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ENDORSED FILED
Clerk of the Superior Court

NOV - 3 2023

By J. Abueg
DEPUTY CLERK

12 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
13 **COUNTY OF SOLANO**

14 AMERICAN CIVIL LIBERTIES
15 UNION OF NORTHERN
16 CALIFORNIA,

17 Petitioner/Plaintiff,

18 v.

19 CITY OF VALLEJO (VALLEJO
20 POLICE DEPARTMENT),

21 Respondent/Defendant.

CASE NO. FCS059257

**NOTICE OF MOTION AND MOTION TO
COMPEL DISCOVERY PURSUANT TO
EVIDENCE CODE § 1043; MEMORANDUM
OF POINTS AND AUTHORITIES AND
DECLARATION OF COUNSEL**

Judge: Hon. Stephen Gizzi
Department: 3
Hearing date: November 29, 2023

22 TO: VALLEJO CITY ATTORNEY; THE VALLEJO POLICE DEPARTMENT; AND THE
23 CLERK OF THE ABOVE ENTITLED COURT:

24 PLEASE TAKE NOTICE that on the above date and time, or as soon thereafter
25 as the matter can be heard, the American Civil Liberties Union of Northern California (ACLU)
26 will move the court to order the Vallejo Police Department to make available for examination,
27 copying, and for the hearing on this motion, and to compel disclosure and discovery of, the
28 following materials regarding heretofore unidentified officers within the Vallejo Police
Department:

1. All drafts of the badge bending report prepared by third-party contractors Robert Giordano and/or Christine Maloney for the Vallejo Police Department;

- 1 2. All witness interview notices and transcripts from the badge bending investigation
- 2 conducted by Robert Giordano and/or Christine Maloney;
- 3 3. All disciplinary recommendations, disciplinary notices, and records documenting any
- 4 disciplinary proceedings undertaken in connection to the badge bending investigation;
- 5 4. All documents withheld in response to ACLU's first set of written discovery requests
- 6 based on objections made under Penal Code section 832.7(a) and the right to privacy; and
- 7 5. Amended responses to ACLU's first set of requests for admission and special
- 8 interrogatories previously objected to on the basis of Penal Code section 832.7(a).

9 This motion will be based upon this notice, the accompanying memorandum of points and
10 authorities, the attached exhibits and declaration of counsel, and such additional evidence and
11 arguments as may be presented at the hearing.

12
13 Dated: November 2, 2023

Respectfully submitted,

14 AMERICAN CIVIL LIBERTIES UNION OF
15 NORTHERN CALIFORNIA

16 By: 

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23 *California*

1 MEMORANDUM OF POINTS AND AUTHORITIES

2 STATEMENT OF THE CASE

3 This suit seeks to enforce a Public Records Act request for records in the possession of the
4 Vallejo Police Department (“VPD”). Specifically, the ACLU seeks records concerning a third-
5 party investigation by Robert Giordano commissioned by VDP in response to allegations that its
6 officers bent their badges to commemorate participation in officer-involved shootings and civilian
7 deaths. The City, on behalf of VPD, has asserted that any such records are exempt from disclosure
8 pursuant to Penal Code section 832.7(a), and further contends that Penal Code section 832.7(b)(1)
9 does not apply.

10 There are two distinct legal issues in the case. First, the Court will be asked to determine
11 whether the records sought fall entirely within the scope of Penal Code section 832.8, which
12 defines “personnel record” to include “ any file maintained under that individual’s name by his or
13 her employing agency and containing records relating to... [e]mployee advancement, appraisal,
14 or discipline” or “[c]omplaints, or investigations of complaints, concerning an event or
15 transaction in which he or she participated, or which he or she perceived, and pertaining to the
16 manner in which he or she performed his or her duties.” (Pen. Code, § 832.8, subd. (a)(4)-(5).)
17 Relevant to this determination are several distinct factual issues, including:

- 18
- 19 • What the purpose was in initiating and conducting the third-party
20 investigation (*e.g.*, to examine and substantiate misconduct for the purpose
21 of discipline, to conduct public relations damage mitigation, or to
22 understand the scope of a historical practice and formulate remedial
23 recommendations for VPD moving forward, etc.);
 - 24 • Whether discipline did result or *could ever have* resulted from the
25 investigation. On the latter question, the ACLU has alleged that the City’s
26 earlier knowledge and decision not to investigate such allegations barred
27 discipline from occurring regardless of the investigation’s findings based
28 on the one-year statute of limitations of the Police Officer’s Bill of Rights,
Gov. Code § 3304(d)(1);
 - What prompted the investigation, including whether VPD ever
received any information that could be construed as a “complaint” within
the meaning of Penal Code section 832.8(a)(5); and

- Whether, assuming *arguendo* that some portions of the badge bending report did address personnel matters, other portions of the report are reasonably segregable and subject to disclosure under the PRA.

(See Declaration of Counsel ISO of Motion to Compel Discovery.)

The second merits question, which might also prove dispositive and which the Court may resolve first in its discretion, is whether the records sought are disclosable under Penal Code section 832.7(b) as an exception to personnel record confidentiality. Section 832.7(b) makes public all records “relating to the report, investigation, or findings of” an “incident involving the discharge of a firearm at a person by a peace officer or custodial officer.” Relevant here is the question of whether the investigation and findings of third-party investigators retained by VPD to investigate allegations of badge bending that occurred in response to VPD shootings constitute records “relating to . . . the discharge of a firearm at a person by a peace officer or custodial officer.” (*Id.* [emphasis added]; Decl. of Counsel.)

To develop evidence pertinent to these issues, the ACLU served a first set of form interrogatories (“FROGs”), special interrogatories (“SROGs”), requests for admission (“RFAs”), and requests for production of documents (“RPDs”) on February 21, 2023. There were 53 individual requests in total. Copies of the ACLU’s written discovery requests are attached hereto as **Exhibit A**.

On March 23, 2023, the City served responses. Copies of these responses, excluding disclosures not in dispute, are attached hereto as **Exhibit B**. The City objected to 40 of the ACLU’s discovery requests, including on the basis of Penal Code section 832.7, and withheld any substantive information and/or documentation in response to approximately 60% of the requests.

Between April and July 2023, the ACLU and City exchanged multiple meet and confer letters and communications regarding further responses to the ACLU’s discovery requests. This meet and confer process resulted in the City’s disclosure of several amended discovery responses¹, as well as an amended privilege log produced on July 21, 2023. The amended privilege log produced by the City is attached hereto as **Exhibit C**.

¹ On June 15, 2023, the City produced amended responses to RPD 5 (in the form of a contract between the City and media consultant Cole Pro Media), SROGs 1 and 2 (a “privilege log”

1 On August 23, 2023, the Parties attended an informal discovery conference with this Court
2 to discuss the contested discovery requests. Following that conference, on September 29, 2023,
3 the City produced supplemental responses to sixteen of the ACLU's original discovery requests.
4 No further supplemental information was provided in response to alleged deficiencies in the
5 privilege log, and the City continued to assert objections that the information sought was
6 privileged pursuant to Penal Code section 832.7 and therefore could not be released except
7 pursuant to the procedures outlined in Evidence Code section 1043.

8 The ACLU now moves, pursuant to Evidence Code section 1043, for disclosure of the
9 outstanding discovery responses and documents withheld under Penal Code section 832.7 and the
10 corollary objection made under the constitutional Right to Privacy.² The ACLU has grounds to
11 believe such evidence is within the possession of the City, including on the basis of the objections
12 and privilege log produced by opposing counsel. (*See* Exhibit C; Decl. of Counsel.) By bringing
13 this motion the ACLU does not concede, and in fact continues to reject as a legal matter, that the
14 documents it seeks *are* confidential personnel records or that disclosure must occur in accordance
15 with the procedures of Evidence Code section 1043; rather, the ACLU here makes use of this
16 statutory mechanism to avoid further litigation over its written discovery requests and facilitate
17 the timely resolution of the underlying petition for writ of mandate.

18 ARGUMENT

19 **A. A Party is Entitled to In Camera Inspection and Disclosure of Personnel Records** 20 **Upon a Showing of Good Cause.**

21 The qualified governmental privilege of police personnel records is codified in Penal
22 Code sections 832.7 and 832.8 and Evidence Code sections 1043-1045. (*City of Santa Cruz v.*
23 *Municipal Court* (1989) 49 Cal.3d 74, 84.) Evidence Code section 1043 provides that such
24 information may be discovered where a timely motion is filed describing the type of information

25 _____
26 identifying the written records and communications being withheld in response to SROG 1), and
SROG 8 (a general description of the how a 3rd party investigator was selected).

27 ² The City has not articulated any basis for a constitutionally protected privacy interest beyond the
28 statutory protections for peace officers codified in Penal Code section 832.7, and the ACLU
therefore treats the constitutional and statutory objections as coextensive.

1 sought along with affidavits showing “good cause” for discovery:

2 Evidence Code section 1043 requires that a written motion be filed with the
3 trial court with notice to the appropriate police agency. The written motion
4 must describe the records sought and must include “[a]ffidavits showing
5 good cause for the discovery or disclosure sought, setting forth the
6 materiality thereof to the subject matter involved in the pending litigation
7 [...]” Once there has been compliance with Evidence Code section 1043,
8 the trial court must conduct an in camera inspection of the records in order
9 to determine their relevance to the subject matter involved in the pending
10 proceeding.

11 (*People v. Gill* (1997) 60 Cal.App.4th 743, 749 [citation omitted].)

12 Good cause requires a showing of materiality, “which, in this context, means the evidence
13 sought is admissible or may lead to discovery of admissible evidence.” (*Riske v. Superior Ct.*
14 (2016) 6 Cal.App.5th 647, 658.) Courts have accordingly described the standard for good cause in
15 motions to compel discovery of police personnel records as “relatively relaxed” (*Fletcher v.*
16 *Superior Court* (2002) 100 Cal.App.4th 386, 396-397) and posing a “‘relatively low’ threshold”
17 for discovery. (*Abatti v. Superior Court* (2003) 112 Cal.App.4th 39, 59.)

18 **B. The ACLU Has Good Cause for Disclosure of the Records Sought.**

19 For the reasons set forth above and in the attached Declaration of Counsel, the ACLU has
20 established good cause for the Court to conduct an in-camera review of the documents identified
21 herein and in the City’s amended privilege log. (Exhibit C.) These documents, which have been
22 identified as responsive to the ACLU’s first set of written discovery requests, may be admissible
23 or lead to discovery of admissible evidence in the trial of this matter because they speak to the
24 key questions to be resolved, namely:

- 25 1. What the intended purpose was of the badge bending investigation;
- 26 2. Whether any action that could be construed as a “complaint” prompted the
27 investigation;
- 28 3. Whether discipline ever was or could have been imposed as a result of the
investigation, or whether such discipline was barred by the City’s past
failure to investigate allegations of the same misconduct;
4. Whether portions of the badge bending report are reasonably segregable
and contain non-confidential information, even if some confidentiality
protections apply; and

1 5. Whether the investigation was intended to and did explore the relationship
2 between badge bending and officers' discharge of firearms at civilians.
3 Some of the records sought speak directly to these issues (e.g., the report itself and
4 disciplinary notices, if any), while others may in the aggregate support relevant
5 inferences. For instance, while individual transcripts of witness interviews and the
6 investigators' requests for access to evidence may not directly address any of the material
7 issues identified above, taken together they may provide a picture about what matters
8 were investigated and what was omitted from the investigative process. Such inferences
9 are ultimately relevant to the dispositive issues in the case.

10 **C. Specific Discovery Requested.**

11 The ACLU specifically seeks disclosure of the following items within the possession of
12 the City and Vallejo Police Department:

- 13 (i) All drafts of the badge bending report prepared by Robert Giordano and/or
14 Christine Maloney;
- 15 (ii) All witness interview notices and transcripts from the badge bending
16 investigation conducted by Robert Giordano and/or Christine Maloney;
- 17 (iii) All disciplinary recommendations, disciplinary notices, and records
18 documenting any disciplinary proceedings undertaken in connection to the
19 badge bending investigation;
- 20 (iv) All documents withheld in response to ACLU's discovery requests based
21 on objections made under Penal Code section 832.7(a) and the right to
22 privacy. (*See Exhibit C*).³ This includes the full email correspondence
23 between VPD and PR firm Cole Pro Media, as the Court previously
24 ordered such communications disclosed subject to redaction for personnel-
25 related material; and
- 26 (v) Amended responses to ACLU's Requests for Admission and Special
27 Interrogatories previously objected to on the basis of Penal Code section
28 832.7(a) and the right to privacy.⁴ (*See Exhibits A, B.*)

26 ³ There may be a handful of documents subject to disclosure that are not identified within Exhibit
27 C, as the first version of the log referenced 22 documents not appearing in the amended log. The
28 Parties are conferring to attempt to resolve these discrepancies in advance of the hearing.

⁴ To the extent that the City bases its withholding of additional responses on other objections, the
ACLU requests clarification of which objections are asserted.

1 With respect to the records identified in items 1-4, the ACLU respectfully requests that the
2 Court review such records in camera and order their disclosure for good cause shown. To the
3 extent that the Court finds the additional discovery requests identified in item 5 also seek
4 evidence that is material to the issues in this case, the ACLU requests the Court issue an order
5 compelling the City to provide complete responses to these requests.
6
7

8 Dated: November 2, 2023

Respectfully submitted,

9 AMERICAN CIVIL LIBERTIES UNION OF
10 NORTHERN CALIFORNIA

11 By: Emi Young

12 Emi Young (SBN 311238)

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14 Avram Frey (SBN 347885)

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15 ACLU FOUNDATION OF NORTHERN
16 CALIFORNIA

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San Francisco, CA 94111

17 *Attorneys for Petitioner/Plaintiff ACLU of Northern*
18 *California*

1 DECLARATION OF COUNSEL

2 I, Emi Young, declare:

- 3 1. I am an attorney licensed and in good standing in the state of California and am counsel
4 for the American Civil Liberties Union in this action.
- 5 2. I have investigated the facts and reviewed the law relative to this matter and am therefore
6 familiar with the issues and facts that will need to be established to litigate the merits of
7 this action.
- 8 3. One of the key legal issues to be decided in this case is whether the records withheld in
9 response to the ACLU's Public Records Act request are confidential personnel records
10 within the meaning of Penal Code section 832.8(a)(4)-(5).
- 11 4. Based on my assessment of the law and facts, there are several distinct factual issues
12 material to the resolution of this case, including:
- 13 a. What the purpose was in initiating and conducting the third-party investigation of
14 badge bending by Vallejo Police Department (VPD) officers, and *whether the*
15 *evidence substantiates the City's claim that the investigation was conducted for the*
16 *purpose of employee appraisal or discipline.* There is evidence in the public record
17 that supports an inference that VPD and the City only elected to initiate an
18 investigation into badge bending as a public relations response prompted by public
19 release of the badge bending allegations in an Open Vallejo news outlet story.
20 Evidence of the instructions given to the investigators, the manner in which the
21 investigation was conducted, and various iterations of its findings across multiple
22 drafts and related correspondence with the city, all speak to the ultimate purpose of
23 the investigation.
- 24 b. Relatedly, there is a question of whether any discipline resulted from the
25 investigation, and whether it ever *could have* resulted from the investigation. The
26 ACLU's position is that if no discipline could have resulted from the badge
27 bending investigation conducted by Robert Giordano and Christine Maloney, then
28 it follows that the investigation was not conducted for the purpose of employee

1 appraisal or discipline. Indeed, there is information in the public record from
2 whistle-blowers such as former VPD employee John Whitney indicating that the
3 City and VPD were on notice of allegations of bent badges long before they ever
4 decided to initiate an investigation into the alleged misconduct. Such evidence, if
5 substantiated, would tend to suggest that the statute of limitations for discipline for
6 badge bending lapsed before third party investigators Giordano and Maloney's
7 investigation and report were commissioned.

8 c. Thirdly, prosecution of this matter entails proof that VPD did not initiate an
9 investigation into badge bending in response to a "complaint" within the meaning
10 of section 832.8(a)(5). Based on the PRA and discovery disclosures received thus
11 far, I am informed and believe that the VPD never received a civilian complaint
12 directed to its IA department regarding the badge bending allegations; as such,
13 further discovery is relevant to determining what manner of "complaint" the City
14 contends prompted this investigation, and whether such communication is, in fact,
15 a "complaint" under section 832.8(a)(5).

16 d. Fourthly, should the Court find any portion of the badge bending report subject to
17 confidentiality under Penal Code section 832.7(a), there is a question of whether
18 the report contains segregable, non-confidential material and conclusions that are
19 properly released under the PRA.

20 5. Additionally, regardless of whether the records sought under the PRA are "personnel
21 records," they may be separately disclosable under Penal Code section 832.7(b)'s
22 exception for records relating to incidents involving discharge of a firearm at a person by
23 a peace officer. This presents a second, alternative basis for decision which the Court may
24 decide in the first instance in its discretion.

25 6. There is evidence in the public record, including VPD's own press release announcing the
26 badge bending investigation, to support an inference that the investigation was intended to
27 examine allegations of badge bending to celebrate shooting at civilians. In my assessment,
28 additional evidence regarding the instructions provided to investigators and whether or not

1 they ultimately substantiated such allegations is relevant to determining if the badge
2 bending report and related information “relat[es] to” officer discharge of a firearm and so
3 must be categorized as public pursuant to section 832.7(b)(1)(A).

4 7. I am informed and believe that the City of Vallejo and the Vallejo Police Department have
5 in their possession the discovery described in the accompanying notice of motion to
6 compel discovery, including all documents identified in the privilege log produced by the
7 City in response to ACLU’s first set of written discovery requests. True and correct copies
8 of the ACLU’s discovery requests are attached to this motion as Exhibit A, and true and
9 correct copies of the City’s initial responses with asserted objections, omitting any
10 disclosures that are not in dispute, are attached as Exhibit B. Furthermore, a true and
11 correct copy of the City’s amended privilege log produced as part of its supplemental
12 responses is attached as Exhibit C.

13
14 I declare under penalty of perjury under the laws of the State of California that the
15 foregoing is true and correct, except as to those matters stated upon information and belief, which
16 I believe to be true.

17 Dated: November 2, 2023

Respectfully submitted,

18
19 By: Emi Young

20 Emi Young (SBN 311238)

21
22
23
24
25
26
27
28

Exhibit A

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):

Emi Young (SBN 311238); Avram Frey (SBN 347885)
 ACLU Foundation of Northern California
 39 Drumm Street, San Francisco, CA 94111

TELEPHONE NO.: 415-621-2493

FAX NO. (Optional):

E-MAIL ADDRESS (Optional): eyoung@aclunc.org

ATTORNEY FOR (Name): ACLU of Northern California

SUPERIOR COURT OF CALIFORNIA, COUNTY OF Solano

SHORT TITLE OF CASE:

ACLU v. Vallejo Police Department

FORM INTERROGATORIES—GENERAL

CASE NUMBER:
 FCS059257

Asking Party: ACLU of Northern California

Answering Party: City of Vallejo

Set No.: 1

Sec. 1. Instructions to All Parties

- (a) Interrogatories are written questions prepared by a party to an action that are sent to any other party in the action to be answered under oath. The interrogatories below are form interrogatories approved for use in civil cases.
- (b) For time limitations, requirements for service on other parties, and other details, see Code of Civil Procedure sections 2030.010–2030.410 and the cases construing those sections.
- (c) These form interrogatories do not change existing law relating to interrogatories nor do they affect an answering party’s right to assert any privilege or make any objection.

Sec. 2. Instructions to the Asking Party

- (a) These interrogatories are designed for optional use by parties in unlimited civil cases where the amount demanded exceeds \$25,000. Separate interrogatories, Form *Interrogatories—Limited Civil Cases (Economic Litigation)* (form DISC-004), which have no subparts, are designed for use in limited civil cases where the amount demanded is \$25,000 or less; however, those interrogatories may also be used in unlimited civil cases.
- (b) Check the box next to each interrogatory that you want the answering party to answer. Use care in choosing those interrogatories that are applicable to the case.
- (c) You may insert your own definition of **INCIDENT** in Section 4, but only where the action arises from a course of conduct or a series of events occurring over a period of time.
- (d) The interrogatories in section 16.0, Defendant’s Contentions—Personal Injury, should not be used until the defendant has had a reasonable opportunity to conduct an investigation or discovery of plaintiff’s injuries and damages.
- (e) Additional interrogatories may be attached.

Sec. 3. Instructions to the Answering Party

- (a) An answer or other appropriate response must be given to each interrogatory checked by the asking party.
- (b) As a general rule, within 30 days after you are served with these interrogatories, you must serve your responses on the asking party and serve copies of your responses on all other parties to the action who have appeared. See Code of Civil Procedure sections 2030.260–2030.270 for details.

- (c) Each answer must be as complete and straightforward as the information reasonably available to you, including the information possessed by your attorneys or agents, permits. If an interrogatory cannot be answered completely, answer it to the extent possible.
- (d) If you do not have enough personal knowledge to fully answer an interrogatory, say so, but make a reasonable and good faith effort to get the information by asking other persons or organizations, unless the information is equally available to the asking party.
- (e) Whenever an interrogatory may be answered by referring to a document, the document may be attached as an exhibit to the response and referred to in the response. If the document has more than one page, refer to the page and section where the answer to the interrogatory can be found.
- (f) Whenever an address and telephone number for the same person are requested in more than one interrogatory, you are required to furnish them in answering only the first interrogatory asking for that information.
- (g) If you are asserting a privilege or making an objection to an interrogatory, you must specifically assert the privilege or state the objection in your written response.
- (h) Your answers to these interrogatories must be verified, dated, and signed. You may wish to use the following form at the end of your answers:

I declare under penalty of perjury under the laws of the State of California that the foregoing answers are true and correct.

(Date)

(SIGNATURE)

Sec. 4. Definitions

Words in **BOLDFACE CAPITALS** in these interrogatories are defined as follows:

(a) (Check one of the following):

- (1) **INCIDENT** includes the circumstances and events surrounding the alleged accident, injury, or other occurrence or breach of contract giving rise to this action or proceeding.

- (2) **INCIDENT** means (insert your definition here or on a separate, attached sheet labeled "Sec. 4(a)(2)"): _____

(b) YOU OR ANYONE ACTING ON YOUR BEHALF

includes you, your agents, your employees, your insurance companies, their agents, their employees, your attorneys, your accountants, your investigators, and anyone else acting on your behalf.

- (c) **PERSON** includes a natural person, firm, association, organization, partnership, business, trust, limited liability company, corporation, or public entity.

- (d) **DOCUMENT** means a writing, as defined in Evidence Code section 250, and includes the original or a copy of handwriting, typewriting, printing, photostats, photographs, electronically stored information, and every other means of recording upon any tangible thing and form of communicating or representation, including letters, words, pictures, sounds, or symbols, or combinations of them.

- (e) **HEALTH CARE PROVIDER** includes any **PERSON** referred to in Code of Civil Procedure section 667.7(e)(3).

- (f) **ADDRESS** means the street address, including the city, state, and zip code.

Sec. 5. Interrogatories

The following interrogatories have been approved by the Judicial Council under Code of Civil Procedure section 2033.710:

CONTENTS

1.0	Identity of Persons Answering These Interrogatories
2.0	General Background Information—Individual
3.0	General Background Information—Business Entity
4.0	Insurance
5.0	[Reserved]
6.0	Physical, Mental, or Emotional Injuries
7.0	Property Damage
8.0	Loss of Income or Earning Capacity
9.0	Other Damages
10.0	Medical History
11.0	Other Claims and Previous Claims
12.0	Investigation—General
13.0	Investigation—Surveillance
14.0	Statutory or Regulatory Violations
15.0	Denials and Special or Affirmative Defenses
16.0	Defendant's Contentions Personal Injury
17.0	Responses to Request for Admissions
18.0	[Reserved]
19.0	[Reserved]
20.0	How the Incident Occurred—Motor Vehicle
25.0	[Reserved]
30.0	[Reserved]
40.0	[Reserved]
50.0	Contract
60.0	[Reserved]
70.0	Unlawful Detainer [See separate form DISC-003]
101.0	Economic Litigation [See separate form DISC-004]
200.0	Employment Law [See separate form DISC-002] Family Law [See separate form FL-145]

1.0 Identity of Persons Answering These Interrogatories

- 1.1 State the name, **ADDRESS**, telephone number, and relationship to you of each **PERSON** who prepared or assisted in the preparation of the responses to these interrogatories. (Do not identify anyone who simply typed or reproduced the responses.)

2.0 General Background Information individual—

- 2.1 State:
- your name;
 - every name you have used in the past; and
 - the dates you used each name.
- 2.2 State the date and place of your birth.
- 2.3 At the time of the **INCIDENT**, did you have a driver's license? If so state:
- the state or other issuing entity;
 - the license number and type;
 - the date of issuance; and
 - all restrictions.
- 2.4 At the time of the **INCIDENT**, did you have any other permit or license for the operation of a motor vehicle? If so, state:
- the state or other issuing entity;
 - the license number and type;
 - the date of issuance; and
 - all restrictions.
- 2.5 State:
- your present residence **ADDRESS**;
 - your residence **ADDRESSES** for the past five years; and
 - the dates you lived at each **ADDRESS**.
- 2.6 State:
- the name, **ADDRESS**, and telephone number of your present employer or place of self-employment; and
 - the name, **ADDRESS**, dates of employment, job title, and nature of work for each employer or self-employment you have had from five years before the **INCIDENT** until today.
- 2.7 State:
- the name and **ADDRESS** of each school or other academic or vocational institution you have attended, beginning with high school;
 - the dates you attended;
 - the highest grade level you have completed; and
 - the degrees received.
- 2.8 Have you ever been convicted of a felony? If so, for each conviction state:
- the city and state where you were convicted;
 - the date of conviction;
 - the offense; and
 - the court and case number.
- 2.9 Can you speak English with ease? If not, what language and dialect do you normally use?
- 2.10 Can you read and write English with ease? If not, what language and dialect do you normally use?

- 2.11 At the time of the **INCIDENT** were you acting as an agent or employee for any **PERSON**? If so, state:
 - (a) the name, **ADDRESS**, and telephone number of that **PERSON**: and
 - (b) a description of your duties.
- 2.12 At the time of the **INCIDENT** did you or any other person have any physical, emotional, or mental disability or condition that may have contributed to the occurrence of the **INCIDENT**? If so, for each person state:
 - (a) the name, **ADDRESS**, and telephone number;
 - (b) the nature of the disability or condition; and
 - (c) the manner in which the disability or condition contributed to the occurrence of the **INCIDENT**.
- 2.13 Within 24 hours before the **INCIDENT** did you or any person involved in the **INCIDENT** use or take any of the following substances: alcoholic beverage, marijuana, or other drug or medication of any kind (prescription or not)? If so, for each person state:
 - (a) the name, **ADDRESS**, and telephone number;
 - (b) the nature or description of each substance;
 - (c) the quantity of each substance used or taken;
 - (d) the date and time of day when each substance was used or taken;
 - (e) the **ADDRESS** where each substance was used or taken;
 - (f) the name, **ADDRESS**, and telephone number of each person who was present when each substance was used or taken; and
 - (g) the name, **ADDRESS**, and telephone number of any **HEALTH CARE PROVIDER** who prescribed or furnished the substance and the condition for which it was prescribed or furnished.

3.0 General Background Information—Business Entity

- 3.1 Are you a corporation? If so, state:
 - (a) the name stated in the current articles of incorporation;
 - (b) all other names used by the corporation during the past 10 years and the dates each was used;
 - (c) the date and place of incorporation;
 - (d) the **ADDRESS** of the principal place of business; and
 - (e) whether you are qualified to do business in California.
- 3.2 Are you a partnership? If so, state:
 - (a) the current partnership name;
 - (b) all other names used by the partnership during the past 10 years and the dates each was used;
 - (c) whether you are a limited partnership and, if so, under the laws of what jurisdiction;
 - (d) the name and **ADDRESS** of each general partner; and
 - (e) the **ADDRESS** of the principal place of business.
- 3.3 Are you a limited liability company? If so, state:
 - (a) the name stated in the current articles of organization;
 - (b) all other names used by the company during the past 10 years and the date each was used;
 - (c) the date and place of filing of the articles of organization;
 - (d) the **ADDRESS** of the principal place of business; and
 - (e) whether you are qualified to do business in California.

- 3.4 Are you a joint venture? If so, state:
 - (a) the current joint venture name;
 - (b) all other names used by the joint venture during the past 10 years and the dates each was used;
 - (c) the name and **ADDRESS** of each joint venturer; and
 - (d) the **ADDRESS** of the principal place of business.
- 3.5 Are you an unincorporated association? If so, state:
 - (a) the current unincorporated association name;
 - (b) all other names used by the unincorporated association during the past 10 years and the dates each was used; and
 - (c) the **ADDRESS** of the principal place of business.
- 3.6 Have you done business under a fictitious name during the past 10 years? If so, for each fictitious name state:
 - (a) the name;
 - (b) the dates each was used;
 - (c) the state and county of each fictitious name filing; and
 - (d) the **ADDRESS** of the principal place of business.
- 3.7 Within the past five years has any public entity registered or licensed your business? If so, for each license or registration:
 - (a) identify the license or registration;
 - (b) state the name of the public entity; and
 - (c) state the dates of issuance and expiration.

4.0 Insurance

- 4.1 At the time of the **INCIDENT**, was there in effect any policy of insurance through which you were or might be insured in any manner (for example, primary, pro-rata, or excess liability coverage or medical expense coverage) for the damages, claims, or actions that have arisen out of the **INCIDENT**? If so, for each policy state:
 - (a) the kind of coverage;
 - (b) the name and **ADDRESS** of the insurance company;
 - (c) the name, **ADDRESS**, and telephone number of each named insured;
 - (d) the policy number;
 - (e) the limits of coverage for each type of coverage contained in the policy;
 - (f) whether any reservation of rights or controversy or coverage dispute exists between you and the insurance company; and
 - (g) the name, **ADDRESS**, and telephone number of the custodian of the policy.
- 4.2 Are you self-insured under any statute for the damages, claims, or actions that have arisen out of the **INCIDENT**? If so, specify the statute.

5.0 [Reserved]

6.0 Physical, Mental, or Emotional Injuries

- 6.1 Do you attribute any physical, mental, or emotional injuries to the **INCIDENT**? (If your answer is "no," do not answer interrogatories 6.2 through 6.7).
- 6.2 Identify each injury you attribute to the **INCIDENT** and the area of your body affected.

- 6.3 Do you still have any complaints that you attribute to the **INCIDENT**? If so, for each complaint state:
- a description;
 - whether the complaint is subsiding, remaining the same, or becoming worse; and
 - the frequency and duration.
- 6.4 Did you receive any consultation or examination (except from expert witnesses covered by Code of Civil Procedure sections 2034.210–2034.310) or treatment from a **HEALTH CARE PROVIDER** for any injury you attribute to the **INCIDENT**? If so, for each **HEALTH CARE PROVIDER** state:
- the name, **ADDRESS**, and telephone number;
 - the type of consultation, examination, or treatment provided;
 - the dates you received consultation, examination, or treatment; and
 - the charges to date.
- 6.5 Have you taken any medication, prescribed or not, as a result of injuries that you attribute to the **INCIDENT**? If so, for each medication state:
- the name;
 - the **PERSON** who prescribed or furnished it;
 - the date it was prescribed or furnished;
 - the dates you began and stopped taking it; and
 - the cost to date.
- 6.6 Are there any other medical services necessitated by the injuries that you attribute to the INCIDENT** that were not previously listed (for example, ambulance, nursing, prosthetics)? If so, for each service state:
- the nature;
 - the date;
 - the cost; and
 - the name, **ADDRESS**, and telephone number of each provider.
- 6.7 Has any **HEALTH CARE PROVIDER** advised that you may require future or additional treatment for any injuries that you attribute to the **INCIDENT**? If so, for each injury state:
- the name and **ADDRESS** of each **HEALTH CARE PROVIDER**;
 - the complaints for which the treatment was advised; and
 - the nature, duration, and estimated cost of the treatment.
- 6.8 Do you still have any complaints that you attribute to the **INCIDENT**? If so, for each complaint state:
- a description;
 - whether the complaint is subsiding, remaining the same, or becoming worse; and
 - the frequency and duration.
- 7.2 Has a written estimate or evaluation been made for any item of property referred to in your answer to the preceding interrogatory? If so, for each estimate or evaluation state:
- the name, **ADDRESS**, and telephone number of the **PERSON** who prepared it and the date prepared;
 - the name, **ADDRESS**, and telephone number of each **PERSON** who has a copy of it; and
 - the amount of damage stated.
- 7.3 Has any item of property referred to in your answer to interrogatory 7.1 been repaired? If so, for each item state:
- the date repaired;
 - a description of the repair;
 - the repair cost;
 - the name, **ADDRESS**, and telephone number of the **PERSON** who repaired it;
 - the name, **ADDRESS**, and telephone number of the **PERSON** who paid for the repair.

8.0 Loss of Income or Earning Capacity

- 8.1 Do you attribute any loss of income or earning capacity to the **INCIDENT**? (If your answer is "no," do not answer interrogatories 8.2 through 8.8).
- 8.2 State:
- the nature of your work;
 - your job title at the time of the **INCIDENT**; and
 - the date your employment began.
- 8.3 State the last date before the **INCIDENT** that you worked for compensation.
- 8.4 State your monthly income at the time of the **INCIDENT** and how the amount was calculated.
- 8.5 State the date you returned to work at each place of employment following the **INCIDENT**.
- 8.6 State the dates you did not work and for which you lost income as a result of the **INCIDENT**.
- 8.7 State the total income you have lost to date as a result of the **INCIDENT** and how the amount was calculated.
- 8.8 Will you lose income in the future as a result of the **INCIDENT**? If so, state:
- the facts upon which you base this contention;
 - an estimate of the amount;
 - an estimate of how long you will be unable to work; and
 - how the claim for future income is calculated.

7.0 Property Damage

- 7.1 Do you attribute any loss of or damage to a vehicle or other property to the **INCIDENT**? If so, for each item of property:
- describe the property;
 - describe the nature and location of the damage to the property;
 - state the amount of damage you are claiming for each item of property and how the amount was calculated; and
 - if the property was sold, state the name, **ADDRESS**, and telephone number of the seller, the date of sale, and the sale price.

9.0 Other Damages

- 9.1 Are there any other damages that you attribute to the **INCIDENT**? If so, for each item of damage state:
- (a) the nature;
 - (b) the date it occurred;
 - (c) the amount; and
 - (d) the name, **ADDRESS**, and telephone number of each **PERSON** to whom an obligation was incurred.
- 9.2 Do any **DOCUMENTS** support the existence or amount of any item of damages claimed in interrogatory 9.1? If so, describe each document and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT**.

10.0 Medical History

- 10.1 At any time before the **INCIDENT** did you have complaints or injuries that involved the same part of your body claimed to have been injured in the **INCIDENT**? If so, for each state:
- (a) a description of the complaint or injury;
 - (b) the dates it began and ended; and
 - (c) the name, **ADDRESS**, and telephone number of each **HEALTH CARE PROVIDER** whom you consulted or who examined or treated you.
- 10.2 List all physical, mental, and emotional disabilities you had immediately before the **INCIDENT**. (*You may omit mental or emotional disabilities unless you attribute any mental or emotional injury to the **INCIDENT**.*)
- 10.3 At any time after the **INCIDENT**, did you sustain injuries of the kind for which you are now claiming damages? If so, for each incident giving rise to an injury state:
- (a) the date and the place it occurred;
 - (b) the name, **ADDRESS**, and telephone number of any other **PERSON** involved;
 - (c) the nature of any injuries you sustained;
 - (d) the name, **ADDRESS**, and telephone number of each **HEALTH CARE PROVIDER** who you consulted or who examined or treated you; and
 - (e) the nature of the treatment and its duration.

11.0 Other Claims and Previous Claims

- 11.1 Except for this action, in the past 10 years have you filed an action or made a written claim or demand for compensation for your personal injuries? If so, for each action, claim, or demand state:
- (a) the date, time, and place and location (closest street **ADDRESS** or intersection) of the **INCIDENT** giving rise to the action, claim, or demand;
 - (b) the name, **ADDRESS**, and telephone number of each **PERSON** against whom the claim or demand was made or the action filed;

- (c) the court, names of the parties, and case number of any action filed;
- (d) the name, **ADDRESS**, and telephone number of any attorney representing you;
- (e) whether the claim or action has been resolved or is pending; and
- (f) a description of the injury.

- 11.2 In the past 10 years have you made a written claim or demand for workers' compensation benefits? If so, for each claim or demand state:
- (a) the date, time, and place of the **INCIDENT** giving rise to the claim;
 - (b) the name, **ADDRESS**, and telephone number of your employer at the time of the injury;
 - (c) the name, **ADDRESS**, and telephone number of the workers' compensation insurer and the claim number;
 - (d) the period of time during which you received workers' compensation benefits;
 - (e) a description of the injury;
 - (f) the name, **ADDRESS**, and telephone number of any **HEALTH CARE PROVIDER** who provided services; and
 - (g) the case number at the Workers' Compensation Appeals Board.

12.0 Investigation—General

- 12.1 State the name, **ADDRESS**, and telephone number of each individual:
- (a) who witnessed the **INCIDENT** or the events occurring immediately before or after the **INCIDENT**;
 - (b) who made any statement at the scene of the **INCIDENT**;
 - (c) who heard any statements made about the **INCIDENT** by any individual at the scene; and
 - (d) who **YOU OR ANYONE ACTING ON YOUR BEHALF** claim has knowledge of the **INCIDENT** (except for expert witnesses covered by Code of Civil Procedure section 2034).
- 12.2 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** interviewed any individual concerning the **INCIDENT**? If so, for each individual state:
- (a) the name, **ADDRESS**, and telephone number of the individual interviewed;
 - (b) the date of the interview; and
 - (c) the name, **ADDRESS**, and telephone number of the **PERSON** who conducted the interview.
- 12.3 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** obtained a written or recorded statement from any individual concerning the **INCIDENT**? If so, for each statement state:
- (a) the name, **ADDRESS**, and telephone number of the individual from whom the statement was obtained;
 - (b) the name, **ADDRESS**, and telephone number of the individual who obtained the statement;
 - (c) the date the statement was obtained; and
 - (d) the name, **ADDRESS**, and telephone number of each **PERSON** who has the original statement or a copy.

12.4 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** know of any photographs, films, or videotapes depicting any place, object, or individual concerning the **INCIDENT** or plaintiff's injuries? If so, state:

- (a) the number of photographs or feet of film or videotape;
- (b) the places, objects, or persons photographed, filmed, or videotaped;
- (c) the date the photographs, films, or videotapes were taken;
- (d) the name, **ADDRESS**, and telephone number of the individual taking the photographs, films, or videotapes; and
- (e) the name, **ADDRESS**, and telephone number of each **PERSON** who has the original or a copy of the photographs, films, or videotapes.

12.5 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** know of any diagram, reproduction, or model of any place or thing (except for items developed by expert witnesses covered by Code of Civil Procedure sections 2034.210–2034.310) concerning the **INCIDENT**? If so, for each item state:

- (a) the type (i.e., diagram, reproduction, or model);
- (b) the subject matter; and
- (c) the name, **ADDRESS**, and telephone number of each **PERSON** who has it.

12.6 Was a report made by any **PERSON** concerning the **INCIDENT**? If so, state:

- (a) the name, title, identification number, and employer of the **PERSON** who made the report;
- (b) the date and type of report made;
- (c) the name, **ADDRESS**, and telephone number of the **PERSON** for whom the report was made; and
- (d) the name, **ADDRESS**, and telephone number of each **PERSON** who has the original or a copy of the report.

12.7 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** inspected the scene of the **INCIDENT**? If so, for each inspection state:

- (a) the name, **ADDRESS**, and telephone number of the individual making the inspection (except for expert witnesses covered by Code of Civil Procedure sections 2034.210–2034.310); and
- (b) the date of the inspection.

13.0 Investigation—Surveillance

13.1 Have **YOU OR ANYONE ACTING ON YOUR BEHALF** conducted surveillance of any individual involved in the **INCIDENT** or any party to this action? If so, for each surveillance state:

- (a) the name, **ADDRESS**, and telephone number of the individual or party;
- (b) the time, date, and place of the surveillance;
- (c) the name, **ADDRESS**, and telephone number of the individual who conducted the surveillance; and
- (d) the name, **ADDRESS**, and telephone number of each **PERSON** who has the original or a copy of any surveillance photograph, film, or videotape.

13.2 Has a written report been prepared on the surveillance? If so, for each written report state:

- (a) the title;
- (b) the date;
- (c) the name, **ADDRESS**, and telephone number of the individual who prepared the report; and
- (d) the name, **ADDRESS**, and telephone number of each **PERSON** who has the original or a copy.

14.0 Statutory or Regulatory Violations

14.1 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** contend that any **PERSON** involved in the **INCIDENT** violated any statute, ordinance, or regulation and that the violation was a legal (proximate) cause of the **INCIDENT**? If so, identify the name, **ADDRESS**, and telephone number of each **PERSON** and the statute, ordinance, or regulation that was violated.

14.2 Was any **PERSON** cited or charged with a violation of any statute, ordinance, or regulation as a result of this **INCIDENT**? If so, for each **PERSON** state:

- (a) the name, **ADDRESS**, and telephone number of the **PERSON**;
- (b) the statute, ordinance, or regulation allegedly violated;
- (c) whether the **PERSON** entered a plea in response to the citation or charge and, if so, the plea entered; and
- (d) the name and **ADDRESS** of the court or administrative agency, names of the parties, and case number.

15.0 Denials and Special or Affirmative Defenses

15.1 Identify each denial of a material allegation and each special or affirmative defense in your pleadings and for each:

- (a) state all facts upon which you base the denial or special or affirmative defense;
- (b) state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of those facts; and
- (c) identify all **DOCUMENTS** and other tangible things that support your denial or special or affirmative defense, and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT**.

16.0 Defendant's Contentions—Personal Injury

16.1 Do you contend that any **PERSON**, other than you or plaintiff, contributed to the occurrence of the **INCIDENT** or the injuries or damages claimed by plaintiff? If so, for each **PERSON**:

- (a) state the name, **ADDRESS**, and telephone number of the **PERSON**;
- (b) state all facts upon which you base your contention;
- (c) state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
- (d) identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.

16.2 Do you contend that plaintiff was not injured in the **INCIDENT**? If so:

- (a) state all facts upon which you base your contention;
- (b) state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
- (c) identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.

- 16.3 Do you contend that the injuries or the extent of the injuries claimed by plaintiff as disclosed in discovery proceedings thus far in this case were not caused by the **INCIDENT**? If so, for each injury:
- identify it;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.4 Do you contend that any of the services furnished by any **HEALTH CARE PROVIDER** claimed by plaintiff in discovery proceedings thus far in this case were not due to the **INCIDENT**? If so:
- identify each service;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.5 Do you contend that any of the costs of services furnished by any **HEALTH CARE PROVIDER** claimed as damages by plaintiff in discovery proceedings thus far in this case were not necessary or unreasonable? If so:
- identify each cost;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.6 Do you contend that any part of the loss of earnings or income claimed by plaintiff in discovery proceedings thus far in this case was unreasonable or was not caused by the **INCIDENT**? If so:
- identify each part of the loss;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.7 Do you contend that any of the property damage claimed by plaintiff in discovery Proceedings thus far in this case was not caused by the **INCIDENT**? If so:
- identify each item of property damage;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.8 Do you contend that any of the costs of repairing the property damage claimed by plaintiff in discovery proceedings thus far in this case were unreasonable? If so:
- identify each cost item;
 - state all facts upon which you base your contention;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of the facts; and
 - identify all **DOCUMENTS** and other tangible things that support your contention and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 16.9 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** have any **DOCUMENT** (for example, insurance bureau index reports) concerning claims for personal injuries made before or after the **INCIDENT** by a plaintiff in this case? If so, for each plaintiff state:
- the source of each **DOCUMENT**;
 - the date each claim arose;
 - the nature of each claim; and
 - the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT**.
- 16.10 Do **YOU OR ANYONE ACTING ON YOUR BEHALF** have any **DOCUMENT** concerning the past or present physical, mental, or emotional condition of any plaintiff in this case from a **HEALTH CARE PROVIDER** not previously identified (except for expert witnesses covered by Code of Civil Procedure sections 2034.210–2034.310)? If so, for each plaintiff state:
- the name, **ADDRESS**, and telephone number of each **HEALTH CARE PROVIDER**;
 - a description of each **DOCUMENT**; and
 - the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT**.
- 17.0 Responses to Request for Admissions**
- 17.1 Is your response to each request for admission served with these interrogatories an unqualified admission? If not, for each response that is not an unqualified admission:
- state the number of the request;
 - state all facts upon which you base your response;
 - state the names, **ADDRESSES**, and telephone numbers of all **PERSONS** who have knowledge of those facts; and
 - identify all **DOCUMENTS** and other tangible things that support your response and state the name, **ADDRESS**, and telephone number of the **PERSON** who has each **DOCUMENT** or thing.
- 18.0 [Reserved]**
- 19.0 [Reserved]**
- 20.0 How the Incident Occurred—Motor Vehicle**
- 20.1 State the date, time, and place of the **INCIDENT** (closest street **ADDRESS** or intersection).
- 20.2 For each vehicle involved in the **INCIDENT**, state:
- the year, make, model, and license number;
 - the name, **ADDRESS**, and telephone number of the driver;

- (c) the name, **ADDRESS**, and telephone number of each occupant other than the driver;
- (d) the name, **ADDRESS**, and telephone number of each registered owner;
- (e) the name, **ADDRESS**, and telephone number of each lessee;
- (f) the name, **ADDRESS**, and telephone number of each owner other than the registered owner or lien holder; and
- (g) the name of each owner who gave permission or consent to the driver to operate the vehicle.
- 20.3 State the **ADDRESS** and location where your trip began and the **ADDRESS** and location of your destination.
- 20.4 Describe the route that you followed from the beginning of your trip to the location of the **INCIDENT**, and state the location of each stop, other than routine traffic stops, during the trip leading up to the **INCIDENT**.
- 20.5 State the name of the street or roadway, the lane of travel, and the direction of travel of each vehicle involved in the **INCIDENT** for the 500 feet of travel before the **INCIDENT**.
- 20.6 Did the **INCIDENT** occur at an intersection? If so, describe all traffic control devices, signals, or signs at the intersection.
- 20.7 Was there a traffic signal facing you at the time of the **INCIDENT**? If so, state:
- (a) your location when you first saw it;
- (b) the color;
- (c) the number of seconds it had been that color; and
- (d) whether the color changed between the time you first saw it and the **INCIDENT**.
- 20.8 State how the **INCIDENT** occurred, giving the speed, direction, and location of each vehicle involved:
- (a) just before the **INCIDENT**;
- (b) at the time of the **INCIDENT**; and (c) just after the **INCIDENT**.
- 20.9 Do you have information that a malfunction or defect in a vehicle caused the **INCIDENT**? If so:
- (a) identify the vehicle;
- (b) identify each malfunction or defect;
- (c) state the name, **ADDRESS**, and telephone number of each **PERSON** who is a witness to or has information about each malfunction or defect; and
- (d) state the name, **ADDRESS**, and telephone number of each **PERSON** who has custody of each defective part.
- 20.10 Do you have information that any malfunction or defect in a vehicle contributed to the injuries sustained in the **INCIDENT**? If so:
- (a) identify the vehicle;
- (b) identify each malfunction or defect;
- (c) state the name, **ADDRESS**, and telephone number of each **PERSON** who is a witness to or has information about each malfunction or defect; and
- (d) state the name, **ADDRESS**, and telephone number of each **PERSON** who has custody of each defective part.
- 20.11 State the name, **ADDRESS**, and telephone number of each owner and each **PERSON** who has had possession since the **INCIDENT** of each vehicle involved in the **INCIDENT**.
- 25.0 [Reserved]**
- 30.0 [Reserved]**
- 40.0 [Reserved]**
- 50.0 Contract**
- 50.1 For each agreement alleged in the pleadings:
- (a) identify each **DOCUMENT** that is part of the agreement and for each state the name, **ADDRESS**, and telephone number of each **PERSON** who has the **DOCUMENT**;
- (b) state each part of the agreement not in writing, the name, **ADDRESS**, and telephone number of each **PERSON** agreeing to that provision, and the date that part of the agreement was made;
- (c) identify all **DOCUMENTS** that evidence any part of the agreement not in writing and for each state the name, **ADDRESS**, and telephone number of each **PERSON** who has the **DOCUMENT**;
- (d) identify all **DOCUMENTS** that are part of any modification to the agreement, and for each state the name, **ADDRESS**, and telephone number of each **PERSON** who has the **DOCUMENT**;
- (e) state each modification not in writing, the date, and the name, **ADDRESS**, and telephone number of each **PERSON** agreeing to the modification, and the date the modification was made;
- (f) identify all **DOCUMENTS** that evidence any modification of the agreement not in writing and for each state the name, **ADDRESS**, and telephone number of each **PERSON** who has the **DOCUMENT**.
- 50.2 Was there a breach of any agreement alleged in the pleadings? If so, for each breach describe and give the date of every act or omission that you claim is the breach of the agreement.
- 50.3 Was performance of any agreement alleged in the pleadings excused? If so, identify each agreement excused and state why performance was excused.
- 50.4 Was any agreement alleged in the pleadings terminated by mutual agreement, release, accord and satisfaction, or novation? If so, identify each agreement terminated, the date of termination, and the basis of the termination.
- 50.5 Is any agreement alleged in the pleadings unenforceable? If so, identify each unenforceable agreement and state why it is unenforceable.
- 50.6 Is any agreement alleged in the pleadings ambiguous? If so, identify each ambiguous agreement and state why it is ambiguous.
- 60.0 [Reserved]**

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**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SOLANO**

AMERICAN CIVIL LIBERTIES
UNION OF NORTHERN
CALIFORNIA,

Petitioner/Plaintiff,

v.

VALLEJO POLICE DEPARTMENT,

Respondent/Defendant.

CASE NO. FCS059257

**PETITIONER ACLU OF NORTHERN
CALIFORNIA'S FIRST SET OF SPECIAL
INTERROGATORIES**

Judge: Hon. Stephen Gizzi
Department: 3
Action filed: November 22, 2022

PROPOUNDING PARTY: ACLU of Northern California
RESPONDING PARTY: City of Vallejo (Vallejo Police Department)
SET NUMBER: Set One

1 Pursuant to California Code of Civil Procedure section 2030.010 *et seq.*, Plaintiff and
2 Petitioner ACLU of Northern California (“ACLU”), by and through the undersigned counsel,
3 hereby serves its First Set of Special Interrogatories upon the Defendant and Respondent City of
4 Vallejo (“City”). The ACLU requests that the City answer each Interrogatory in writing, under
5 oath, within 30 days of the date of service, in accordance with all applicable statutes and rules,
6 including the Instructions and Definitions set forth below.

7 **INSTRUCTIONS**

8 1. As a general rule, within 30 days after you are served with these interrogatories,
9 you must serve your responses on the asking party and serve copies of your responses on all other
10 parties to the action who have appeared.

11 2. Each answer must be as complete and straightforward as the information
12 reasonably available to you, including the information possessed by your attorneys or agents,
13 permits. If an interrogatory cannot be answered completely, answer it to the extent possible.

14 3. If you do not have enough personal knowledge to fully answer an interrogatory,
15 say so, but make a reasonable and good faith effort to get the information by asking other persons
16 or organizations, unless the information is equally available to the asking party.

17 4. If you are asserting a privilege or making an objection to an interrogatory, you
18 must specifically assert the privilege or state the objection in your written response.

19 5. Your answers to these interrogatories must be verified, dated, and signed.

20 **DEFINITIONS**

21 1. All words that are not specifically defined should be interpreted as defined by the
22 California Code of Civil Procedure or, if not so defined, to have the common English meaning of
23 the word.

24 2. The term “ACTION” means the above-captioned case pending in the Superior
25 Court of the State of California, Solano County, captioned *ACLU of Northern California v.*
26 *Vallejo Police Department*, Case No. FCS059257.

27 3. The term “ANSWER” shall mean the Answer to Verified Complaint and Petition
28 for Writ of Mandate filed by the City on December 23, 2022 in the ACTION.

1 4. The term “COMPLAINT” shall mean the Verified Complaint and Petition for Writ
2 of Mandate filed by the ACLU on November 22, 2022 in the ACTION.

3 5. The term “DISCLOSURE REQUEST” shall mean the request, pursuant to the
4 Public Records Act (“PRA”), submitted by the ACLU to the Vallejo Police Department on or
5 about January 18, 2022 seeking records relating to 1) an investigation by Robert Giordano
6 regarding allegations of Vallejo Police Department officers bending their police badges in
7 relation to their participation in officer-involved shootings; 2) internal or public complaints
8 alleging a practice of badge bending by members of the Department; 3) communications by
9 Department employees regarding allegations of badge bending; 4) policies regarding the use,
10 maintenance and/or replacement of police badges; and 5) Department badge replacement orders
11 and requests for badge replacement, as set forth in Paragraph 81 and Exhibit 7 to the
12 COMPLAINT.

13 6. The term “COMMUNICATION” shall mean the transmittal of information (in the
14 form of facts, ideas, inquiries, or otherwise) whether orally, in writing, or otherwise.

15 7. The term “DOCUMENT” shall mean any writing or writings as defined by
16 California Evidence Code § 250 and shall include electronically stored information as that term is
17 defined in California Code of Civil Procedure § 2016.020(e) (“[e]lectronically stored information
18 means information that is stored in an electronic medium”). Electronic medium includes, but is
19 not limited to, emails and email attachments, word processing and PDF documents, spreadsheets,
20 databases, voicemails, text messages, internet history logs, social media platforms, audio and
21 video recordings, workplace collaboration tools, and instant messaging applications.

22 8. The term “PERSON” shall mean an individual, corporation, partnership, joint
23 venture, limited liability company, governmental entity, unincorporated organization, trust,
24 association, or other entity and includes all of such PERSON’s principals, employees, agents,
25 attorneys, consultants, and other representatives.

26 9. With respect to DOCUMENTS and COMMUNICATIONS, the term
27 “IDENTIFY” shall mean to state, to the extent known, the type of DOCUMENT or
28 COMMUNICATION, general subject matter, date of the DOCUMENT or COMMUNICATION,

1 author(s), addressee(s), and recipient(s). With respect to PERSONS, the term “IDENTIFY” shall
2 mean to state the name, address and telephone number of each person.

3 10. The terms “RELATE” or “RELATING” shall mean to be connected with the
4 matter discussed in some way or to be about the matter discussed.

5 11. The term “YOU” or “YOUR” shall mean the City of Vallejo, its subsidiaries,
6 departments (including the Vallejo Police Department), divisions, predecessor and successor
7 entities, and/or each of its agents, officers, directors, supervisors, representatives, and attorneys.

8 9 **SPECIAL INTERROGATORIES**

10 **Interrogatory No. 1:**

11 IDENTIFY all DOCUMENTS and COMMUNICATIONS that YOU contend are
12 responsive to the DISCLOSURE REQUEST and that have not been disclosed to the ACLU.

13 **Interrogatory No. 2:**

14 For each separate DOCUMENT or COMMUNICATION identified in response to
15 Interrogatory No. 1, indicate the exemptions or privileges YOU contend apply.

16 **Interrogatory No. 3:**

17 For each DOCUMENT or COMMUNICATION YOU identify as a “personnel record,” as
18 defined by Penal Code section 832.8, in response to Interrogatory No. 2, state which
19 subdivision(s) of Penal Code section 832.8 YOU contend applies.

20 **Interrogatory No. 4:**

21 For each DOCUMENT or COMMUNICATION YOU identify as being withheld under
22 the “deliberative process privilege,” state the specific justification for this claim, including the
23 asserted public interest in non-disclosure.

24 **Interrogatory No. 5:**

25 State when YOU first became aware of allegations that employees of Vallejo Police
26 Department were bending or had bent their badges.

1 **Interrogatory No. 6:**

2 IDENTIFY all DOCUMENTS, COMMUNICATIONS, and PERSONS that YOU contend
3 provide support for your response to Interrogatory No. 5.

4 **Interrogatory No. 7:**

5 State what prompted YOUR decision to initiate an investigation into badge bending by
6 officers of YOUR police department.

7 **Interrogatory No. 8:**

8 State the process and criteria YOU used to identify and select consultant(s) to conduct a
9 workplace investigation of badge bending within YOUR police department.

10 **Interrogatory No. 9:**

11 YOU have previously admitted that Exhibit 4 to the COMPLAINT is a true and correct
12 copy of a Vallejo Police Department press release. IDENTIFY the PERSONS responsible for
13 drafting and approving Exhibit 4 to the COMPLAINT, and the factual basis for the assertion
14 contained therein that “[t]he allegations include officers taking part in the act after an officer-
15 involved shooting occurs.”

16 **Interrogatory No. 10:**

17 IDENTIFY all PERSONS YOU believe have personal knowledge of badge bending by
18 YOUR current or former employees.

19 **Interrogatory No. 11:**

20 IDENTIFY all PERSONS who have personal knowledge of the instructions, guidance,
21 direction, or background information provided to Robert Giordano and/or C. Christine Maloney
22 regarding the badge bending investigation.

23 **Interrogatory No. 12:**

24 Describe all instructions, guidance, direction, and/or background documents provided to
25 Robert Giordano, C. Christine Maloney, and/or any agent working on their behalf.

26 **Interrogatory No. 13:**

27 State when YOU received each version (including drafts and the final version) of R.
28 Giordano’s report on badge bending.

1 **Interrogatory No. 14:**

2 DESCRIBE all actions YOU undertook in response to the completed badge bending
3 investigation and/or report.

4 **Interrogatory No. 15:**

5 IDENTIFY all PERSONS with personal knowledge of the actions identified in response
6 to Interrogatory No. 14.

7 **Interrogatory No. 16:**

8 IDENTIFY all DOCUMENTS RELATING to the procedures by which discipline may be
9 investigated and/or initiated against peace officer employees of YOUR Police Department.

10 **Interrogatory No. 17:**

11 IDENTIFY all DOCUMENTS and COMMUNICATIONS in YOUR possession
12 RELATING to the statute of limitations for misconduct involving badge bending by current or
13 former Vallejo Police Department employees.

14 **Interrogatory No. 18:**

15 State the basis for YOUR assertion that records of the badge bending investigation are not
16 disclosable pursuant to Penal Code section 832.7(b)(1)(A)(i).

17 **Interrogatory No. 19:**

18 IDENTIFY all DOCUMENTS, COMMUNICATIONS, and PERSONS you contend
19 support your position stated in response to Interrogatory No. 18.

20 **Interrogatory No. 20:**

21 State the basis for the contention in the ANSWER that the ACLU “has failed to
22 sufficiently identify the records at issue.”

23 **Interrogatory No. 21:**

24 State the legal and factual basis for the contention in the ANSWER that the COMPLAINT
25 is barred by the doctrines of waiver and estoppel.

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1 **Interrogatory No. 22:**

2 State the legal and factual basis for the contention in the ANSWER that “by Petitioner’s
3 own conduct, representations, and omissions, the Petition is barred by the doctrine of unclean
4 hands.”

5 **Interrogatory No. 23:**

6 State the legal basis for the contention in the ANSWER that the COMPLAINT “fails to
7 set forth facts that would constitute a basis for an award of attorney’s fees and costs.”

8 **Interrogatory No. 24:**

9 IDENTIFY all PERSONS who prepared or assisted in the preparation of the responses to
10 these Interrogatories.

11
12 Dated: February 21, 2023

13 AMERICAN CIVIL LIBERTIES UNION OF
14 NORTHERN CALIFORNIA

15 By: Emi Young

16 Emi Young (SBN 311238)

eyoung@aclunc.org

17 Avram Frey (SBN 347885)

afrey@aclunc.org

18 ACLU FOUNDATION OF NORTHERN
19 CALIFORNIA

39 Drumm Street

San Francisco, CA 94111

20 *Attorneys for Petitioner/Plaintiff ACLU of Northern*
21 *California*

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Emi Young (SBN 311238)
eyoung@aclunc.org
Avram Frey (SBN 347885)
afrey@aclunc.org
ACLU FOUNDATION OF NORTHERN CALIFORNIA
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 621-2493
Facsimile: (415) 255-8437

Counsel for Petitioner/Plaintiff ACLU of Northern California

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SOLANO**

AMERICAN CIVIL LIBERTIES
UNION OF NORTHERN
CALIFORNIA,

Petitioner/Plaintiff,

v.

VALLEJO POLICE DEPARTMENT,

Respondent/Defendant.

CASE NO. FCS059257

**PETITIONER ACLU OF NORTHERN
CALIFORNIA'S FIRST SET OF REQUESTS
FOR ADMISSION**

Judge: Hon. Stephen Gizzi
Department: 3
Action filed: November 22, 2022

PROPOUNDING PARTY: ACLU of Northern California
RESPONDING PARTY: City of Vallejo (Vallejo Police Department)
SET NUMBER: Set One

1 Pursuant to California Code of Civil Procedure section 2030.010 *et seq.*, Plaintiff and
2 Petitioner ACLU of Northern California (“ACLU”), by and through the undersigned counsel,
3 hereby requests that Defendant and Respondent City of Vallejo (“City”) admit, deny, or otherwise
4 respond to the following requests for admission, under oath, in accordance with all applicable
5 statutes and rules and the Instructions and Definitions set forth below within 30 days of the date
6 of service.

7 For each response to a request for admission that is anything other than an unqualified
8 admission, the ACLU, by its undersigned counsel, also hereby requests that the Department
9 respond to Form Interrogatory No. 17.1 served concurrently with these requests.

10 **INSTRUCTIONS**

11 1. Unless there is an agreement or a court order providing otherwise, the answering
12 party must respond in writing to requests for admission within 30 days after they are served.

13 2. There may be significant penalties if an answering party fails to provide a timely
14 written response to each request for admission. These penalties may include, among other things,
15 an order that the facts in issue are deemed true or that the documents in issue are deemed genuine
16 for purposes of the case.

17 **DEFINITIONS**

18 1. All words whose meanings are not specifically defined should be interpreted as
19 defined by the California Code of Civil Procedure or, if not so defined, to have the common
20 English meaning of the word.

21 2. The term “ACTION” means the above-captioned case pending in the Superior
22 Court of the State of California, Solano County, captioned *ACLU of Northern California v.*
23 *Vallejo Police Department*, Case No. FCS059257.

24 3. The term “ANSWER” shall mean the Answer to Verified Complaint and Petition
25 for Writ of Mandate filed by the City on December 23, 2022 in the ACTION.

26 4. The term “COMPLAINT” shall mean the Verified Complaint and Petition for Writ
27 of Mandate filed by the ACLU on November 22, 2022 in the ACTION.
28

1 5. The term “DISCLOSURE REQUEST” shall mean the request, pursuant to the
2 Public Records Act (“PRA”), submitted by the ACLU to the Vallejo Police Department on or
3 about January 18, 2022 seeking records relating to 1) an investigation by Robert Giordano
4 regarding allegations of Vallejo Police Department officers bending their police badges in
5 relation to their participation in officer-involved shootings; 2) internal or public complaints
6 alleging a practice of badge bending by members of the Department; 3) communications by
7 Department employees regarding allegations of badge bending; 4) policies regarding the use,
8 maintenance and/or replacement of police badges; and 5) Department badge replacement orders
9 and requests for badge replacement, as set forth in Paragraph 81 and Exhibit 7 to the
10 COMPLAINT.

11 6. The term “COMMUNICATION” shall mean the transmittal of information (in the
12 form of facts, ideas, inquiries, or otherwise) whether orally, in writing, or otherwise.

13 7. The term “DOCUMENT” shall mean any writing or writings as defined by
14 California Evidence Code § 250, and shall include electronically stored information as that term
15 is defined in California Code of Civil Procedure § 2016.020(e) (“[e]lectronically stored
16 information means information that is stored in an electronic medium”). Electronic medium
17 includes, but is not limited to, emails and email attachments, word processing and PDF
18 documents, spreadsheets, databases, voicemails, text messages, internet history logs, social media
19 platforms, audio and video recordings, workplace collaboration tools, and instant messaging
20 applications.

21 8. The term “PERSON” shall mean an individual, corporation, partnership, joint
22 venture, limited liability company, governmental entity, unincorporated organization, trust,
23 association, or other entity and includes all of such PERSON’s principals, employees, agents,
24 attorneys, consultants, and other representatives.

25 9. With respect to DOCUMENTS and COMMUNICATIONS, the term
26 “IDENTIFY” shall mean to state, to the extent known, the type of DOCUMENT or
27 COMMUNICATION, general subject matter, date of the DOCUMENT or COMMUNICATION,
28

1 author(s), addressee(s), and recipient(s). With respect to PERSONS, the term “IDENTIFY” shall
2 mean to state the name, address and telephone number of each person.

3 10. The terms “RELATE” or “RELATING” shall mean to be connected with the
4 matter discussed in some way or to be about the matter discussed.

5 11. The term “YOU” or “YOUR” shall mean the City of Vallejo, its subsidiaries,
6 departments (including the Vallejo Police Department), divisions, predecessor and successor
7 entities, and/or each of its agents, officers, directors, supervisors, representatives, and attorneys.
8

9 REQUESTS FOR ADMISSION

10 Request No. 1:

11 Admit that the DOCUMENT attached as Exhibit 5 to the COMPLAINT contains a true,
12 correct, and complete copy of the contract between YOU and R. Giordano Consulting +
13 Investigations, LLC.

14 Request No. 2:

15 Admit YOU learned before July of 2020 about allegations that employees of Vallejo
16 Police Department bent their badges.

17 Request No. 3:

18 Admit YOUR City Manager Nyhoff was informed during or before April 2019 of
19 allegations that officers of Vallejo Police Department were bending or had bent their badges.

20 Request No. 4:

21 Admit that, as of April 2019, supervisory employee(s) within YOUR Police Department
22 were aware of allegations that officers within the Department were bending or had bent their
23 badges.

24 Request No. 5:

25 Admit that John Whitney, then employed as a Captain of YOUR Police Department,
26 recommended to City Manager Nyhoff that YOU initiate an investigation into badge bending by
27 members of YOUR Police Department during or before April 2019.
28

1 **Request No. 6:**

2 Admit that John Whitney suggested that YOU create a committee to investigate badge
3 bending within YOUR Police Department that would include community members.

4 **Request No. 7:**

5 Admit that Andrew Bidou was employed by YOU as Chief of YOUR Police Department
6 between 2014 and 2019.

7 **Request No. 8:**

8 Admit that Andrew Bidou was aware of allegations of badge bending within Vallejo
9 Police Department while he was employed by YOU as Chief of Police.

10 **Request No. 9:**

11 Admit that Lee Horton was employed by YOU in a supervisory position within Vallejo
12 Police Department from 2013-2021.

13 **Request No. 10:**

14 Admit YOUR Police Department Captain Lee Horton knew about allegations of badge
15 bending by YOUR employees in or before 2018.

16 **Request No. 11:**

17 Admit YOU had sufficient awareness of allegations of badge bending by Vallejo Police
18 Department employees to undertake an investigation of badge bending before July of 2020.

19 **Request No. 12:**

20 Admit YOU did not undertake an investigation of badge bending by YOUR employees
21 before July of 2020.

22 **Request No. 13:**

23 Admit that Joseph Allio, then employed by YOUR Police Department, contacted public
24 relations/media firm Cole Pro Media regarding badge bending on or about July 31, 2020.

25 **Request No. 14:**

26 Admit that some peace officers employed by YOUR Police Department bent the tips of
27 their police badges.
28

1 **Request No. 15:**

2 Admit that the statute of limitations, codified at Government Code section 3304, for
3 initiating disciplinary action for badge bending, elapsed on or before February 28, 2021.

4 **Request No. 16:**

5 Admit that YOU have not initiated disciplinary action against any employees for their
6 participation in badge bending.

7 **Request No. 17:**

8 Admit Robert Giordano's investigation of badge bending was not generated for employee
9 advancement, appraisal, or discipline.

10 **Request No. 18:**

11 Admit the records YOU are withholding are not records of complaints, within the
12 meaning of Penal Code section 832.5, or investigations of such complaints.

13 **Request No. 19:**

14 Admit that the practice of badge bending by peace officer employees of Vallejo Police
15 Department RELATED to officer-involved shootings.

16 **Request No. 20:**

17 Admit that badge bending by YOUR police officer employees was intended to mark or
18 commemorate their involvement in officer-involved shootings.

19 **Request No. 21:**

20 Admit YOUR former police officer Kent Tribble testified that he participated in badge
21 bending during his employment with Vallejo Police Department and that badge-bending was
22 about being in a shooting.

23 **Request No. 22:**

24 Admit that one purpose of the Giordano investigation was to investigate the connection
25 between badge bending and incidents where YOUR police officer(s) discharged a firearm at a
26 person.

27

28

1 Dated: February 21, 2023

2 AMERICAN CIVIL LIBERTIES UNION OF
3 NORTHERN CALIFORNIA

4 By: Emi Young

5 Emi Young (SBN 311238)

6 eyoung@aclunc.org

7 Avram Frey (SBN 347885)

8 afrey@aclunc.org

9 ACLU FOUNDATION OF NORTHERN
10 CALIFORNIA

11 39 Drumm Street

12 San Francisco, CA 94111

13 *Attorneys for Petitioner/Plaintiff ACLU of Northern*
14 *California*

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Emi Young (SBN 311238)
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Telephone: (415) 621-2493
Facsimile: (415) 255-8437

Counsel for Petitioner/Plaintiff ACLU of Northern California

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SOLANO**

AMERICAN CIVIL LIBERTIES
UNION OF NORTHERN
CALIFORNIA,

 Petitioner/Plaintiff,

 v.

VALLEJO POLICE DEPARTMENT,

 Respondent/Defendant.

CASE NO. FCS059257

**PETITIONER ACLU OF NORTHERN
CALIFORNIA’S FIRST SET OF REQUESTS
FOR PRODUCTION OF DOCUMENTS**

Judge: Hon. Stephen Gizzi
Department: 3
Action filed: November 22, 2022

PROPOUNDING PARTY: ACLU of Northern California
RESPONDING PARTY: City of Vallejo (Vallejo Police Department)
SET NUMBER: Set One

1 Pursuant to California Code of Civil Procedure section 2030.010 et seq., Plaintiff and
2 Petitioner ACLU of Northern California (“ACLU”), by and through the undersigned counsel,
3 hereby requests that Defendant and Respondent City of Vallejo (“City”) produce and make
4 available for inspection and copying the following documents, in accordance with all applicable
5 statutes and rules and the Definitions set forth below at the ACLU of Northern California, 39
6 Drumm Street, San Francisco, CA 94111 on March 27, 2023 at 10:00 a.m.

7 **INSTRUCTIONS**

8 1. Unless there is an agreement or a court order providing otherwise, the answering
9 party must respond in writing to requests for production within 30 days after they are served.

10 2. There may be significant penalties if an answering party fails to provide a timely
11 written response to each request. These penalties may include, among other things, waiver of any
12 objections to production or an order compelling production and imposing monetary sanctions.

13 3. Electronically stored documents should be made available in PDF format unless
14 the original form of the document is not convertible to PDF.

15 **DEFINITIONS**

16 1. All words whose meanings are not specifically defined should be interpreted as
17 defined by the California Code of Civil Procedure or, if not so defined, to have the common
18 English meaning of the word.

19 2. The term “ACTION” means the above-captioned case pending in the Superior
20 Court of the State of California, Solano County, captioned *ACLU of Northern California v.*
21 *Vallejo Police Department*, Case No. FCS059257.

22 3. The term “ANSWER” shall mean the Answer to Verified Complaint and Petition
23 for Writ of Mandate filed by the City on December 23, 2022 in the ACTION.

24 4. The term “COMPLAINT” shall mean the Verified Complaint and Petition for Writ
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26 5. The term “DISCLOSURE REQUEST” shall mean the request, pursuant to the
27 Public Records Act (“PRA”), submitted by the ACLU to the Vallejo Police Department on or
28 about January 18, 2022 seeking records relating to 1) an investigation by Robert Giordano

1 regarding allegations of Vallejo Police Department officers bending their police badges in
2 relation to their participation in officer-involved shootings; 2) internal or public complaints
3 alleging a practice of badge bending by members of the Department; 3) communications by
4 Department employees regarding allegations of badge bending; 4) policies regarding the use,
5 maintenance and/or replacement of police badges; and 5) Department badge replacement orders
6 and requests for badge replacement, as set forth in Paragraph 81 and Exhibit 7 to the
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18 8. With respect to DOCUMENTS and COMMUNICATIONS, the term
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20 COMMUNICATION, general subject matter, date of the DOCUMENT or COMMUNICATION,
21 author(s), addressee(s), and recipient(s). With respect to PERSONS, the term “IDENTIFY” shall
22 mean to state the name, address and telephone number of each person.

23 9. The term “YOU” or “YOUR” shall mean the City of Vallejo, its subsidiaries,
24 departments (including the Vallejo Police Department), divisions, predecessor and successor
25 entities, and/or each of its agents, officers, directors, supervisors, representatives, and attorneys.
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Exhibit B

1 **VERONICA A.F. NEBB**
2 City Attorney, SBN 140001
3 **By: KATELYN M. KNIGHT**
4 Assistant City Attorney, SBN 264573
5 **CITY OF VALLEJO**, City Hall
6 555 Santa Clara Street, 3rd Floor
7 Vallejo, CA 94590
8 Tel: (707) 648-4545
9 Fax: (707) 648-4687
10 Email: katelyn.knight@cityofvallejo.net

11 Attorneys for Defendant/Respondent CITY OF VALLEJO
12 (erroneously sued herein as Vallejo Police Department)

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF SOLANO**

15 **AMERICAN CIVIL LIBERTIES UNION OF**
16 **NORTHERN CALIFORNIA,**

17 Plaintiff/Petitioner,

18 vs.

19 **VALLEJO POLICE DEPARTMENT,**

20 Defendant/Respondent.

Case No. FCS059257

DEFENDANT CITY OF VALLEJO'S
RESPONSES TO FORM
INTERROGATORIES (SET ONE)

21 **PROPONDING PARTY:** Plaintiff ACLU of NORTHERN CALIFORNIA

22 **RESPONDING PARTY:** Defendant CITY OF VALLEJO

23 **SET NUMBER:** One

24 **FORM INTERROGATORIES**

25 **FORM INTERROGATORY NO. 17.1.**

26 Is your response to each request for admission served with these
27 interrogatories an unqualified admission? If not, for each response that is not an
28 unqualified admission:

Case No. FCS057109

RESPONSES TO FORM
INTERROGATORIES (SET
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- (a) state the number of the request;
- (b) state all facts upon which you base your response;
- (c) state the names, ADDRESSES, and telephone numbers of all PERSONS who have knowledge of those facts; and
- (d) identify all DOCUMENTS and other tangible things that support your response and state the name, ADDRESS, and telephone number of the PERSON who has each DOCUMENT or thing.

RESPONSE:

- (A) 17
- (B) Mr. Giordano's investigation was a peace officer personnel investigation into allegations of misconduct and violations of Vallejo Police Department policy, which could impact employee advancement, appraisal, and discipline.
- (C) Robert Giordano, Christine Maloney, Anne Cardwell, Shawny Williams, Joseph Allio, Robert Knight, each of whom may be contacted through counsel.
- (D) Contract between the City of Vallejo and Robert Giordano and the Investigation Report with all supporting documentation and exhibits. All documents are in possession of responding party, who may be contacted through counsel.

- (A) 22
- (B) Mr. Giordano's investigation was a peace officer personnel investigation into allegations of misconduct and violations of Vallejo Police Department policy. Mr. Giordano's scope of work states "Conduct a workplace investigation in the Vallejo Police Department involving 'badge bending' and other alleged, related practices arising from police-related incidents.

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(C) Robert Giordano, Christine Maloney, Anne Cardwell, Shawny Williams, Joseph Allio, Robert Knight, each of whom may be contacted through counsel.

(D) Contract between the City of Vallejo and Robert Giordano and the Investigation Report with all supporting documentation and exhibits. All documents are in possession of responding party, who may be contacted through counsel.

DATED: March 23, 2023

Respectfully submitted,


KATELYN M. KNIGHT
Assistant City Attorney
Attorney for Defendant/Respondent CITY
OF VALLEJO

3 **VERIFICATION**

4
5 I, Lt. Shane Bower, hereby declare and state:

6 I am a Lieutenant with the Vallejo Police Department, City of Vallejo, a municipal
7 corporation and Defendant/Respondent in the foregoing legal action. I am authorized to
8 make this verification on its behalf. I have read the foregoing: City of Vallejo's
9 Responses to Special Interrogatories (Set One); City of Vallejo's Responses to Form
10 Interrogatories (Set One); and City of Vallejo's Responses to Request for Production Of
11 Documents (Set One), and City of Vallejo's Responses to Requests for Admission (Set
12 One), which have been prepared from information obtained from City records,
13 employees, and/or agents. The matters contained in the document are not within my
14 personal knowledge. I am informed and believe that a reasonable investigation has
15 been conducted to prepare the foregoing document. I am informed and believe and, in
16 my capacity as the designated agent for the City, verify that the foregoing document is
17 true and correct.

18
19 I declare under penalty of perjury under the laws of the State of California that
20 the foregoing is true and correct, and this verification was executed in Vallejo,
21 California.

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DATED: March 22, 2023


Lieutenant Shane Bower

PROOF OF SERVICE

ACLU Foundation of Northern California v. COV, et al.
Solano County Superior Court Case No. FCS059257

I am employed in the County of Solano, State of California. I am over the age of 18 and not a party to the within action. My business address is City Attorney's Office, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590.

On March 23, 2023, I served the following document(s):

1. DEFENDANT'S RESPONSE TO SPECIAL INTERROGATORIES (SET ONE)
2. DEFENDANT'S RESPONSE TO FORM INTERROGATORIES (SET ONE)
3. DEFENDANT'S RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS (SET ONE)
4. DEFENDANT'S RESPONSE TO REQUESTS FOR ADMISSION (SET ONE)

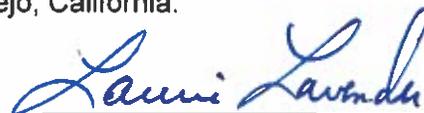
on all interested parties to said action by the following means:

- [] **BY MAIL:** By placing a true copy thereof, enclosed in a sealed envelope, for collection and mailing, following ordinary business practices, at the Office of the City Attorney, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590, addressed as shown below. I am "readily familiar" with the City government's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice it would be deposited with the United States Postal Service on that same day it was placed for collection and processing, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing.
- [X] **BY ELECTRONIC TRANSMISSION:** By sending a true copy thereof via e-mail to the person(s) at the e-mail address(es) as shown below. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission.

Emi Young
Avram Frey
ACLU Foundation of Northern California
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 621-2493
eyoung@aclunc.org
afrey@aclunc.org

I certify and declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on this 23th day of March 2023, at Vallejo, California.



LAURIE LAVENDER

PROOF OF SERVICE

1 **VERONICA A.F. NEBB**
2 City Attorney, SBN 140001
3 **By: KATELYN M. KNIGHT**
4 Assistant City Attorney, SBN 264573
5 **CITY OF VALLEJO**, City Hall
6 555 Santa Clara Street, 3rd Floor
7 Vallejo, CA 94590
8 Tel: (707) 648-4545
9 Fax: (707) 648-4687
10 Email: katelyn.knight@cityofvallejo.net

11 Attorneys for Defendant/Respondent CITY OF VALLEJO
12 (erroneously sued herein as Vallejo Police Department)

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF SOLANO**

15 **AMERICAN CIVIL LIBERTIES UNION OF**
16 **NORTHERN CALIFORNIA,**

17 Plaintiff/Petitioner,

18 vs.

19 **VALLEJO POLICE DEPARTMENT,**

20 Defendant/Respondent.

Case No. FCS059257

**DEFENDANT CITY OF VALLEJO'S
RESPONSE TO SPECIAL
INTERROGATORIES (SET ONE)**

21 **PROPUNDING PARTY:** Plaintiff ACLU of NORTHERN CALIFORNIA

22 **RESPONDING PARTY:** Defendant CITY OF VALLEJO

23 **SET NUMBER:** One

24 **SPECIAL INTERROGATORIES**

25 **SPECIAL INTERROGATORY NO. 1.**

26 IDENTIFY all DOCUMENTS and COMMUNICATIONS that YOU contend are
27 responsive to the DISCLOSURE REQUEST and that have not been disclosed to the
28 ACLU.

///

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 1**

2 Responding party objects to this request on the grounds that it seeks information
3 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
4 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
5 *Cal. App. 4th 430 (2001).* Without waiving this objection, responding party has
6 generally withheld the underlying investigation and related and consequent
7 documentation, as well as communications with the investigators and communications
8 with legal counsel.

9 **SPECIAL INTERROGATORY NO. 2.**

10 For each separate DOCUMENT or COMMUNICATION identified in response to
11 Interrogatory No. 1, indicate the exemptions or privileges YOU contend apply.

12 **RESPONSE TO SPECIAL INTERROGATORY NO. 2**

13 Responding party objects to this request on the grounds that it seeks information
14 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
15 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
16 *Cal. App. 4th 430 (2001).* Without waiving this objection, Penal Code § 832.7(a),
17 constitutional right of privacy, deliberative process privilege, attorney-client privilege,
18 attorney work product privilege.

19 **SPECIAL INTERROGATORY NO. 3.**

20 For each DOCUMENT or COMMUNICATION YOU identify as a "personnel
21 record," as defined by Penal Code section 832.8, in response to Interrogatory No. 2,
22 state which subdivision(s) of Penal Code section 832.8 YOU contend applies.

23 **RESPONSE TO SPECIAL INTERROGATORY NO. 3**

24 Responding party objects to this request on the grounds that it seeks information
25 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
26 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
27 *Cal. App. 4th 430 (2001).* Without waiving this objection, Penal Code § 832.8(4) and
28 (5).

1 **SPECIAL INTERROGATORY NO. 4.**

2 For each DOCUMENT or COMMUNICATION YOU identify as being withheld
3 under the "deliberative process privilege," state the specific justification for this claim,
4 including the asserted public interest in non-disclosure.

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 4**

6 Responding party objects to this request as vague and ambiguous, and on the
7 grounds that it seeks information that is confidential pursuant to Penal Code § 832.7(a).
8 *See Hackett v. Superior Court*, 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police*
9 *Department v. Superior Court*, 89 Cal. App. 4th 430 (2001). Without waiving this
10 objection, the deliberative process privilege applies to communications that reveal the
11 deliberations and debate regarding a decision before the decision is made. The public
12 interest is served by non-disclosure in that requiring such communications to be publicly
13 released has a chilling effect on candid deliberative discussions.

14 **SPECIAL INTERROGATORY NO. 5.**

15 State when YOU first became aware of allegations that employees of Vallejo
16 Police Department were bending or had bent their badges.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 5**

18 Responding party objects to this request on the grounds that it seeks information
19 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
20 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
21 Cal. App. 4th 430 (2001).

22 **SPECIAL INTERROGATORY NO. 6.**

23 IDENTIFY all DOCUMENTS, COMMUNICATIONS, and PERSONS that YOU
24 contend provide support for your response to Interrogatory No. 5.

25 **RESPONSE TO SPECIAL INTERROGATORY NO. 6**

26 Responding party objects to this request on the grounds that it seeks information
27 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
28 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89

1 Cal. App. 4th 430 (2001).

2 **SPECIAL INTERROGATORY NO. 7.**

3 State what prompted YOUR decision to initiate an investigation into badge
4 bending by officers of YOUR police department.

5 **RESPONSE TO SPECIAL INTERROGATORY NO. 7**

6 Responding party objects to this request on the grounds that it seeks information
7 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
8 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
9 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
10 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
11 relevant to any claim or defense in this action.

12 **SPECIAL INTERROGATORY NO. 8.**

13 State the process and criteria YOU used to identify and select consultant(s) to
14 conduct a workplace investigation of badge bending within YOUR police department.

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 8**

16 Responding party objects to this request on the grounds that it seeks information
17 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
18 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
19 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
20 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
21 relevant to any claim or defense in this action. Responding party further objects to this
22 request to the extent that it invades the attorney-client privilege.

23 **SPECIAL INTERROGATORY NO. 9.**

24 YOU have previously admitted that Exhibit 4 to the COMPLAINT is a true and
25 correct copy of a Vallejo Police Department press release. IDENTIFY the PERSONS
26 responsible for drafting and approving Exhibit 4 to the COMPLAINT, and the factual
27 basis for the assertion contained therein that “[t]he allegations include officers taking part
28 in the act after an officer-involved shooting occurs.”

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 9**

2 Responding party objects to this request on the grounds that it seeks information
3 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
4 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
5 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
6 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
7 relevant to any claim or defense in this action. Responding party further objects to this
8 request to the extent that it invades the attorney-client privilege and deliberative process
9 privilege.

10 **SPECIAL INTERROGATORY NO. 10.**

11 IDENTIFY all PERSONS YOU believe have personal knowledge of badge
12 bending by YOUR current or former employees.

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 10**

14 Responding party objects to this request on the grounds that it seeks information
15 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
16 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
17 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
18 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
19 relevant to any claim or defense in this action.

20 **SPECIAL INTERROGATORY NO. 11.**

21 IDENTIFY all PERSONS who have personal knowledge of the instructions,
22 guidance, direction, or background information provided to Robert Giordano and/or C.
23 Christine Maloney regarding the badge bending investigation.

24 **RESPONSE TO SPECIAL INTERROGATORY NO. 11**

25 Responding party objects to this request on the grounds that it seeks information
26 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
27 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
28 Cal. App. 4th 430 (2001). Responding party further objects to this request on the

1 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
2 relevant to any claim or defense in this action.

3 **SPECIAL INTERROGATORY NO. 12.**

4 Describe all instructions, guidance, direction, and/or background documents
5 provided to Robert Giordano, C. Christine Maloney, and/or any agent working on their
6 behalf.

7 **RESPONSE TO SPECIAL INTERROGATORY NO. 12.**

8 Responding party objects to this request on the grounds that it seeks information
9 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
10 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
11 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
12 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
13 relevant to any claim or defense in this action.

14 **SPECIAL INTERROGATORY NO. 13.**

15 State when YOU received each version (including drafts and the final version) of
16 R. Giordano's report on badge bending.

17 **RESPONSE TO SPECIAL INTERROGATORY NO. 13.**

18 Responding party objects to this request on the grounds that it seeks information
19 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
20 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
21 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
22 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
23 relevant to any claim or defense in this action.

24 **SPECIAL INTERROGATORY NO. 14.**

25 DESCRIBE all actions YOU undertook in response to the completed badge
26 bending investigation and/or report.

27 **RESPONSE TO SPECIAL INTERROGATORY NO. 14.**

28 Responding party objects to this request on the grounds that it seeks information

1 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
2 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court,* 89
3 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
4 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
5 relevant to any claim or defense in this action.

6 **SPECIAL INTERROGATORY NO. 15.**

7 IDENTIFY all PERSONS with personal knowledge of the actions identified in
8 response to Interrogatory No. 14.

9 **RESPONSE TO SPECIAL INTERROGATORY NO. 15**

10 Responding party objects to this request on the grounds that it seeks information
11 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
12 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court,* 89
13 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
14 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
15 relevant to any claim or defense in this action.

16 **SPECIAL INTERROGATORY NO. 16.**

17 IDENTIFY all DOCUMENTS RELATING to the procedures by which discipline
18 may be investigated and/or initiated against peace officer employees of YOUR Police
19 Department.

20 **RESPONSE TO SPECIAL INTERROGATORY NO. 16**

21 Vallejo Police Department Policies 301, 321, and 1011, the Memorandum of
22 Understanding between the City of Vallejo and the Vallejo Police Officers' Association,
23 and Administrative Rules 2.3, 2.21, 2.35, and 2.45.

24 **SPECIAL INTERROGATORY NO. 17.**

25 IDENTIFY all DOCUMENTS and COMMUNICATIONS in YOUR possession
26 RELATING to the statute of limitations for misconduct involving badge bending by
27 current or former Vallejo Police Department employees.

28 ///

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 17**

2 Responding party objects to this request on the grounds that it seeks information
3 that is confidential pursuant to Penal Code § 832.7(a). See *Hackett v. Superior Court*,
4 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
5 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
6 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
7 relevant to any claim or defense in this action. Responding party further objects to this
8 request as seeking documents subject to attorney-client privilege and attorney work
9 product privilege.

10 **SPECIAL INTERROGATORY NO. 18.**

11 State the basis for YOUR assertion that records of the badge bending
12 investigation are not disclosable pursuant to Penal Code section 832.7(b)(1)(A)(i).

13 **RESPONSE TO SPECIAL INTERROGATORY NO. 18**

14 The investigation and related documentation is not a record relating to the
15 report, investigation, or findings of an incident involving the discharge of a
16 firearm at a person by a peace officer or custodial officer.

17 **SPECIAL INTERROGATORY NO. 19.**

18 IDENTIFY all DOCUMENTS, COMMUNICATIONS, and PERSONS you
19 contend support your position stated in response to Interrogatory No. 18.

20 **RESPONSE TO SPECIAL INTERROGATORY NO. 19**

21 The investigation and related documentation, the contract between the
22 City of Vallejo and R. Giordano Investigations, prior court rulings by Judges
23 Healy, Gorgan Jones, and Gizzi, and individuals Robert Giordano, Christine
24 Maloney, and Robert Knight, each of whom may be contacted through counsel.

25 **SPECIAL INTERROGATORY NO. 20.**

26 State the basis for the contention in the ANSWER that the ACLU "has failed to
27 sufficiently identify the records at issue."

28 ///

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 20**

2 Asserted to preserve an affirmative defense on the grounds that portions of the
3 request for records at issue may be unclear or ambiguous. No specific ambiguity has
4 been identified at this time, however discovery is ongoing.

5 **SPECIAL INTERROGATORY NO. 21.**

6 State the legal and factual basis for the contention in the ANSWER that the
7 COMPLAINT is barred by the doctrines of waiver and estoppel.

8 **RESPONSE TO SPECIAL INTERROGATORY NO. 21**

9 Asserted to preserve the affirmative defense. No waiver or estoppel has been
10 identified at this time, however discovery is ongoing.

11 **SPECIAL INTERROGATORY NO. 22.**

12 State the legal and factual basis for the contention in the ANSWER that "by
13 Petitioner's own conduct, representations, and omissions, the Petition is barred by the
14 doctrine of unclean hands."

15 **RESPONSE TO SPECIAL INTERROGATORY NO. 22**

16 Asserted to preserve the affirmative defense. No waiver or estoppel has been
17 identified at this time, however discovery is ongoing.

18 **SPECIAL INTERROGATORY NO. 23.**

19 State the legal basis for the contention in the ANSWER that the COMPLAINT
20 "fails to set forth facts that would constitute a basis for an award of attorney's fees and
21 costs."

22 **RESPONSE TO SPECIAL INTERROGATORY NO. 23**

23 Petitioner is not entitled to an award of attorney's fees and costs in that the
24 Petition seeks records that are confidential and exempt from disclosure.

25 **SPECIAL INTERROGATORY NO. 24.**

26 IDENTIFY all PERSONS who prepared or assisted in the preparation of the
27 responses to these Interrogatories.

28 ///

1 **RESPONSE TO SPECIAL INTERROGATORY NO. 24**

2 Katelyn M. Knight, Laurie Lavender, Teresa Olsen, and Shane Bower, each of
3 whom may be contacted through counsel.

4
5 DATED: March 23, 2023

Respectfully submitted,

6
7 
8 KATELYN M. KNIGHT
9 Assistant City Attorney
Attorney for Defendant CITY OF VALLEJO

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3 **VERIFICATION**

4
5 I, Lt. Shane Bower, hereby declare and state:

6 I am a Lieutenant with the Vallejo Police Department, City of Vallejo, a municipal
7 corporation and Defendant/Respondent in the foregoing legal action. I am authorized to
8 make this verification on its behalf. I have read the foregoing: City of Vallejo's
9 Responses to Special Interrogatories (Set One); City of Vallejo's Responses to Form
10 Interrogatories (Set One); and City of Vallejo's Responses to Request for Production Of
11 Documents (Set One), and City of Vallejo's Responses to Requests for Admission (Set
12 One), which have been prepared from information obtained from City records,
13 employees, and/or agents. The matters contained in the document are not within my
14 personal knowledge. I am informed and believe that a reasonable investigation has
15 been conducted to prepare the foregoing document. I am informed and believe and, in
16 my capacity as the designated agent for the City, verify that the foregoing document is
17 true and correct.

18
19 I declare under penalty of perjury under the laws of the State of California that
20 the foregoing is true and correct, and this verification was executed in Vallejo,
21 California.

22
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28
DATED: March 22, 2023


Lieutenant Shane Bower

PROOF OF SERVICE

ACLU Foundation of Northern California v. COV, et al.
Solano County Superior Court Case No. FCS059257

I am employed in the County of Solano, State of California. I am over the age of 18 and not a party to the within action. My business address is City Attorney's Office, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590.

On March 23, 2023, I served the following document(s):

1. DEFENDANT'S RESPONSE TO SPECIAL INTERROGATORIES (SET ONE)
2. DEFENDANT'S RESPONSE TO FORM INTERROGATORIES (SET ONE)
3. DEFENDANT'S RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS (SET ONE)
4. DEFENDANT'S RESPONSE TO REQUESTS FOR ADMISSION (SET ONE)

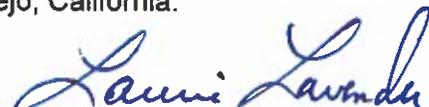
on all interested parties to said action by the following means:

- [] **BY MAIL:** By placing a true copy thereof, enclosed in a sealed envelope, for collection and mailing, following ordinary business practices, at the Office of the City Attorney, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590, addressed as shown below. I am "readily familiar" with the City government's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice it would be deposited with the United States Postal Service on that same day it was placed for collection and processing, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing.
- [X] **BY ELECTRONIC TRANSMISSION:** By sending a true copy thereof via e-mail to the person(s) at the e-mail address(es) as shown below. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission.

Emi Young
Avram Frey
ACLU Foundation of Northern California
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 621-2493
eyoung@aclunc.org
afrey@aclunc.org

I certify and declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on this 23th day of March 2023, at Vallejo, California.



LAURIE LAVENDER

PROOF OF SERVICE

1 **VERONICA A.F. NEBB**
2 City Attorney, SBN 140001
3 **By: KATELYN M. KNIGHT**
4 Assistant City Attorney, SBN 264573
5 **CITY OF VALLEJO**, City Hall
6 555 Santa Clara Street, 3rd Floor
7 Vallejo, CA 94590
8 Tel: (707) 648-4545
9 Fax: (707) 648-4687
10 Email: katelyn.knight@cityofvallejo.net

11 Attorneys for Defendant/Respondent CITY OF VALLEJO
12 (erroneously sued herein as Vallejo Police Department)

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF SOLANO**

15 **AMERICAN CIVIL LIBERTIES UNION**
16 **OF NORTHERN CALIFORNIA,**

17 Plaintiff/Petitioner,

18 vs.

19 **VALLEJO POLICE DEPARTMENT,**

20 Defendant/Respondent.

Case No. FCS059257

**DEFENDANT CITY OF VALLEJO'S
RESPONSES TO REQUESTS FOR
ADMISSION (SET ONE)**

21 **PROPOUNDING PARTY:** Plaintiff ACLU of NORTHERN CALIFORNIA

22 **RESPONDING PARTY:** Defendant CITY OF VALLEJO

23 **SET NUMBER:** One

24 **RESPONSES TO REQUESTS FOR ADMISSION**

25 **REQUEST FOR ADMISSION NO. 1:**

26 Admit that the DOCUMENT attached as Exhibit 5 to the COMPLAINT contains a
27 true, correct, and complete copy of the contract between YOU and R. Giordano
28 Consulting + Investigations, LLC.

1 **RESPONSE TO REQUEST FOR ADMISSION NO. 1:**

2 Admit.

3 **REQUEST FOR ADMISSION NO. 2:**

4 Admit YOU learned before July of 2020 about allegations that employees of Vallejo
5 Police Department bent their badges.

6 **RESPONSE TO REQUEST FOR ADMISSION NO. 2:**

7 Responding party objects to this request on the grounds that it seeks information
8 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*, 13
9 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
10 App. 4th 430 (2001). Responding party further objects to this request on the grounds that
11 it is not reasonably calculated to lead to discovery of admissible evidence relevant to any
12 claim or defense in this action.

13 **REQUEST FOR ADMISSION NO. 3:**

14 Admit YOUR City Manager Nyhoff was informed during or before April 2019 of
15 allegations that officers of Vallejo Police Department were bending or had bent their
16 badges.

17 **RESPONSE TO REQUEST FOR ADMISSION NO. 3:**

18 Responding party objects to this request on the grounds that it seeks information
19 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*, 13
20 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
21 App. 4th 430 (2001). Responding party further objects to this request on the grounds that
22 it is not reasonably calculated to lead to discovery of admissible evidence relevant to any
23 claim or defense in this action.

24 **REQUEST FOR ADMISSION NO. 4:**

25 Admit that, as of April 2019, supervisory employee(s) within YOUR Police
26 Department were aware of allegations that officers within the Department were bending
27 or had bent their badges.

1 **RESPONSE TO REQUEST FOR ADMISSION NO. 4:**

2 Responding party objects to this request on the grounds that it seeks information
3 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*, 13
4 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
5 App. 4th 430 (2001). Responding party further objects to this request on the grounds that
6 it is not reasonably calculated to lead to discovery of admissible evidence relevant to any
7 claim or defense in this action.

8 **REQUEST FOR ADMISSION NO. 5:**

9 Admit that John Whitney, then employed as a Captain of YOUR Police
10 Department, recommended to City Manager Nyhoff that YOU initiate an investigation into
11 badge bending by members of YOUR Police Department during or before April 2019.

12 **RESPONSE TO REQUEST FOR ADMISSION NO. 5:**

13 Responding party objects to this request on the grounds that it seeks information
14 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
15 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
16 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
17 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
18 relevant to any claim or defense in this action.

19 **REQUEST FOR ADMISSION NO. 6:**

20 Admit that John Whitney suggested that YOU create a committee to investigate
21 badge bending within YOUR Police Department that would include community members.

22 **RESPONSE TO REQUEST FOR ADMISSION NO. 6:**

23 Responding party objects to this request on the grounds that it seeks information
24 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
25 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
26 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
27 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
28 relevant to any claim or defense in this action.

1 **REQUEST FOR ADMISSION NO. 7:**

2 Admit that Andrew Bidou was employed by YOU as Chief of YOUR Police
3 Department between 2014 and 2019.

4 **RESPONSE TO REQUEST FOR ADMISSION NO. 7:**

5 Admit that Andrew Bidou was employed by the City of Vallejo as Police Chief of
6 the Vallejo Police Department for a period of time between 2014 and 2019.

7 **REQUEST FOR ADMISSION NO. 8:**

8 Admit that Andrew Bidou was aware of allegations of badge bending within Vallejo
9 Police Department while he was employed by YOU as Chief of Police.

10 **RESPONSE TO REQUEST FOR ADMISSION NO. 8:**

11 Responding party objects to this request on the grounds that it seeks information
12 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
13 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court,* 89
14 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
15 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
16 relevant to any claim or defense in this action.

17 **REQUEST FOR ADMISSION NO. 9:**

18 Admit that Lee Horton was employed by YOU in a supervisory position within
19 Vallejo Police Department from 2013-2021.

20 **RESPONSE TO REQUEST FOR ADMISSION NO. 9:**

21 Admit that Lee Horton was employed by the City of Vallejo in a supervisory
22 position within the Vallejo Police Department between 2013 and 2021.

23 **REQUEST FOR ADMISSION NO. 10:**

24 Admit YOUR Police Department Captain Lee Horton knew about allegations of
25 badge bending by YOUR employees in or before 2018.

26 **RESPONSE TO REQUEST FOR ADMISSION NO. 10:**

27 Responding party objects to this request on the grounds that it seeks information
28

1 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
2 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court,* 89
3 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
4 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
5 relevant to any claim or defense in this action.

6 **REQUEST FOR ADMISSION NO. 11:**

7 Admit YOU had sufficient awareness of allegations of badge bending by Vallejo
8 Police Department employees to undertake an investigation of badge bending before July
9 of 2020.

10 **RESPONSE TO REQUEST FOR ADMISSION NO. 11:**

11 Responding party objects to this request on the grounds that it seeks information
12 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
13 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court,* 89
14 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
15 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
16 relevant to any claim or defense in this action.

17 **REQUEST FOR ADMISSION NO. 12:**

18 Admit YOU did not undertake an investigation of badge bending by YOUR
19 employees before July of 2020.

20 **RESPONSE TO REQUEST FOR ADMISSION NO. 12:**

21 Responding party objects to this request on the grounds that it seeks information
22 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
23 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court,* 89
24 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
25 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
26 relevant to any claim or defense in this action.

27 **REQUEST FOR ADMISSION NO. 13:**

28 Admit that Joseph Allio, then employed by YOUR Police Department, contacted

1 public relations/media firm Cole Pro Media regarding badge bending on or about July 31,
2 2020.

3 **RESPONSE TO REQUEST FOR ADMISSION NO. 13:**

4 Responding party objects to this request on the grounds that it seeks information
5 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*
6 *13 Cal. App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court, 89*
7 *Cal. App. 4th 430 (2001).* Responding party further objects to this request on the
8 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
9 relevant to any claim or defense in this action, is subject to attorney-client privilege, and
10 is subject to deliberative process privilege.

11 **REQUEST FOR ADMISSION NO. 14:**

12 Admit that some peace officers employed by YOUR Police Department bent the
13 tips of their police badges.

14 **RESPONSE TO REQUEST FOR ADMISSION NO. 14:**

15 Responding party objects to this request as vague and ambiguous. Responding
16 party further objects to this request on the grounds that it seeks information that is
17 confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court, 13 Cal.*
18 *App. 4th 96, 101 (1993); Garden Grove Police Department v. Superior Court, 89 Cal.*
19 *App. 4th 430 (2001).* Responding party further objects to this request on the grounds
20 that it is not reasonably calculated to lead to discovery of admissible evidence relevant
21 to any claim or defense in this action.

22 **REQUEST FOR ADMISSION NO. 15:**

23 Admit that the statute of limitations, codified at Government Code section 3304,
24 for initiating disciplinary action for badge bending, elapsed on or before February 28,
25 2021.

26 **RESPONSE TO REQUEST FOR ADMISSION NO. 15:**

27 Responding party objects to this request on the grounds that it seeks information
28 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court,*

1 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
2 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
3 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
4 relevant to any claim or defense in this action.

5 **REQUEST FOR ADMISSION NO. 16:**

6 Admit that YOU have not initiated disciplinary action against any employees for
7 their participation in badge bending.

8 **RESPONSE TO REQUEST FOR ADMISSION NO. 16:**

9 Responding party objects to this request on the grounds that it seeks information
10 that is confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*,
11 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
12 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
13 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
14 relevant to any claim or defense in this action.

15 **REQUEST FOR ADMISSION NO. 17:**

16 Admit Robert Giordano's investigation of badge bending was not generated for
17 employee advancement, appraisal, or discipline.

18 **RESPONSE TO REQUEST FOR ADMISSION NO. 17:**

19 Responding party objects to this request as vague and ambiguous. Without
20 waiving these objections, the following response is provided:

21 Deny.

22 **REQUEST FOR ADMISSION NO. 18:**

23 Admit the records YOU are withholding are not records of complaints, within the
24 meaning of Penal Code section 832.5, or investigations of such complaints.

25 **RESPONSE TO REQUEST FOR ADMISSION NO. 18:**

26 Responding party objects to this request as vague and ambiguous. Responding
27 party further objects to this request on the grounds that it seeks information that is
28 confidential pursuant to Penal Code § 832.7(a). *See Hackett v. Superior Court*, 13 Cal.

1 App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
2 App. 4th 430 (2001).

3 **REQUEST FOR ADMISSION NO. 19:**

4 Admit that the practice of badge bending by peace officer employees of Vallejo
5 Police Department RELATED to officer-involved shootings.

6 **RESPONSE TO REQUEST FOR ADMISSION NO. 19:**

7 Responding party objects to this request as vague and ambiguous. Responding
8 party further objects to this request on the grounds that it seeks information that is
9 confidential pursuant to Penal Code § 832.7(a). See *Hackett v. Superior Court*, 13 Cal.
10 App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
11 App. 4th 430 (2001). Responding party further objects to this request on the grounds
12 that it is not reasonably calculated to lead to discovery of admissible evidence relevant
13 to any claim or defense in this action.

14 **REQUEST FOR ADMISSION NO. 20:**

15 Admit that badge bending by YOUR police officer employees was intended to mark
16 or commemorate their involvement in officer-involved shootings.

17 **RESPONSE TO REQUEST FOR ADMISSION NO. 20:**

18 Responding party objects to this request as vague and ambiguous. Responding
19 party further objects to this request on the grounds that it seeks information that is
20 confidential pursuant to Penal Code § 832.7(a). See *Hackett v. Superior Court*, 13 Cal.
21 App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89 Cal.
22 App. 4th 430 (2001). Responding party further objects to this request on the grounds
23 that it is not reasonably calculated to lead to discovery of admissible evidence relevant
24 to any claim or defense in this action.

25 **REQUEST FOR ADMISSION NO. 21:**

26 Admit YOUR former police officer Kent Tribble testified that he participated in
27 badge bending during his employment with Vallejo Police Department and that badge-
28 bending was about being in a shooting.

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RESPONSE TO REQUEST FOR ADMISSION NO. 21:

Responding party objects to this request as vague, ambiguous, and compound. Without waiving these objections, responding party admits that Kent Tribble testified that during his employment with the Vallejo Police Department he bent some officers badges after they had been in a shooting.

REQUEST FOR ADMISSION NO. 22:

Admit that one purpose of the Giordano investigation was to investigate the connection between badge bending and incidents where YOUR police officer(s) discharged a firearm at a person.

RESPONSE TO REQUEST FOR ADMISSION NO. 22:

Responding party objects to this request as vague and ambiguous. Without waiving these objections, the following response is provided.

Deny.

DATED: March 23, 2023

Respectfully submitted,


KATELYN M. KNIGHT
Assistant City Attorney
Attorney for Defendant/Respondent CITY
OF VALLEJO

3 **VERIFICATION**

4
5 I, Lt. Shane Bower, hereby declare and state:

6 I am a Lieutenant with the Vallejo Police Department, City of Vallejo, a municipal
7 corporation and Defendant/Respondent in the foregoing legal action. I am authorized to
8 make this verification on its behalf. I have read the foregoing: City of Vallejo's
9 Responses to Special Interrogatories (Set One); City of Vallejo's Responses to Form
10 Interrogatories (Set One); and City of Vallejo's Responses to Request for Production Of
11 Documents (Set One), and City of Vallejo's Responses to Requests for Admission (Set
12 One), which have been prepared from information obtained from City records,
13 employees, and/or agents. The matters contained in the document are not within my
14 personal knowledge. I am informed and believe that a reasonable investigation has
15 been conducted to prepare the foregoing document. I am informed and believe and, in
16 my capacity as the designated agent for the City, verify that the foregoing document is
17 true and correct.

18
19 I declare under penalty of perjury under the laws of the State of California that
20 the foregoing is true and correct, and this verification was executed in Vallejo,
21 California.

22
23 DATED: March 22, 2023

24
25 
26 Lieutenant Shane Bower

PROOF OF SERVICE

ACLU Foundation of Northern California v. COV, et al.
Solano County Superior Court Case No. FCS059257

I am employed in the County of Solano, State of California. I am over the age of 18 and not a party to the within action. My business address is City Attorney's Office, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590.

On March 23, 2023, I served the following document(s):

1. DEFENDANT'S RESPONSE TO SPECIAL INTERROGATORIES (SET ONE)
2. DEFENDANT'S RESPONSE TO FORM INTERROGATORIES (SET ONE)
3. DEFENDANT'S RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS (SET ONE)
4. DEFENDANT'S RESPONSE TO REQUESTS FOR ADMISSION (SET ONE)

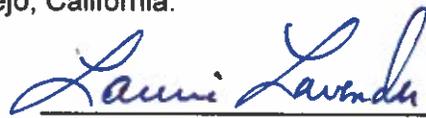
on all interested parties to said action by the following means:

- [] **BY MAIL:** By placing a true copy thereof, enclosed in a sealed envelope, for collection and mailing, following ordinary business practices, at the Office of the City Attorney, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590, addressed as shown below. I am "readily familiar" with the City government's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice it would be deposited with the United States Postal Service on that same day it was placed for collection and processing, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing.
- [X] **BY ELECTRONIC TRANSMISSION:** By sending a true copy thereof via e-mail to the person(s) at the e-mail address(es) as shown below. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission.

Emi Young
Avram Frey
ACLU Foundation of Northern California
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 621-2493
eyoung@aclunc.org
afrey@aclunc.org

I certify and declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on this 23th day of March 2023, at Vallejo, California.



LAURIE LAVENDER

PROOF OF SERVICE

1 **VERONICA A.F. NEBB**
2 City Attorney, SBN 140001
3 **By: KATELYN M. KNIGHT**
4 Assistant City Attorney, SBN 264573
5 **CITY OF VALLEJO**, City Hall
6 555 Santa Clara Street, 3rd Floor
7 Vallejo, CA 94590
8 Tel: (707) 648-4545
9 Fax: (707) 648-4687
10 Email: katelyn.knight@cityofvallejo.net

11 Attorneys for Defendant/Respondent CITY OF VALLEJO
12 (erroneously sued herein as Vallejo Police Department)

13 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

14 **COUNTY OF SOLANO**

15 **AMERICAN CIVIL LIBERTIES UNION OF**
16 **NORTHERN CALIFORNIA,**

17 Plaintiff/Petitioner,

18 vs.

19 **VALLEJO POLICE DEPARTMENT,**

20 Defendant/Respondent.

Case No. FCS059257

**DEFENDANT CITY OF VALLEJO'S
RESPONSES TO REQUEST FOR
PRODUCTION OF DOCUMENTS (SET
ONE)**

21 **PROPOUNDING PARTY:** Plaintiff ACLU OF NORTHERN CALIFORNIA

22 **RESPONDING PARTY:** Defendant CITY OF VALLEJO

23 **SET NUMBER:** One

24 **RESPONSES TO REQUEST FOR PRODUCTION OF DOCUMENTS**

25 **REQUEST FOR PRODUCTION NO. 1:**

26 Produce all DOCUMENTS YOU IDENTIFIED in response to ACLU's First
27 Set of Special Interrogatories served in this ACTION.

28 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

Responding party objects to this request on the grounds that it seeks
information that is confidential pursuant to Penal Code § 832.7(a). *See Hackett*

1 v. *Superior Court*, 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police*
2 *Department v. Superior Court*, 89 Cal. App. 4th 430 (2001). Without waiving
3 this objection, responding party will produce all non-privileged or confidential
4 responsive documents. Please see Bates COV000025-000268.

5 **REQUEST FOR PRODUCTION NO. 2:**

6 Produce all DOCUMENTS YOU IDENTIFIED in response to ACLU's First
7 Set of Requests for Admission served in this ACTION.

8 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

9 Not applicable.

10 **REQUEST FOR PRODUCTION NO. 3:**

11 Produce all DOCUMENTS YOU IDENTIFIED in response to Interrogatory
12 17.1(d) of ACLU's Form Interrogatories served in this ACTION.

13 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

14 Responding party objects to this request on the grounds that it seeks
15 information that is confidential pursuant to Penal Code § 832.7(a). See *Hackett*
16 *v. Superior Court*, 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police*
17 *Department v. Superior Court*, 89 Cal. App. 4th 430 (2001). Without waiving
18 this objection, responding party will produce all non-privileged or confidential
19 responsive documents. Please see Bates COV000001-000024.

20 **REQUEST FOR PRODUCTION NO. 4:**

21 Produce all COMMUNICATIONS RELATING to the retirements of Lee
22 Horton, Michael Kent Tribble, and Todd Tribble from YOUR Police Department.

23 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

24 Responding party objects to this request on the grounds that it is not relevant to
25 the subject matter involved in this action nor reasonably calculated to lead to discovery
26 of admissible evidence. Responding party further objects on privacy grounds.

27 **REQUEST FOR PRODUCTION NO. 5:**

28 Produce all COMMUNICATIONS between YOU and public relations

1 and/or media consultant personnel RELATING to badge bending, including but
2 not limited to communications with Cole Pro Media.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

4 Responding party objects to this request on the grounds that it seeks information
5 that is confidential pursuant to Penal Code § 832.7(a). See *Hackett v. Superior Court*,
6 13 Cal. App. 4th 96, 101 (1993); *Garden Grove Police Department v. Superior Court*, 89
7 Cal. App. 4th 430 (2001). Responding party further objects to this request on the
8 grounds that it is not reasonably calculated to lead to discovery of admissible evidence
9 relevant to any claim or defense in this action. Responding party further objects on the
10 grounds that this request seeks records subject to deliberative process privilege,
11 attorney-client privilege, and work product privilege.

12
13 DATED: March 23, 2023

Respectfully submitted,

14
15 
16 KATELYN M. KNIGHT
17 Assistant City Attorney
18 Attorney for Defendant/Respondent CITY
19 OF VALLEJO
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3 **VERIFICATION**

4
5 I, Lt. Shane Bower, hereby declare and state:

6 I am a Lieutenant with the Vallejo Police Department, City of Vallejo, a municipal
7 corporation and Defendant/Respondent in the foregoing legal action. I am authorized to
8 make this verification on its behalf. I have read the foregoing: City of Vallejo's
9 Responses to Special Interrogatories (Set One); City of Vallejo's Responses to Form
10 Interrogatories (Set One); and City of Vallejo's Responses to Request for Production Of
11 Documents (Set One), and City of Vallejo's Responses to Requests for Admission (Set
12 One), which have been prepared from information obtained from City records,
13 employees, and/or agents. The matters contained in the document are not within my
14 personal knowledge. I am informed and believe that a reasonable investigation has
15 been conducted to prepare the foregoing document. I am informed and believe and, in
16 my capacity as the designated agent for the City, verify that the foregoing document is
17 true and correct.

18
19 I declare under penalty of perjury under the laws of the State of California that
20 the foregoing is true and correct, and this verification was executed in Vallejo,
21 California.

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DATED: March 22, 2023



Lieutenant Shane Bower

PROOF OF SERVICE

ACLU Foundation of Northern California v. COV, et al.
Solano County Superior Court Case No. FCS059257

I am employed in the County of Solano, State of California. I am over the age of 18 and not a party to the within action. My business address is City Attorney's Office, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590.

On March 23, 2023, I served the following document(s):

1. DEFENDANT'S RESPONSE TO SPECIAL INTERROGATORIES (SET ONE)
2. DEFENDANT'S RESPONSE TO FORM INTERROGATORIES (SET ONE)
3. DEFENDANT'S RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS (SET ONE)
4. DEFENDANT'S RESPONSE TO REQUESTS FOR ADMISSION (SET ONE)

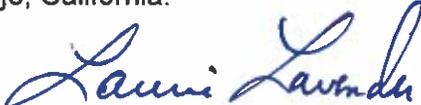
on all interested parties to said action by the following means:

- [] **BY MAIL:** By placing a true copy thereof, enclosed in a sealed envelope, for collection and mailing, following ordinary business practices, at the Office of the City Attorney, City of Vallejo, City Hall, 555 Santa Clara Street, Vallejo, California, 94590, addressed as shown below. I am "readily familiar" with the City government's practice of collection and processing correspondence for mailing with the United States Postal Service. Under that practice it would be deposited with the United States Postal Service on that same day it was placed for collection and processing, with postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing.
- [X] **BY ELECTRONIC TRANSMISSION:** By sending a true copy thereof via e-mail to the person(s) at the e-mail address(es) as shown below. No electronic message or other indication that the transmission was unsuccessful was received within a reasonable time after the transmission.

Emi Young
Avram Frey
ACLU Foundation of Northern California
39 Drumm Street
San Francisco, CA 94111
Telephone: (415) 621-2493
eyoung@aclunc.org
afrey@aclunc.org

I certify and declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on this 23th day of March 2023, at Vallejo, California.



LAURIE LAVENDER

PROOF OF SERVICE

Exhibit C

ACLU v. CITY OF VALLEJO
 SOLANO COUNTY SUPERIOR COURT CASE NO.: FCS059257
 DEFENDANT'S PRIVILEGE LOG

Date	Document Description	Author	Recipient(s)	Privilege	RPD	SROG	FROG	RFA
7/30/2020	E-mail RE Investigator Selection	Dania Wong	Anne Cardwell, Heather Ruiz, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/30/2020	E-mail RE Investigator Selection	Anne Cardwell	Randy Risner, Katelyn Knight, Shawny Williams, Heather Ruiz, Dania Wong	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/31/2020	E-mail RE Investigator Selection	Shawny Williams	Meera Bhatt, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/31/2020	E-mail RE Selection of Investigator	Dania Torrest Wong	Anne Cardwell, Heather E Ruiz, Shawny Williams	Attorney-Client Privilege	1	1		
7/31/2020	E-mail RE Selection of Investigator	Dania Torrest Wong	Randy J. Risner	Attorney-Client Privilege	1	1		
7/31/2020	E-mail RE Legal Analysis	Randy J. Risner	Meera Bhatt	Attorney Client-Privilege; Attorney Work Product				
7/31/2020	E-mail RE Legal Analysis	Meera Bhatt	Randy J. Risner	Attorney-Client Privilege; Attorney Work Product				
7/31/2020	E-mail RE Legal Analysis	Randy J. Risner	Meera Bhatt	Attorney-Client Privilege; Attorney Work Product	1	1		
7/31/2020	E-mail RE Legal Analysis	Randy J. Risner	City Council, Greg Nyhoff, Anne Cardwell, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
7/31/2020	E-mail RE Legal Analysis	Robert McConnell	Randy J. Risner, Bob Sampayan	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
7/31/2020	E-mail RE Investigator Selection	Brittany Jackson	Shawny Williams, Joe Allio, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/31/2020	E-mail RE Personnel Investigation	Joe Allio	Laura Cole, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1, 5	1, 6		2, 4, 13-14
7/31/2020	E-mail RE Personnel Investigation	Laura Cole	Joe Allio, Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1, 5	1		
7/31/2020	E-mail RE Personnel Investigation	Shawny Williams	Joe Allio, Brittany Jackson, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1, 6		2, 4, 14
7/31/2020	E-mail RE Personnel Investigation	Joe Allio	Shawny Williams, Brittany Jackson, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/31/2020	E-mail RE Investigator Selection	Meera Bhatt	Shawny Williams, Katelyn Knight, Randy Risner, Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1, 17		15
7/31/2020	E-mail RE Investigator Selection	Shawny Williams	Meera Bhatt, Katelyn Knight, Randy Risner, Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
7/31/2020	E-mail RE Investigator Selection	Joe Allio	Shawny Williams, Katelyn Knight, Randy Risner, Joe Allio, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/3/2020	E-mail RE Selection of Investigator	Dania Torrest Wong	Anne Cardwell, Shawny Williams, Joe Allio, Bob Deis	Attorney client privilege	1	1		
8/4/2020	E-mail RE Investigator Selection	Anne Cardwell	Randy Risner, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/4/2020	E-mail RE Contract for Personnel Investigation	Randy Risner	Anne Cardwell, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
8/4/2020	E-mail RE Contract for Personnel Investigation	Anne Cardwell	Christine Maloney, Robert Giordano, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

ACLU v. CITY OF VALLEJO
SOLANO COUNTY SUPERIOR COURT CASE NO.: FCS059257
DEFENDANT'S PRIVILEGE LOG

8/4/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Anne Cardwell, Christine Maloney, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/5/2020	E-mail RE Contract for Personnel Investigation	Christine Maloney	Anne Cardwell, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/6/2020	E-mail RE Investigator Selection	Randy Risner	Anne Cardwell, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/6/2020	E-mail RE Investigator Selection	Anne Cardwell	Randy Risner, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/6/2020	E-mail RE Investigator Selection	Randy Risner	Anne Cardwell, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/6/2020	E-mail RE Investigator Selection	Anne Cardwell	Randy Risner, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/6/2020	E-mail RE Investigator Selection	Randy Risner	Anne Cardwell, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/6/2020	E-mail RE Investigator Selection	Anne Cardwell	Randy Risner, Greg Nyhoff, Katelyn Knight, Meera Bhatt, Shawny Williams, Joe Allio, Heather Ruiz	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/10/2020	E-mail thread RE Legal Analysis	Randy J. Risner	Shawny Williams, Christina Lee, Greg Nyhoff, Michelle Straub, Anne Cardwell, Brittany Jackson	Attorney client privilege	1	1, 17		15
8/10/2020	E-mail RE Contract for Personnel Investigation	Anne Cardwell	Robert Giordano, Christine Maloney, Randy Risner, Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/10/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Anne Cardwell, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/10/2020	E-mail RE Contract for Personnel Investigation	Anne Cardwell	Robert Giordano, Shawny Williams, Randy Risner, Katelyn Knight	Penal Code Section 832.7(a), Constitutional Right of Privacy	1	1		
8/12/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/12/2020	E-mail RE Personnel Investigation	Robert Giordano	Joe Allio, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/12/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Anne Cardwell, Christine Maloney, Randy Risner, Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/13/2020	E-mail RE Contract for Personnel Investigation	Katelyn Knight	Robert Giordano, Anne Cardwell, Christine Maloney, Randy Risner, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege; Deliberative Process Privilege	1	1		
8/14/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/14/2020	E-mail RE Personnel Investigation	Robert Giordano	Joseph Allio, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/16/2020	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/16/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Christa Granton, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Anne Cardwell, Christine Maloney, Randy Risner, Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2020	E-mail RE Contract for Personnel Investigation	Anne Cardwell	Robert Giordano, Christine Maloney, Randy Risner, Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/20/2020	E-mail RE Contract for Personnel Investigation	Robert Giordano	Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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8/24/2020	E-mail RE Personnel Investigation	Christine Maloney	Joe Allio, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/24/2020	E-mail RE Personnel Investigation	Joe Allio	Sanjay Ramrakha, Joni Brown, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/24/2020	E-mail RE Personnel Investigation	Sanjay Ramrakha	Joe Allio, Joni Brown, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/24/2020	E-mail RE Personnel Investigation	Joe Allio	Sanjay Ramrakha, Joni Brown, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/24/2020	E-mail RE Personnel Investigation	Robert Giordano	Katelyn Knight, Joe Allio, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/24/2020	E-mail RE Personnel Investigation	Katelyn Knight	Robert Giordano, Joe Allio, Christine Maloney, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Joe Allio, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Shawny Williams	Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Shawny Williams	Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Joe Allio, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Joe Allio	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Katelyn Knight, Joe Allio, Christine Maloney, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/26/2020	E-mail RE Personnel Investigation	Bobby Knight	Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/28/2020	E-mail RE Personnel Investigation	Katelyn Knight	Robert Giordano, Christina Maloney, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/28/2020	E-mail RE Personnel Investigation	Robert Giordano	Katelyn, Christina Maloney, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/28/2020	E-mail RE Contract for Personnel Investigation	Anne Cardwell	Katelyn Knight, Vanessa Garcia, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
8/31/2020	E-mail RE Personnel Investigation	Robert Giordano	Joe Allio, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/31/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Robert Giodano	Christine Maloney, Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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9/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Joe Allio	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Joe Allio	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/25/2020	E-mail RE Personnel Investigation	Christine Maloney	Joe Allio, Bobby Knight, Katelyn Knight, Meera Bhatt, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
9/25/2020	E-mail RE Personnel Investigation	Christine Maloney	Joe Allio, Bobby Knight, Katelyn Knight, Meera Bhatt, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
9/25/2020	E-mail RE Personnel Investigation	Christine Maloney	Robert Giordano, Joe Allio	Penal Code Section 832.7(a); Constitutional Right of Privacy				
9/25/2020	E-mail RE Personnel Investigation	Christine Maloney	Joe Allio, Bobby Knight, Robert Giordano, Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/26/2020	E-mail RE Personnel Investigation	Joe Allio	Christine Maloney, Bobby Knight, Robert Giordano, Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
9/28/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Angela Knight	Joe Allio, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Bobby Knight	Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Robert Giordano	Joe Allio, Shawny Williams, Christine Maloney, Meera Bhatt, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Robert Giordano	Anne Cardwell, Meera Bhatt, Katelyn Knight, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Anne Cardwell	Robert Giordano, Meera Bhatt, Katelyn Knight, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Joe Allio	Angela Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/28/2020	E-mail RE Personnel Investigation	Christine Maloney	Joe Allio, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/29/2020	E-mail RE Personnel Investigation	Angela Knight	Joe Allio, Christine Maloney, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/29/2020	E-mail RE Personnel Investigation	Joe Allio	Christina Maloney, Robert Giordano, Angela Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/1/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/4/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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10/4/2020	E-mail RE Personnel Investigation	Shawny Williams	Stephanie Sifuentes, April Adams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/4/2020	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/4/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/5/2020	E-mail RE Personnel Investigation	April Adams	Shawny Williams, Stephanie Sifuentes	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/5/2020	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/5/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/8/2020	E-mail RE Personnel Investigation	Bobby Knight	Christine Maloney, Katelyn Knight, Meera Bhatt, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/14/2020	E-mail RE Personnel Investigation	Bobby Knight	Christine Maloney, Katelyn Knight, Meera Bhatt, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/15/2020	E-mail RE Personnel Investigation	Robert Giordano	Christine Maloney, Katelyn Knight, Meera Bhatt, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/15/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/15/2020	E-mail RE Personnel Investigation	Bobby Knight	Christine Maloney, Katelyn Knight, Meera Bhatt, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/21/2020	E-mail RE Personnel Investigation	Shawny Williams	Mark Love, Randy J. Risner, Heather E. Ruiz	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/21/2020	E-mail RE Personnel Investigation	Shawny Williams	Mark Love, Randy J. Risner, Heather E. Ruiz, Christopher Boucher	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/21/2020	E-mail RE Personnel Investigation	Heather E. Ruiz	Shawny Williams, Mark Love, Randy J. Risner, Christopher Boucher	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/21/2020	E-mail RE Personnel Investigation	Randy J. Risner	Shawny Williams, Mark Love, Heather E. Ruiz, Christopher Boucher	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/21/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/23/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/23/2020	E-mail RE Personnel Investigation	Robert Giordano	Christine Maloney, Bobby Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/23/2020	E-mail RE Personnel Investigation	Christine Maloney	Bobby Knight, Robert Giordano, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/23/2020	E-mail RE Personnel Investigation	Bobby Knight	Christine Maloney, Robert Giordano, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/23/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/28/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
10/28/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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11/2/2020	E-mail RE Personnel Investigation	Maiji Madsen	Heather Ruiz, Shawny Williams, Mark Love, Randy Risner, Christopher Boucher	Penal Code Section 832.7(a); Constitutional Right of Privacy, Attorney-Client Privilege	1	1		
11/9/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/9/2020	E-mail RE Personnel Investigation	Shawny Williams	Bobby Knight, Anne Cardwell, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/9/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/9/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/12/2020	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/12/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/13/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/18/2020	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/18/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/25/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
11/30/2020	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/1/2020	E-mail RE Personnel Investigation	Bobby Knight	Christine Maloney, Robert Giordano, Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
12/2/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Christine Maloney, Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/2/2020	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Christine Maloney, Katelyn Knight, Meera Bhatt	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/8/2020	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano, Michael Kihmm, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/9/2020	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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12/13/2020	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/13/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/13/2020	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/13/2020	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/13/2020	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/13/2020	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/16/2020	E-mail RE Personnel Investigation	Sharon Abrahamson	Robert Giordano, Michael Rains, Randy Risner, Dana Torres Wong	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1, 17		15
12/16/2020	E-mail RE Personnel Investigation	Randy J. Risner	Veronica Nebb, Meera Bhatt, Greg Nyhoff, Anne Cardwell, Shawny Williams, Bob Deis, Heather E Ruiz, Mark Love, Christopher Boucher, Charles Sakai	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/18/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Michael Kihmm, Anne Cardwell, Christine Maloney, Randy J. Risner, Veronica Nebb	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/21/2020	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Angela Knight, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/21/2020	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams, Angela Knight, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/21/2020	E-mail RE Personnel Investigation	Angela Knight	Michael Kihmm, Robert Giordano, Shawny Williams, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/21/2020	E-mail RE Personnel Investigation	Angela Knight	Michael Kihmm, Shawny Williams, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/22/2020	E-mail RE Personnel Investigation	Robert Giordano	Angela Knight, Shawny Williams, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
12/22/2020	E-mail RE Personnel Investigation	Angela Knight	Michael Kihmm, Robert Giordano, Shawny Williams, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
1/7/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm, Jason Potts	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
1/7/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight, Jason Potts, Shawny Williams, Joseph Kreins	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
1/25/2021	E-mail RE Personnel Investigation	Angela Knight	Robert Giordano, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/1/2021	E-mail thread RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/1/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Christine Maloney, Shawny Williams, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/1/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight, Joni Brown, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/1/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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2/1/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/1/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/8/2021	E-mail RE Personnel Investigation	Robert Giodano	Michael Kihmm, Bobby Knight, Anne Cardwell, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/8/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/8/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Robert Giodano	Michael Kihmm, Bobby Knight, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Shawny Williams, Anne Cardwell, Christine Maloney, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Bobby Knight	Maili Madsen, Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Maili Madsen	Bobby Knight, Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/9/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/10/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/10/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/11/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Michael Kihmm, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/11/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/16/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/16/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
2/16/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/28/2021	E-mail RE Personnel Investigation	Robert Giodano	Michael Kihmm, Bobby Knight, Anne Cardwell, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/28/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/29/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/29/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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 DEFENDANT'S PRIVILEGE LOG

4/29/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/29/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/29/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
4/29/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/3/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/3/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/4/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/4/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/4/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/4/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm, Bobby Knight, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Bobby Knight	Andrew Bates, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Bobby Knight, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/6/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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 DEFENDANT'S PRIVILEGE LOG

5/6/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/6/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/6/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/6/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/7/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Michael Kihmm, Anne Cardwell, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/7/2021	E-mail RE Personnel Investigation and interviews	Michael Kihmm	Joni Brown, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/8/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/8/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Michael Kihmm, Anne Cardwell, Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation	Maiii Madsen	Michael Kihmm, Armond Sarkis, Bobby Knight, Anne Cardwell, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Michael Kihmm	Armond Sarkis, Maiii Madsen, Bobby Knight, Anne Cardless, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Michael Kihmm	Maiii Madsen, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/11/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/12/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/12/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/12/2021	E-mail RE Personnel Investigation and interviews	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/12/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/12/2021	E-mail RE Personnel Investigation and interviews	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/17/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Michael Kihmm, Christine Maloney, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/17/2021	E-mail RE Personnel Investigation and interviews	Maiii Madsen	Michael Kihmm, Armond Sarkis, Bobby Knight, Anne Cardwell, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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5/18/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Michael Kihmm, Bobby Knight, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/21/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano, Michael Kihmm, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/22/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight, Michael Kihmm, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/24/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/24/2021	E-mail RE Personnel Investigation and interviews	Joni Brown	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/24/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/24/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/24/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/25/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/25/2021	E-mail RE Personnel Investigation and interviews	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/25/2021	E-mail RE Personnel Investigation and interviews	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/3/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/3/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams, Anne Cardwell, Bobby Knight, Monica Gomez	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/7/2021	E-mail RE Personnel Investigation	Monica Gomez	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/7/2021	E-mail RE Personnel Investigation	Robert Giordano	Monica Gomez, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/7/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm, Shawny Williams, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/7/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight, Joni Brown, Anne Cardwell, Shawny Williams, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/15/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/16/2021	E-mail RE Personnel Investigation	Joni Brown	Robert Giordano, Michael Kihmm, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/16/2021	E-mail RE Personnel Investigation	Robert Giordano	Joni Brown, Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/16/2021	E-mail RE Personnel Investigation	Joni Brown	Robert Giordano, Michael Kihmm, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/16/2021	E-mail RE Personnel Investigation	Robert Giordano	Joni Brown, Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/16/2021	E-mail RE Personnel Investigation	Joni Brown	Robert Giordano, Michael Kihmm, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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6/18/2021	E-mail thread RE Personnel Investigation	Robert Giordano	Drew Ramsay, Shawny Williams, Todd Tribble, Michael Kihmm, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/22/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/22/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/22/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/7/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/7/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams, Anne Cardwell	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/7/2021	E-mail RE Personnel Investigation	Monica Gomez	Michael Kihmm, Robert Giordano, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/7/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/7/2021	E-mail RE Personnel Investigation	Michael Kihmm	Monica Gomez, Robert Giordano, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Joni Brown, Bobby Knight, Shane Bower, Shawny Williams, Anne Cardwell, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Robert Giordano	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Shane Bower, Bonnie L. Mirante, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight, Shane Bower, Bonnie L. Mirante, Andrew Bates	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Shane Bower	Bobby Knight, Joni Brown, Bonnie L. Mirante, Andrew Bates	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Monica Gomez	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Joni Brown	Bobby Knight, Shane Bower, Bonnie L. Mirante, Andrew Bates	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/8/2021	E-mail RE Personnel Investigation	Joni Brown	Shane Bower, Andrew Bates, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/9/2021	E-mail RE Personnel Investigation	Bonnie L. Mirante	Andrew Bates, Joni Brown, Shane Bower, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/12/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/12/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/13/2021	E-mail RE Personnel Investigation	Andrew Bates	Bobby Knight, Shane Bower, Bonnie L. Mirante, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/13/2021	E-mail RE Personnel Investigation	Andrew Bates	Bonnie L. Mirante, Bobby Knight, Shane Bower, Joni Brown	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/13/2021	E-mail RE Personnel Investigation	Bobby Knight	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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DEFENDANT'S PRIVILEGE LOG

7/13/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/13/2021	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/14/2021	E-mail RE Personnel Investigation	Robert Giordano	Bobby Knight, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/23/2021	E-mail RE Personnel Investigation	Robert Giodano	Michael Kihmm, Shawny Williams, Monica Gomez	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/25/2021	E-mail RE Personnel Investigation	Robert Giodano	Michael Kihmm, Shawny Williams, Monica Gomez	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/25/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams, Monica Gomez	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/25/2021	Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22
7/26/2021	E-mail RE Personnel Investigation	Monica Gomez	Robert Giordano, Shawny Williams, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/26/2021	E-mail RE Personnel Investigation	Monica Gomez	Robert Giordano, Shawny Williams, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/26/2021	E-mail RE Personnel Investigation	Monica Gomez	Robert Giordano, Shawny Williams, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/26/2021	E-mail RE Peronnel Investigation	Robert Giodano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/27/2021	E-mail RE Personnel Investigation	Robert Giordano	Monica Gomez, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/27/2021	E-mail RE Personnel Investigation	Monica Gomez	Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/29/2021	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/30/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/31/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/31/2021	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/31/2021	E-mail RE Personnel investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
7/31/2021	E-mail RE Personnel Investigation	Shawny Williams	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/11/2021	E-mail RE Personnel Investigation	Robert Giodano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/11/2021	Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22
8/13/2021	E-mail RE Personnel Investigation	Robert Giodano	Monica Gomez, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/16/2021	E-mail RE Personnel Investigation	Michael Kihmm	Robert Giordano, Shawny Williams, Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

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8/17/2021	E-mail Thread RE Personnel Investigation	Katelyn Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege					
8/17/2021	E-mail Thread RE Personnel Investigation	Katelyn Knight	Robert Giordano, Shawny Williams, Michael Kihmm, Veronica Nebb	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
8/18/2021	E-mail RE Personnel Investigation	Michael Kihmm	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
8/18/2021	E-mail RE Personnel Investigation	Bobby Knight	Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
8/18/2021	E-mail RE Personnel Investigation	Bobby Knight	REDACTED	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
8/19/2021	E-mail RE Personnel Investigation	REDACTED	Bobby Knight, Michael Kihmm, Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
8/23/2021	E-mail Thread RE Investigation Contract	Katelyn Knight	Monica Gomez, Michael Kihmm, Veronica Nebb, Ayat Biltagi, Bonnie Mirante, Yanira Osorio	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
8/28/2021	Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22	
9/3/2021	E-mail RE Personnel Investigation	Robert Giordano	Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
9/3/2021	E-mail RE Personnel Investigation	Katelyn Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
9/7/2021	E-mail RE Personnel Investigation	Katelyn Knight	Robert Giordano	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
9/8/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
9/8/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
9/8/2021	Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22	
9/28/2021	E-mail RE Personnel Investigation	Robert Giordano	Monica Gomez, Shawny Williams, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
9/30/2021	Supplemental Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	17-19, 22	
9/30/2021	E-mail Thread RE Personnel Investigation	Robert Giordano	Katelyn Knight, Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1			
10/1/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams, Christine Maloney	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
10/4/2021	E-mail RE Personnel Investigation	Robert Giordano	Shawny Williams	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
11/16/2021	E-mail RE Personnel Investigation	Meera Bhatt	Veronica Nebb, Randy Risner, Elinore Regresado, Deena York, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1, 17		15	
12/13/2021	E-mail RE Personnel Investigation	Bobby Knight	REDACTED, Robert Giordano, Michael Kihmm	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
12/13/2021	E-mail RE Personnel Investigation	Bobby Knight	Jason Ta	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			
12/13/2021	E-mail RE Personnel Investigation	Jason Ta	Bobby Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1			

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2/15/2022	E-mail RE Personnel Investigation	Randy J. Risner	Shawny Williams, Mike Malone, Terrance Davis, Veronica Nebb, Carmen Valdez, Stephanie Sifuentes	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1, 17		15
2/22/2022	E-mail RE Personnel Investigation	Christopher Boucher	Randy J. Risner	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1, 17		15
5/4/2022	E-mail RE Personnel Investigation	Michael L. Rains	Randy J. Risner, Sharon Abrahamson	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2022	E-mail RE Personnel Investigation	Randy J. Risner	Michael Rains, Sharon Abrahamson	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
5/5/2022	E-mail RE Personnel Investigation	Randy J. Risner	Mike Malone, Shawny Williams, Jason Ta	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
6/27/2022	E-mail RE Personnel Investigation	Randy J. Risner	Shawny Williams, Jason Ta, Mike Malone, Veronica Nebb	Attorney client privilege	1	1		
7/12/2022	E-mail RE Personnel Investigation	Shawny Williams	Randy J. Risner, Jason Ta, Veronica Nebb, Mike Malone	Attorney client privilege	1	1		
8/9/2022	E-mail RE Personnel Investigation	Sharon Abrahamson	Randy J. Risner	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/9/2022	E-mail RE Personnel Investigation	Sharon Abrahamson	Randy J. Risner	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/9/2022	E-mail RE Personnel Investigation	Randy J. Risner	Aaron Slater, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/9/2022	E-mail RE Personnel Investigation	Rachel Ferguson	Randy J. Risner, Veronica Nebb, Mike Malone, Aaron Slater, Carmen Valdez	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/9/2022	E-mail RE Personnel Investigation	Randy J. Risner	Rachel Ferguson, Veronica Nebb, Mike Malone, Aaron Slater, Carmen Valdez	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/12/2022	E-mail RE Personnel Investigation	Shawny Williams	Randy J. Risner, Jason Ta	Attorney client privilege	1	1		
8/15/2022	E-mail RE Personnel Investigation	Randy J. Risner	Shawny Williams, Jason Ta	Attorney client privilege	1	1		
8/16/2022	E-mail RE Personnel Investigation	Aaron Slater	Randy J. Risner, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Aaron Slater	Randy J. Risner, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Randy J. Risner	Aaron Slater, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Aaron Slater	Randy J. Risner, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Randy J. Risner	Aaron Slater, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Aaron Slater	Randy J. Risner, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
8/18/2022	E-mail RE Personnel Investigation	Randy J. Risner	Aaron Slater, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/7/2022	E-mail RE Personnel Investigation	Randy J. Risner	Aaron Slater, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
9/7/2022	E-mail RE Personnel Investigation	Aaron Slater	Randy J. Risner, Veronica Nebb, Rachel Ferguson, Carmen	Attorney client privilege; Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		

ACLU v. CITY OF VALLEJO
 SOLANO COUNTY SUPERIOR COURT CASE NO.: FCS059257
DEFENDANT'S PRIVILEGE LOG

11/8/2022	E-mail RE Personnel Investigation	Jodi Brown	Teresa Olson, Katelyn Knight	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
3/22/2023	E-mail RE Personnel Investigation	Carmen Valdez	Katelyn Knight, Randy Risner, Veronica Nebb, Terrance Davis	Penal Code Section 832.7(a); Constitutional Right of Privacy; Attorney-Client Privilege	1	1		
Various	E-mails RE Closing Documents	Various	Various	Penal Code Section 832.7(a); Constitutional Right of Privacy	1	1		
Various	Witness Interview Notices			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	17-18, 22
Various	Subject Interview Notices			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	17-18, 22
Various	Audio Files of Interviews			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22
Various	Transcripts of Interviews			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	3, 5-6, 8, 10-12, 17-20, 22
Various	Attachments to Investigation Report			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	5, 6, 17-20, 22
Various	Closing Documents			Penal Code Section 832.7(a); Constitutional Right of Privacy	1, 3	1, 19	17.1	16, 17-18, 22