

From: Anonymous Person

05/20/2020 

Subject: RE: California Public Records Act Request #20-881

Email

Internal reference 82814-0023

Mayor Breed, Andrea Bruss, Sean Elsbernd, and the Office of the Mayor,

** NOTE: Redact your records correctly. This is a public mailbox, and all of your responses (including disclosed records) may be automatically and instantly available to the general public on the [MuckRock.com](https://muckrock.com) service used to issue this request (though I am not a MuckRock representative). **

This is a NEW immediate disclosure request under the Sunshine Ordinance and under the CPRA for the following (where "Requested Dates" is defined as Feb 29, 2020 to July 14, 2020 (inclusive)).

Please respond to 1a, 1b, 1c, 1d, 1e, 1f, 2, 3a, 3b, and 4 separately. I want to know which parts have responsive records and which do not.

1) IMMEDIATE DISCLOSURE: an electronic copy of all of London Breed's, Andrea Bruss's and Sean Elsbernd's ("Named Custodians") government calendars scheduling entries, appointments, and meeting invitations from the Requested Dates. For calendars, you may provide this by directly exporting to PDF any Outlook view that shows for each and every event at least Subject, Location, Start, End, Recurrence, Meeting Status, Organizer, Show Time As, Required/Optional Attendees, Categories, Importance, Description/Body/Message, and preserving full color, formatting and text-searching. For meeting invitations, you should convert the invitations directly and individually to PDF. This includes declined or not-yet-accepted invitations, and those both sent and received for events on those days. Printing and scanning will be appealed. Use of PDF images as opposed to selectable text will be appealed. For examples of proper production, see DPW's PDF provision here: <https://sanfrancisco.nextrequest.com/requests/19-4150> - they provide PDFs of each item, and a screenshot of all of the attendee status. I am explicitly asking for those same parts of these records. All Attachments should also be provided and in their original electronic format. Remember, all records, including even Prop G calendar records that happen to exist prior to the 3-business day rule, that are retained, owned, prepared, or used, must be produced or exempted under a non-prohibited exemption provision of the CPRA. This request includes:

- a) 'PropG, Mayor (MYR)'
- b) 'Calendar, Mayor (MYR)'
- c) 'Breed, London (MYR)'
- d) 'Elsbernd, Sean (MYR)'
- e) 'Bruss, Andrea (MYR)'
- f) all other Prop G and non-Prop G calendars or accounts for the Named Custodians not specifically listed in (a)-(e), and all successors to or renames of these (a)-(e) accounts

2) IMMEDIATE DISCLOSURE: Furthermore, I request that a City of San Jose v Superior Court (2017) search be performed of each Named Custodian to provide: calendar items, scheduling entries, and meeting invitations for the Requested Dates that are present on their personal calendars/email or on personal accounts/devices/property (solely to the extent the record or portion thereof relates to the public's business). Any electronic format easily generated by the Named Custodian is acceptable here. Notwithstanding Gov Code 6253.3(b)(1), you may redact the Named Custodian's personal email addresses "used by the employee to conduct public business, or necessary to identify a person in an otherwise disclosable communication."

3a) regular disclosure: Furthermore, I request .ICS copies of each record responsive (whether exempt or not) to #1.

3b) regular disclosure: Finally, the following public information, regardless of format, for each record responsive (whether exempt or not) to #1:

- i) creation timestamp,
- ii) modification timestamp,
- iii) creator identity,
- iv) timezone,
- v) name, email address, and acceptance status of each attendee
- vi) categories
- vii) importance
- viii) organizer name and email address
- ix) subject
- x) location
- xi) description/body

If you provide all of (i)-(xi) in 3a, you may disregard this 3b. For 3b you may use whichever format you wish as long as this public information, which is not an information security record, is not withheld.

4) IMMEDIATE DISCLOSURE: every record evidencing any search of personal property, any declarations/affidavits/statements re: City of San Jose searches, any requests to search personal property and all responses, any indication of what records may or may not exist on personal property and/or which of those are or are not exempt made for EVERY prior records request from this email address. At the time you receive the instant request, of course you will not have any San Jose records for this request, but you probably will for our prior requests. We will request all of these cumulatively to ensure we eventually get them.

It is likely that you will refuse some portion, and I will appeal all withholdings, exemptions, delays, and refusals. Preserve originals of all records during my appeals.

All records must be provided in rolling fashion. Every withholding (including redactions) must be justified with clear reference to an exemption statute or case law. Exact copies are requested.

Provide only those records without fees.

My purpose is to maintain a permanent record of the Mayor's business, including through her top surrogates, regardless of how you wish to destroy records internally. Such requests will be made continually and periodically to retain this permanent public record, both forward- and backward-looking. Alternatively, the City may publish these records voluntarily and proactively, which I hope they do.

Sincerely,

Anonymous

From: Office of the Mayor

06/05/2020 

Subject: RE: California Public Records Act Request #20-881

Email

Anonymous,

We have received your recent correspondence noting that you were lifting your voluntary waiver of certain request deadlines during the pandemic response. Note that we are continuing to

process your pending requests. We will begin providing responsive records on a rolling basis, beginning tomorrow.

Regarding this specific request, please note that it is neither simple nor routine nor readily answerable and requires consultation with other departments. Accordingly, we will respond within the full 10 day period for a regular request, barring the need for a further extension. See Cal. Gov. Code 6253 and Admin. Code 67.25(b).

Hank Heckel
Compliance Officer
Office of the Mayor
City and County of San Francisco