

1 A. Yes, sir.

2 Q. Now, and explain to the jury, you wanted cases pushed to PTI to  
3 clear the backlog and to generate revenue; correct?

4 A. That is one of the reasons, sir, yes.

5 Q. Well, that's two reasons: clear backlog and generate revenue.  
6 Give me another one, why you wanted cases pushed to PTI.

7 A. There's more than one reason why we have that program, sir.

8 Q. No, no, no, no, no, sir. We going to speak English. We're not  
9 even getting to why you got the program yet. We're going to get  
10 there. But my simple question is: Pushing cases, boosting PTI,  
11 not why you had the program, but why you were pushing cases to PTI  
12 -- to clear the backlog and also generate revenue. What are the  
13 other reasons?

14 A. To try to help people who deserve their second chance, sir.

15 Q. So Stutes wasn't helping enough people, so you wanted to  
16 increase the number of people who got help; correct?

17 A. I think that's probably correct, yes, sir.

18 Q. Okay. But in the meantime, you were helping yourself by  
19 generating revenue; right?

20 A. I wasn't helping myself, sir. I was helping the office,  
21 reducing the backlog.

22 Q. Now, all the -- all your ADAs, are they allowed to have, quote,  
23 private practices at this time?

24 A. That is correct, sir.

25 Q. Make sure -- explain to the jury what a private practice is

1 when we use that term as attorneys. Explain briefly what that is.

2 A. Well, these attorneys have a civil practice, meaning they're  
3 allowed to handle other cases besides criminal cases from our  
4 office.

5 Q. And they make money off their private practice; correct?

6 A. I would hope so, yes, sir.

7 Q. And they have private law offices at their private practices;  
8 correct?

9 A. Yes, sir.

10 Q. And there's no prohibition, even though these are full-time  
11 assistant DAs, there's no prohibition on how many days they can be  
12 at their office or at the DA's office; correct?

13 A. The way that I know that is by walking the halls every day and  
14 knowing who's there and who's not there, sir.

15 Q. Mr. Landry, I didn't ask anything about walking halls. My  
16 point is: You don't have a rule that your ADAs have to be at the  
17 office every day full time, do you?

18 A. I'm sorry, sir. I didn't understand your question, but, yes,  
19 that is correct.

20 Q. You don't have that rule?

21 A. I do not have that rule.

22 Q. So they could be in the DA's office as little as one day a  
23 week, correct, if they choose to?

24 A. No, sir, I don't think that ever happens.

25 Q. So you patrol the halls and take notes every day of who's there

1 and who's not there?

2 A. I don't take notes, sir, but I do patrol the halls and I do  
3 talk to my assistant DAs on a daily basis. I also speak to them on  
4 the phone. We have a very good relationship with our ADAs.

5 Q. But you have three offices, so you can't even be in each office  
6 each day; right?

7 A. That is correct, sir. Sometimes I'm in the Lafayette office,  
8 sometimes I'm in the Vermilion Parish office, and sometimes I'm in  
9 the Acadia Parish office. Most of my time is spent in the  
10 Lafayette Parish office.

11 Q. Okay. So isn't it true that that was a part of the reason for  
12 the backlog, too, is because ADAs, a lot of them were too focused  
13 on their private practice and not doing their full-time ADA job?  
14 Isn't that true?

15 A. No, sir. I don't agree with that.

16 Q. Okay. Now, let's talk about the pretrial intervention program.  
17 That's optional. There is no law that requires a DA's office to  
18 have a pretrial diversion or pretrial intervention program;  
19 correct?

20 A. That's correct.

21 Q. Are there any DAs in this state who don't have pretrial  
22 intervention programs?

23 A. I don't know the answer to that, sir.

24 Q. Okay. And I know you testified that when you were an ADA,  
25 initially, at least, your office didn't have a pretrial