

# DEPARTMENT OF CIVILIAN JUSTICE

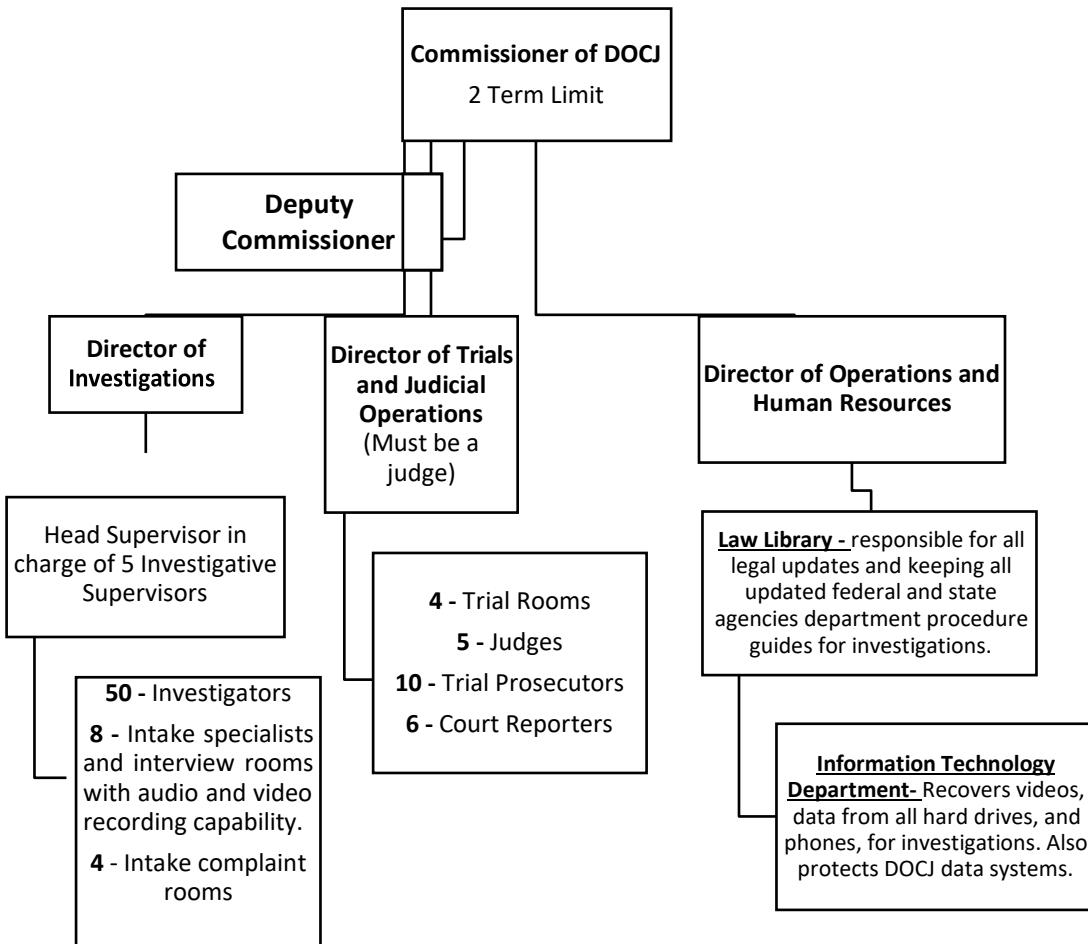
## DOCJ

### Federal Proposal by Private Investigator Manuel Gomez And Frank Serpico

#### Mission Statement

The Department of Civilian Justice (**DOCJ**) is an independent Federal agency. It is not part of the federal or state Law enforcement agencies, Federal District Attorneys' Office nor the State District Attorney's Offices, nor the Federal or State Department of Corrections. The DOCJ is empowered to receive complaints of corruption, investigate, make findings, conduct administrative trials, and enforce discipline on any position or rank within the Federal and State Law Enforcement Agencies, District Attorney's Offices, and the Department of Corrections. DOCJ Administrative Trials will be conducted by judges who are not affiliated or influenced by any federal or state Departments. DOCJ Investigations will be conducted in an impartial fashion by an Investigative staff which is entirely composed of civilian employees.

#### DOCJ Infrastructure



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#### **Functions**

1. Complaints may be made by any person or law enforcement personal whether or not that person is a victim of, or witness to, an incident of corruption. Complaints can be made without fear of retaliation.
2. The DOCJ will investigate corruption, misconduct, make findings, conduct administrative trials, and enforce discipline on any position or rank of the federal and state Law Enforcement Agencies, District Attorney's Offices, and the Department of Corrections.
3. The DOCJ will have the ability to secure a subpoena if needed to retrieve evidence to conduct a thorough investigation.
4. DOCJ investigators will be granted full access to all records, files, and computers of any Department or any level of a Department it is investigating to conduct a thorough investigation.
5. Any person or Department preventing a DOCJ investigation or preventing DOCJ investigators from obtaining information regarding an investigation will be immediately suspended, and a hearing will be held to determine the punishment for the obstruction of Justice which could be as severe as removal from their position as per the authority of the DOCJ regardless of rank or position. In addition, such person will be brought up on charges of misconduct and corruption to be heard in front of a DOCJ administrative trial.
6. If it is determined by the DOCJ that a person is a victim of retaliation for filing a DOCJ complaint, that person or persons causing the retaliation will be immediately suspended from their position regardless of rank or position. Such person or persons will be brought up on charges of misconduct and corruption to be heard in front of a DOCJ administrative trial.
7. DOCJ will also be responsible for conducting investigations and administrative trials for all substantiated cases of civilian allegations of corruption and misconduct against all District Attorney's Offices nationwide.
8. The DOCJ will engage in community outreach throughout the 50 states to educate the general public concerning the agency's purpose and the services provided to the public concerning the issues relevant to the agency's operation.

#### **Rules**

1. The position of Chief of the DOCJ can be only held for two terms. One term is equal to four years, and the position will be appointed by the President and the candidates to be picked by congressional and Senate council for the Chief of the DOCJ to ensure a fair and impartial organization.
2. The DOCJ position of Director of Judicial Operations will be held by a judge. This position will be responsible for ensuring that all legal matters are followed and enforced to the letter of the law by the DOCJ department. *Judges are appointed under the director of judicial operations.*

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3. DOCJ Investigations will be conducted in an impartial fashion by an investigative staff which is entirely composed of civilian employees.
4. No agency or department shall influence the outcome of a DOCJ investigation or DOCJ administrative trial.
5. The DOCJ will investigate corruption, misconduct, make findings, conduct administrative trials, and enforce discipline on any position or rank of the federal or state law enforcement agencies, District Attorneys' Office, and the Department of Corrections.
6. Any person or Department preventing a DOCJ investigation or preventing DOCJ investigators from obtaining information regarding an investigation will be immediately suspended and removed from their position as per the authority of the DOCJ regardless of rank or position. In addition, such person will be brought up on charges of misconduct, and corruption to be heard in front of a DOCJ administrative trial.
7. DOCJ will also be responsible for conducting investigations and administrative trials for all substantiated cases of civilian allegations of corruption and misconduct against all District Attorney's Offices nationwide.
8. The DOCJ will have the ability to secure a subpoena if needed to retrieve evidence to conduct a thorough investigation.
9. All DOCJ administrative trials shall be held by judges who are not affiliated with any department under which it has jurisdiction to conduct trials. This rule will help ensure that fair and impartial trials are held.
10. The DOCJ is empowered to ensure that any person or department preventing a DOCJ investigation or preventing DOCJ investigators from obtaining information regarding an investigation will be immediately suspended and removed from their position regardless of rank or position as per the authority of the DOCJ. In addition, such person or persons will be brought up on charges of misconduct and corruption to be heard in front of a DOCJ administrative trial.
11. During an investigation, if a DOCJ investigator finds that a supervisor failed to take action when in receipt of a lawful complaint by a member of service by the Agency or civilian entity, the supervisor will be brought up on charges of misconduct and corruption. Supervisors are held liable in cases of omission.
12. The DOCJ Chief shall report in person in a joint public hearing once a year to the Congressional and Senate Judiciary committees which oversees its operations. The DOCJ Chief will be responsible for providing a report to the status of its findings of corruption and provide recommendations to prevent any other corruptions from lessons learned from investigations conducted.
13. The DOCJ will engage in community outreach throughout the fifty states to educate the general public concerning the agency's purpose, and the services provided to the public concerning the issues relevant to the agency's operation.

**The DOCJ should have to report its yearly findings and recommendations to the congressional and Senate judiciary committees.**