

**RE: Public Records Act Request re Board Report - OGC Control No. 0041243**

1 message

**Sandoval, Maritza** <maritza.sandoval@lausd.net>  
To: Carl Petersen <changethelausd@gmail.com>  
Cc: "Schmerelson, Scott M." <scott.schmerelson@lausd.net>, "Mckenna, George" <george.mckenna@lausd.net>, "Vladovic, Richard" <richard.vladovic@lausd.net>

Fri, Oct 27, 2017 at 12:08 PM

Mr. Petersen: As indicated to you, Board Informatives are confidential communications. You are correct in citing Gov. Code Sec. 6255 which states the following:

"If a record contains both factual and deliberative materials, the deliberative materials may be redacted and the **remainder of the record must be disclosed.**"

However, this same section continues with the following.:

"... **unless the factual material is inextricably intertwined with the deliberative material.**" Board Informatives are directly correlated to the deliberative material and redactions would not apply.

**Maritza Sandoval, Senior Paralegal**

**LAUSD, Office of the General Counsel**

**333 South Beaudry Avenue, 20th Floor**

**Los Angeles, California 90017**

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**From:** Carl Petersen [mailto:[changethelausd@gmail.com](mailto:changethelausd@gmail.com)]  
**Sent:** Friday, October 27, 2017 11:57 AM  
**To:** Sandoval, Maritza <[maritza.sandoval@lausd.net](mailto:maritza.sandoval@lausd.net)>  
**Cc:** Schmerelson, Scott M. <[scott.schmerelson@lausd.net](mailto:scott.schmerelson@lausd.net)>; Mckenna, George <[george.mckenna@lausd.net](mailto:george.mckenna@lausd.net)>; Vladovic, Richard <[richard.vladovic@lausd.net](mailto:richard.vladovic@lausd.net)>  
**Subject:** Re: Public Records Act Request re Board Report - OGC Control No. 0041243

Ms. Sandoval:

In your response to my Public Records Act request, you quote from Gov. Code §6255 which states: "If a record contains both factual and deliberative materials, the deliberative materials may be redacted and the **remainder of the record must be disclosed.**" It is clear from Mr. Gomez' email to Mr. Bauer that the Charter School Division was requesting factual information in order to write their report. I am, therefore, appealing your decision and asking for the factual materials included in both the Board report and the emails leading to this report. I understand that the District retains the right to redact the deliberative materials from this report.

I would like to remind that the code you have cited does not prohibit your office from releasing the deliberative material, it simply provides you the option of doing so. Therefore, I would also like to appeal your decision to do so based on the fact that this report was generated in response to my public comment before the Board. I should, therefore, be given the courtesy of receiving the results of the inquiry that I initiated.

Sincerely,

Carl Petersen

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#RESIST

[www.ChangeTheLAUSD.com](http://www.ChangeTheLAUSD.com)

On Fri, Oct 27, 2017 at 11:15 AM, Sandoval, Maritza <[maritza.sandoval@lausd.net](mailto:maritza.sandoval@lausd.net)> wrote:

In response to your Public Records Act Request, see attached correspondence.

**Maritza Sandoval, Senior Paralegal**

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