



TTV Research <research@truethevote.org>

California Public Records Act Request (CPRA) re Pollchief [IWOV-DMS.FID119586]

2 messages

Lara, Raymond S., County Counsel <raymond.lara@acgov.org>

Fri, Apr 9, 2021 at 11:56 AM

To: "research@truethevote.org" <research@truethevote.org>

Cc: ROV_ CPRA Matters _Public Records Act__ Registrar of Voters _1901_00067_ E_Mail
<{F119586}.DMS@us01pap256.user.root.acgov.org>

Ms. Holsworth,

I write in response to the above-referenced CPRA request. Because your request seeks a potentially voluminous amount of documents and may potentially involved compiling data, this letter constitutes written notice under section 6253(c) (1) to (4) of an extension of up to 14 days to respond to your request. Consequently, I will respond on or before Friday, April 23, 2021, indicating whether your request seeks copies of disclosable public records.

Please feel free to contact me if you need more information.

Regards,

**RAYMOND S. LARA** | Senior Deputy County Counsel

Office of the County Counsel

1221 Oak Street, Suite 450 | Oakland, California 94612

Office 510-272-6700 | Facsimile 510-272-5020

raymond.lara@acgov.org | www.acgov.org

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Lara, Raymond S., County Counsel <raymond.lara@acgov.org>

Fri, Apr 23, 2021 at 6:50 PM

To: "research@truethevote.org" <research@truethevote.org>

Cc: ROV_CPRA Matters_Public Records Act_Registrar of Voters_1901_00067_E_Mail
<{F119586}.DMS@us01pap256.user.root.acgov.org>

Ms. Holsworth,

I write in response to your CPRA request. The County has documents that are responsive to your request.

The County will not produce documents that are privileged, protected from disclosure, or exempt from the CPRA. (Gov. Code § 6254(k)). This includes documents protected by the attorney client, attorney work product, and the official information privileges. (See, e.g., Evid. Code §§ 952, 954, and 1040 [official information privilege]; Bus. & Prof. Code § 6202.) Moreover, no documents will be produced where “the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record,” such as any document whose disclosure may put at risk the security of the ROV system. (Gov. Code, § 6255.) Documents exempt from disclosure by the California Public Record Act will not be disclosed, including preliminary drafts not retained in the ordinary course of business. (See e.g., Gov. Code § 6254(a)). Finally, the County will not produce documents or materials that constitute a trade secret or other protected intellectual property. (See Cal. Evid. Code § 1060.) The California Public Records Act does not obligate local public agencies to create a document in response to a request; their obligation is limited to producing documents that already exist. (See, e.g., Haynie v. Superior Court (2001) 26 Cal.4th 1061, 1069.) Therefore, no documents will be created to satisfy your requests.

The ROV may produce the materials on a rolling basis. I will let you know if there are any costs associated with this production and when the production will begin.

Regards,



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From: Lara, Raymond S., County Counsel

Sent: Friday, April 9, 2021 9:57 AM

To: research@truethevote.org

Cc: ROV_ CPRA Matters _Public Records Act__ Registrar of Voters _1901_00067_ E_Mail
<{F119586}.DMS@US01PAP256.user.root.acgov.org>

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Regards,

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