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**RUSD****RIVERSIDE UNIFIED
SCHOOL DISTRICT**

February 2, 2023

Via E-Mail Only

Justin Beck

139962-39024159@requests.muckrock.com

Re: **February 1, 2023 Public Records Act Request**

Dear Mr. Beck:

This letter constitutes the Riverside Unified School District (“District”) initial determination in response to your request for records under the California Public Records Act (“PRA”) pursuant to Government Code section 6250 *et seq.*, received by the District on or about February 1, 2023.

The PRA requires a school district to provide non-privileged, non-exempt documents in response to a request that reasonably identifies a public record or records within its possession. However, the PRA does not require public agencies to compile lists, information, or make those requested documents available within a certain time frame or by a set date established by the requestor. Rather, Government Code section 6253(c) requires that a public agency make an initial determination of whether it has non-privileged, non-exempt documents in its possession responsive to the request and offer a reasonable time frame in which it will produce the records.

Please also note that the Government Code exempts certain categories of records from disclosure under the PRA, and some of those exemptions may apply directly to your requests. (*See, e.g.*, Gov Code, §§ 6254, 6255; Evid. Code, §§ 954, 1040, subd.(b)(2).) To the extent the records you have requested fall within any of the categories covered by one or more of the exemptions to the PRA, the District objects to the request, and will not produce those records. Government Code section 6255 also allows a government agency to withhold records if it can demonstrate that, on the facts of a particular case, the public interest served by withholding the records clearly outweighs the public interest served by disclosure.

Notwithstanding the above, the District responds to your requests as follows.

Request:

Documents showing the cumulative number of positive COVID-19 cases among students and staff at each RUSD school site, facility and department, from January 1, 2023 through January 31, 2023.

RIVERSIDE UNIFIED SCHOOL DISTRICT

3380 14th Street
Riverside, CA 92501
951-788-7135

BUSINESS SERVICES

6050 Industrial Avenue
Riverside, CA 92504
951-352-6729

CENTRAL REGISTRATION CENTER

5700 Arlington Avenue
Riverside, CA 92504
951-352-1200

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**RUSD****RIVERSIDE UNIFIED
SCHOOL DISTRICT****Response to Request:**

The District has determined that it is in possession of non-exempt, non-privileged, disclosable public records responsive, at least in part, to your request. The District will not produce privileged documents or information encompassed by an exemption under the PRA or any state or federal laws. (See e.g., Cal. Const. Art. 1, §§ 1 and 3; Gov. Code, §§ 6254 and 6255.) Accordingly, the District will segregate and/or redact privileged or exempt information as needed.

Notwithstanding the foregoing, the District plans to provide you with non-exempt, non-privileged, disclosable records responsive to your request on or about February 13, 2023.

The District is aware of its obligation under Government Code section 6253.1 to assist you in making more focused and effective requests that reasonably describe an identifiable record or records. Should you wish to, please feel free to contact my office in writing to clarify or discuss this request. The District reserves the right to amend its response and will notify you if any such amendment is necessary.

Sincerely,

Raul Ayala
Director, Pupil Services
rayala@riversideunified.org

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