

**SUNSHINE ORDINANCE
TASK FORCE**



**City Hall
1 Dr. Carlton B. Goodlett Place Room 244
San Francisco CA 94102-4689
Tel. No. (415) 554-7724
Fax No. (415) 554-7854
TDD/TTY No. (415) 554-5227**

**ORDER OF DETERMINATION
March 31, 2015**

DATE DECISION ISSUED
February 4, 2015

CASE TITLE - Patrick Monette-Shaw v. Dennis Herrera, Matt Dorsey, and Gabriel Zitrin, City Attorney's Office (File No. 14099)

FACTS OF THE CASE

Patrick Monette-Shaw (Complainant) made a complaint alleging that Dennis Herrera, Matt Dorsey, and Gabriel Zitrin, Office of the City Attorney, violated provisions of the Sunshine Ordinance by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

COMPLAINT FILED

On October 18, 2014, Mr. Monette-Shaw filed a complaint with the Sunshine Ordinance Task Force (Task Force) regarding the alleged failure to adequately respond to an Immediate Disclosure Request.

HEARING ON THE COMPLAINT

On February 4, 2015, Mr. Monette-Shaw appeared before the Task Force and presented his complaint. There was no representative from the Office of the City Attorney present. Mr. Monette-Shaw requested that the hearing proceed without the representative from the Office of the City Attorney.

The issue in the case was whether Administrative Code (Sunshine Ordinance), Sections 67.21, 67.25, and 67.34, and California Government Code, Section 6253, had been violated.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

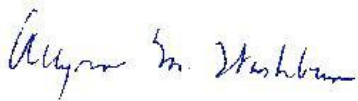
Based on the evidence and testimony presented, the Task Force finds the testimony of Mr. Monette-Shaw to be persuasive and finds Administrative Code (Sunshine Ordinance), Section 67.25(a), applicable in this case. The Respondent was not present to provide an argument.

DECISION AND ORDER OF DETERMINATION

On February 4, 2015, the Task Force found Dennis Herrera, Matt Dorsey, and Gabriel Zitrin, Office of the City Attorney, in violation of Administrative Code (Sunshine Ordinance), Section 67.25(a), for failure to respond to an Immediate Disclosure Request in a timely and complete manner. The motion PASSED by the following vote:

Ayes: 10 - Rumold, Winston, Wolf, Chopra, Pilpel, David, Fischer, Hinze, Hyland, Washburn
Noes: 0 - None
Absent: 1 - Hepner

Chair Washburn referred the matter to the Compliance and Amendments Committee and requested that the City Attorney's Office provided the records requested by the Complainant (budget allocation to the SOTF in both person hours and dollar amount) within five days of the issue of this Order of Determination. The question of whether a willful violation has occurred is still pending and a decision shall be made based upon the response from the Respondent.



Allyson Washburn, Chair
Sunshine Ordinance Task Force

- c: Members, Sunshine Ordinance Task Force
- Nicholas Colla, Deputy City Attorney
- Patrick Monette-Shaw, Complainant
- Dennis Herrera, Office of the City Attorney, Respondent
- Matt Dorsey, Office of the City Attorney, Respondent
- Gabriel Zitrin, Office of the City Attorney, Respondent