



San Diego LAFCO
9335 Hazard Way, Suite 200
San Diego, CA 92123
Phone: (858) 614-7755
Fax: (858) 614-7766
PublicRecordsRequest@sdlafco.org

PUBLIC RECORDS REQUEST

The Public Records Request form may be saved and submitted to the San Diego LAFCO office via email as an attachment.
The form may also be printed and mailed or faxed to the San Diego LAFCO office.

Date of Request: May 24, 2019 Name of Requestor: Mark Hattam, SDCWA General Counsel

Mailing Address: San Diego County Water Authority - 4677 Overland Avenue

City: San Diego State: CA Zip: 92123

Email Address: mhattam@sdcwa.org

Telephone: 858-522-6791

Table with 2 columns: Description of Requested Record, Date/Range. Row 1: See attached letter.

San Diego LAFCO will respond to your request within 10 days from receipt of this form. The 10 day time limit may be extended for up to 14 days by written notice of the LAFCO Executive Officer to the person making the request, setting forth the reasons for the extension and the date for which a determination is expected.

LAFCO records subject to disclosure are available for public inspection during regular LAFCO office hours (Monday-Friday, 8 a.m. to 5 p.m., except holidays). When copies of LAFCO records are requested, records not exempt from disclosure will be made promptly available upon payment of fees covering direct LAFCO costs of duplication, including the cost of programming and computer services if produced in an electronic format.

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May 24, 2019

MEMBER AGENCIES

Carlsbad
Municipal Water District
City of Del Mar
City of Escondido
City of National City
City of Oceanside
City of Poway
City of San Diego
Fallbrook
Public Utility District
Helix Water District
Lakeside Water District
Olivenhain
Municipal Water District
Otay Water District
Padre Dam
Municipal Water District
Camp Pendleton
Marine Corps Base
Rainbow
Municipal Water District
Ramona
Municipal Water District
Rincon del Diablo
Municipal Water District
San Dieguito Water District
Santa Fe Irrigation District
South Bay Irrigation District
Vallecitos Water District
Valley Center
Municipal Water District
Vista Irrigation District
Yuima
Municipal Water District

OTHER
REPRESENTATIVE

County of San Diego

VIA E-MAIL

San Diego LAFCO
9335 Hazard Way, Suite 200
San Diego, CA 92123
(PublicRecordsRequest@sdlafco.org)

Re: Public Records Act Request

Dear San Diego LAFCO:

This letter constitutes a request for documents from LAFCO under the California Public Records Act by the San Diego County Water Authority (the "Water Authority").

The Water Authority has been informed that the Rainbow Municipal Water District ("Rainbow") and/or the Fallbrook Public Utility District intend to file with LAFCO a request for de-annexation from membership in the Water Authority ("De-annexation"). We have also been informed that one or more representatives of Rainbow and/or Fallbrook may have been meeting and/or having communications with LAFCO in regards to De-annexation. We have also been informed that one or more events may have occurred in past decades by which LAFCO may have ceded in some manner a protest or related De-annexation process to the Water Authority.

We hereby request that LAFCO, within the statutory timeframe required by the Public Records Act, provide the Water Authority with copies of the following documents:

1. All documents relating to a Rainbow De-annexation.
2. All documents relating to a Fallbrook De-annexation.
3. All communications¹ between any persons at LAFCO and Rainbow relating to a De-annexation.
4. All communications between any persons at LAFCO and Fallbrook relating to a De-annexation.
5. All documents related to any communications between any persons at LAFCO and Rainbow relating to a De-annexation.

¹ As used in this letter "communications" means any form of communication, including but not limited to letters, faxes, e-mails, texts, internet postings such as on Twitter or Facebook, etc.

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6. All documents related to any communications between any persons at LAFCO and Fallbrook relating to a De-annexation.
7. All communications between any persons at LAFCO and any other person relating to a De-annexation.
8. All documents related to any communications between any persons at LAFCO and any other person relating to a De-annexation.
9. All documents related to any actions at LAFCO by which action was taken in relation to the Water Authority that could affect a De-annexation process.

As to the above, we realize there is overlap in requests 1-8, but we are simply trying to be complete.

We note to LAFCO that under *City of San Jose v. Superior Court* (2017) 2 Cal.5th 608 the above request includes communications that may be with Board members or employees on their private devices or computer systems, and we therefore ask LAFCO to ensure that full compliance with this request is performed, including checks of such devices and systems.

We are willing to pay the allowable costs under the Public Records Act for responsive documents, so please inform us of such costs. If you have any questions, please feel free to call me. Thank you.

Sincerely,



Mark J. Hattam
General Counsel

Cc: Sandra L. Kerl, Acting General Manager