

**DEPARTMENT:** DISTRICT ATTORNEY **FLSA Status:** Exempt/Professional  
**CLASSIFICATION:** EXEMPT PER NYSCSC ACTION MAY 9, 2017  
**APPROVED:** OCTOBER 21, 2016

**SECOND ASSISTANT DISTRICT ATTORNEY**

**DISTINGUISHING FEATURES OF THE CLASS:** Performs legal work as assigned by the District Attorney in indicting and prosecuting for crime within Niagara County. The incumbent is responsible for many administrative aspects of the District Attorney's Office such as managing administrative staff assignments, budget proposals, overseeing the Assistant District Attorneys assigned to city and justice courts, and coordinating an internal training program. The incumbent works under supervision of the District Attorney who reviews work for conformance with law. Does related work as required.

**TYPICAL WORK ACTIVITIES:**

1. Prepares and prosecutes criminal cases as assigned by the District Attorney and presents cases to the Grand Jury;
2. Tries both jury and non-jury cases before municipal courts on occasion;
3. Maintains a felony-level caseload, presents matters to the Grand Jury and proceeds to trial with supervision by the District Attorney;
4. Conducts preliminary hearings on felony cases;
5. Solely conducts or assists the District Attorney in complex trials, violent felony trials and homicide trials in the County and Supreme Court;
6. Instructs Assistant District Attorneys on trial preparation and points of law and approves plea offers on felony-level matters;
7. Performs legal research and prepares briefs, affidavits, and other legal documents, such as motions;
8. Receives and investigates public complaints and advises citizens on points of law;
9. Handles high-profile or sensitive cases involving notorious crimes, law enforcement misconduct, public corruption, or extremely complex prosecution and defense, such as insanity or forensic experts;
10. Works with law enforcement officers in securing and verifying trial and presentation date, including the interviewing of witnesses; confers with police supervisors on law enforcement needs and policies; may participate and assist in the preparation and execution of search warrants; may participate in investigations involving advanced legal complexity; and participates and assists in raids on gambling establishments;
11. Confers with probation officers, the staff of the Attorney General's Office, the U.S. Attorney's Office and with all levels of law enforcement to help ensure proper law enforcement throughout Niagara County;
12. Acts in the place of the District Attorney when required; remains on-call for law enforcement inquiries or emergencies;
13. Assigns work to administrative staff; prepares budget proposals; coordinates an internal training program; and oversees the Assistant District Attorneys assigned to city and justice courts.

**FULL PERFORMANCE KNOWLEDGES, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS:**

Thorough knowledge of the principles and practices of criminal law applicable to state and federal criminal laws; thorough knowledge of criminal court procedures and of the rules of evidence; a high degree of skill in the preparation of briefs, affidavits, motions and other legal documents; skill in presentations defense before a jury; special ability to analyze, appraise and apply legal principles, facts and precedent to legal problems; ability to assign and review the work of others; good command of language; initiative; tact; courtesy; good professional and administrative judgment; good address; physical condition commensurate with demands of the position.

**SUGGESTED MINIMUM QUALIFICATIONS:**

Graduate of Law School, admission to the New York State Bar, and a minimum of five (5) years of prosecutorial or criminal law experience.