

**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
TTD/TTY No. (415) 554-5227

**ORDER OF DETERMINATION
July 29, 2016**

DATE ISSUED
June 1, 2016

CASE TITLE – Geoff Lewis v. San Francisco Police Department (File No. 16030)

FACTS OF THE CASE

On March 22, 2016, Geoff Lewis (Complainant) filed a complaint alleging that the San Francisco Police Department (Respondent) violated Administrative Code (Sunshine Ordinance), Section 67.21 by failing to respond to a request for public records in a timely and/or complete manner.

HEARING ON THE COMPLAINT

On June 1, 2016, the Sunshine Ordinance Task Force (Task Force) heard the matter.

Mr. Lewis provided an overview of the complaint and requested the Task Force to find violations. Mr. Lewis commented on his inability to retrieve report numbers and the delayed responses. There were no speakers in support of the Complainant. Lt. Kathryn Waaland, Police Department (Respondent), provided a summary of the department's position. Lt. Waaland stated that all requested records were provided or referred to the appropriate agency for processing. However, reference to an additional report was not recorded in the appropriate location and resulting in a delayed response. There were no speakers in support of the Respondent. A question and answer period followed. The Respondent and Complainants were provided the opportunity for rebuttals.

FINDINGS OF FACT AND CONCLUSION OF LAW

Based on the testimony and evidence presented, the Task Force finds that violations of Administrative Code (Sunshine Ordinance), Sections 67.25 (d), occurred.

DECISION AND ORDER OF DETERMINATION

The Sunshine Ordinance Task Force found that the San Francisco Police Department violated Administrative Code (Sunshine Ordinance), Section 67.25 (d), by failing to provide responsive records on an incremental or rolling basis as they became available.

The motion PASSED by the following vote:

Ayes: 8 - Eldon, J. Wolf, Tesfai, B. Wolfe, Maass, Cannata, Hinze, Hyland
Noes: 0 - None
Absent: 2 - Chopra, Fischer

A handwritten signature in black ink, appearing to read "Bruce Wolfe". The signature is stylized and cursive.

Bruce Wolfe, Chair
Sunshine Ordinance Task Force

- c. Nicholas Colla, Deputy City Attorney
Geoff Lewis, Complainant
Lt. Kathryn Waaland, Police Department (Respondent)