



U.S. Department of Justice

Civil Rights Division

RJM:JFF:SW:tc  
DJ 144-11E-1576

Criminal Section - PHB  
950 Pennsylvania Ave, NW  
Washington DC 20530

JAN 07 2014

Mr. Donald A. du Bain  
District Attorney  
County of Solano  
675 Texas Street, Suite 4500  
Fairfield, CA 94533

RECEIVED  
DISTRICT ATTORNEY  
COUNTY OF SOLANO  
2014 JAN 13 PM 2:47

Dear Mr. du Bain:

The Criminal Section of the Civil Rights Division enforces the federal criminal civil rights laws, such as the willful abuse of authority by public officials that deprives individuals of liberties and rights defined in the United States Constitution or federal law. We evaluate allegations of civil rights violations to determine whether the evidence and circumstances of the case warrant a federal criminal prosecution.

We received a complaint that Vallejo Police Department Officers Dustin Joseph and Sean Kenney may have been involved in violating the civil rights of Mario Romero and Joseph Johnson. We recently completed our review of the results of the investigation of that complaint to determine whether a federal criminal prosecution was warranted. After careful consideration, we concluded that the evidence does not establish a prosecutable violation of the federal criminal civil rights statutes. Accordingly, we have closed our investigation. The United States Attorney's Office for the Eastern District of California has likewise reviewed the matter and concurs that there is not a prosecutable criminal offense for violation of federal civil rights laws. Please be advised that our conclusion in this matter does not preclude other components of the U.S. Department of Justice from taking action, where appropriate, under their separate enforcement authority.

This Division is dedicated to the enforcement of federal criminal civil rights statutes. We appreciate your cooperation in our shared responsibility to ensure the impartial and effective enforcement of our laws.

Sincerely,

Robert J. Moossy, Jr.  
Section Chief