

ASSOCIATION OF LEGAL PROFESSIONALS (ALP)

September 26, 2011

Gina Donnelly
Office of Employee Relations
City of San Jose
200 East Santa Clara Street
San Jose, CA 95113

RE: Request No. 2 for Records under the Public Records Act and the Duty to Furnish

Dear Ms Donnelly:

As you know, the undersigned represent the Association of Legal Professionals ("ALP"). This will constitute a request under the California Public Records Act ("CPRA"), as well as under the City of San Jose's ("City") duty to furnish information relevant to the meet and confer process. If you are not the proper individual to respond to this request, we ask that you promptly forward this request to the appropriate individual and inform us of the name and contact information for that individual.

Pursuant to Article I, Section 3(b) of the California Constitution and the California Public Records Act (Government Code Section 6250 et seq.), and the duty to furnish, you are hereby directed to produce to the undersigned for inspection and copying the following documents, records and/or writings:

1. Any and all records, including all electronic communications, regarding drafting of the Power Point Presentation on September 20, 2011, to City Council entitled "General Fund Budget Status Overview, specifically including but not limited to:
 - a. Any and all records, including electronic spreadsheets, indicating the calculation of the projected amounts appearing on page 14. Please include all records of all estimated amounts of income and expenditures.
 - b. Any and all records, including electronic spreadsheets, indicating the calculation of the projected amounts appearing on page 15. Please specifically include all estimated amounts of Redevelopment Agency income and expenditure, as well as remaining assets and liabilities.

ASSOCIATION OF LEGAL PROFESSIONALS (ALP)
c/o City Attorney's Office, 200 E. Santa Clara St., 16th Floor, San Jose, CA 95113

c. Any and all records, including electronic spreadsheets, used to calculate the amounts stated on page 16, including all records indicating assumptions used making the calculations as well as the dates of the specific data used in calculating the graph.

2. Any and all records, including all electronic communications, regarding the transfer of Redevelopment Agency liabilities to the City's General Fund.

3. Any and all records, including all electronic communications, regarding the current and former assets and liabilities of the Redevelopment Agency, including the current value of such assets and liabilities that pertain to the plan to construct a baseball stadium.

Of course we realize that the volume of the requested information may be large. Therefore, we welcome the opportunity to meet with you to discuss ways to potentially narrow this request or to obtain summaries of some of the requested information.

This request is not seeking disclosure of any confidential information or information that is exempt from production pursuant to the Public Records Act. Thus, you may redact any information that would be exempt from disclosure under the Public Records Act.

For any record you are withholding in whole or part, please:

1. List the record's date, time, author(s), recipients(s), any title or reference identifier, and general subject matter, together with any and all purported statutory or other bases for your withholding and/or redaction.
2. For any statute or other authority you are relying on as a basis for withholding and/or redacting any records, or any portions thereof, please explain why your withholding and/or redacting is supported by the narrowest available construction of the statute or other authority you rely upon.
3. If you are withholding and/or redacting records for any other reason, please explain your purported basis for such withholding in the context of the command of Article I, Section 3(b) (2) that the terms "records" (as used in the Public Records Act) and "writings" [as used in Article I, Section 3(b)] "shall be broadly construed" in order to "further the people's right of access."

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If you find any portion of this request unclear or uncertain, please contact the undersigned immediately.

As required by Government Code Section 6253(c), please respond within ten (10) calendar days of your receipt of this letter. Please either produce all requested documents, records, and/or writings within ten (10) calendar days of your receipt of this letter, or expressly and specifically commit to production within a specified reasonable period of time as required by the Public Records Act.

Thank you for your prompt attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Vera Todorov", with a stylized flourish at the end.

VERA TODOROV
President
Association of Legal Professionals

