

Office of the Mayor
Oakland City Hall
1 Frank H. Ogawa Plaza
Oakland, CA 94612
lschaaf@oaklandca.gov – via email

Our ref.
BC-V219034-v2

Date
2019-07-03

RE: CPRA/Sunshine Ordinance – BC-V219034-v2

To Whom It May Concern:

NOTE: Every response you send or provide (including all responsive records) may be automatically and immediately visible to the general public on the MuckRock.com web service used to issue this request. (I am not a representative of MuckRock)

You may cancel our request BC-V219034, and replace it with this request below, BC-V219034-v2. Thank you.

We request under the Oakland Sunshine Ordinance (Ordinance) and the California Public Records Act (CPRA) the following items from the Mayor's Office.

Please provide only those copies of records available **without any fees**. If you determine certain records would require fees, please instead provide the required free notice of which of those records are available and non-exempt for inspection in-person if we so choose. Please use email to respond.

We remind you of your obligations to provide electronic records in the original format you hold them in. Therefore, e-mails exported in the .eml or .msg format with all non-exempt headers, metadata, attachments, etc. are best. However, if you choose to convert emails, for example, to PDF or printed format, to easily redact them, you must ensure that you have preserved the full content of the original email record (as specified in request "A"), which contains many detailed headers beyond the generally used From/To/Subject/Sent/etc. For the chat apps, a screenshot or print-out is acceptable.

If you use PDF, use properly redacted searchable or text pdfs. Please don't use image PDFs to make it harder to analyze the records. If you provide PDFs instead of original email files, only give a few of the headers or lacking attachments/images, and/or improperly withhold public records that exist on private accounts/devices you may be in violation of Ordinance and/or CPRA, and we may challenge your decision at the Public Ethics Commission, judicially, and/or via any other remedies available to us.

Note: Your local Sunshine Ordinance appears to purport to delay our seeking of judicial review until after we exhaust certain local administrative appeals processes. While that may apply to specific benefits accorded by the Sunshine Ordinance, it cannot prohibit us from seeking immediate judicial review under Cal Govt Code 6258 to enforce our CPRA rights.

You must justify all withholding.

Provide records in a rolling fashion. Do not wait for all records to be available.

I look forward to your prompt disclosure.

PART 1 – Email

If a person has multiple email addresses (including but not limited to email aliases), 10 emails from each are requested. For example an official may have a public-facing email alias and also an email address she uses to do business internally- 10 from each are requested. Please do not include spam or product advertisement emails.

A. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 emails RECEIVED BY EACH OFFICIAL government email account of

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona

10. Yvonna Cazares

11. Joanna Karchmer

B. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 emails SENT FROM EACH OFFICIAL government email account of

1. Elizabeth Schaaf

2. Shereda Nosakhare

3. Kelley Kahn

4. Lauren Blanchard

5. Sun Kwong Sze

6. Darin Ranelletti

7. David Silver

8. Justin Berton

9. Jose Corona

10. Yvonna Cazares

11. Joanna Karchmer

C. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 emails IN THE DRAFT or OUTBOX folder of EACH OFFICIAL government email account of the following. Please remember the special Sunshine exceptions to CPRA draft withholding under SF Admin Code 67.24(a).

1. Elizabeth Schaaf

2. Shereda Nosakhare

3. Kelley Kahn

4. Lauren Blanchard

5. Sun Kwong Sze

6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares
11. Joanna Karchmer

D. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 emails regarding the public's business (specifically those disclosable under relevant statute and case law, including but not limited to City of San Jose v Superior Court (2017)) SENT FROM EACH PERSONAL email account(s) of the following officials, TO/CC/BCC any oaklandca.gov OR oaklandnet.com email address. If NO such emails exist for each entry, remember you must state under Govt Code 6253(c) that there are no responsive records.

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares
11. Joanna Karchmer

E. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 emails regarding the public's business (specifically those disclosable under relevant statute and case law, including but not limited to City of San Jose v Superior Court (2017)) RECEIVED BY EACH PERSONAL email account(s) of the following officials, FROM any

oaklandca.gov OR oaklandnet.com email address. If NO such emails exist for each entry, remember you must state under Govt Code 6253(c) that there are no responsive records.

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
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PART 2 – Chat/Messaging

As used below "Conversations" include but are not limited to any metadata records showing that a conversation had taken place but is now deleted (due to expiration for example). Various types of apps are mentioned below.

A. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [Facebook Messenger]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti

7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares
11. Joanna Karchmer

B. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [Telegram]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares
11. Joanna Karchmer

C. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [Slack]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn

4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares
11. Joanna Karchmer

D. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [Google Hangouts]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
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11. Joanna Karchmer

E. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [Signal]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
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11. Joanna Karchmer

F. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all OFFICIAL government account(s) of the following person in [SMS/MMS/text messages]:

1. Elizabeth Schaaf
2. Shereda Nosakhare
3. Kelley Kahn
4. Lauren Blanchard
5. Sun Kwong Sze
6. Darin Ranelletti
7. David Silver
8. Justin Berton
9. Jose Corona
10. Yvonna Cazares

11. Joanna Karchmer

G. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all PERSONAL account(s) of the following person in [Facebook Messenger], solely to the extent that such conversations are regarding the public's business and disclosable under relevant statute and case law, including but not limited to City of San Jose v Superior Court (2017). If NO such conversations exist for each entry, remember you must state under Govt Code 6253(c) that there are no responsive records.

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H. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all PERSONAL account(s) of the following person in [Telegram], solely to the extent that such conversations are regarding the public's business and disclosable under relevant statute and case law, including but not limited to City of San Jose v Superior Court (2017). If NO such conversations exist for each entry, remember you must state under Govt Code 6253(c) that there are no responsive records.

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L. an electronic copy, in the original electronic format, with all headers, metadata, timestamps, attachments, appendices, exhibits, and inline images, except those explicitly exempted by the Ordinance, of the most recent 10 conversations (whether individual or group chats) of all PERSONAL account(s) of the following person in [text/SMS/MMS messaging], solely to the extent that such conversations are regarding the public's business and disclosable under relevant statute and case law, including but not limited to City of San Jose v Superior Court (2017). If NO such conversations exist for each entry, remember you must state under Govt Code 6253(c) that there are no responsive records.

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PART 3: all instruments used to inquire of each official as to whether they possess any responsive records above, and all of their responses

Sincerely,

Anonymous requestor