

The background of the entire page is a blue-tinted image of the Statue of Liberty. The focus is on the upper part of the statue, showing the crown and the face. The lighting creates strong shadows and highlights, emphasizing the texture of the metal.

Our

ACLU

ACLU OF NORTHERN CALIFORNIA 2010 ANNUAL REPORT

Dear Friends,

In 2010, Republicans took over the House of Representatives; Democrats took over every statewide office in California.

Regardless of which party is in power—in Congress, in California, and everywhere in between—the ACLU continues to stand for the principles of freedom and equality.

This report documents some of the highlights of what we accomplished in 2010 at the ACLU of Northern California. From our home in San Francisco, some of our victories were felt nationwide—even in Washington.

Access to medically accurate information to make reproductive decisions continues to be a core ACLU issue. When the staff of a San Francisco clinic contacted us to say that Americorps volunteers were prohibited from giving any information related to abortion, attorneys in our office sprang into action to challenge a rule that harms reproductive rights and free speech. As a result, we struck down the gag rule—nationwide.

The ACLU continues to protect the Constitutional rights of immigrants, including under the equal protection and due process clause of the 14th amendment. And not just in Arizona. When the Sonoma County Sheriff's Department was sued by the ACLU for its practice of detaining immigrants beyond what is authorized by law, it did not take long for Immigration and Customs Enforcement to issue new rules limiting the practice in question—nationwide.

These and literally dozens of other victories were possible because of you. Your financial support allows us to be able to do this work.

But it is not just the fact that you give, it is how you give that sets ACLU donors apart.

We thank you for giving generously. ACLU members and donors in Northern California contributed millions of dollars shared between our work locally and the work of the ACLU nationally. In addition, Northern California donors to the ACLU Campaign for the Future contributed \$25 million toward the purchase of our permanent home at 39 Drumm Street and strengthening the nationwide presence of the ACLU.

We thank you for giving thoughtfully. ACLU supporters give unrestricted gifts that we can apply to where the need is greatest. Many have really planned ahead—by including the ACLU in their estate plans as members of the DeSilver Society—helping us meet some needs no one can yet foresee.

We thank you for giving consistently. Our big goals—such as updating privacy laws for the digital age or ensuring full equality for LGBT relationships—take several years to achieve. Other wins, such as our landmark sex education law, require perseverance to implement fully. Your steady support, over many years, helps us see justice through.

None of it would be possible without you.

Thank you for all you do,



Abdi Soltani



Michelle Welsh

A handwritten signature in black ink that reads "Abdi Soltani". The signature is fluid and cursive.

Abdi Soltani, *Executive Director*

A handwritten signature in black ink that reads "Michelle C. Welsh". The signature is fluid and cursive.

Michelle Welsh, *Board Chair*

IN THE COURTS & LEGISLATURE,

LEGAL NUMBERS

Cases in litigation
(including amici)

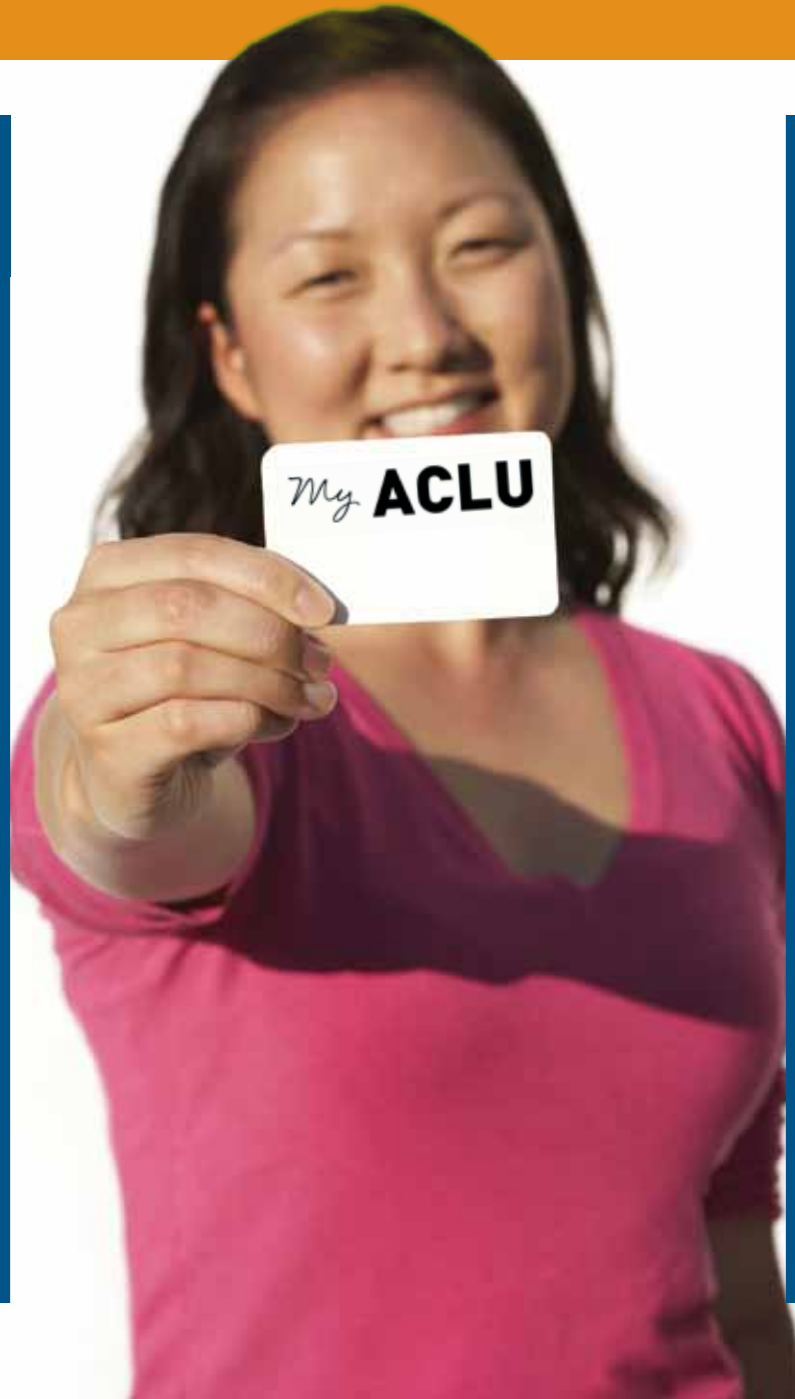
52

Legal advocacy letters sent to
agencies to correct problems
without going to court

96

Litigation-related
Public Records Act requests

44



LEGISLATIVE ACTIVITIES

Bills reviewed by staff

1,624

Bills the ACLU supported
or opposed

52

Bills sponsored or
co-sponsored in Sacramento
by the ACLU

6

ACLU MEMBERS MAKE IT HAPPEN



The ACLU of Northern California is extending its reach through a new initiative that allows ACLU members to use an online resource—My ACLU—to easily create their own web pages that they can use to reach out to friends and colleagues to ask them to become ACLU members. There's a bonus: With each 10 new members recruited by a My ACLU Campaign Advocate, the ACLU-NC provides a \$100 grant to the non-profit organization of their choice. My ACLU offers every ACLU member a chance to “double the good you do”—and to help grow the ACLU's membership along the way. ABOVE PHOTO BY GIGI PANDIAN

ORGANIZING & COMMUNITY

Diverse residents across California are looking for ways to get involved in social justice activism, and to join with others to spark change in their schools and communities. The ACLU of Northern California has something important to offer activists: a living, working understanding of how the Bill of Rights can serve as a powerful anchor in struggles for justice.

To engage people from diverse communities—and allow their perspectives and experiences to influence the ACLU—the ACLU-NC has launched the Campus and Community Network (CCN). Through the Network, existing community and campus organizations join a sustained partnership with the ACLU and other allies. The Network allows organizations, as well as individuals, to connect to the ACLU community, participating in legislative campaigns, accessing legal resources, and informing the ACLU of pressing issues in local communities.



Know Your Rights!

The ACLU-NC has been producing a series of "Know Your Rights" materials and conducting trainings throughout Northern California. One popular publication is *Your Rights and the Police* (shown at left), a wallet-size card available in English and Spanish that has been distributed to tens of thousands of Californians. Organizers from the ACLU-NC have also given dozens of in-depth trainings to communities across the region.

At left: "Know Your Rights" wallet cards distributed by the ACLU-NC.

*Opposite page: A protestor fighting against gang injunctions.
PHOTO BY MELANIE CERVANTES*

ENGAGEMENT





STAND
AGAINST
SIT/LIE

FREEDOM OF SPEECH

Commitment to the right to express ourselves freely runs broad and deep in our country. Deep-seated, too, is the impulse to censor—and even punish—speakers deemed offensive.

Defending Student Protestors

In 2010, thousands of California students demonstrated on campuses against massive cuts to education funding. At UC Berkeley and UC Santa Cruz, administrators reacted by issuing “interim suspensions” that barred students from campus and from communicating with faculty, staff or fellow students. The ACLU of Northern California took university officials to task for glaring flaws in their disciplinary measures.

University officials at Berkeley responded by initiating reforms to its disciplinary process, dropping the charges in many cases, and imposing reduced punishments in others. At UC Santa Cruz, most of the disciplinary charges evaporated once the university was held to the task of proving each case.

Freedom of Expression at Home

A week before the November 2010 election, Dr. Elliot Greg Kamin, a San Francisco optometrist, posted two political signs inside the window of his condominium. His condo complex instructed him to remove the signs immediately, or face steep fines. The ACLU-NC stepped in, and after suing,

reached a settlement with the condo association, allowing Kamin to put his two signs back up immediately.

Grandmothers Speak Their Peace

A high school in Nevada County sought to exclude two peace organizations from providing a counterpoint to military recruiters. Working with Grandmothers for Peace and the Peace Center, the ACLU-NC persuaded the school to stop discriminating against the peace activists based on their viewpoint.

Protecting Students’ Freedom of Speech Online

When a Sacramento-area high school student posted a Facebook message describing one of his teachers as a “fat ass,” he quickly removed the post and apologized. Yet school officials still suspended him. The ACLU-NC reminded school administrators that the First Amendment bars schools from disciplining students for speech unless the speech creates a significant disruption to the school environment. The school moved quickly to expunge the suspension.

LOOKING FORWARD

The ACLU is a driving force behind a new bill (SB 337) that, if passed and signed by Gov. Jerry Brown, will protect the free speech rights of the 40 percent of Californians who rent their homes and do not have the same speech rights as homeowners or condo residents like Dr. Kamin.

“Freedom to think as you will and to speak as you think are means indispensable to the discovery and spread of political truth.”

—Justice Louis Brandeis, *Whitney v. California*, 1927

NATIONAL SECURITY

Millions of Americans believe that we can be both *safe and free*. They count on the ACLU to check government abuses that occur in the name of national security.

Following recent reports of anxiety and fear over FBI surveillance tactics in Muslim communities, the ACLU of Northern California joined with the Asian Law Caucus and the *San Francisco Bay Guardian* last year in filing a Freedom of Information Act request in order to understand the scope of the FBI's activities, including the infiltration of Muslim communities and mosques through the use of informants.

The ACLU and our partners are concerned that the FBI's tactics have a chilling effect on the right to worship freely, and that the use of race-based criteria for targeting purposes invites unconstitutional racial profiling by law enforcement.

On a more pragmatic note, we also believe that the FBI will be more effective by partnering with Muslim leaders and organizations to collaborate in the investigation of real threats, rather than approaching them covertly and sowing suspicion and mistrust.

Though the FBI agreed to expedited processing of the request, no documents were forthcoming. In August, the ACLU and our partners filed a lawsuit to speed the release of the records. The FBI has begun releasing the documents on a rolling basis to be completed by December. In the interest of transparency, the ACLU and our partners will make these documents available to the public.

Challenging 'No Fly'

ACLU affiliates across the nation joined in a lawsuit to restore the rights of thousands of U.S. citizens and residents who were prohibited from flying to, from or within the United States because their names appear, without explanation, on a government 'No-Fly' list. A judge dismissed the case in 2011 and the ACLU is planning an appeal. But in response to the litigation, the FBI arranged for plaintiffs like Adama Bah, of Guinea (pictured above), to travel back to the United States.

At left: Amid the uproar about new Transportation Security Administration (TSA) "enhanced" screening procedures, the ACLU-NC took the opportunity to alert travelers about what to expect at the airport and to argue for targeted investigations based on actual suspicion of individuals.



RACIAL JUSTICE

In her powerful new book, “The New Jim Crow”, former ACLU-NC attorney Michelle Alexander makes a powerful argument that the U.S. criminal justice system is a system of racial control, fueled by a war on drugs.

Balancing the Scales of Justice

African Americans in California are far more likely to be arrested for marijuana possession than whites. That’s one of the reasons that the ACLU joined with the NAACP in taking a strong public stand in favor of Proposition 19, the ballot initiative that would have legalized possession of small amounts of marijuana. Though the proposition did not pass last year, it was instrumental in prompting legislators to reduce possession of marijuana from a misdemeanor to an infraction, a reform the ACLU has long supported.

Last year, the ACLU achieved an important victory with the passage of AB 2373, which raised the grand theft threshold amount from \$400 to \$950, leading to an estimated savings of \$68 million due to the reduction in the numbers of people sent to prison for low level property offenses.

LOOKING FORWARD:

The ACLU is urging the governor to enact real sentencing reform, a critical step toward making our criminal justice system fairer and more effective.

Two ACLU-NC reports produced last year are also addressing critical racial justice issues. To explore the factors that contribute to incarceration, the ACLU-NC and the W. Haywood Burns Institute gathered first-hand stories about the life experiences of Californians before and after their contact with law enforcement. The resulting report points to a harsh truth—people who lack access to education, jobs and housing are more likely to enter the criminal

justice system. As Governor Brown shifts greater responsibility for criminal justice from the state to the counties, the research produced for this report will help the ACLU to advocate for evidence-based policies and practices that will help counties to pursue alternatives to incarceration.

Racial Disparities in Jury Pools

An ACLU-NC investigation last year found that despite the racial and ethnic diversity of Alameda County, jurors are being selected from pools with insufficient representation from communities of color. The ACLU-NC presented our report on this striking disparity to the presiding judge with the authority to improve the summons process.



Above: ACLU-NC Executive Director Abdi Soltani at a rally in Sacramento to draw attention to the need for sentencing reform. PHOTO BY LAURA SAPONARA

SCHOOLS

A troubling trend shows no signs of abating in California schools: Students, particularly students of color, are being subjected to unduly harsh punishment in the form of unnecessary suspensions and expulsions. And frequently, schools are imposing these punishments without giving students a fair opportunity to be heard.

One of the most important goals of the ACLU-NC's Schools for All campaign is to provide direct assistance to school districts and superintendents so they can adopt discipline policies that are both fair and effective.

In 2010, the ACLU-NC laid the groundwork for a quiet revolution to replace the "zero tolerance" approach to school discipline with alternative discipline, an approach that addresses the root causes of misbehavior and identifies a series of clear, successive steps to address problem behavior. With the publication of *Discipline in California Schools: Legal Requirements and Policy Recommendations*, the ACLU-NC has created an invaluable primer that provides school administrators and principals with the reasoning, language and steps they need to implement changes efficiently.

Recommendations from the guide are already being enacted in many of the 300 districts that the ACLU-NC seeks to influence, with special advocacy efforts focused on the Central Valley – from Elk Grove to Stockton to Fresno. Philanthropic foundations, advocacy organizations and decision-makers in both the education and juvenile justice arenas are using the guide to prompt change.

The ACLU-NC is working with students at Fresno High School to gather and analyze data on student discipline, and developing recommendations that the students will present to the school district.

LOOKING FORWARD

The ACLU-NC will continue to identify districts where students of color are being disciplined at disproportionate rates. We will also help to prepare and support parents so they can play a leading role in changing the culture of their children's schools, to ensure that all young people are treated fairly.

SCHOOL DISCIPLINE RIGHTS

School districts that the ACLU is reaching with best policies and practices in school discipline

296

(Thousands of families have received the ACLU's Know Your Rights guides in English and Spanish)



LGBT EQUALITY

Last year in the United States, at least 11 young people who were victims of anti-gay bullying committed suicide. One such person was a 13-year-old boy in Tehachapi, Calif., named Seth Walsh (at right). Seth hanged himself from a tree after enduring years of relentless harassment that began in sixth grade when he came out as gay.

An ACLU investigation found that officials in the Tehachapi Unified School District knew about and largely ignored the harassment Seth faced. Even after his death, the district has not taken adequate steps to remedy the hostile environment for students who are, or are perceived to be, lesbian, gay, bisexual or transgender (LGBT). The ACLU has embarked on an initiative to empower youth, school personnel and community members and give them the resources they need to put a stop to anti-gay bullying. Trainings have already taken place in Redding, Stockton, Modesto, Fresno, Salinas and Chico.

The U.S. Department of Education Office of Civil Rights and the U.S. Department of Justice have now initiated their own investigation.

LOOKING FORWARD

The ACLU is co-sponsoring a new bill, AB 9, in the California legislature, known as "Seth's Law." AB 9 will ensure that every school creates strong, clear anti-harassment policies and programs, takes all reports of harassment seriously, and addresses each one quickly, in order to create a safe school environment for all students.

Marriage: A Civil Right To Be Won

In a landmark decision last August, a federal judge ruled that Proposition 8, the California ballot initiative that excluded same-sex couples from marriage in the state, violates the U.S. Constitution. The case, *Perry v. Schwarzenegger*, is currently on appeal in the Ninth Circuit. The ACLU, the National Center for Lesbian Rights and Lambda Legal together filed several friend-of-the-court briefs in the case,



Seth Walsh. PHOTO COURTESY OF THE WALSH FAMILY.

arguing that due to California's unique circumstances, Prop. 8 is unconstitutional under any level of legal scrutiny.

Taking Bias Out of Class

A health sciences professor at Fresno City College caught the ACLU-NC's attention when he told his students that homosexuality is a "misapplication of human sexuality" and cited the Bible as "empirical" evidence against abortion. While taking stock of the professor's right to free speech, the ACLU asked the college to protect students from religious indoctrination and anti-gay bias presented as science. The college warned that he will be fired for future Bible-based instruction or anti-gay remarks made in his capacity as a science professor.

IMMIGRANTS' RIGHTS

What Happens in Arizona STOPS in Arizona

The ACLU's "What Happens In Arizona STOPS in Arizona" campaign resonated with millions of Americans who were appalled by that state's racial profiling law and its blatant disregard of fundamental values of fairness and equality. Northern California is not Arizona. Yet here, too, the ACLU is forced to confront a host of law enforcement practices that have a disproportionate effect on immigrants and people who look or sound "foreign." State and local law enforcement officers are under great pressure from the U.S. Department of Homeland Security to double as immigration agents.

The result is that officers are stopping, arresting and detaining citizens and immigrants who appear to be "illegal," often for minor infractions like a broken taillight and sometimes without any evidence of a crime. Many are questioned, fingerprinted and channeled into the federal immigration system, where they can face detention and deportation.

Police chiefs in California and across the country recognize that their participation in immigration enforcement can undermine public safety goals. Not only is such enforcement a financial drain for cash-strapped departments, it also fractures a crucial trust between police and their communities. When deportation could result from even minor interactions with police, crime victims and witnesses hesitate to report incidents, even if it means assailants will go free.

The ACLU-NC has responded by going directly to places where the need is greatest, providing straightforward information in Spanish and English in church basements, school lounges, and neighborhood centers across the state. Our Know Your Rights trainings are helping people to interact with law enforcement effectively while avoiding unrelated immigration consequences.



Costs and Consequences: The High Price of Policing Immigrant Communities

The ACLU-NC's new report, *Costs and Consequences*, analyzed these issues even further, and also provided police chiefs and sheriffs with specific recommendations for enforcing the law without diverting precious public safety dollars or violating people's rights. The recommendations were informed by meetings initiated by the ACLU-NC with the leaders of more than 20 local law enforcement agencies across the state.

At right: Efrain, featured in Costs and Consequences, was handcuffed, searched, arrested and booked for having an obstructed view and damaged registration tags. PHOTO BY GIGI PANDIAN



ACLU vs. ICE and Immigration Detainers

The ACLU-NC is moving forward with its federal lawsuit to prevent U.S. Immigration and Customs Enforcement and the Sonoma County Sheriff Department from arresting and detaining young Latino men in the county jail based merely on suspicions about their immigration status.

A crucial link in the chain between local law enforcement and ICE is the “immigration detainer,” a request by ICE to hold an inmate at a local jail for civil immigration purposes, after her or she would otherwise have been released. The ACLU’s lawsuit against Sonoma County and ICE for misusing the detainer to place people into local custody without criminal charges is ongoing. Significantly, ICE Director John Morton issued a revised policy in 2010 that put an end to the practice we challenged in the suit, a move that appears to be in direct response to our efforts. This policy change is expected to have national impact.

LOOKING FORWARD

The ACLU-NC will continue to use its longstanding expertise in police practices and opposing abuses of federal power to defend the belief that everyone in the United States—regardless of immigration status—is entitled to basic Constitutional rights. Using *Costs and Consequences*, the ACLU-NC is partnering with local communities to meet with police chiefs and sheriffs to make changes that protect the constitutional rights of all their residents.

“My officers can’t prevent or solve crimes if victims or witnesses are unwilling to talk to us because of the fear of being deported...When officers can speak freely with victims and witnesses, it goes a long way toward making every American neighborhood much safer.”
—Ex-chief William Bratton, Los Angeles Police Department, as quoted in *Costs & Consequences*

ENDING THE DEATH PENALTY



The tide is turning against the death penalty, across the country and in California. A new poll shows that 63% of California voters support converting death sentences to life without the possibility of parole, a significant shift. Ending the death penalty is not just about values, it's also about money: each prisoner sentenced to death costs ten times more than a prisoner sentenced to permanent imprisonment, a fact that has garnered salience during the budget crisis.

The ACLU-NC and our partners, including Death Penalty Focus, have worked hard to drive this debate. We use advocacy, lobbying and public education efforts to underscore the inescapable fact that innocent people are wrongfully convicted, and to amplify the voices of family members of murder victims who want to solve unsolved crimes, instead of wasting precious funds on long, drawn out death penalty cases.

Last year, our Death Penalty Project expanded its presence in Southern California by hiring staff in Los Angeles. We drew media attention to Riverside, Orange, and Los Angeles as “killer counties” where, contrary to the national trend, prosecutors have pursued death sentences with increased frequency. The ACLU-NC launched an innovative voter education campaign, What a Difference a D.A. Makes, to help voters understand that the district attorney is the most important person to set criminal justice policy on the local level. Without endorsing or opposing any candidates, the campaign yielded tangible results: more voters and opinion leaders such as newspapers engaged in D.A. elections, holding forums and asking candidates about their views on policy issues.

The ACLU-NC also filed a lawsuit to force the California Department of Corrections and Rehabilitation to reveal the process by which it secretly acquired sodium thiopental, one of CA's lethal injection drugs.

LOOKING FORWARD

Gov. Jerry Brown recently canceled construction of a new \$356 million death row at San Quentin Prison, a tremendous victory for death penalty opponents. The ACLU-NC will ask the governor to convert the sentences of all 713 prisoners on death row to life in prison without the possibility of parole, saving an additional \$600 million in five years, without releasing a single prisoner.

TAKING A STAND

Public comments criticizing the lethal injection process, submitted to the California Department of Corrections and Rehabilitation

30,000

CRIMINAL JUSTICE

The ultimate goal of the ACLU-NC's criminal justice work is to achieve a criminal justice system that operates fairly, transparently and accountably, treating all who come into contact with it equally, regardless of race or wealth.

Sounding the Alarm: Genetic Surveillance

A new state law requires that every single person who is arrested in California must give authorities a DNA sample, even if they're arrested for very minor crimes. The samples are then put into a nationwide criminal database, regardless of whether the person is later found innocent.

The implications are alarming: A single police officer's arrest can doom a person to a lifetime of genetic surveillance. The ACLU has filed a federal class action lawsuit to stop enforcement of this law. At stake is one of the highest principles of the justice system – the presumption that each of us is innocent until proven guilty. The U.S. Court of Appeals for the Ninth Circuit heard oral arguments in the case in July. Their ruling could come any day.

Ensuring Due Process

The ACLU-NC has taken a strong position against gang injunctions, an ineffective law enforcement tool that does not address the root causes of crime and violence. Gang injunctions employ a lower legal standard than required by the criminal justice system, resulting in serious civil liberties violations.

Initially, Oakland's City Attorney proposed last year that his office and the police should have the power to unilaterally declare that an individual is a gang member without producing any evidence to a court. After the ACLU-NC weighed in to shape the terms of the proposed injunction, city attorneys are



Above: *Protesting gang injunctions in Oakland. PHOTO BY MELANIE CERVANTES*

now required to present evidence in court and provide an opt-out process for people who are wrongly identified to clear their names.

The ACLU-NC continues to partner with community organizations to prevent, monitor and challenge abuses of power by police—with a particular focus on San Jose, San Francisco and Fresno—and to call for transparency surrounding incidents of misconduct.

REPRODUCTIVE JUSTICE

Anti-choice activists launched a juggernaut of attacks, in Congress and in states, on reproductive rights last year, and have held up the federal budget in an effort to eliminate funding for Planned Parenthood, family planning, and comprehensive sexuality education. Anti-choice legislators in 11 states have proposed restricting abortion coverage under all private health insurance plans.

California, fortunately, has resisted broad attacks on reproductive freedom, but the ACLU-NC continues to lead important battles to secure rights that have been won for women and young people here.

The Gag Rule: Not Abroad, Not at Home

Last year, the federal agency that oversees community health centers across the U.S. declared that AmeriCorps volunteers working in community clinics were prohibited from providing “direct education or information on abortions” to pregnant clients. ACLU-NC argued that Congress never imposed this gag rule, and that the government’s intention in funding AmeriCorps community-clinic volunteers was to enhance the quality of health care and information provided to disadvantaged clients, not distort counseling on pregnancy options. Based on the ACLU’s actions, the agency changed its tune, allowing AmeriCorps volunteers to provide clients with a full range of reproductive health information.

Protecting Funding for HIV Education

When proposed funding cuts at the Centers for Disease Control and Prevention threatened the ability of California’s largest school districts to provide HIV prevention education, the ACLU moved into action quickly. We and our allies helped persuade Congress members, including Sen. Barbara Boxer, to sustain the funding. Such programs save lives every day by educating young people on how to protect themselves from sexually transmitted diseases and pregnancy.



PHOTO BY ANTHONY DIMAANO, ASIAN COMMUNITIES FOR REPRODUCTIVE JUSTICE.

Protecting Pregnant Inmates

California law currently allows pregnant inmates to be shackled up to the time of labor and delivery. In 2010, the ACLU-NC co-sponsored a bill to prevent unnecessary shackling of pregnant women during transportation and medical appointments. Although the Legislature passed the bill, Gov. Schwarzenegger vetoed it. We are again sponsoring this bill and working hard to protect the health, safety and dignity of incarcerated women.

DIGITAL PRIVACY

The ACLU-NC's Demand Your dotRights campaign helped make 2010 a watershed year for online privacy; fueling movement in Congress, the courts, and with companies to upgrade state and federal privacy protections to match the modern online world.

We are all increasingly learning, sharing, shopping, and connecting online. And the more we do online, the more search and chat histories, location information, photos, and friends lists we leave behind. But outdated privacy protections are often failing to keep this personal information from being shared, sold, and turned over to a spying government without the proper checks and balances.

That's where the Demand Your dotRights campaign comes in. With bold visuals, retro humor and clever, artful use of multimedia to grab the attention of busy multitaskers, Demand Your dotRights has struck a chord with hundreds of thousands of people who believe that companies and lawmakers should enact protections that allow users greater control over their personal information.

The campaign's work has figured prominently in focusing Congressional attention on the need to modernize the Electronic Communications Privacy

Act (ECPA), the federal law designed to safeguard electronic communications. ECPA has not been meaningfully updated since 1986—the digital dark ages. The ACLU also participated in a series of privacy roundtables organized by the Federal Trade Commission (FTC), and our policy papers and privacy recommendations related to social networking and cloud computing were cited repeatedly in the FTC Staff Report.

The ACLU also utilized the courts to safeguard sensitive online reading records. We represented prominent authors who objected to the settlement allowing the expansion of the Google Book Search service because it failed to properly protect their privacy and free speech rights and those of their readers. The Settlement was not approved.

LOOKING FORWARD

In California, the ACLU is advancing a landmark reader privacy law to ensure that the government cannot access sensitive reading records without proper justification. Nationally, protecting privacy in the digital age is now one of the strategic priorities of the ACLU. The Demand Your dotRights campaign has been selected as a centerpiece of this work and the reach of the campaign will soon extend into every state.

DOTRIGHTS

Number of people who have used resources created by the ACLU-NC's Demand Your dotRights campaign

250,000

Number of people who have taken the ACLU's now-famous Facebook privacy quiz

160,000

Number of people who have visited dotRights privacy resource pages and interactive tools at dotRights.org

80,000

YOUTH LEADERSHIP

The Howard A. Friedman First Amendment Education Project is the ACLU-NC's youth-led education program, created to empower and train the next generation of activists. Steered by a Youth Activist Committee, the Friedman Project has, for the past 20 years, helped young people to explore the civil liberties and social justice issues they face in daily life. Youth participants organize conferences, undertake ambitious summer field investigations, and share their insights in creative ways, through short videos, poems, murals, zines or other do-it-yourself media.

Crossing Borders, Borders Crossing: A Youth Investigation into Immigration, Migration Histories, and Migrant Justice

The Project's 2010 summer trip was dedicated to exploring the experiences, hopes and struggles of new immigrants in California and along the U.S.-Mexico border. Youth heard first hand from immigrants rights advocates, policymakers, educators and artists about the many ways that Californians are defending the rights of immigrants, and recognizing the contributions of newcomers to our economy, the culture and our communities.

At right: Students from high schools across Northern California came together at San Francisco State University in April to participate in "Fresh, Fierce, and Fabulous," the 2010 Howard A. Friedman First Amendment Education Project conference. Participants tackled a wide range of important topics, including ways to counter bias against LGBT youth, the rights of young people in relation to the police, racial profiling, and defending education as a right that belongs to all.



THANK YOU TO OUR VOLUNTEERS

Cooperating Attorneys and Law Firms

We thank the following firms and individuals who donated services during 2010. Your hard work and commitment are deeply appreciated by the ACLU Community.

VOLUNTEER ATTORNEYS

Genevieve Fontan
Leo Goldbard
Tamar Gubins
Alexa Hansen
Shannon Leong
Cuauntemoc Ortega
David Saunders

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Interns We thank the students who served as interns in 2010.

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Kate Stanford

POLICY DEPARTMENT INTERNS

George Bridges
Lilly Chen
Alison Cordova
Amina Dzano
Nandini Iyer
K.C. Meckfessel
Rachel Ray
Alex Reicher
Nicole Silverstein
Claire Stryker
Kerri Thorp
Debra Urteaga
Regina Waugh

ORGANIZING DEPARTMENT INTERNS

Imali Bandara
Meagan Burrows
Kelly Fabian
Brandon Hutchens
Rishi Malhotra

Volunteers Thank you to our 2010 volunteers!

CIVIL LIBERTIES COUNSELORS

Barbara Briggs
Daniel Dunbar
Alice Fialkin
Gale K. Gottlieb
Dan Halpern
Sam Karimzadeh
Anthony Lionetti
Richard Muir
Tyler Slay
Adele Sylar
Kelly Stricklin

OFFICE VOLUNTEERS

Anya Desai
Judy Ellman
Katelyn Sullivan

CHAPTERS

Berkeley/North East Bay
Chico
Greater Fresno
Marin County
Mid-Peninsula
Monterey County
Mt. Diablo
North Peninsula
Paul Robeson
Redwood
Sacramento County
San Joaquin County
Santa Clara Valley
Santa Cruz County
Shasta-Tehama-Trinity Counties
Sonoma County
Yolo County

CAMPUS CLUBS

California State University, Fresno
Golden Gate University School of Law
Pacific McGeorge School of Law
Santa Clara University School of Law
Stanford University
University of California, Berkeley
University of California, Davis School of Law (King Hall)
University of California, Hastings College of the Law

★ HIGHLIGHTS ★



Reproductive Justice

The ACLU-NC achieved a victory for reproductive freedom when we successfully challenged a federal agency's attempt to prohibit AmeriCorps volunteers who work at community clinics from providing information about abortion.

Schools for All

The ACLU-NC reached a settlement agreement in a class-action lawsuit on behalf of Native American students impacted by the closure of several grades at a school in Del Norte that was the only school to teach Yurok language and culture.

Immigrants' Rights

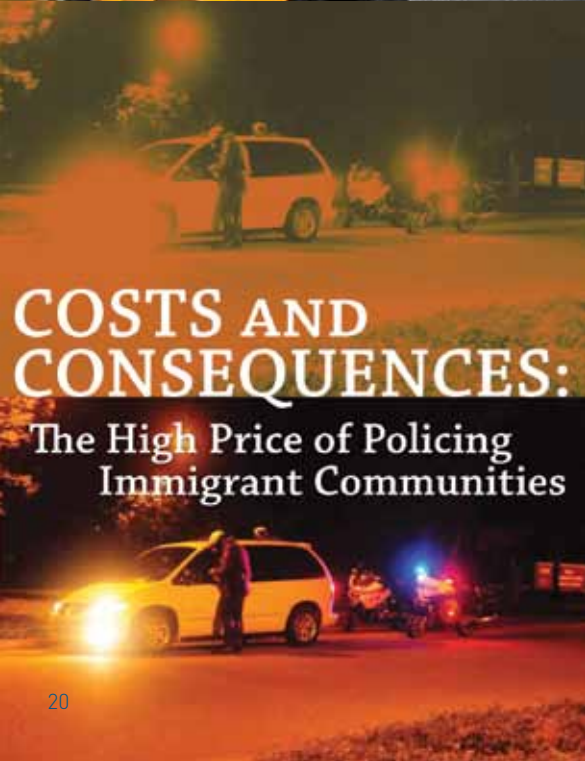
To accompany the release of its new report, *Costs & Consequences*, the ACLU-NC sent a letter to sheriffs across the state, asking them to cease costly and harmful practices that target immigrant communities without any benefit to public safety.

Marriage Equality

The ACLU continued its landmark defense of marriage equality, filing several friend-of-the-court briefs in *Perry v. Schwarzenegger* arguing that Proposition 8 is unconstitutional under any level of legal scrutiny, and filed *Windsor vs. United States* in New York as a direct challenge to the federal Defense of Marriage Act.

Digital Privacy

Testimony from ACLU-NC's digital privacy experts helped shape the dialogue and outcomes of hearings held by Congress and regulatory agencies on the need to modernize the Electronic Communications Privacy Act (ECPA).



★ ACLU-NC 2010 ★



Challenging Surveillance

The ACLU-NC filed a lawsuit asking the FBI to share information about how and why the agency is investigating Islamic centers and mosques, and infiltrating Muslim communities through the use of undercover agents and informants.

Ending the Death Penalty

The ACLU-NC received and reviewed thousands of documents in response to its lawsuit requesting records from the government on the acquisition of sodium thiopental, the drug used in the lethal injection process. The documents revealed a 'secret mission' to obtain the drugs from places as far-flung as Pakistan, and the ACLU-NC help draw worldwide media attention to the story.

Civic Engagement

The ACLU-NC launched an innovative voter education campaign to help voters understand that the district attorney is the most important person to set criminal justice policy on the local level, including deciding whether to pursue the death penalty.

Racial Justice & Juries

An important new study by the ACLU-NC demonstrated that despite the racial and ethnic diversity of Alameda County, jurors are being selected from pools with insufficient representation from communities of color.

Freedom of Speech

The ACLU-NC stepped in to defend the speech rights of students who were disciplined harshly after participating in massive protests against budget cuts to CA's education system.



WHO IS THE MOST
POWERFUL
ELECTED OFFICIAL
MOST VOTERS HAVE NEVER HEARD OF?

ANSWER: YOUR DISTRICT ATTORNEY



DEVELOPMENT & FINANCIAL REPORT

Substantial financial resources are essential to pursue the wide-ranging legal and educational activities of the ACLU of Northern California. The ACLU receives no government funding and never charges its clients for legal representation. Its existence depends entirely upon private donations, foundation grants, court-awarded legal fees from successful cases, bequests, and membership dues from individuals who are dedicated to preserving the fundamental liberties written in the Constitution and its Bill of Rights.

The majority of funding for the ACLU and ACLU Foundation comes from individuals like you.

Fundraising Campaigns and Volunteers

Individual contributions to the ACLU Foundation provide the resources necessary for a vigorous defense of liberty and justice. Founded in the firm belief that one-on-one conversations are the most efficient and friendly ways to raise funds, our fundraising activities allow us to maintain strong ties with our members and remain informed about their civil liberties concerns.

Sharing

All gifts and membership dues are shared between the national ACLU Foundation and the ACLU Foundation of Northern California. A portion of the national ACLU's share is allocated to help smaller affiliate offices around the country that otherwise would be unable to address the serious civil liberties needs in their states.

Ways of Giving

You can help support the work of the ACLU or ACLU Foundation in any of these ways:

Cash or Credit Cards: The organization is pleased to accept your donation, or your monthly, quarterly or annual pledge via cash, check or credit card (Visa or Mastercard) at any time. Gifts may be made via mail or online at www.aclunc.org.

United Way Donor Option Gifts: You may choose to designate the ACLU Foundation through your workplace giving campaign or via United Way Donor Option.

Gifts of Stock or Securities: Making a gift of appreciated stock, securities or mutual fund shares can be very advantageous from a tax point of view. Call the Development Department for information for the easiest ways to transfer stock ownership.

Insurance and Retirement Accounts: You may designate the ACLU or ACLU Foundation as beneficiary of your life insurance policy, IRA plan or pension.

Direct IRA Transfer: If you are at least 70 ½ years old, you can transfer up to \$100,000 directly to the ACLU Foundation from your IRA. You would not be taxed for the transfer, and your contribution would satisfy your Required Minimum Distribution. This is a limited opportunity. You have until December 31, 2011 to transfer IRA assets directly to the ACLU Foundation.

Bequests: In your will or revocable living trust, you may designate the ACLU or ACLU Foundation as beneficiary of part or all of your estate.

Gift Annuities: You may use cash or securities to make a gift to the ACLU Foundation and receive fixed annual payments (a portion of which can be tax-exempt) for life and a substantial tax deduction.

Charitable Trusts: You can establish a charitable trust which benefits the ACLU Foundation while providing tax advantages and a variety of financial planning options for you and your family.

Liberty Fund Pooled Income gifts: You can invest a gift of \$5,000 or more in cash or securities in the ACLU Foundation's pooled income fund, producing annual income payments for you as well as a future gift for our civil liberties work. If you contribute long-term appreciated securities you will avoid all capital gains taxes.

For more information on ways to support the ACLU, contact Director of Development Cheri Bryant (415) 621-2493.

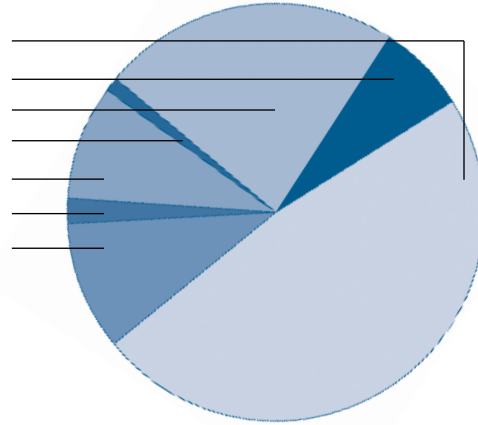
ACLU FOUNDATION OF NORTHERN CALIFORNIA

Operating Income and Expenses 2009 - 2010

SUPPORT AND REVENUE:

Individual Contributions:	\$ 6,464,566
Restricted Foundation Grants:	\$ 1,175,525
Bequest Contributions:	\$ 3,136,186
Court Awarded Attorney Fees:	\$ 91,643
In-Kind Legal Contributions:	\$ 1,270,263
Other Income:	\$ 154,373
Investment Income/(Loss):	\$ 1,565,258
Transfer to Reserves:	(\$ 398,147)
Restricted to capital campaign:	(\$ 1,612,595)
National ACLU share*:	(\$ 4,743,233)
Total:	\$ 7,103,839

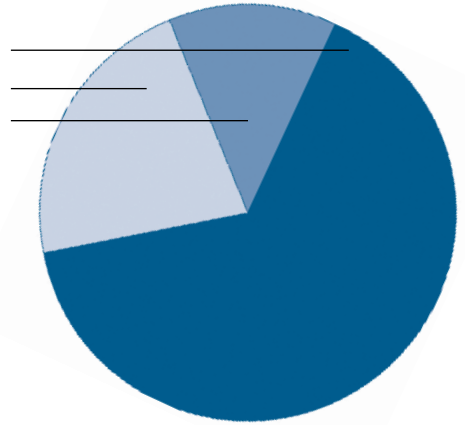
*Indicates sharing with National ACLU of contributions and bequests.



EXPENSES:

Program Services:	\$ 4,707,346
Fundraising:	\$ 1,472,605**
Management and General:	\$ 923,888
Total:	\$ 7,103,839

**Fundraising expenses include capital campaign.



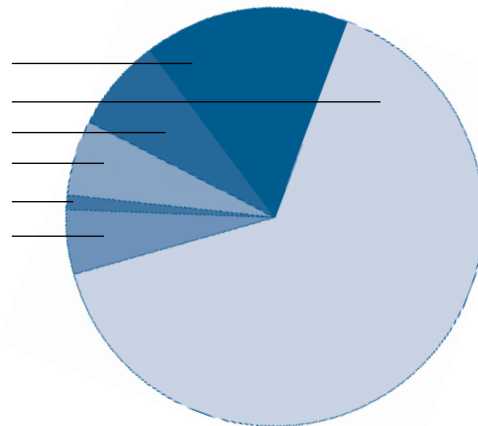
ACLU OF NORTHERN CALIFORNIA

Operating Income and Expenses 2009 - 2010

SUPPORT AND REVENUE:

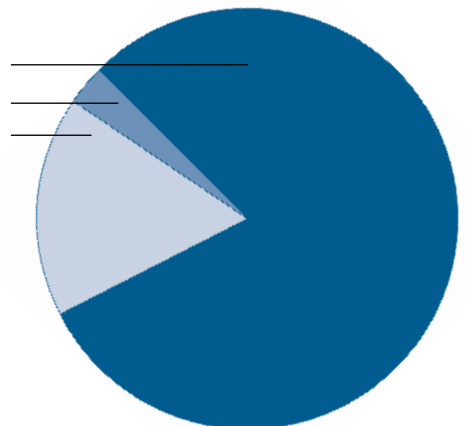
Public Contributions:	\$ 509,447
Membership dues:	\$ 2,040,775
Bequests:	\$ 249,797
Reimbursement for Legis. Ofc:	\$ 203,730
Investment Income and Other:	\$ 7,510
Grant from ACLU Foundation:	\$ 147,364
National ACLU share*:	(\$1,520,948)
Transfer to Reserves:	(\$ 108,245)
Total:	\$ 1,529,430

*Indicates sharing with National ACLU of contributions and dues.



EXPENSES:

Program Services:	\$ 1,226,479
Fundraising:	\$ 45,989
Management and General:	\$ 256,962
Total:	\$ 1,529,430



SOURCE: AUDITED FINANCIAL STATEMENTS FOR THE YEAR ENDING MARCH 31, 2010, BY HARRINGTON GROUP.
COMPLETE COPIES AVAILABLE AT WWW.ACLUNC.ORG OR BY WRITING: ACLU, 39 DRUMM STREET, SAN FRANCISCO, CA 94111.

The ACLU and the ACLU Foundation are separately incorporated nonprofit organizations operating in Northern California. The ACLU Foundation conducts litigation and public education programs in support of civil liberties. The Foundation is a 501(c)3 tax-deductible organization, and contributions to it are deductible to the extent allowed by law. The ACLU conducts membership outreach and organizing, legislative advocacy and lobbying. It is supported primarily by membership dues. It is a 501(c)4 organization, which is tax-exempt, but donations to it are not tax-deductible.