

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT, DIVISION FOUR

PAULA FISCAL, LARRY P.
BARSETTI, REBECCA KIDDER,
DANA K. DRENKOWSKI, JOHN
CANDIDO, ALAN BYARD,
ANDREW SIRKIS, NATIONAL
RIFLE ASSOCIATION, SECOND
AMENDMENT FOUNDATION,
CALIFORNIA ASSOCIATION OF
FIREARM RETAILERS, and LAW
ENFORCEMENT ALLIANCE OF
AMERICA,

Petitioners,

vs.

THE CITY AND COUNTY OF SAN
FRANCISCO, SAN FRANCISCO
POLICE CHIEF HEATHER FONG, in
her official capacity and SAN
FRANCISCO POLICE
DEPARTMENT, and DOES 1-25,

Respondents.

Case No. A111928

**DECLARATION OF EDWARD
HARRINGTON IN SUPPORT OF CITY'S
OPPOSITION TO PETITION FOR WRIT
OF MANDATE**

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Attorneys for Respondents
CITY AND COUNTY OF SAN FRANCISCO,
et al.

I, Edward Harrington, declare as follows:

1. I am employed by the City and County of San Francisco (the “City”) as Controller. I have held this position since 1991. Prior to obtaining this position, I was the assistant general manager and finance director for the San Francisco Public Utilities Commission. Prior to my service with the City, I worked for a private firm that provided audit services to the City and County of San Francisco. I have a CPA license and over 24 years of experience in analysis and management of public sector finances.

2. As Controller for the City, my job responsibilities include:

- (a) Overseeing management of the City’s budgeting, accounting, payroll, auditing, and financial reporting functions;
- (b) Serving as advisor to the Mayor and the Board of Supervisors on financial and economic matters, and on City management issues;
- (c) Providing financial data, analysis, and recommendations on financial matters to the Mayor, Board of Supervisors, Boards and Commissions, other public agencies, the media, and citizens, as needed; and
- (d) As required by the Charter, preparing and issuing periodic reports on the City’s financial condition, and ensuring that an independent audit of the City’s finances is conducted and issued each year.

3. I was asked to analyze the estimated fiscal impact of firearm violence in San Francisco. I focused my analysis on the impact of firearm

violence on expenditure of local government dollars as well as the estimated loss of household income resulting from firearm fatalities.

4. To analyze the cost to the City of firearm violence, it was necessary to identify and examine the numerous ways the City provides services to all parties affected by firearm violence, including areas such as paramedic response and police investigations to family support and social safety net programs. These costs of firearm violence are ultimately borne by the City's taxpayers and fee payers.

5. To estimate the cost of these services, my staff, under my direction, contacted the fiscal heads of the following San Francisco agencies: the Emergency Communications Department; the Police Department; the Fire Department; the Sheriff's Office; the District Attorney's Office; the Public Defender's Office; the San Francisco Superior Court; the Adult Probation Department; the Department of Public Health; the Department of Children, Youth and Families; and the Office of the Medical Examiner.

6. These agencies, whenever possible, provided my office with data that allowed me to estimate the amount each agency spends in response to firearm violence. For example, the Office of the Medical Examiner informed my office of the number of autopsies performed on people killed by handguns. The Sheriff's Office informed my office of the number of people incarcerated for firearms-related offenses. The Emergency Communications Department informed me of the number of 911 calls it processes relating to firearm crimes. And the Department of Public Health provided my office with the cost of providing unreimbursed trauma, intensive care and other hospital services to patients victimized by firearm violence.

7. The total estimated annual cost for all government services relating to firearm violence is, at a minimum, \$31.2 million based upon the data I was able to collect and analyze. These costs are itemized in Attachment A to this Declaration.

8. It is important to emphasize that some Departments were not able to collect the relevant data prior to the filing deadline imposed by the Court. Therefore, my estimate does not include significant costs associated firearms violence, such as the provision of foster care for children orphaned by firearms deaths, or the oversight by the Probation Department of juvenile firearms offenders.

9. To complete the picture of the financial cost to the City of firearm violence, it is also necessary to analyze the impact on a victim's household. These costs of firearm violence are primarily borne by the victim's family members, in the form of lost income. Additional cost impacts are also present for victims of gun violence that do not result in a fatality, though I have not estimated these costs at this time.

10. The loss to a fatality victim's household income is significant because gun violence disproportionately affects people under 35 who would otherwise have many years to earn an income. The estimated annual loss per fatality is \$38,000 in San Francisco, resulting in a lifetime loss equaling \$1.6 million. Assuming 52 fatalities relating to handgun violence per year, the total annual estimated loss of income is \$3.0 million, resulting in a lifetime loss equaling \$124.7 million.

11. Additionally, even when a fatality does not occur, costs to living victims and their families also occur as the recuperation process can take from weeks to months in most cases. During this time, people are often unable to work and earn an income to support their families.

Except as to matters on information and belief, I have personal knowledge of the matters set forth herein and could competently testify to them.

Executed December 3, 2005, in San Francisco, California.


EDWARD HARRINGTON

ATTACHMENT A: Estimated Fiscal Impact of Firearms Violence

ESTIMATED IMPACT TO THE CITY & COUNTY - GOVERNMENT PERSPECTIVE	Estimated Annual Impact \$1,000s
PUBLIC SAFETY	
Emergency Communications Department	
Cost of processing 911 calls related to firearm crimes	\$ 89
Police Department	
Cost of responding to firearm crime scenes - Patrol	\$ 5,670
Cost of responding to firearm crime scenes - Investigation	\$ 8,494
Fire Department	
Unreimbursed ambulance response charges for victims of firearm crimes	\$ 58
Other, non-ambulance costs of responding to firearm-related crime scenes	\$ 3,182
Sheriff's Office	
Cost of Incarceration (on average 88 prisoners per day for 12000 PC series firearms charges)	\$ 3,662
District Attorney's Office	
Cost of prosecution for firearm-related cases	\$ 2,212
Public Defender's Office	
Cost of public defense of firearm-related cases	\$ 40
Trial Courts	
Cost of court proceedings for firearm-related cases, assuming 80 trials per year	\$ 335
Adult Probation	
Cost of probation services related to adults, who committed firearm-related crimes, out on parole	\$ 595
HEALTH & HUMAN SERVICES	
Public Health Department	
Cost of providing trauma, intensive care and other hospital services for firearm-related patients	\$ 6,194
Children, Youth & Their Families Department	
Support services related to SafeStart Initiative and violence prevention grants	\$ 518
Administrative Services - Medical Examiner	
Costs for autopsies related to handgun-related fatalities	\$ 156
Costs for court testimony related to handgun-related fatalities	\$ 31
Subtotal - ESTIMATED IMPACT - GOVERNMENT PERSPECTIVE	\$ 31,234
ESTIMATED IMPACT TO SOCIETY - FAMILY PERSPECTIVE	
Household Average Income Loss per Fatality, assumed 75% of \$51K average income level	
Net Present Value Assuming 25-year old, with 3% annual wage increase and 3% annual inflation	\$ 38
Cost for 80 Fatalities per year	
Net Present Value Assuming 25-year old, with 3% annual wage increase and 3% annual inflation	\$ 1,558
	\$ 3,041
	\$ 124,663