5-03/130.17 - District Attorney Rejects and Charge Reductions

It is not unusual for prisoners to be taken to court and have the original charges rejected or when the original charge is a felony, have lesser or misdemeanor charges filed.

Notification of a change in charges or a charge rejection will be accepted only from:

- The detective assigned to the case with the concurrence of his supervisor;
- Court liaison officers;
- Court clerks; or
- Deputy district attorneys.

The name of the person making the notification shall be listed on the transmittal sheet.

If the original is a felony, whenever possible, obtain a copy of the District Attorney Charge Evaluation Work Sheet (DA-733H) signed by the deputy district attorney. Attach the work sheet to the court papers.

When the district attorney rejects or charge reductions are verified, proceed with release per normal release procedures. In the absence of proper documentation or verification, do not release the prisoner. Note on the transmittal sheet, "Action Unknown" and return the prisoner to the proper agency, IRC, or CRDF.