

**SUNSHINE ORDINANCE  
TASK FORCE**



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**ORDER OF DETERMINATION**  
April 7, 2023

**DATE DECISION ISSUED**  
July 7, 2021

**CASE TITLE – File No.:19143**

File No. 19143: Complaint filed by Anonymous against Sheriff Paul Miyamoto, James Wilson and the Sheriff's Department for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.24, 67.25 and 67.27, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

**HEARING AND ACTION ON THE COMPLAINT**

On April 20, 2021, the Complaint Committee acting in its capacity to hear petitions/complaints heard the matter.

Action: Moved by Member Stein, seconded by Member Forsley, to find that the SOTF has jurisdiction, find that the requested records are public and to refer the matter to the SOTF for hearing.

The motion PASSED by the following vote:

Ayes: 3 - Stein, Forsley, Schmidt  
Noes: 0 - None

On July 7, 2021, the SOTF held a hearing to review the recommendation from Committee and/or to review the merits of the petition/complaint.

Action: Moved by Member Schmidt, seconded by Member Neighbors, to find that the Sheriff's Department violated Administrative Code, Sunshine Ordinance Sections 67.24 for citing the deliberative process privilege citing Government Code 6255 and citing CPRA draft exemptions, 67.25 by failing to respond to an Immediate Disclosure Request in a complete and/or timely manner, 67.27 by citing written justifications that did not apply.

The motion PASSED by the following vote:

Ayes: 9 - Schmidt, Neighbors, LaHood, Padmanabhan, Yankee, Hyland,  
Wong, Stein, B. Wolfe

Noes: 0 - None

Absent: 1 - Forsley

This Order of Determination was approved  
by the Sunshine Ordinance Task Force  
on: April 5, 2023

cc.     Petitioner  
          Respondent