

**SUNSHINE ORDINANCE
TASK FORCE**



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**ORDER OF DETERMINATION
February 21, 2023**

DATE DECISION ISSUED
June 1, 2022

CASE TITLE: Claudia Ovalles v. Office of the District Attorney
File No. 21141

Complaint filed by Claudia Ovalles against the Office of the District Attorney for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a request for public records in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On November 14, 2021, Complaint Committee acting in its capacity to hear petitions/complaints heard the matter.

Moved by Chair Schmidt, seconded by Member Yankee, to continue the item to the next Complaint Committee hearing in December and that the matter be heard at the beginning of the agenda.

The motion PASSED by the following vote:

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

On June 1, 2022, the SOTF held a hearing to review the recommendation form committee and/or to review the merits of the petition/complaint.

Moved by Vice-Chair Wong, seconded by Member Schmidt to find a violation of California Public Records Act 6253(c) by failing to respond to the request within ten days; Administrative Code, Sunshine Ordinance Section 67.27(b) by failing to provide justification for withholding of records.

The motion PASSED by the following vote:

Ayes: 10 - Wong, Schmidt, Wolfe, Padmanabhan, Hyland, Yankee,
LaHood, Neighbors, Stein, Hill
Noes: 0 - None

The Order of Determinations was approved
by the Sunshine Ordinance Task Force
on: February 1, 2023

cc. Claudia Ovalles (Petitioner)
Nikki Moore, Office of the District Attorney (Respondent)