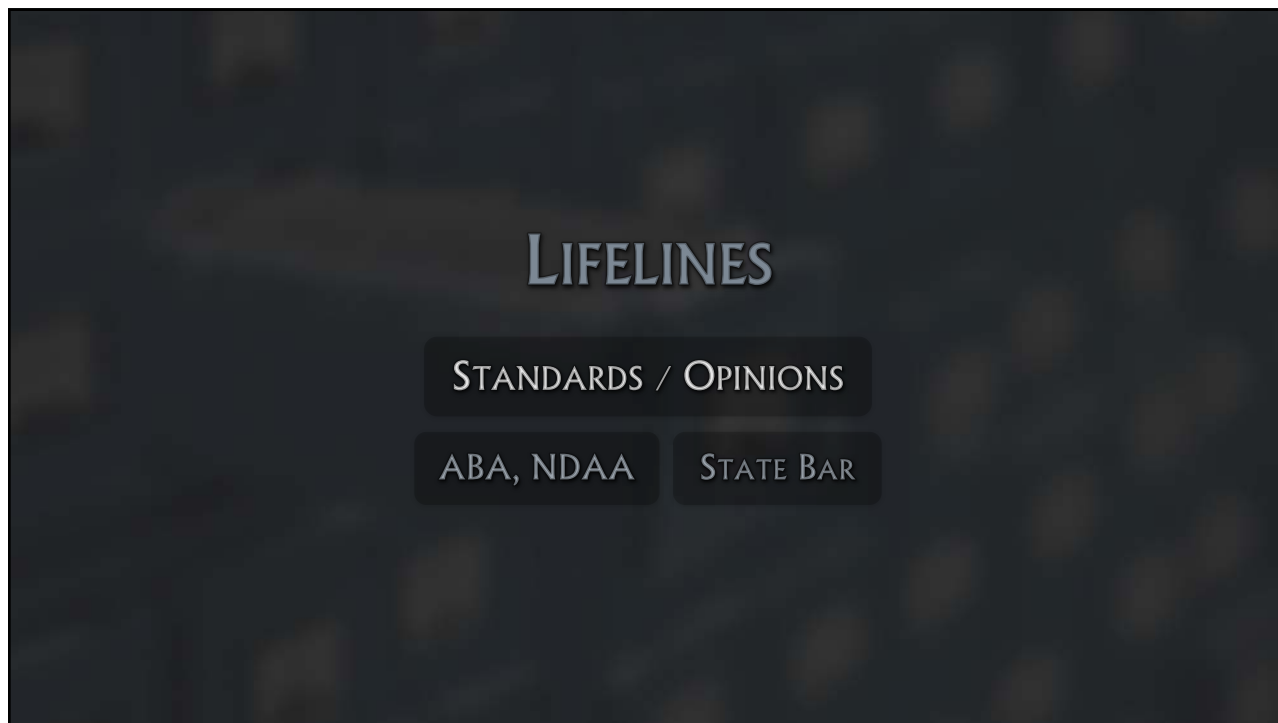
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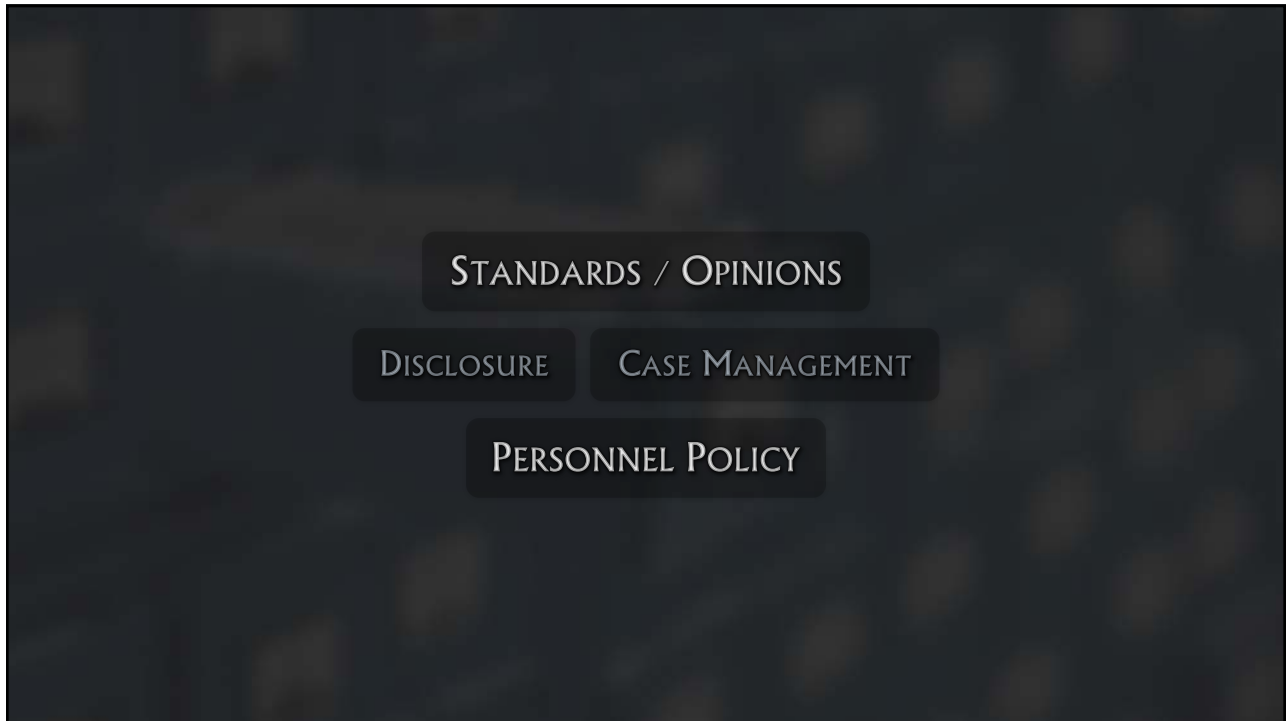
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A slide with a dark background. The title "STATE BAR COMPLAINT" is centered at the top in a large, bold, yellow font. Below the title is a rounded rectangle containing the text "RESPONSIBILITIES OF THE DDA WHEN YOU RECEIVE A STATE BAR INQUIRY / INVESTIGATION". Below that is another rounded rectangle containing the text "MUST IMMEDIATELY INFORM THEIR DIRECT SUPERVISOR IN WRITING". At the bottom of the slide, in a smaller white font, is the text "PERSONNEL POLICIES MANUAL, SECTION 12-06".

30

**SELF-REPORT**

DUTY TO SELF-REPORT WITHIN  
30 DAYS OF KNOWLEDGE OF:

CONVICTION REVERSED IN WHOLE OR IN  
PART FOR PROSECUTORIAL MISCONDUCT

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**SELF-REPORT**

DUTY TO SELF-REPORT WITHIN  
30 DAYS OF KNOWLEDGE OF:

IMPOSITION OF ANY JUDICIAL SANCTION "EXCEPT FOR  
SANCTIONS FOR FAILURE TO MAKE DISCOVERY OR MONETARY  
SANCTION OF LESS THAN ONE THOUSAND DOLLARS."

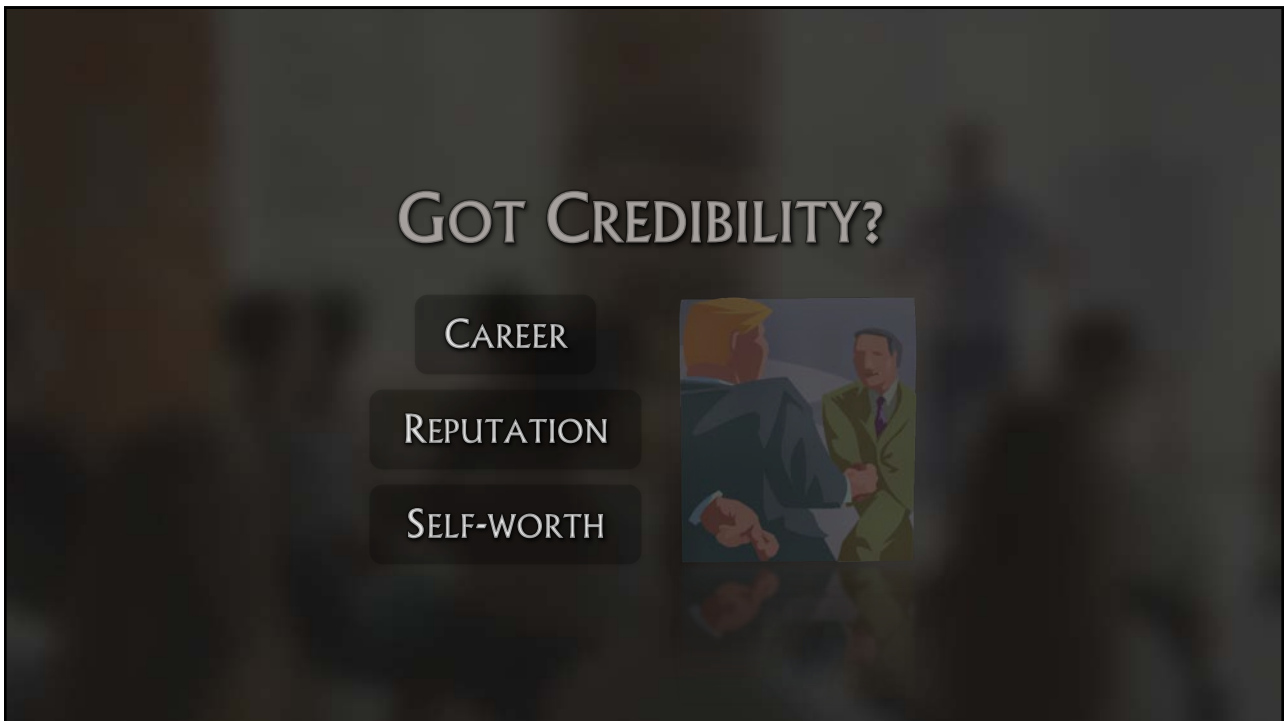
CALIFORNIA BUSINESS AND PROFESSIONS CODE, SECTIONS 6068(O)(3) AND 6068(O)(7)

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