



OFFICE OF THE  
**DISTRICT ATTORNEY**  
ORANGE COUNTY, CALIFORNIA  

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TODD SPITZER

August 29, 2019

Shilpi Agarwal, Esq.  
ACLU of Northern California  
39 Drumm Street  
San Francisco, CA 94111

Re: PRA Request dated July 29, 2019

Dear Ms. Agarwal:

In compliance with Government Code 6253, this letter and the enclosed records are in response to your recent California Public Records Act request seeking training materials regarding jury selection going back to 1990.

Because the timeframe of your request is so broad (going back almost 30 years), we object to it on the basis that full compliance would be unduly burdensome. "A clearly framed request which requires an agency to search an enormous volume of data... may be objectionable as unduly burdensome." (*California First Amendment Coalition v. Superior Court* (1998) 67 Cal.App.4<sup>th</sup> 159, 166; citing *American Civil Liberties Union Foundation v. Deukmejian* (1982) 32 Cal.3d 440.) This is especially true when the public interest in disclosure is outweighed by the substantial burden and cost of disclosing the information. (*ACLU v. Deukmejian, supra.*) Here the public interest in disclosure of our historical, archived training material is negligible compared to the substantial burden involved in disclosing it.

Nevertheless, without waiving any objections or exemptions, we are also providing copies of the material from 58 trainings, conducted more recently, which we believe are responsive to your request, and were more readily accessible. ("An agency is obliged to comply so long as the record can be located with reasonable effort." [*California First Amendment Coalition, supra*, citing *State Bd. of Equalization v. Superior Court* (1992) 10 Cal.App.4<sup>th</sup> 1177, 1186].) And we understand the public has a greater interest in knowing how our deputies are currently being trained, as opposed to how they were trained 15, 20, or even 30 years ago.

Very truly yours,

Raymond S. Armstrong  
Senior Deputy District Attorney  
Special Prosecutions Unit

Encl.

REPLY TO: ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

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