

**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  
December 7, 2022**

**DATE DECISION ISSUED**  
November 2, 2022

**CASE TITLE - File No. 21086**

Complaint filed by Anonymous against District Attorney Chesa Boudin and the Office of the District Attorney for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.21, 67.26, 67.27, 67.25, 67.24 and California Government Code 6254.5 by failing to respond to a public records request in a timely and/or complete manner.

**HEARING AND ACTION ON THE COMPLAINT**

On October 12, 2021, the Education, Outreach and Training Committee acting in its capacity to hear petitions/complaints heard the matter.

Moved by Member Padmanabhan, seconded by Chair Hyland, to find that the SOTF has jurisdiction, that the requested records are public and referred the matter to the SOTF for hearing with the recommendation that that the SOTF find a violation of Administrative Code, Sunshine Ordinance, Sections 67.26 by failing to keep withholding to a minimum and 67.27 for citing justifications that do not apply.

On November 2, 2022, the SOTF held a hearing to review the recommendation form committee and/or to review the merits of the petition/complaint.

Moved by Member Schmidt, seconded by Member Padmanabhan, to find that Chesa Boudin and the District Attorney's Office violated California Public Records Act 6253(c) by failing to notify the requestor of records in its possession and produce those records in a complete and timely manner; and Administrative Code (Sunshine Ordinance), Section(s) 67.26 for unlawful withholding of records which includes the parties' communications including texts and hyperlinks and by failing to properly key redacted items to specific claims exemptions and orders that anything not properly produced, be produced.

The motion PASSED by the following vote:

Ayes: 7 - Stein, Yankee, Wolfe, Wong, LaHood, Padmanabhan, Schmidt

Noes: 0 - None

Absent: 2 - Hill, Hyland

The Order of Determinations was approved  
by the Sunshine Ordinance Task Force  
on: December 7, 2022

cc. Anonymous (Petitioner)  
Nikki Moore, Esq. and the Office of the District Attorney (Respondent)