

**SUNSHINE ORDINANCE
TASK FORCE**



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ORDER OF DETERMINATION

DATE DECISION ISSUED
March 6, 2024

CASE TITLE

File No. 23024: Complaint filed by Paul Kniha against the Municipal Transportation Agency for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On September 19, 2023, the Complaint Committee, acting in its capacity to hear petitions/complaints, heard the matter.

Action: Moved by Chair Schmidt, seconded by Member Stein, to find that the SOTF has jurisdiction, that the requested records are public and referred the matter to the SOTF for hearing with no recommendation but to determine the applicability of attorney/client exemption claimed.

The motion PASSED by the following vote:

Ayes: 2 - Schmidt, Stein
Noes: 0 - None
Absent: 1 - Sugarman

On March 6, 2024 the Task Force held a hearing to review the recommendation from the Committee and/or to review the merits of the Petitioner/complaint.

Action: Moved by Member Pilpel, seconded by Member Wolfe to find that the San Francisco Municipal Transportation Agency violated Administrative Code (Sunshine Ordinance) Section(s) 67.26 for failure to keep withholding to a minimum and order the SFMTA to conduct an additional review and provide records within five business days including a cover letter to the petitioner and provide a copy of that letter to the Task Force Administrator.

The Motion PASSED by the following vote.

Ayes: 9 - Pilpel, Wolfe, Kumar, Anderson, Yankee, Hyland, Stein, LaHood,
Sugarman

Noes: 1 - Schmidt

Absent: 1 - Hill

This Order of Determination was approved
by the Sunshine Ordinance Task Force
on: May 1, 2024.

cc. Paul Kniha (Petitioner)
Caroline Celaya, Municipal Transportation Agency (Respondent)