



Bradford Davis and Yelena Dzhanova

January 7, 2025

**RE: CALIFORNIA PUBLIC RECORDS ACT; NOTICE OF DETERMINATION DECEMBER 11, 2024; NOTICE OF DETERMINATION**

Bradford Davis and Yelena Dzhanova,

The Newport Beach Police Department received your California Public Records Act request on December 11, 2024. This response will serve as the Department's notice of determination as to whether the request in or part seeks the production of non-exempt, non-privileged, disclosable public records in the possession of the City, pursuant to the California Public Records Act ("Act") (Gov. Code §§ 7920.000 et seq.).

Based on your request, all non- exempt, non-privileged, disclosable public records in possession of the Department responsive to your request have been gathered and will be produced herewith.

1. **"All phone, text or email correspondence between your department and National Basketball Association (NBA) staff referencing Joshua Giddey (DOB: 10/10/2002) between the following dates and NBA staffers: 11/22/23-5/23/24; Elizabeth Maringer, Katherine Malone, Leon Newsome, Katelyn Cannella West, Blaise Ross."**
  - All responsive records have been included.
2. **"All phone, text, or email correspondence between your department and Oklahoma City Thunder staff referencing Joshua Giddey (DOB 10/10/2002) between the following dates: 11/22/23-5/23/24"**
  - All responsive records have been included.
3. **"We're also requesting 911 calls, arrest reports, and investigative records (which can include chronological records of events, logs, witness lists, interview notes from officers examining the case, photos and videos included in the case file, search warrant affidavits, case summaries, and charges recommended to the prosecuting agency) referencing Joshua Giddey (DOB: 1/10/2002) between the following date range: 11/22/23-5/23/24."**

The Newport Beach Police Department must deny this portion of your request due to following exemption in Accordance with the Act.

- Investigative Record Exemption: Records of complaints to, or investigations conducted by, or records of intelligence information or security procedures of ...any state or local police agency, or any investigatory or security files compiled by any...local agency for correctional, law enforcement, or licensing purposes are exempt from production. (Gov Code § 7923.600(a)); *County of Los Angeles v. Superior Court (Kusar)* (1993) 18 Cal.App.4<sup>th</sup> 588, 595; see also *Williams v. Superior Court of San Bernardino County (Freedom Newspapers, Inc.)* (1993) 5 Cal.4<sup>th</sup> 337.)

4. **“We're also requesting a FOIA log for related requests referencing Joshua Giddey (DOB: 10/10/2002) between 11/22/23 and the date this request was received.”**

1. **Log or file number:** Quest ticket #553786
2. **Date request received:** 11/29/2023
3. **Name of requester:** Marjorie Hernandez
4. **Description of information sought:** “requesting search warrants/all police reports in connection to Joshua Giddey and his relationship with a female minor in 2002 to 2023.”
5. **The date the response was sent:** 11/29/2023
6. **The type of response your office sent:** Denied

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1. **Log or file number:** Quest ticket #553732
  2. **Date request received:** 11/29/2023
  3. **Name of requester:** Douglas Montero
  4. **Description of information sought:** “any and all police department generated by Joshua James Giddey between Nov 29 2023 and Nov 29 2021.”
  5. **The date the response was sent:** 11/30/2023
  6. **The type of response your office sent:** Denied

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1. **Log or file number:** Quest ticket #553786
  2. **Date request received:** 12/15/2023
  3. **Name of requester:** Anonymous

4. **Description of information sought:** "records, recordings related to any contacts between NBPD and Joshua Giddey."
5. **The date the response was sent:** 12/15/2023
6. **The type of response your office sent:** Denied

If you have any questions regarding this matter, I can be contacted at (949) 644-3680 or [mblackburn@nbpd.org](mailto:mblackburn@nbpd.org).

Sincerely,

A handwritten signature in black ink that reads "Mayra Blackburn". The signature is written in a cursive style with a large, decorative flourish at the end.

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Mayra Blackburn  
Records Supervisor  
Newport Beach Police Department