

**SUNSHINE ORDINANCE
TASK FORCE**



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ORDER OF DETERMINATION
December 7, 2022

DATE DECISION ISSUED
November 2, 2022

CASE TITLE - File No. 22030

Complaint filed by Gizelle Rabi and Karl Kramer against Karen Fletcher and the Adult Probation Department for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21 by failing to respond to a request for public records in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On May 17, 2022, the Complaint Committee acting in its capacity to hear petitions/complaints heard the matter.

Moved by Member Wolfe, seconded by Chair Schmidt, to find that the SOTF has jurisdiction, find that the requested records are public and to refer the matter to the SOTF for hearing.

On November 2, 2022, the SOTF held a hearing to review the recommendation from the committee and/or to review the merits of the petition/complaint.

Moved by Member Wolfe, seconded by Vice-Chair Wong, to find the Adult Probation Department violated Administrative Code, Sunshine Ordinance, Section 67.21(c) by failing to assist the requester in identifying the existence, form and nature of any records or information maintained by, available to, or in the custody of the custodian, whether or not the contents of those records are exempt from disclosure and shall, when requested to do so, provide in writing within seven days following receipt of a request, a statement as to the existence, quantity, form and nature of records relating to a particular subject or questions with enough specificity to enable a requester to identify records in order to make a request and orders the respondent to assist the requestor in finding someone who can provide the requested information.

The motion **FAILED** by the following vote:

Ayes: 3 - Wolfe, Wong, LaHood
Noes: 4 - Schmidt, Padmanabhan, Stein, Yankee
Absent: 2 - Hyland, Hill

There being no additional motion no violations were found.

The Order of Determinations was approved
by the Sunshine Ordinance Task Force
on: December 7, 2022

cc. Karl Kramer, (Petitioner)
Taras Madison, Adult Probation Department (Respondent)