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PHOTOS: KEVIN SULLIVAN, STAFF PHOTOGRAPHER

Roxann Navarro, and Danny Vetter, of Anaheim snap a photo while helping the Angels set a Guinness World Record for the largest gathering of people wearing Santa hats at the same time during the fifth inning of the Halos' game against the Minnesota Twins.

EFFECTS OF SEARCH LIMITS

Police determining how they'll work in wake of ruling about cellphones.

BY ERIC HARTLEY
STAFF WRITER

Law enforcement officials across Orange County began adjusting to new search limits on Wednesday, hours after the U.S. Supreme Court ruled officers need warrants to look through the cellphones of people they arrest.

The decision was hailed as a victory for personal privacy, though some police departments said it will make their investigations more difficult.

In response to the ruling, local police and the Orange County Sheriff's Department said they initiated efforts to train officers and deputies about the new rules. The Fullerton police chief, for example, emailed a copy of the ruling to his officers.

Past court rulings treated searching an arrestee's cellphone as the equivalent of looking through his pockets, which officers can do

SEE PHONES • PAGE 6

MORE ON COURTS
Federal court strikes down gay marriage ban. **NEWS 3**

INSIDE

'INTELLIGENT FASHION'

Claire Ortiz helped start Michael Jordan's brand. Now, she's redefining workwear. **BUSINESS 1**

RANDLE TO LAKERS?

Our mock draft has the Lakers using their seventh pick on Kentucky forward Julius Randle. **SPORTS 8**

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HATS OFF TO JUNE SNOW

Angels fans set the Guinness world record for the number of people wearing Santa hats during the team's '1/2 Way to Christmas' celebration. The stadium also featured falling 'snow' and reindeer.

872

Existing record for largest number of people wearing Santa hats.

35,671

Number of fans who donned the red Santa hats with "Angels" emblazoned across the front and baseball stitches on the cap's ball.



Fake snow and snowmen adorn the outfield rocks at Angel Stadium on Wednesday night.

STORY BY DANIEL GALLEN AND MORE PHOTOS ON NEWS 12

With the charges against her dropped, Irma Navarro was reunited with her three children.



CHRISTINE COTTER, STAFF PHOTOGRAPHER

Irma Navarro, who chained her son to keep him home while she was at work, was reunited with her children recently.

Mom who chained son finds right help

SANTA ANA • Irma Navarro faced six years in prison for chaining her son, her unflattering booking photo splashed on national news.

But the 37-year-old single mother knew the felony charge of child abuse was not her. She had always worked hard to provide for her three boys, and she was determined to do what was necessary to bring her family back together.

"I'll show the court what kind of person I am," she said she told herself after her arrest.

Now, a year later, she and her children have been reunited and the criminal charges have been dropped. The boys are happier than before, she said, including her middle child – the one who had always been a little

SEE MOM • PAGE 15

GRAND JURY: COMBINE SCHOOL DISTRICTS

Report says moves would improve education, save money.

Welcome to the Department of Redundancy Department.

Class sizes are ballooning. Fun programs are gutted. Money is tight – despite California's stabilizing financial picture – but Orange County continues to pay the overhead associated with 27 completely sovereign (separate, discrete, distinct, independent, etc.) school districts.

Example: In Surf City alone, there is the Huntington Beach City School District, and the Ocean View School District and the Huntington Beach Union High School District, with the Westminster and Fountain Valley districts operating a couple of schools within Surf City limits. Each district has its own superintendent, assistant superintendents, school board, etc. The scenario is similar in Anaheim, Fullerton and elsewhere.

Is there something wrong with this picture? Yes, says the Orange County grand jury.

SEE SCHOOLS • PAGE 15



TERI SFORZA
STAFF COLUMNIST

WATCHDOG



CLAUDIA KOERNER
STAFF WRITER

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BOEHNER SAYS HOUSE PLANS TO SUE OBAMA

Speaker says he is concerned with the president's use of his executive powers.

BY ASHLEY PARKER
THE NEW YORK TIMES

WASHINGTON • Speaker John A. Boehner announced Wednesday that he would introduce legislation next month allowing the House to sue President Barack Obama over his use of executive actions.

In a letter to lawmakers, Boehner expressed concern with what he — and many in the Republican conference — considered the president's unconstitutional overreach.

“When there’s conflicts like this between the legislative branch and the administrative branch it’s, in my view, our responsibility to stand up for this institution in which we serve.”

Rep. Nancy Pelosi of California, the Democratic leader, called Boehner’s move “subterfuge,” and Josh Earnest, the White House press secretary, said that “it seems that Republicans have shifted their opposition into a higher gear.”

“Frankly, it’s a gear that I didn’t know previously existed,” Earnest said. “The fact that they are considering a taxpayer-funded lawsuit against the president of the United States for doing his job, I think, is the kind of step that most Americans wouldn’t support.”

Boehner said the bill would allow the House to file suit through the House general counsel and at the direction of the chamber’s Bipartisan Legal Advisory Group.

In 2011, Boehner convened the group after the White House decided it would stop defending the Defense of Marriage Act, which prevented same-sex couples who were married under their state’s laws from receiving federal marriage benefits.

The House eventually spent \$2.3 million defending that law, but the Supreme Court struck it down as unconstitutional last year.

The speaker did not specify which executive actions he planned to challenge.

House Republicans were angered in January when Obama promised in his State of the Union address to use his “pen and phone” to counter congressional inaction.

The president has used his executive authority to carry out key elements of his second-term agenda.

This included actions such as halting the deportation of young illegal immigrants brought to the country by their parents as children, raising the minimum wage for employees of federal contractors and allowing the Environmental Protection Agency to curb carbon emissions from coal plants.

Boehner said the lawsuit would not be a prelude to impeachment proceedings and was not an attempt to rally the Republican base before the midterm elections.

“I believe the House must act as an institution to defend the constitutional principles at stake and to protect our system of government and our economy from continued executive abuse,” he said in the letter. “The president has an obligation to faithfully execute the laws of our country.”

The nation did not elect “a monarch or king,” he added.



FILE PHOTO: J. SCOTT APPLEWHITE, AP

Sen. Charles Grassley, R-Iowa, speaks on Capitol Hill in 2013. Investigators uncovered emails Wednesday showing that former IRS official Lois Lerner asked to audit Grassley.

INVESTIGATION GOES DEEPER

Also on Wednesday, a group of Republican senators — including Grassley — said they want to expand a Senate investigation to look more closely at how the agency lost the emails. Republican members of the Senate Finance Committee said they want to know why the Treasury Department and the White House were told about the lost emails more than a month before Congress was told. They have asked committee chairman Ron Wyden, D-Ore., to schedule a hearing with IRS Commissioner John Koskinen.

IRS OFFICIAL SOUGHT AUDIT OF GOP SENATOR

Emails indicate Lois Lerner targeted Sen. Charles Grassley.

BY STEPHEN OHLEMACHER
THE ASSOCIATED PRESS

WASHINGTON • Congressional investigators say they uncovered emails Wednesday showing that a former Internal Revenue Service official at the heart of the Tea Party investigation sought an audit involving a Republican senator in 2012.

The emails show former IRS official Lois Lerner mistakenly received an invitation to an event that was meant to go to Sen. Charles Grassley, R-Iowa.

The event organizer apparently offered to pay for Grassley’s wife to attend the event. In an email to another IRS official, Lerner suggests referring the matter for an audit, saying it might be inappropriate for

the group to pay for his wife.

“Perhaps we should refer to exam?” Lerner wrote.

It was unclear from the emails whether Lerner was suggesting that Grassley or the group be audited — or both.

The other IRS official, Matthew Giuliano, waved her off, saying an audit would be premature because Grassley hadn’t even accepted the invitation.

“It would be Grassley who would need to report the income,” Giuliano said.

The name of the event organizer was blacked out on copies of the emails released by the House Ways and Means Committee because they were considered confidential taxpayer information. Grassley and his wife signed waivers allowing their names to be released. In a statement, Grassley’s office said the senator did not attend the event, and did not receive any invitation intended for Lerner.

“This kind of thing fuels the deep concerns many people have about political targeting by the IRS and by officials at the highest levels,” Grassley said. “It’s very troubling that a simple clerical mix-up could get a taxpayer immediately referred for an IRS exam without any due diligence from agency officials.”

The IRS said in a statement that it could not comment on the specifics of the case “due to taxpayer confidentiality provisions.”

“As a general matter, the IRS has checks and balances in place to ensure the fairness and integrity of the audit process,” the IRS statement said. “Audits cannot be initiated solely by personal requests or suggestions by any one individual inside the IRS.”

The IRS says it has lost an untold number of Lerner’s emails because her computer crashed in 2011, sparking outrage among Republican lawmakers who have accused the tax agen-

cy of a cover-up. The emails released Wednesday were among the thousands that have been turned over to congressional investigators.

“We have seen a lot of unbelievable things in this investigation, but the fact that Lois Lerner attempted to initiate an apparently baseless IRS examination against a sitting Republican United States senator is shocking,” said Rep. Dave Camp, R-Mich., chairman of the Ways and Means Committee. “At every turn, Lerner was using the IRS as a tool for political purposes in defiance of taxpayer rights.”

Lerner headed the IRS division that processes applications for tax-exempt status. The IRS has acknowledged that agents improperly scrutinized applications by Tea Party and other conservative groups before the 2010 and 2012 elections. Documents show that some liberal groups were singled out, too.

“The Constitution makes it clear that a president’s job is to faithfully execute the laws; in my view, the president has not faithfully executed the laws.”

SPEAKER JOHN BOEHNER IN A MEMO

WHAT’S NEXT

A House lawsuit against Obama would face legal obstacles before any definitive ruling on the merits. The House would need to establish that it has the standing to bring the case, which usually requires showing that the plaintiffs have suffered a specific personal injury. Courts have also generally been reluctant to intervene in separation-of-powers disputes between the executive and legislative branches of government.

PHONES: Ruling a win for privacy rights

FROM PAGE 1

without a warrant. But the Supreme Court said that logic ignores the massive amounts of personal data held on cellphones, which 90 percent of Americans own.

Going through someone’s phone, the court suggested, isn’t like searching someone’s pockets; it’s like searching a house, perhaps even more intrusive.

“Most people cannot lug around every piece of mail they have received for the past several months, every picture they have taken, or every book or article they have read — nor would they have any reason to attempt to do so,” Chief Justice John Roberts wrote.

Yet they do carry the equivalent on their phones.

Erwin Chemerinsky, dean of UC Irvine’s law school, called the decision “the most important Supreme Court case yet about privacy in the technological era.”

Meanwhile, police assessed the fallout from the sudden end of a common practice that often yielded incriminating evidence. Fullerton police Sgt. Jeff Stuart said he often searched phones without warrants and found it especially helpful in drug and gang cases.

Stuart said officers typically concentrate on text messages and photos when looking through a cellphone. That’s because drug dealers often trade texts with dollar amounts and other details of sales, and gang members like to take photos of themselves flashing gang signs or holding

What the court ruled

The same constitutional protections that mean police need a warrant to search your home or your computer now apply to your cellphone.

Why it ruled this way

Chief Justice John Roberts said modern cellphones contain so much personal information of so many different kinds — photos, videos, emails, financial data — that they often hold “the sum of an individual’s private life.” That makes searching a phone far different from searching an arrestee’s pockets.

No dissent

Unlike in many cases, where the high court is divided 5-4 on partisan lines, the ruling here was unanimous: 9-0.

Police reaction

Some departments said it will make investigations harder. But Sgt. Jeff Stuart of the Fullerton Police Department called it “just one more hurdle that we have to overcome.”

Legal view

UCI law school dean Erwin Chemerinsky said the ruling doesn’t stop police from searching phones; it just makes them get warrants first. “Lots of police departments don’t look at cellphones without a warrant anyway, and those departments are functioning fine,” Chemerinsky said.

guns or cash.

Lt. Jeff Hallock, a Sheriff’s Department spokesman, said the effect will be most obvious on uniformed deputies. Detectives already get warrants for almost every step of an investigation, Hallock said, but

uniformed deputies don’t have the time.

The ruling won’t stop officers from seeking consent to search someone’s phone, though people are free to decline.

In Wednesday’s ruling, the Supreme Court applied the Fourth Amendment’s protection against “unreasonable searches and seizures” to phones. To get a warrant to look through a phone, police must convince a judge there is probable cause to believe it contains evidence of a crime.

While the ruling protects privacy, Stuart said it could lead to more phones being seized.

“A lot of times, I could look at a cellphone, pretty quickly determine there was nothing of evidentiary value and give it back to them and they go on their merry way,” he said.

Now, Stuart said, officers will be more likely to take cellphones after arrests and seek warrants to search them.

Courts across the country, including the California Supreme Court, had long allowed warrantless searches in connection with arrests, saying they are justified by the need to protect police officers and prevent the destruction of evidence.

Roberts acknowledged that the decision would make law enforcement more difficult because criminals use cellphones widely. But the chief justice wrote, “Privacy comes at a cost.”

Jennifer Manzella, a Newport Beach police spokeswoman, said officials there believe the new rule will make parts of their jobs

harder. But they were glad the Supreme Court left little ambiguity about what’s allowed.

Santa Ana police said they were still assessing the impact of the ruling, and some other agencies didn’t respond to requests for comment.

The Supreme Court heard arguments in April in two cases on the issue, but issued a single decision. The first case arose from the arrest of David Riley, who was pulled over in San Diego in 2009 for an expired auto registration. Police found loaded guns in his car and text, photos and videos on his smartphone that linked him to the Bloods street gang and to a shooting. Riley was later convicted of attempted murder and sentenced to 15 years to life in prison.

The second case involved a search of the call log of the flip phone of Brima Wurie, who was arrested in 2007 in Boston and charged with gun and drug crimes. Last year, a federal appeals court threw out the evidence found on Wurie’s phone.

In Supreme Court briefs, the U.S. Justice Department said cellphones are not materially different from wallets, purses and address books. Roberts disagreed.

“That is like saying a ride on horseback is materially indistinguishable from a flight to the moon,” he wrote.

The New York Times contributed to this report.

CONTACT THE WRITER:
949-229-5950 or
ehartley@ocregister.com

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