



ADOLFO FELIX Dreamstime/TNS

Find a variety of viewpoints and editorials on the most important topics of the day.

In today's paper

LOCAL: Big Day of Giving: \$13.1 million raised for area nonprofits. 2A



LEZLIE STERLING lsterling@sacbee.com



Our website features local news and sports content important to you. sacbee.com



THE SACRAMENTO BEE

SACBEE.COM

State high court: Can't detain people for trying to avoid police

BY KEVIN RECTOR
Los Angeles Times

Police officers cannot detain someone on the street just because that person tries to avoid contact with them, the

California Supreme Court ruled Thursday.

The decision has immediate implications for police officers working all across the state, restricting the grounds under which they can stop and hold people for questioning. It could

also affect other litigation in which arrests are being challenged, particularly when people of color allege they were detained simply for trying to avoid police.

Someone acting nervous or attempting to conceal them-

selves can still be "relevant context" for officers, but those actions alone do not constitute "reasonable suspicion of criminal activity," Justice Carol Corrigan wrote for the unanimous high court.

Officers "may consider what they see in plain view" and can also "approach people in public, engage them in consensual conversation, and take note of their appearance and behavior," Corrigan wrote, but absent probable cause "the person is constitutionally protected and empowered to go on his or her way."

The decision — in a case

SEE POLICE, 5A

Hope Hicks, once in Trump's inner circle, takes the stand

BY JESSE MCKINLEY
NYT News Service

NEW YORK

Hope Hicks, Donald Trump's former press secretary and White House communications director, testified Friday at his criminal trial in Manhattan about the deep anxiety that gripped Trump's campaign after the revelation of the "Access Hollywood" tape in October 2016, weeks before the presidential election, in which he bragged about indiscriminately grabbing women's genitals.

"I was concerned, very concerned," Hicks said, adding she knew it was "going to be a massive story." After getting an email requesting comment on the tape from The Washington Post before it broke the news, Hicks sent an email to several other senior aides with possible responses, including: "Deny, deny, deny."

But soon, Hicks said, the campaign began to hear troubling accounts about Trump's behavior toward other women, which the candidate denied on the trail and in online posts.

Hicks also described behind-the-scenes concerns about a Wall Street Journal article, published days before the election, concerning Karen McDougal, a Playboy model who said she had an affair with Trump in 2006 and 2007. McDougal's story was purchased by the parent company of The National Enquirer, only to be buried.

Michael Cohen, Trump's fixer, peppered Hicks with texted requests for updates about the Journal article, she testified. Reading a text in which Cohen expressed doubt that the story would get "much play," she laughed a little, saying, "The irony in that."

She also said Trump was worried about how the story was being received, including by his wife, Melania. "He wanted me to make sure that the newspapers weren't delivered to their residence that morning," Hicks said.

Hicks, a onetime member of Trump's inner circle, sat just feet from the defendant in a Manhattan courtroom as the third witness to testify Friday.

SEE HICKS, 6A



HECTOR AMEZCUA hamezcua@sacbee.com

Assistant Chief Deputy District Attorney Rochelle Beardsley speaks Friday during a hearing in Sacramento Superior Court on the DA's lawsuit against the city of Sacramento regarding homeless camps.

DA's Office asks judge not to scale down homeless lawsuit

BY THERESA CLIFT
tclift@sacbee.com

The Sacramento County district attorney's office Friday made its case to a judge that its homeless lawsuit against the city should not be scaled down.

A ruling is expected early next week.

The lawsuit, filed in September in Sacramento Superior Court by District Attorney Thien Ho, had alleged the city was creating a public nuisance by allowing homeless camps to exist on public property. The

city argued that due to separation of powers between the government and the DA, that piece should be removed.

Sacramento Superior Court Judge Jill Talley in a temporary ruling Thursday sided with the city on that. During a hearing Friday, she elaborated on her

thought process, referencing the separation of powers clause in the U.S. Constitution. That clause says legislative branches, such as cities, are separate from judicial branches, such as DA's offices.

SEE ATTORNEY, 5A

Captain sentenced to four years in deadly 2019 boat blaze

BY CHRISTOPHER GOFFARD AND BRITNY MEJIA
Los Angeles Times

Jerry Boylan, the captain of the Conception dive boat where 34 people died amid smoke and flame over Labor Day weekend in 2019, was sentenced Thursday to four years in prison for negligence that contributed to the disaster.

U.S. District Judge George Wu said he found Boylan "incredibly remorseful" and that he had not "intended to do something bad."

The judge called it "one of the most difficult sentencings I've ever done" and said he was taking the 70-year-old Boylan's age and health into account, as well as the unlikelihood that he would re-offend.

The judge also rejected the prosecution's claim that Boylan had abandoned his ship.

Hearing those words, Boylan began to tremble and wipe away tears. He could have received up to 10 years in federal prison for his conviction on what is colloquially called seaman's manslaughter.

The lighter sentence — and the fact that the judge is allowing Boylan to remain free until after a restitution hearing — left many of the victims' family members furious.

"There's no justice," said Robert Kurtz, the father of one of the victims. "He's not even being remanded. He's still free."

After a two-week trial, a federal jury in November found Boylan committed gross negligence in the deaths of the 33 passengers and one crew mem-

SEE BOAT BLAZE, 6A



IRFAN KHAN Los Angeles Times

Jerry Boylan, right, captain of the Conception dive boat where 34 people died during Labor Day weekend in 2019, was sentenced Thursday to four years in prison for negligence that contributed to the disaster.



We're committed to providing the essential journalism you need. Find the content important to you inside. Subscribers can find an additional 50+ pages each day by going to sacbee.com/eedition/extraextra or by scanning the code to the left.

CUSTOMER SERVICE

800-284-3233

sacbee.com/customer-service

