

CHARGE EVALUATION WORKSHEET

<input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR	AGENCY NAME LAPD	DA CASE NO.	DATE 06/12/2008
	AGENCY FILE NO. (DR OR URN) 080715106	DA OFFICE CODE	

SUSPECT DATA

SUSP. NO.	SUSPECT	CHARGES			
		CODE	SECTION	OFFENSE DATE	REASON CODE
1	NAME (LAST, FIRST MIDDLE) SPEARS, BRITNEY	VC	20001(a)	11/14/2007	B
	DOB 12/02/1981	SEX (M/F) F	BOOKING NO. NIC	VIP <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	KEY CODE
	<input type="checkbox"/> Suspect Gang Member Name of Gang _____		<input type="checkbox"/> Victim Gang Member Name of Gang _____		
2	NAME (LAST, FIRST MIDDLE)				
	DOB	SEX (M/F)	BOOKING NO.	VIP <input type="checkbox"/> Yes <input type="checkbox"/> No	KEY CODE
	<input type="checkbox"/> Suspect Gang Member Name of Gang _____		<input type="checkbox"/> Victim Gang Member Name of Gang _____		
3	NAME (LAST, FIRST MIDDLE)				
	DOB	SEX (M/F)	BOOKING NO.	VIP <input type="checkbox"/> Yes <input type="checkbox"/> No	KEY CODE
	<input type="checkbox"/> Suspect Gang Member Name of Gang _____		<input type="checkbox"/> Victim Gang Member Name of Gang _____		

Comments

This incident took place on November 14, 2007 in front of the Four Seasons Hotel. The incident was captured on video which was displayed on several internet sites. A copy of that video was reviewed. A police complaint of the incident was made on May 9, 2008, approximately six months after the incident.

The suspect, Ms. Spears, was driving her vehicle at the location. The vehicle was surrounded by numerous people attempting to get photographs and videos of her at the location. The vehicle she was driving was inching forward. There were numerous persons in front and all sides of her car who were attempting to photograph her. The video indicates that there was a lot of noise and confusion as the photographers were jockeying for position, in apparent attempts to get better positions to photograph Ms. Spears. At one point, above the general noise that was present, a voice, apparently of the victim, is heard on the video to tell Ms. Spears to back up. The pictures and videos do not show the victim's foot being hit. There is one photo showing the victim's foot in front of the left front tire of the car. The driver of the car was driving at an extremely slow rate of speed and in a straight path. The only way the victim's foot could have been where

STEVE COOLEY DISTRICT ATTORNEY	COMPLAINT DEPUTY (PRINT)	STATE BAR NO.	COMPLAINT DEPUTY (SIGNATURE)	REVIEWING DEPUTY (SIGNATURE)
	JOSEPH D. SHIDLER	94792	<i>Joseph D. Shidler</i>	

I have conveyed all relevant information to the above-named Deputy District Attorney to be used in consideration of a filing decision.

FILING OFFICER (PRINT): _____ FILING OFFICER (SIGNATURE): _____ SERIAL #: _____

<u>DEPARTMENT OF JUSTICE</u> <u>REASON CODES</u> <u>(FORM 8715)</u>	D. Victim Unavailable/Declines To Testify	H. Other (indicate the reason in Comments section)	L. Prosecutor Pre-Filing Deferral
	A. Lack of Corpus	E. Witness Unavailable/Declines to Testify	I. Referred to Non-California Jurisdiction
B. Lack of Sufficient Evidence	F. Combined with Other Counts/Cases	J. Deferred for Revocation of Parole	M. Probation Violation filed
C. Inadmissible Search/Seizure	G. Interest of Justice	K. Further Investigation	N. (in lieu of)
			O. Referred to City Attorney for Misdemeanor Consideration
			P. Misdemeanor Consideration

LAST NAME: _____

FIRST NAME: _____

DA CASE NUMBER: _____

the video indicates it to be was by the victim placing it in that location. The suspect made a statement to the police indicating she had no recollection of the event and that she was not aware at the time that her car had come in contact with any one.

There is no evidence to prove that the suspect willfully failed to perform her duties after an accident involving an injury by stop provide assistance, and among other duties, to show her driver's license. CAL CRIM 2140 A willful act is defined in CAL CRIM as that one does willingly or on purpose.

We have no evidence to prove beyond a reasonable doubt that the suspect was aware that the victim's foot had been struck by the car . There was much commotion and noise at the time and there is no proof that the suspect was aware of what had happened.

Prosecution of this case is rejected.

A large, stylized, light gray watermark of the letters 'TMZ' is centered on the page. The letters are bold and have a rounded, modern font style. The 'T' is a simple horizontal bar on top of a vertical stem. The 'M' has a curved top and a central dip. The 'Z' is a simple horizontal bar on top of a vertical stem that ends in a horizontal tail.