

SUNSHINE ORDINANCE
TASK FORCE



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ORDER OF DETERMINATION

January 8, 2008

January 17, 2008

Kimo Crossman
kimo@webnetic.net

Phil Ting, Assessor
City Hall, Room 190
1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102

Re: Complaint # 07088 filed by Kimo Crossman against the Assessor's Office for alleged violation of Sections 67.1, 67.4 (a), 67.21 (a) and (b), 67.25 (a) and (d), 67.26, 67.27, and 67.34 of the Sunshine Ordinance, Government Code Sections 6253 (a) and (c), 6255 (a), and Constitution Article I, Section 3, for failure to provide requested records, untimely response, failure to provide passive meeting notice, invalid invocation of voluminous documents extension, failure to incrementally deliver records, willful failure and official misconduct.

Based on the information provided to the Task Force from the Complainant Kimo Crossman, the Respondent Zoon Nugyen, and hearing public comment, the following Order of Determination is adopted:

The Sunshine Ordinance Task Force finds that the Assessor's Office violated Section 67.25 (d) of the Sunshine Ordinance for failure to provide records on a rolling basis. The Department is instructed to inform the Task Force and Mr. Crossman as to whether any entries were deleted from the calendar prior to providing the requested records, and to describe the type of entries that were deleted and an explanation for the deletions, within 5 days after the issuance of this Order of Determination.

This Order of Determination was adopted by the Sunshine Ordinance Task Force on January 8, 2008 by the following vote: (Comstock/Craven)
Ayes: Craven, Knee, Cauthen, Chu, Comstock, Chan, Goldman
Recused: Wolfe
Excused: Pilpel, Williams

A handwritten signature in black ink, appearing to read "D. Comstock".

Douglas Comstock, Chair
Sunshine Ordinance Task Force

cc: Ernie Llorente, Deputy City Attorney
Zoon Nugyen, Assessor's Office
Tim Kingsbury, Assessor's Office