

**SUNSHINE ORDINANCE
TASK FORCE**



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April 24, 2008

San Francisco Ethics Commission
25 Van Ness Avenue, Suite 220
San Francisco CA 94102

Regarding: #07094 complaint of Kimo Crossman, and the February 26, 2008 Orders of Determination from the Sunshine Ordinance Task Force against the City Attorney's Office for failure to respond to a request for records, failure to provide records, and failure to post the department head's calendar on the website.

At their regular meeting on Tuesday, March 25, 2008, the San Francisco Sunshine Ordinance Task Force ordered that City Attorney Dennis Herrera be referred to the Ethics Commission for official misconduct based on willful failure to comply with the Ordinance.

The Task Force found that the City Attorney's Office through its representatives, Alexis Thompson, violated Sections 67.25, 67.26, and 67.29-5 of the Sunshine Ordinance for failure to respond in a timely manner, failure to keep withholding to a minimum, failure to provide the requested daily calendar, and failure to comply with the Order of Determination issued by the Task Force.

This request and referral is made under Section 67.30 (c) whereby the Task Force shall make referrals to a municipal office with enforcement power under the Sunshine Ordinance or under the California Public Records Act and the Brown Act whenever it concludes that any person has violated any provisions of this Ordinance or the Acts.

Attached to this letter is the February 26, 2008, Task Force Order of Determination, documents regarding this complaint that have been submitted to the Sunshine Ordinance Task Force, the minutes from the Task Force meetings of January 22, 2008, February 26, 2008, and March 25, 2008, and the Compliance and Amendments meeting of March 12, 2008.

Ethics Commission

April 23, 2008

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If you need any further information, including tape recordings of any of the meetings references above, please feel free to contact me, or the Task Force Administrator Frank Darby at (415) 554-7724.

A handwritten signature in black ink, appearing to read 'D Comstock', written in a cursive style.

Doug Comstock, Chair
Sunshine Ordinance Task Force

cc: Kimo Crossman
Alexis Thompson
Matt Dorsey, City Attorney's Office
Ernie Llorente, Deputy City Attorney