



# *Los Angeles Unified School District*

## OFFICE OF THE GENERAL COUNSEL

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**MICHELLE KING**  
*Superintendent of Schools*

**DAVID R. HOLMQUIST**  
*General Counsel*

October 27, 2017

### **BY ELECTRONIC MAIL**

Carl Petersen

Email: [changethelausd@gmail.com](mailto:changethelausd@gmail.com)

Re: **Public Records Act Request – Our Control No. 0041243**

Dear Mr. Petersen:

This letter is in further response to your October 6, 2017 California Public Records Act Request asking for the report to the Board referenced in Mr. Gomez's June 22, 2017 email addressed to Brian Bauer, as well as any emails and/or correspondence to and from Mr. Gomez used in generating the report.

The District has made the determination that the records you seek are exempt from disclosure. The report referenced in Mr. Gomez's email relates to a Board Informative prepared by Mr. Gomez to the Board. These type of communications, in the form of "Board Informatives," are confidential communications subject to the Deliberative Process Privilege exemption pursuant to Gov. Code §6255:

"If a record contains both factual and deliberative materials, the deliberative materials may be redacted and the remainder of the record must be disclosed, unless the factual material is inextricably intertwined with the deliberative material."

In addition, your Request No. 2 asks for, "Any e-mail, memo..... or letter addressed to or sent by Mr. Gomez that was used in generating the report." In response, any emails or memoranda sent or received by Mr. Gomez in generating the above-referenced Informative are not subject to public disclosure, as these communications are subject to the attorney-client privilege, pursuant to Gov. Code §§ 6254(b), (k).

For the above-stated reasons, the District has no responsive documents to your October 6, 2017 Public Records Act Request.

Carl Petersen  
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If you have any questions, please do not hesitate to contact me at (213) 241-3793 or by email at [maritza.sandoval@lausd.net](mailto:maritza.sandoval@lausd.net).

Sincerely,

*Maritza Sandoval*

Maritza Sandoval  
Sr. Paralegal