May 15\textsuperscript{th}, 2023

\textbf{VIA EMAIL}

\textbf{PA}

Re: California Public Records Act Request (Request # 2223_122)

Dear PA,

The Carmel Unified School District (“District”) received your California Public Records Act (“CPRA”) request, dated May 5, 2023 in which you request the following:

1. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Ted Knight and Steve Gonzalez during December 2022, January 2023, and February 2023.

2. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Ted Knight and Steve Gonzalez during May 2022 and June 2022.

3. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Ted Knight and Steve Gonzalez during August 2022.

4. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Allison Bartholomew and Steve Gonzalez during August 2022.

5. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Allison Bartholomew and Steve Gonzalez during December 2022.

6. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Sharon Setliff and Steve Gonzalez during May 2022-February 2023, which refer, relate, or pertain to due process or filing legal action against a student. Any names of students can be redacted and make the rest of the content available as requested.
7. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Sharon Setliff and Ted Knight during May 2022-February 2023, which refer, relate, or pertain to due process or filing legal action against a student. Any names of students can be redacted and make the rest of the content available as requested.

8. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) during March 2023 between Trustee Pallastrini and Sharon Setliff ("Ms. Setliff").

9. Any and all email communications, text messages, meeting notes or other writings as defined by Government Code §6252 (g) between Trustee Pallastrini Trustee Hinds and Ted Knight in or about March 2023, which refer, relate or pertain to Ms. Setliff.

After reviewing your Request pursuant to the CPRA, as outlined above, the District has determined your Request seeks responsive documents which may be kept in the District’s care, custody and control in the normal course of business, and will make those records available to you, if they are available and exist. Some of the records you have requested may be exempt from disclosure pursuant to Government Code sections 7927 and 7922, and the request necessitates review of each to determine whether information exempt from public disclosure is contained within each.

Pursuant to Government Code section 7927, et seq., the District is not required to disclose records that are:

- Preliminary drafts, notes, or interagency or intra-agency memoranda that are not retained by the public agency in the ordinary course of business, if the public interest in withholding those records clearly outweighs the public interest in disclosure (Gov. Code, § 7927.500);
- Records pertaining to litigation to which the agency is a party (Gov. Code, § 7927.200);
- Personnel, medical, or similar files, the disclosure of which would constitute an unwarranted invasion of personal privacy (Gov. Code, § 7927.700);
- Records, the disclosure of which is exempted or prohibited pursuant to federal or state law, including, but not limited to, provisions of the Evidence Code relating to privilege, including but not limited to the attorney client privilege, the official information privilege, and the deliberative process privilege (Gov. Code, §§ 7927.705, 6255; see also City of Petaluma v. Superior Court (2016) 248 Cal.App.4th 1023, 1033-1034).

In addition, the District is not obligated to produce records where the public interest in nondisclosure, including the burden to the agency and threat to the deliberative process, outweighs the public interest in disclosure. (Gov. Code § 7922; American Civil Liberties Union Foundation v. Deukmejian (1982) 32 Cal.3d 440, 452-54 (agency’s cost in reviewing and deleting exempt information is a burden which may be considered in determining whether records should be disclosed; burden of redacting confidential information from 100 index cards justified nondisclosure); see also Times Mirror Company v. Superior Court, 53 Cal.3d 1325.)

With these standards in mind, the District is making good faith effort to determine the extent to which your request seeks potentially disclosable records and to examine those records for the
purpose of determining what exemptions may apply to each. The District is in the process of reviewing those records and anticipates providing a further update shortly.

We will be in touch when the public records responsive to your request are ready. Please do not hesitate to contact me in the interim should you have any questions.

Sincerely,

Allyson Cruz
Legal Support Specialist
Carmel Unified School District