Abney, Michelle

From: Morodomi, Mark
Sent: Thursday, September 10, 2009 5:35 PM
To: 'Marleen Sacks'
Cc: Baker, Jeff; Abney, Michelle
Subject: RE:Public Records Request: E-mail addresses for members of the Measure Y Oversight Committee PRR 090201

Marleen,
Certain personal identifying information is protected by the California Constitution's First Amendment, Right of Privacy. See also Gov't Code section 6255. This was the objection Mr. Baker was raising. To the extent that the committee members do not have an expectation of privacy with regard to their email addresses, the City will produce them to you. We are contacting the members to confirm this.

We hope to have a response to you by September 17.

Mark Morodomi

Office of the City Attorney
1 Ogawa Plaza, 6th Fl.
Oakland, CA 94612
510-238-6101
f: 510-238-6500

From: Marleen Sacks [mailto:[redacted]]
Sent: Friday, September 04, 2009 11:24 AM
To: Morodomi, Mark
Cc: Baker, Jeff; Abney, Michelle
Subject: Public Records Request: E-mail addresses for members of the Measure Y Oversight Committee

Mark:

Below is an e-mail I sent to Jeff Baker and his response. (Notably, I had first asked for the e-mail addresses about a week earlier, and got no response).

Please consider this a formal request for records pursuant to the Public Records Act. As you will see, Mr. Baker is declining to provide e-mail addresses of public commission members. No exception to the Public Records Act is cited, nor can one be justified. Members of the Oversight Committee are public officials whom members of the public should be entitled to contact related to their official business. I should not have to rely on Mr. Baker communicating the information to them. (Notably, I had previously been provided the names, home addresses and telephone numbers of members of the Community Policing Advisory Board).

Please provide me with the requested information, or provide a written justification for why there should be an exemption under the Public Records Act or the Sunshine Ordinance.

Marleen Sacks
[redacted]

Attachment 9B