produced on time. There is a reasonable dispute under the law as to what is exempt.

1. Open Government Coordinator Abney acknowledged your request the very same day. This is above and beyond what the Sunshine Ordinance requires. On August 6, 2009, Deputy City Attorney Siegel writes and tells you that he expected production on August 21, 2009.
2. As promised, the records are produced to you on August 21, 2009.
3. Your follow up to this production, dated August 24, 2009. I responded to this communication on August 28, 2009, stating that an additional document is to be produced.
4. You write back to me on August 29, 2009. I do owe you a response to your legal arguments that the City does not have an exemption for draft documents. I will be sending you an additional document by separate cover.

D. Your August 10, 2009, request. (Our PRR No. 090195, Your request #5.) The original request was addressed to a police neighborhood services coordinator, not the Police Department's public records person, The NSC denied your request, so you did get a response. You informed me of the denial on August 31, 2009. I responded on September 3, 2009. I advised you of the problems and concern about an ongoing investigation on September 10, 2009. You responded on September 10, 2009. On September 11, 2009, OPD's Manager of Records Millie Crossland advised you that the information would be public but needed more information from you to track down the location of the burglary. I will assist Ms. Crossland to track down the information.

E. Your August 18, 2009, request. (Our PRR No. 090192, Your request #6.) We do owe you the response, and I have tracked down the information. Vacations and the City furlough and holidays have caused a delay. I will send you the information under a separate cover.

F. Your September 4, 2009 request. (Our PRR No. 090201, Your request #7.) You are incorrect that you have received no response to this request. Mr. Baker did respond to you in a timely manner. You just didn't like his response. On September 10, 2009, I advised you that I was getting involved to hear about the privacy issues by the citizen commissioners and expected a response to you by September 17, 2009. You responded to me on September 11, 2009.

Please see responses to the specific records requests to be sent to you under separate cover, then advise me of any loose ends. Thank you.

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: Thursday, September 10, 2009 1:06 PM
To: Morodomi, Mark; Siegel, Kevin D.; Russo, John
Cc: David@donahue.com
Subject: Public Ethics Complaint

Below is the text of a complaint that I am submitting to the Public Ethics Commission today.