

Item No. 9

Committee: Complaint Committee

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Completed By: Patricia H. Petersen (3/14/2024)

# Complaint Summary

**Sunshine Ordinance Task Force  
Complaint Summary**

File No. 24008

Anonymous v. Police Department

Date filed with SOTF: 2/7/24

Contact information (Complainant information listed first):

Anonymous (sfpdordinanceviolation@proton.me), (Complainant)

Lt. Chris Beauchamp (Christopher.G.Beauchamp@sfgov.org); Police Department (Respondent)

**File No. 24008:** Complaint filed by Anonymous (ACU) against Chief William Scott, Lt. Chris Beauchamp and the Police Department 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; and 67.34 for willful failure/official misconduct.

# Complaint



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**From:** anonymous <sfpdordinanceviolation@proton.me>  
**Sent:** Wednesday, February 7, 2024 11:36 AM  
**To:** SOTF, (BOS)  
**Subject:** complaint against the san francisco police department  
**Attachments:** sotf complaint anonymous v sfpd.pdf

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

To Whom it May Concern:

This is a formal request that the Sunshine Ordinance Task Force open a Task Force file and complaint against the San Francisco Police Department.

Please find attached an PDF which contains a completed Sunshine Task Force Ordinance complaint form against the San Francisco Police Department, its chief William Scott, and Lt. Chris Beauchamp of the Legal Division.

The PDF also contains all documentation necessary to sustain the complaint, including correspondences between myself and SFPD, supporting materials, and outlines how SFPD has violated, and continues to violate, Admin. Code Sections 67.21(b), 67.25(a)(d), and 67.34 in a manner that can be characterized only as flagrant and egregious while asking serious questions about SFPD's commitments to its sworn duties of public service.

As SFPD has failed to comply with the Sunshine Ordinance, I request under Admin. Code Section 67.21(e) that the Sunshine Task Force determine "as soon as possible" whether the requested records are public and if they are, that the Task Force "immediately order [SFPD] to comply with [my] request."

I ask for this matter to be scheduled at the next available hearing of either the full Task Force or any relevant Task Force committee. Under Admin. Code Section 67.21(e), please deliver, as soon as possible, all stated respondents notice of my intention to have this issue heard by the SOTF.

Given the nature of SFPD's behavior in responding to this request-- which includes an improper denial of an immediate disclosure request, proffering information contradicted by the San Francisco Index of Records, and a standing suggestion that SFPD will contact me four months in the past-- I would ask that the Task Force act with all due, deliberate, and necessary speed as required by Admin. Code Section 67.21(e) to remedy an on-going abuse of, and disdain for, the intention of San Francisco voters as demonstrated in 1999's passage of Proposition G.

Thank you in advance for your valuable time and your anticipated cooperation in this matter,

Anonymous



SUNSHINE ORDINANCE TASK FORCE  
1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102  
Tel. (415) 554-7724; Fax (415) 554-7854  
<http://www.sfgov.org/sunshine>

**SUNSHINE ORDINANCE COMPLAINT FORM**

Complainant Name ( <i>Optional</i> )	<u>Anonymous</u>
Date of Request:	<u>1/29/2024</u>
Please identify the City Official(s) and/or Employee(s) against whom the complaint is being made:	<u>Chief William Scott, Lt. Chris Beauchamp</u>
Please identify the Officials' and/or Employees' Board, Commission, Task Force, Department or other type of agency:	<u>San Francisco Police Department</u>
Name of the Custodian of Records tasked with providing the requested information:	<u>SFPD Legal Department</u>
<input checked="" type="checkbox"/> Alleged violation of public records access <input checked="" type="checkbox"/> Alleged failure to provide information in a timely manner in accordance with the provisions of the Sunshine Ordinance <input type="checkbox"/> Alleged violation of a public meeting Please indicate date of meeting if known _____	
Sunshine Ordinance Section(s)	<u>Admin. Code § 67.21(b), 67.25(a)(d), 67.34</u> <i>(If known, please cite specific provision(s) being violated)</i>

Please describe the alleged violation. Use additional paper if needed. Please attach any relevant documentation which supports your complaint.

This is a request for a finding of immediate disclosure violation under 67.25(a)(d) and also a request under 67.21(e) for a Task Force or Task Force Commission determination "as soon as possible" that the requested records are public. Please see attached sheets in the following under "Description of the Complaint."

Are you requesting a public hearing before the Sunshine Ordinance Task Force? <sup>1</sup> ☒ yes ☐ no

**If yes, please provide 1 or more preferred method(s) of contact:**

<input type="checkbox"/> Phone: _____	<input type="checkbox"/> Mailing Address: _____
<input type="checkbox"/> Fax: _____	
<input checked="" type="checkbox"/> Email: <u>sfpdordinanceviolation@proton.me</u>	<input checked="" type="checkbox"/> Other: <u>sfpdordinanceviolation@proton.me</u>

Signature: /s/ X Date: February 7, 2024

<sup>1</sup> **NOTICE:** PERSONAL INFORMATION THAT IS PROVIDED WHEN ADDRESSING A PUBLIC POLICY BODY IS SUBJECT TO DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT AND THE SUNSHINE ORDINANCE. MEMBERS OF THE PUBLIC ARE NOT REQUIRED TO PROVIDE PERSONAL IDENTIFYING INFORMATION, AND COMPLAINANTS MAY REMAIN ANONYMOUS. HOWEVER, FOR PROPER NOTICING AND PROCESSING OF A HEARING REQUEST, A RELIABLE MEANS OF CONTACT IS RECOMMENDED. **PLEASE NOTE THAT THE SOTF ADMINISTRATOR WILL NOT REDACT ANY INFORMATION PROVIDED IN THESE SUBMISSIONS.**

# Description of Complaint

## **Immediate Disclosure**

On January 29<sup>th</sup> 2024, I submitted an immediate disclosure request to the San Francisco Police Department (“SFPD”) under California Gov. Code § 7920.000–7931.000 (“CPRA”) <sup>1</sup> and San Francisco Administrative Code, Chapter 67 <sup>2</sup>, for records produced during SFPD’s investigation of the October 10, 1969 homicide of Paul Lee Stine. I requested higher quality versions of records present in the public domain. *See* Ex. A.

On January 30<sup>th</sup>, 2024, SFPD violated Admin. Code 67.25(a) and 67.25(d) by failing to produce the report by the close of business day. Instead, SFPD responded and asserted that my request was not “simple or routine” and thus not subject to immediate disclosure. Two reasons were given for this assertion: records stored at an off-site storage facility and consultation with other law enforcement departments. *See* Ex. B.

III.B.C.b.iii of the City Attorney’s *Good Government Guide* discusses off-site records and external departmental consultation as reasons for invoking the allocated ten day delay in *the context of immediate disclosure requests*. Absent is mention of either circumstance as grounds for reclassification as a non-immediate disclosure request. *See* Ex. D.

SFPD’s first stated reason (off-site storage) is contradicted by the City & County of San Francisco Index of Records, which lists homicide investigation files as being kept permanently on-site while offering no information (literally, “N/A”) about off-site storage. <sup>3</sup> *See* Ex. E. In contrast, the Index entry for non-homicide investigation files lists off-site retention as “five years” and “on-site until case closed plus 2 years.” <sup>4</sup> *See* Ex. F.

The second of SFPD’s stated reasons (consultation with other law enforcement agencies) is not germane. My request was tailored to records developed by SFPD while explicitly avoiding records developed by any other entity. SFPD is the originator and custodian of the records. No

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<sup>1</sup>[https://leginfo.ca.gov/faces/codes\\_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=](https://leginfo.ca.gov/faces/codes_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=)

<sup>2</sup><https://www.sfcityattorney.org/good-government/sunshine/sunshine-ordinance/>

<sup>3</sup><https://index.sfgov.org/node/9505>

<sup>4</sup><https://index.sfgov.org/node/9506>

relevant statute affords disclosure powers to external agencies and no consultation or discussion alters SFPD's responsibility to produce these documents.

On February 7, 2024, SFPD dispatched another letter and invoked a 14-day extension, violating Admin. Code § 67.25(a) and 67.25(d) for a second time, and also violating 67.21(b), which requires SFPD to comply with my request "as soon as possible and within ten days following receipt of a request." My request was a valid immediate disclosure request, but even if it was not, this section's deadline applied and SFPD violated it. In this letter, SFPD invokes California Gov. Code § 6253(c) as justification for its further improper delay. *See* Ex. C.

6253(c) is an expired provision of the original California Public Rights Act and has not been enforceable law since January 1, 2023 and cannot be invoked as the basis of a delay.

Furthermore, SFPD's February 7, 2024 stated reasons for the improper delay differ from those in SFPD's January 30, 2024 improper delay. Gone is any mention of off-site records, as is any mention of consultation with external agencies.

Even more egregiously, in its February 7, 2024 letter, SFPD states that this 14-day period terminates on October 06, 2023. **As of this writing, October 06, 2023 is over four months in the past.**

Unless I am to adopt the impossible hobby of time travel, I am left with no sense of SFPD's intention and have no idea as to when a fulfillment or denial might take place.

**I petition the Sunshine Ordinance Task Force to find that SFPD, its department head, and any of its managerial employees involved in processing my request have violated Admin. Code § 67.21(b) and 67.25(a)(d) by denying my immediate disclosure request and failing to produce the records in a timely and/or complete manner.**

**I further petition the Task Force to determine that by willfully failing to timely produce the requested records, SFPD, its department head, and any of its managerial employees involved in processing this request have also violated Admin. Code § 67.34 of the Sunshine**

**Ordinance and should be referred to the Ethics Commission.**

### **Determination of the Records as Public**

Based on historical digital archives stored by the Internet Archive's Wayback Machine, the requested records have been in the public domain since at least October 2010<sup>5</sup>. See Exs. G and H. Internet discoverable versions are demonstrably those produced by SFPD, as they bear SFPD evidence tags and match visual descriptions ("circled in red") found in an Intra-Departmental SFPD Memo sent on October 19, 1969. This memo can be found in FBI File #9-49911-21 and makes clear SFPD's "authorship" of the requested records ("all of the latent prints in *our* [emphasis added] case")<sup>6</sup>. See Ex. I.

As the records have been in the public domain for over thirteen years, and produced by SFPD, any withholding by SFPD would constitute "selective disclosure" as prohibited by *Black Panther Party v. Kehoe*, 42 Cal.App.3d 645 (1974), the original CPRA codification of California Gov. Code § 6254.5 (1988), and the recodified CPRA California Gov. Code § 7921.505(b).

7921.505(b) reads:

Notwithstanding any other law, if a state or local agency discloses to a member of the public a public record that is otherwise exempt from this division, this disclosure constitutes a waiver of the exemptions specified in:

- (1) The provisions listed in Section 7920.505.
- (2) Sections 7924.510 and 7924.700.
- (3) Other similar provisions of law.

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<sup>5</sup> [https://web.archive.org/web/20100715000000\\*/https://zodiackillerfacts.com/gallery/thumbnails.php?album=59](https://web.archive.org/web/20100715000000*/https://zodiackillerfacts.com/gallery/thumbnails.php?album=59)

<sup>6</sup> <https://vault.fbi.gov/The%20Zodiac%20Killer/The%20Zodiac%20Killer%20Part%2001%20of%2006%20./view>, (PDF page 81).

It is possible that these records were released without SFPD authorization or otherwise accidentally disclosed. *Newark Unified School District v. Superior Court*, 239 Cal.App.4th 33, 45 (2015), and *Ardon v. City of Los Angeles*, 62 Cal.4th 1176 (2016) both establish that accidental disclosure does not wave exemptions provided under CPRA. In the latter case, the California Supreme Court voted 7 to 0.

*Ardon* also establishes standards for claims of accidental disclosure: “Our holding that the inadvertent release of exempt documents does not waive the exemption under the Public Records Act must not be construed as an invitation for agencies to recast, at their option, any past disclosures as inadvertent so that a privilege can be reasserted subsequently. This holding applies to truly inadvertent disclosures and must not be abused to permit the type of selective disclosure section 6254.5 prohibits. The agency’s own characterization of its intent is not dispositive, just as it is not dispositive under the law of privilege.”

Any SFPD assertion of an accidental disclosure must therefore be proved under this judicial precedent and SFPD’s burden of justifying non-disclosure under California Govt. Code § 7922.000, Admin. Code 67.21(g), and *Sonoma Cnty. Emps.’ Ret. Ass’n v. Superior Court of Sonoma Cnty.*, No. A130659 (Cal. Ct. App. Aug. 29, 2011), which holds that, “The burden of proving a specific statutory exemption applies (or that the public interest in nondisclosure clearly outweighs the interest in disclosure) is on the proponent of nondisclosure.” In addition, SFPD’s internal General Order 3.16, effective December 12, 2018, reads, “In all cases, the burden is on the Department to justify nondisclosure.” *See* Ex. J.

In my original letter, I asked, in the event of an SFPD denial of my primary request, for records that would support an assertion of accidental disclosure, specifically (1) a list of all individuals and governmental entities with whom or with which the requested records were shared between January 1, 1988 and January 28, 2024, and (2) documentation of written authorization for each instance of record sharing as required by California Gov. Code § 6254.5(e) (1988) and the recodified California Gov. Code § 7921.505(c)(5). (January 1, 1988 is the date that an amended and expanded § 6254.5, requiring written authorization in (e), became enforceable law following passage of Senate Bill 1024 (1987).)

I further asked that SFPD demonstrate when it first became aware of the records' Internet presence and provide evidence for any attempt, following the theoretical discovery of the theoretical accidental disclosure, at recovering the records by any branch of City Government.

While records dating to 1988 might prove non-existent, SFPD has been required, since at least the 1999 Amendment of the Ordinance Act, to maintain its records under Admin. Code § 67.29-7

As I have had no response on any issue from SFPD—and indeed their correspondence suggests that I will receive a response four months in the past—I am left to believe that records documenting any sharing of the original requested documents, compliant with California law, do not exist and cannot be produced by SFPD.

**Therefore, I petition that under Admin. Code § 67.21(b), the Sunshine Ordinance Task Force or its next available Commission determine “as soon as possible” whether the originally requested Stine homicide records are public, and if they are, that the Task Force “immediately order [SFPD] to comply with [my] request”.**

Thank you for your valuable time in considering this matter.



# Exhibit A

Initial correspondence with SFPD

**\*\*IMMEDIATE DISCLOSURE REQUEST\*\***

San Francisco Police Department  
Media Relations Unit  
1245 3rd Street, 6th Floor  
San Francisco, CA 95158

San Francisco Police Department  
Legal Division  
1245 3rd Street, 4th Floor  
San Francisco, CA 95158  
FAX: (415) 553-1999

January 28, 2024

To Whom it May Concern:

This is a request made under the California Public Records Act , California Government Code sections 7920.000 – 7931.000 (“CPRA”) <sup>1</sup>, San Francisco Sunshine Ordinance, Administrative Code, Chapter 67 (“Ordinance”) <sup>2</sup>, and San Francisco Police Dept (“SFPD”) General Order 3.16 <sup>3</sup> for records in the possession or control of your agency.

Under Admin. Code § 67.25(a), this request is filed as an **IMMEDIATE DISCLOSURE REQUEST**.

I am requesting the following:

High quality 1:1 (original scale) digital .TIF or .PNG scans of no less than 600dpi of all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine. In the event that high quality digital images are unavailable, I am

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<sup>1</sup>[https://leginfo.legislature.ca.gov/faces/codes\\_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=](https://leginfo.legislature.ca.gov/faces/codes_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=)

<sup>2</sup> <https://www.sfcityattorney.org/good-government/sunshine/sunshine-ordinance/>

<sup>3</sup> <https://sfgov.org/policecommission/Admin/Modules/ShowDocument.aspx?documentid=14796>

requesting fully developed 1:1 photographic prints that are neither Xeroxed nor photocopied.

Direct digital scans of the original negatives are preferred but in the event that this proves too burdensome, digital scans of photographic prints are also acceptable.

To help facilitate the location of these records, I am able to provide documentation of two instances of the images being returned to the SFPD:

Federal Bureau of Investigation File #9-49911-229 (April 4 1986), states that 1:1 photographic versions of these fingerprints were transmitted to SFPD on April 4, 1986 following a written request from from the SFPD (FBI File #9-49911-228) <sup>4</sup>.

A sworn declaration by David M. Hardy, then section Chief of the Record/Information Dissemination Section (“RIDS”), Record Management Division (“RDS”) of the Federal Bureau of Investigation submitted in *Barrett v. United States Department of Justice et al*, 2:09-cv-02959-GEB-EFB (2009) states that photographic copies of these fingerprints were transmitted to the San Francisco Police Department on December 1, 2009.

To make clear the nature of this request: I am **not** requesting any case files, any case status updates, case file summaries, any written records (beyond simple *in situ* identification material that might be attached or otherwise accompany the fingerprints), any related evidence acquired by SFPD or other external law enforcement entities, any directly identifiable individual or collective suspect information that would violate privacy laws, any records related to law enforcement personnel that would violate privacy laws, any records that would be considered privileged under the California Evidence Code, any related fingerprints in SFPD possession that were developed by external law enforcement entities, any material that would require redaction,

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<sup>4</sup> <https://vault.fbi.gov/The%20Zodiac%20Killer/The%20Zodiac%20Killer%20Part%2005%20of%2006/view>, PDF pages 247-248.

or any other heretofore inclusively undefined written or visual materials that pertain to the Stine homicide.

As this targeted request is limited to a small number of fingerprints capable of fitting on three sheets of paper <sup>5</sup>, and requires no redaction, it is manifestly a “simple, routine, or otherwise readily answerable request” as defined in Admin. Code § 67.25(a) and thus qualifies for immediate disclosure.

Admin. Code § 67.24(d)(6) states that law enforcement investigatory material can be withheld when said information constitutes: “Information whose disclosure would endanger the successful completion of an investigation where the prospect of enforcement proceedings is **concrete and definite** [emphasis added].” SFPD General Order 3.16.02(A) states in no uncertain terms: “If documents are withheld, the Department must explain in **factual terms** [emphasis added] how the public interest would be **harmed** [emphasis added],” while 3.16.01 reads: “**In all cases, the burden is on the Department to justify nondisclosure** [emphasis added].”

In the unlikely event that my request is denied, and only in that event, under the terms of SFPD General Order 3.16.02(A) and *Sonoma County Employees' Retirement Assn. v. Superior Court* (2011), which holds, “The burden of proving a specific statutory exemption applies (or that the public interest in nondisclosure clearly outweighs the interest in disclosure) is on the proponent of nondisclosure,” I ask that SFPD explain each, all, and every (with the potential exception of (e)) of the following points in clear and **factual terms**:

(a) The nature of any **concrete** and **definite** prospects of enforcement proceedings in a case that is now over fifty-four years old.

(b) How, specifically, withholding the fingerprints-- and only the fingerprints-- would **harm** any **concrete** and **definite** enforcement proceedings in a case that is now over fifty-four years old.

(c) The full justification of nondisclosure and how this justification meets the burdens established in SFPD General Order 3.16 and applicable decisions of California appellate courts.

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<sup>5</sup> <https://zodiackillerfacts.com/gallery/thumbnails.php?album=59>

(d) A factual explanation of how the public interest in nondisclosure is outweighed by the public interest in disclosure and meets the burdens set by *Sonoma County Employees' Retirement Assn. v. Superior Court*, *supra*, SFPD General Order 3.16.01 and Admin. Code § 67.24(d)(6).

(e) In the event that any secretive investigative techniques are cited in the denial of this request, a factual explanation of how the public interest in nondisclosure is outweighed by the public interest in disclosure that meets the burdens set by *Sonoma County Employees' Retirement Assn. v. Superior Court*, *supra*, SFPD General Order 3.16.01 and Admin. Code § 67.24(d)(6).

(f) Stated, factual explanation for the **harm** in the disclosure of high quality versions of information presently available in the public domain (c.f.

<https://zodiackillerfacts.com/gallery/thumbnails.php?album=59> <sup>6</sup>).

Further factual explanation is requested as to how this public domain material, disseminated by current or previous representatives and/or employees of the SFPD, does not constitute “selective disclosure” as prohibited by California Gov. Code § 7921.505(b), former California Gov. Code § 6254.5 *et seq.*

If SFPD believes that this public dissemination is an accidental, and not selective, disclosure resulting from either an unauthorized release by a present or former SFPD employee or derives from sharing of the fingerprints with another governmental agency as provisioned in California Gov. Code § 7921.505(c)(5) (former California Gov. Code § 6254.5(e) (1988)), please provide clear, factual, comprehensive and all inclusive documentation of each individual and/or governmental agency to which or whom this information was disclosed in the period between January 1, 1988, the date on which former California Gov.

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<sup>6</sup> This URL not only includes images of the fingerprints but also an SFPD “intra-departmental memorandum” dated October 19, 1969 that clearly identifies that the images are those developed and disseminated by the SFPD. Verification of this memo’s authenticity can be found via its enclosure in FBI File #9-49911-21. (c.f. <https://vault.fbi.gov/The%20Zodiac%20Killer/The%20Zodiac%20Killer%20Part%2001%20of%2006%20./view>, PDF page 81).

Code § 6254.5(e) (1988) became enforceable law, and January 28, 2024. Please also provide clear, factual, comprehensive and all inclusive documentation of written authorization, as necessitated by California Gov. Code § 7921.505(c)(5) (former California Gov. Code §6254.5(e) (1988)), for each individual or government agency with whom or which the fingerprints were shared.

Per III.B.5 in the San Francisco City Attorney's *Good Governance Guide* <sup>7</sup>, please explain the appropriate way to identify these written authorizations in a future CPRA/Ordinance request.

(g) A full list of all SFPD employees, representatives, contractors, subcontractors consulted, directly participant, or otherwise involved in the potential denial of this request.

This list should include but is not limited to any individual, contract or subcontracted companies assigned to the present request, including any and all relevant members and/or contractors or subcontractors of the SFPD Legal Division and Media Units.

If SFPD does not provide this requested list, again per III.B.5 of the *Good Governance Guide*, I request appropriate terminology that will facilitate a future CPRA/Ordinance request for this information.

Per III.B.7 of the San Francisco City Attorney's *Good Governance Guide*, I am filing this request anonymously via the SFPD's Public Records Request Online Portal ("the Portal").

In the event that the file size(s) of the requested digital materials exceeds the capacities of the Portal, or that supplying physical copies emerges as the best delivery option, please notify me of this issue in writing via the Portal and provide me with the appropriate contact information so that I might facilitate record transfer.

I look forward to your response by the close of the next business day, as required by Admin.

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<sup>7</sup> [https://www.sfcityattorney.org/wp-content/uploads/2022/12/FINAL\\_GGG-July-2021.pdf](https://www.sfcityattorney.org/wp-content/uploads/2022/12/FINAL_GGG-July-2021.pdf)

Code § 67.25(a). Thank you in advance for your anticipated cooperation in this matter.

# Exhibit B

SFPD response dated January 30, 2024





**LONDON N. BREED**  
MAYOR

January 30, 2024

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The immediate disclosure process is for requests that are “simple, routine or otherwise readily answerable.” Please see San Francisco Administrative Code section 67.25(a). Your request is not simple or routine. The records requested are kept at an off-site storage facility and must be located and retrieved before we begin the public disclosure process. Additionally, the SFPD will need to consult with other law enforcement departments prior to any public release. Therefore, the maximum deadline for responding to a request applies. The Department is looking into your request and will provide you with a response within 10 calendar days but no later than February 09, 2024.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150

# Exhibit C

SFPD response dated February 7, 2024



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 07, 2024

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The San Francisco Police Department (SFPD) is invoking the extension of time to respond to your request pursuant to Government Code section 6253(c) due to the need to search and review our records. Once it has been determined whether the information you request is available, we will advise you within 14 days, but no later than October 06, 2023.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150

# Exhibit D

Excerpt from the City Attorney's  
*Good Government Guide*

**b. Immediate disclosure requests: next business day****i. Requirements for an immediate disclosure request**

The Sunshine Ordinance requires a faster response for “immediate disclosure requests.” This faster process applies only to certain written requests. Admin. Code § 67.25(a). There are two requirements for a public records request to be a valid immediate disclosure request.

First, the words “Immediate Disclosure Request” must appear across the top of the request and on the envelope, subject line, or cover sheet transmitting the request. Admin. Code § 67.25(a). These rules for designation of an immediate disclosure request are more than a formality. They are designed to alert departments, which may be inundated with incoming mail and email, that an expedited time frame for processing the records request applies. A request that does not comply with these rules is not an immediate disclosure request. But if a department perceives that the requester intended but failed to make an immediate disclosure request, it may in its discretion choose to treat the request as if it were an immediate disclosure request. In such cases, it may be advisable for the department to consult with the City Attorney’s Office.

Second, the purpose of the immediate disclosure request is to expedite the City’s response to a “simple, routine, or otherwise readily answerable request.” Admin. Code 67.25(a). The Sunshine Ordinance does not bestow on requesters the right to transform any or every public records request into an immediate disclosure request simply by so designating it. Rather, the Sunshine Ordinance specifies that for more extensive or demanding requests, the maximum deadlines under the Public Records Act and the Sunshine Ordinance for responding to a request apply. Admin. Code § 67.25(a). Thus, even if a requester properly formalizes the request by use of the “Immediate Disclosure Request” designation, a request that is not simple, routine, or otherwise readily answerable is not truly an immediate disclosure request.

**ii. Time for response**

Immediate disclosure requests must be satisfied no later than the close of business the next business day. Admin. Code § 67.25(a). The department should respond to the requester within that time period by fax or email, if the requester has provided that contact information. If the requester has provided a postal address only, mailing the response within the time period satisfies the deadline.

**iii. Extension of time for response**

Departments may invoke an extension of no more than 14 calendar days to respond to immediate disclosure requests. Admin. Code § 67.25(b). While the Sunshine Ordinance mentions a 10-day extension period, that provision incorporates an expired provision of the Public Records Act, and one that is framed in terms of 10 “business days,” which is typically equivalent to 14 calendar days. Further, when the voters amended the Ordinance and created the immediate disclosure request process, the provision of the Public Records Act then in effect used 14 calendar days as the maximum time frame for extensions, and that provision remains in effect. Cal. Govt. Code § 7922.535(b) (formerly § 6253(c)). Therefore, we read the Sunshine

Ordinance to allow an extension of up to 14 calendar days to respond to an immediate disclosure request.

If a department invokes the 14-day extension, it must notify the requester by the close of business on the business day following the request. Admin. Code § 67.25(b). A department may invoke the extension on one of the following grounds: (1) the voluminous nature of the records requested, (2) location of the records in a remote storage facility, and (3) the need to consult with another interested department. Admin. Code § 67.25(b). But, as previously discussed, the Public Records Act also permits an extension for responding to a standard public records request to compile electronic data, write programming language or a computer program, or construct a computer report to extract data. Cal. Govt. Code § 7922.535(c)(4) (formerly § 6253(c)(4)). That provision was enacted after the voters amended the Sunshine Ordinance and created the immediate disclosure request process. But, in creating that process, the Ordinance evinces an intent to follow state law regarding extensions of time to respond to records requests. Accordingly, we read the Sunshine Ordinance to import into the immediate disclosure request process this fourth ground for an extension of time.

As previously discussed, some requests designated as immediate disclosure requests are, technically, standard public records requests because they are not “simple, routine, or otherwise readily answerable.” But, as noted above, the Sunshine Ordinance provides for an extension on certain grounds of up to 14 days to respond to an immediate disclosure request, a period that would likely accommodate many such requests that are not “simple, routine, or otherwise readily answerable.” Given this extension provision, departments should attempt in good faith to adhere to the extension limitation of 14 days.

But sometimes that simply may not be feasible, because of the nature of the request. In such an instance, the department may adhere to the time deadlines governing standard requests – an initial 10-day period for response, plus a possible extension of up to 14 additional days.

**c. Description requests: 7 calendar days**

As noted earlier, the Sunshine Ordinance allows a member of the public to obtain a description of the existence, quantity, form, and nature of a department’s records on a subject. Such a request is technically not a public records request, though it may easily be confused with one, especially when the description request accompanies a public records request. Departments must respond to description requests within 7 days. The Ordinance does not authorize time extensions for responding to such requests. Admin. Code § 67.21(c).

**d. Calculating time**

**i. Date of receipt of request**

If a department receives a public records request after regular business hours (for example, an email request received after 5:00 p.m. on a weekday), or on a weekend or holiday, the next business day is considered the date of receipt. Cal. Civ. Code § 10.

**ii. Deadline for response**

As previously discussed, the deadline for responding to an immediate disclosure request is close of business the next business day following the request. The deadline for responding

# Exhibit E

SF Index of Records Listing for  
Investigation Case Files (Homicide)

**Exhibit E**

[Log in](#)

# Investigation Case Files (Homicide)

Submitted by scheduleadmin on Tue, 11/27/2018 - 20:02

**Division**

[General and Administrative Records](#)

**Department**

[Police Department](#)

**Category**

[General and Administrative Records](#)

**Retention**

[1 - Permanent](#)

**Remarks**

Penal Code §799

**Off-site**

N/A

**On-site**

Permanent

**Record Title**

Investigation Case Files (Homicide)



# Exhibit F

SF Index of Records Listing for  
Investigation Case Files (Other)

**Exhibit F**[Log in](#)

# Investigation Case Files (Other)

Submitted by scheduleadmin on Tue, 11/27/2018 - 20:02

**Division**[General and Administrative Records](#)**Department**[Police Department](#)**Category**[General and Administrative Records](#)**Retention**[2 - Current](#)**Off-site**

5 years

**On-site**

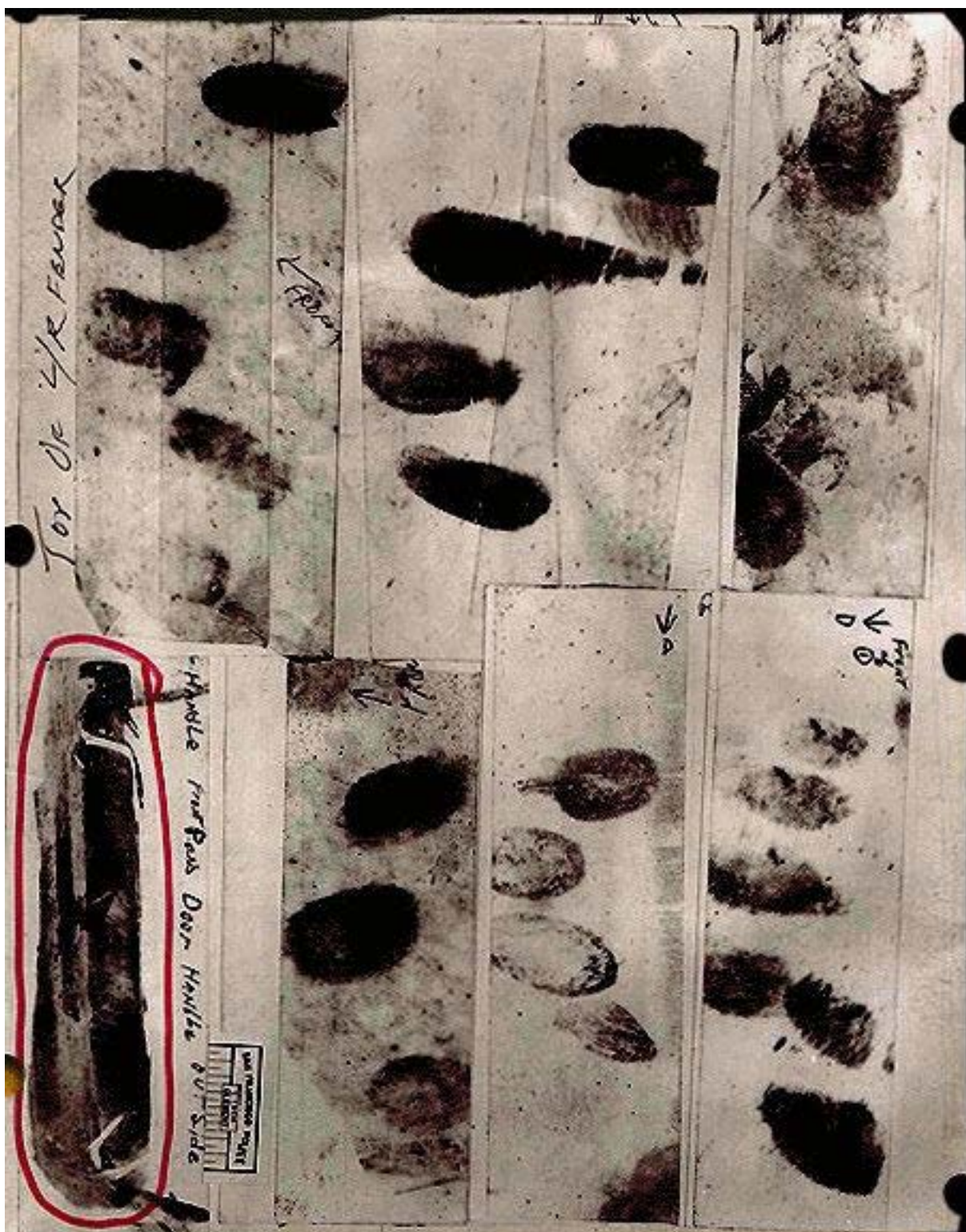
Until case closed plus 2 years

**Record Title**

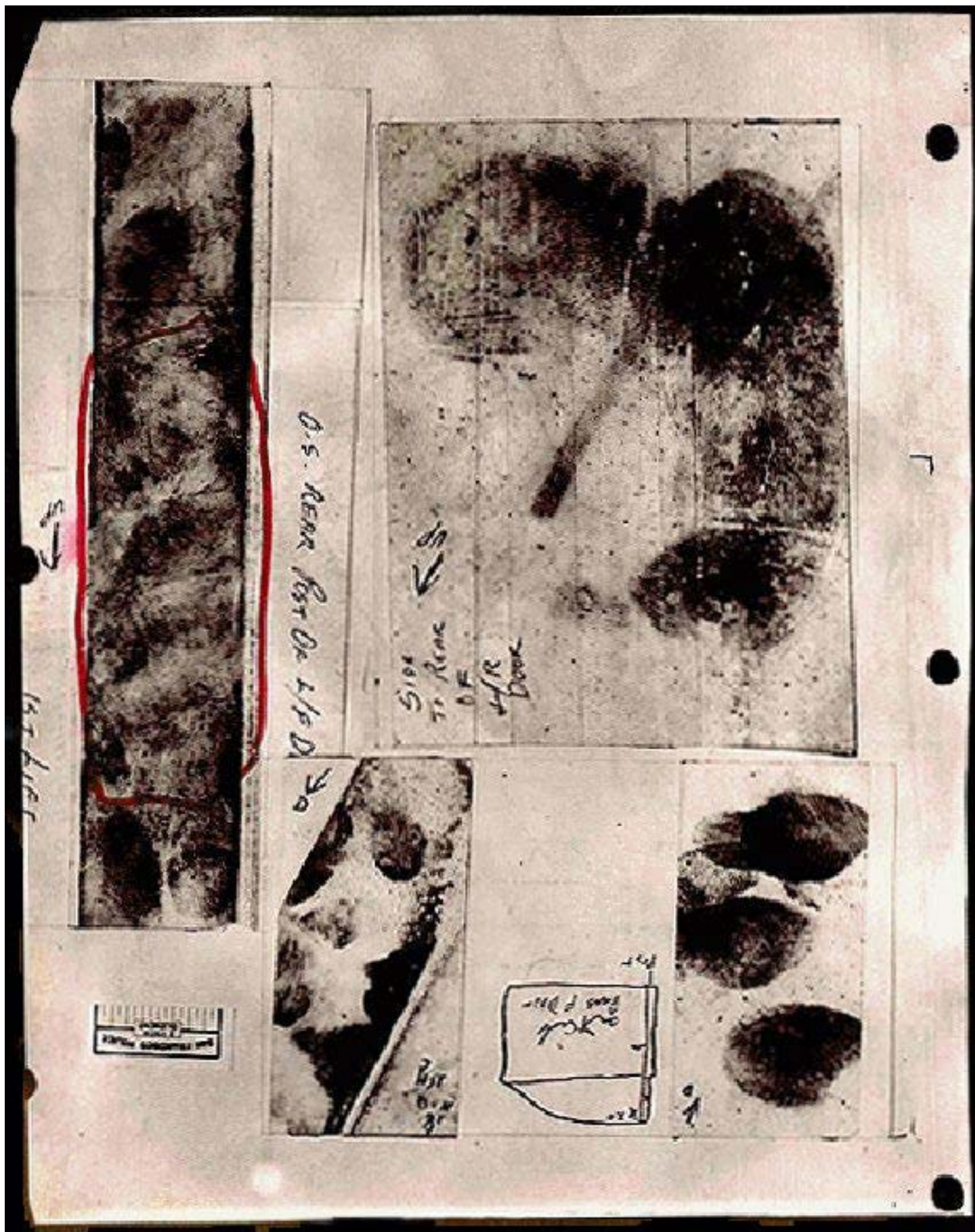
Investigation Case Files (Other)

# Exhibit G

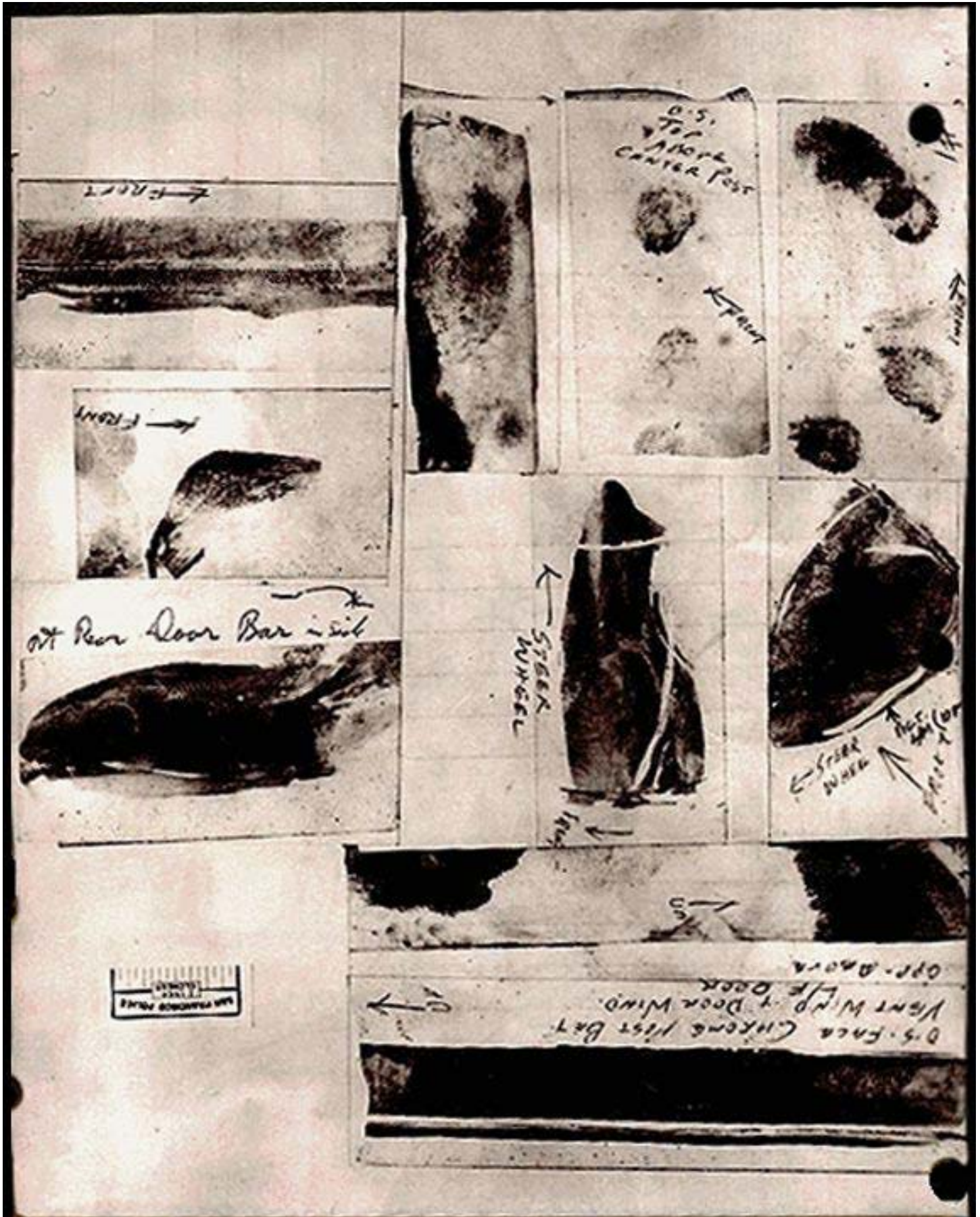
## Public Domain Copies of Requested Records











# Exhibit H

Internet Archive Historical  
Digital Copies of Requested Records

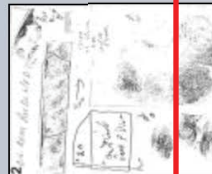




**Exhibit H (1/2)**

Home > The Crimes of the "Zodiac Killer" - Photographs, Police Reports, Official Documents and Other Reference Material > San Francisco: October 11, 1969 - Photographs > San Francisco: The Evidence - The Fingerprints

## San Francisco: The Evidence - The Fingerprints



# Exhibit I

SFPD Intra-Departmental Memo  
Dated 10/19/1969

SAN FRANCISCO  
POLICE DEPARTMENT

INTRA-DEPARTMENTAL MEMORANDUM

TO		DIST. BUR. DET.	DAY & DATE
VALLEJO P.D. NAPA CO. SHERIFF SOLANA CO. SHERIFF C.I.I. F.B.I.		HOMICIDE	SUN. OCT. 19, 1969
SUBJECT:		ZODIAC HOMICIDE CASES S.F.P.D. HOMICIDE CASE #696314	

Exhibit I

All of the latent prints in our case were obtained from a taxi cab. The latent prints that show traces of blood are believed to be prints of the suspect. The latent prints from right front door handle are also believed to be prints of the suspect. These prints are circled with a red pen.

The other latent prints many of which are very good prints, may or may not be prints of the suspect in this case;

Per. Insp. [REDACTED] Crime lab;

b7c

FROM	APPROVED BY:	REFER TO
[REDACTED]	[REDACTED]	
RANK	STAR	RANK
Homicide Det.		

ENCLOSURE 9-49911-21

# Exhibit J

SFPD General Order 3.16

## **RELEASE OF POLICE REPORTS**

### **3.16.01** **POLICY**

This order is drafted to comply with the Public Records Act, California Government Code Section 6254, et seq., the San Francisco Sunshine Ordinance, Administrative Code, Chapter 67, and other applicable state and local laws. These statutes embody a policy of releasing information unless release would endanger citizens, law enforcement personnel or a law enforcement investigation, or constitute an unnecessary invasion of privacy. This means that arrest, accident and incident reports must be released unless the disclosure would cause the dangers mentioned in the law. In all cases, the burden is on the Department to justify nondisclosure.

### **3.16.02** **PROCEDURES**

**A. INFORMATION WHICH MAY BE WITHHELD.** The Department may withhold nos. 1 - 8 below, except that release shall occur where, upon weighing the public interest for and against disclosure, the public interest favors disclosure. If documents are withheld, the Department must explain in factual terms how the public interest would be harmed. [S.F. Admin. Code § 67.27 (a)]. The information in nos. 9-12 **shall not** be release.

1. Information that would endanger the safety of a person involved in an investigation. (Cal Gov. Code 6254 (f))
2. Information that would endanger law enforcement personnel. (S.F. Admin Code, § 67.24 (d))
3. Information that would endanger the successful completion of an investigation, but only when the prospect of enforcement proceedings is concrete and definite. (Cal. Gov. Code 6254 (f))
4. Secret investigative techniques or procedures where, on the facts of the case, the public interest in nondisclosure clearly outweighs the public interest served by disclosure. (S.F. Admin Code, § 67.24 (d); Cal. Gov. Code § 6255)
5. Information regarding the identity of confidential informants. (Cal. Gov. Code 6254 (f), 6255; S.F. Admin. Code, § 67.24 (d))
6. The name of any victim of a sexual assault who specifically requests that it not be disclosed. (Cal. Gov. Code 6254 (f) (2)), DGO 6.16, Sexual Assaults)



7. Medical or other information constituting an unwarranted invasion of privacy. (Cal. Gov. Code 6254 (c); S.F. Admin. Code, § 67.25 (d))
8. The name and address of any person detained pursuant to Welfare and Institutions Code Section 5150 where disclosure would constitute an unwarranted invasion of privacy. (Cal. Gov. Code 6254 (c))
9. The name or address of a juvenile who is a suspect or who has been arrested or detained, or any information which might lead to the identity of a juvenile who is a suspect or who has been arrested or detained may not be released without a court order. (TNG v. Superior Court (1971) 4 C.3d 767).
10. Vehicle collision reports involving death or personal injury except as provided by California Vehicle Code Section 20012 (see DGO 9.02, Vehicle Accidents).
11. Any report regarding child abuse made confidential by Penal Code Sections 11167 and 11167.5, or any report regarding assaultive or abusive conduct made confidential by Penal Code Section 11163.2 (b).
12. The address of any victim of a sexual assault. (Cal. Gov. Code 6254 (f) (2))

**B. INFORMATION THAT MUST BE RELEASED.**

1. **RELEASING REPORTS PURSUANT TO FAMILY CODE § 6228.** The Department shall release reports to the victim, or their representative, of domestic violence, sexual assault, stalking, human trafficking, or abuse of an elder or dependent adult no later than five working days from the date of the request unless the Department informs the victim or their representative the reasons why, for good cause, the incident report is not available, in which case, the incident report shall be released no later than ten working days after the request is made. (California Family Code § 6228). If the request is not from the victim or their representative or otherwise does not meet the statutory requirements of Family Code § 6228, reports shall be examined as set forth in Section B.2.
2. **DURING THE PENDENCY OF AN INVESTIGATION OR PROSECUTION.** The Department retains the discretion to withhold incident reports and other documents during the pendency of an investigation. The following information, however, must be released, so long as release is not prohibited in Section A above.
  - a. Information that must be released to the public.
    - (1) Individual arrested, including name address, occupation, physical description.
    - (2) Facts surrounding arrest, including, but not limited to, time and date of arrest and booking, location of the arrest, amount of bail, location of arrestee or time and manner of release.

- (3) Charges brought, including outstanding warrants and parole or probation holds.
  - (4) Time, substance and location of all complaints or requests for assistance and time and nature or response thereto, including, where an incident report has been made, the time, date and location of occurrence, and the time and date of the report.
  - (5) Victim's name, age and address, except if victim or victim's address cannot be disclosed as detailed in Section A above.
  - (6) Factual circumstances surrounding the crime or incident and a general description of any injuries, property or weapons involved.
  - b. Additional information that must be released to victims, their authorized representatives, and their insurance carriers:
    - (1) Names and addresses of all persons involved in or witnesses other than confidential informants.
    - (2) Description of any property involved; date, time and location of incident.
    - (3) Diagrams, statements or other parties involved, statements of all witnesses other than confidential informants.
3. AFTER THE CASE IS CLOSED. When the prospect of an enforcement action has been terminated, the Sunshine Ordinance requires complete disclosure, except that it still permits the Department to withhold the following [S.F. Adm. Code, § 67.24 (d)]:
- a. Witnesses names and addresses (alphabetical letters should be substituted), except that the state law requires release when this information is requested by a victim, the victim's representative or an insurance carrier that might be liable. (Cal. Gov. Code 6254 (f))
  - b. Personal and otherwise private information unrelated to the law enforcement action.
  - c. Identity of a confidential source.
  - d. Secret investigative technique or procedure.
  - e. Information that would endanger law enforcement personnel.

**C. PERSONS WHO MAY AUTHORIZE RELEASE.** The following persons may authorize the release of police reports but must consult with the Department Legal Division in cases that are not routine:

1. The investigator or the officer-in-charge of the unit assigned to the case.
2. The officer-in-charge of the Records Management Section or the officer designated to release reports when a case is not assigned to an investigative unit.
3. The Public Information Officer, after consultation with the assigned investigator (when possible).
4. The Department Operations Center (during non-business hours) after consultation with the assigned investigator or Public Information Officer (when possible).

**D. TIMES OF RELEASE.**

1. **GENERAL PUBLIC.** The general public may request the release of a report in person during normal business hours, 0800 to 1700 hours, Monday through Friday, excluding holidays, or by making a request in writing through the mail or electronically by email.
2. **NEWS MEDIA.** The news media may request reports in the same manner as the general public or through the Media Relations Unit. If the Media Relations Unit is closed, the media should make the request through the Department Operations Center. The release will be made consistent with the ability of the Department to do so without undue disruption of normal procedures.

**E. RELEASE OF AUTHORIZATION.** The person who authorizes the release of a report to the public or the news media is responsible for ensuring that the items listed in this order are excluded from the report or are not discernible.

**F. MEDIA INTERVIEWS.** Nothing in this order restricts officers from providing the public or the news media orally with this information on a case in which they are involved consistent with this order and DGO 8.09, Media Relations Policy.

**G. QUARTERLY REPORTS TO THE POLICE COMMISSION.** The Department will provide the Police Commission, on a quarterly basis, a report developed by the Police Commission Working Group that details the Department's compliance with releasing incident reports consistent with the requirements of California Family Code § 6228.

**H. COMPUTER DATA.** See DGO 10.08, Use of Computers.



# Complainant's Supporting Documents

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**From:** anonymous <sfpdordinanceviolation@proton.me>  
**Sent:** Monday, February 12, 2024 12:35 PM  
**To:** Leger, Cheryl (BOS); SOTF, (BOS)  
**Subject:** SOTF File Number 24008  
**Attachments:** 14-day\_corrected.pdf

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Dear Ms Leger,

Thank you for your attention to this matter and the timely dispatch of my complaint.

SFPD has issued a revision of its previous 14 day letter, which I am attaching to this email for addition to the file.

The revised 14-day letter claims to correct "typos" in the previous letter and invokes a 14-day extension by citing Gov. Code Section "7922.5".

Rather bizarrely given the context, 7922.500 reads: "Nothing in this division shall be construed to permit an agency to delay or obstruct the inspection or copying of public records."

This is the second time in less a week that SFPD has invoked a delay on an immediate disclosure request without proper statute citation.

Would it be advisable to add this further violation to the complaint, and if so, how would I go about doing that?



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 12, 2024

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

It has come to my attention that some typos were missed on my letter dated February 07, 2024. This corrected letter serves to replace the 02.07.2024 version. The corrections are in **bold**.

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The San Francisco Police Department (SFPD) is invoking the extension of time to respond to your request pursuant to Government Code section **7922.5** due to the need to search and review our records. Once it has been determined whether the information you request is available, we will advise you within 14 days, but no later than **February 21, 2024**.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150

# Respondent's Supporting Documents

---

**From:** Beauchamp, Christopher (POL)  
**Sent:** Thursday, February 15, 2024 1:52 PM  
**To:** Leger, Cheryl (BOS); SOTF, (BOS)  
**Subject:** Re: SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 24008  
**Attachments:** SOTF Response 24008 SFPD.pdf

Hello Ms. Leger,

Enclosed is the SFPD's response to #24008. Thank you very much for your time and consideration.

Lt. Chris Beauchamp #561  
San Francisco Police Department  
Legal Division - BWC unit  
1245 3<sup>rd</sup> St. 4<sup>th</sup> Floor  
San Francisco, CA 94158  
Desk - (415)837-7150  
Cell - (415)638-0217

---

**From:** Leger, Cheryl (BOS) <cheryl.leger@sfgov.org>  
**Sent:** Friday, February 9, 2024 09:27  
**To:** SOTF, (BOS) <sotf@sfgov.org>; Beauchamp, Christopher (POL) <Christopher.G.Beauchamp@sfgov.org>; Scott, William (POL) <william.scott@sfgov.org>  
**Cc:** Somera, Alisa (BOS) <alisa.somera@sfgov.org>; Young, Victor (BOS) <victor.young@sfgov.org>; Petersen, Patricia (BOS) <patricia.petersen@sfgov.org>; sfpdordinanceviolation@proton.me <sfpdordinanceviolation@proton.me>; Matt Yankee <myankee.sotf@gmail.com>  
**Subject:** RE: SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 24008

Dear Parties: Apologies for the paragraph below. I am correcting it now and will forward a new version immediately.

Cheryl Leger  
Sunshine Administrator  
Board of Supervisors  
phone 415-554-7724 | fax 415-554-5163  
[cheryl.leger@sfgov.org](mailto:cheryl.leger@sfgov.org) | [www.sfbos.org](http://www.sfbos.org)

---

**From:** SOTF, (BOS)  
**Sent:** Friday, February 9, 2024 9:24 AM  
**To:** Beauchamp, Christopher (POL) <christopher.g.beauchamp@sfgov.org>; Scott, William (POL) <william.scott@sfgov.org>  
**Cc:** Somera, Alisa (BOS) <alisa.somera@sfgov.org>; Young, Victor (BOS) <victor.young@sfgov.org>; Petersen, Patricia (BOS) <patricia.petersen@sfgov.org>; sfpdordinanceviolation@proton.me; Matt Yankee <myankee.sotf@gmail.com>  
**Subject:** SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 24008

Good Morning:

Chief William Scott, Lt. Christopher Beauchamp and the Police Department have been named as Respondents in the attached complaint filed with the Sunshine Ordinance Task Force (SOTF). In an effort to provide the SOTF information in an easy to understand format the SOTF has prepared a revised request format for responding to complaints (attached). **The SOTF requests that you submit your response to our office the allegations including any and all supporting documents, recordings, electronic media, etc., to the Task Force within five (5) business days of receipt of this notice.** In developing and submitting your response, please use the attached instructions, "Preparing San Francisco Sunshine Ordinance Task Force Respondents Materials," to address your defense of this complaint. This is your opportunity to provide a detailed explanation to allow the Task Force to be fully informed in considering your response prior to the meeting.

Please refer to the File Number 24008 when submitting any new information and/or supporting documents pertaining to this complaint.

Cheryl Leger

Assistant Clerk, Board of Supervisors

Tel: 415-554-7724



Click to complete a Board of Supervisors Customer Service Satisfaction form.

The [Legislative Research Center](#) provides 24-hour access to Board of Supervisors legislation, and archived matters since August 1998.

***Disclosures:** Personal information that is provided in communications to the Board of Supervisors is subject to disclosure under the California Public Records Act and the San Francisco Sunshine Ordinance. Personal information provided will not be redacted. Members of the public are not required to provide personal identifying information when they communicate with the Board of Supervisors and its committees. All written or oral communications that members of the public submit to the Clerk's Office regarding pending legislation or hearings will be made available to all members of the public for inspection and copying. The Clerk's Office does not redact any information from these submissions. This means that personal information—including names, phone numbers, addresses and similar information that a member of the public elects to submit to the Board and its committees—may appear on the Board of Supervisors website or in other public documents that members of the public may inspect or copy.*



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 15, 2024

Via email [sotf@sfgov.org](mailto:sotf@sfgov.org)

Sunshine Ordinance Task Force  
1 Dr. Carlton B. Goodlett Place, City Hall, Room 244  
San Francisco, CA 94102

Re: Complaint No. 24008 filed by Anonymous (ACU) against the Police Department

Dear Sunshine Ordinance Task Force:

The San Francisco Police Department (SFPD) is in receipt of the Complaint filed by Anonymous (ACU) against the SF Police Department 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 and 67.34 for willfull failure/official misconduct.

The SFPD denies the allegations of (Sunshine Ordinance), Section(s) 67.25 by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner and 67.34 for willfull failure/official misconduct.

The SFPD received Anonymous' (ACU) request reference #P142368-012624 on January 26, 2024 at 11:35pm and closed it as a duplicate request to reference # P142395-012924. On February 12, 2024 the SFPD issued a letter that we would have a response no later than February 26, 2024. On 02/12/24 at 2:16pm, the SFPD uploaded four (4) photographs to this request and completed this request.

The SFPD received Anonymous' immediate disclosure request, reference #P142395-012624 on January 29, 2024 at 12:06am. On January 30, 2024 the SFPD uploaded a letter that in part stated as follows:

*"The immediate disclosure process is for requests that are "simple, routine or otherwise readily answerable." Please see San Francisco Administrative Code section 67.25(a). Your request is not simple or routine. The records requested are kept at an off-site storage facility and must be located and retrieved before we begin the public disclosure process. Additionally, the SFPD will need to consult with other law enforcement departments prior to any public release. Therefore, the maximum deadline for responding to a request applies. The Department is looking into your request and will provide you with a response within 10 calendar days but no later than February 09, 2024."*

On February 7, 2024, the SFPD uploaded a letter to this request that stated in part as follows:

*"The San Francisco Police Department (SFPD) is invoking the extension of time to respond to your request pursuant to Government Code section 6253(c) due to the need to search and review our records. Once it has been determined whether the information you request is available, we will advise you within 14 days, but no later than October 06, 2023."*

On February 12, 2024 the SFPD notified the requestor that we were invoking an extension of time per Government Code 7922.5 and stated we would have a response no later than February 21, 2024. On February 12, 2024, the SFPD uploaded photographs via the GOVQA portal.

The SFPD takes responsibility for typographical errors as Government Code 6253 (C) provided to the requestor was incorrect as was the date of October 3, 2023. The SFPD issued a correction letter on February 12, 2024 and provided the correct Government Code of 7922.5 and extension date of February 26, 2024. The SFPD uploaded the requested information to GOVQA on February 12, 2024 for reference #P142395-012924 and P142368-012624, completing both requests. We realized our typographical errors when we received SOTF complaint 24008 and took corrective steps.

SFPD submits the following supporting documents to the Sunshine Ordinance Taskforce for your consideration:

**Attachment 1**

- 1) SFPD response letters for Reference # P14368-0122624
- 2) Public Records request, dated January 26, 2024

**Attachment 2**

SFPD response letters for Reference #P14395-012924  
Public Records request dated January 29, 2024

Thank you for your courtesy in this regard.

Sincerely,

Lieutenant Christopher Beauchamp  
Risk Management - Legal Division



# Public Records Request (P142368-012624)

## ▼ Public Records Request Details

---

Department: Legal

Category of Records: Public Records Request

Describe the Record(s) Requested: To Whom it May Concern:

This is a request made under the California Public Records Act, Government Code sections 7920.000 – 7931.000, San Francisco Sunshine Ordinance, Administrative Code, Chapter 67, and San Francisco Police Dept General Order 3.16 for records in the possession or control of your agency.

I am requesting high quality digital copies of no less than 300dpi, or fully developed photographic prints, of all fingerprints taken and developed by the San Francisco Police Department in Case No 696314, the 10 October 1969 murder of Paul Lee Stine.

I am not requesting any case files, summary files, or any written records of police investigations.

Sec. 67.24(d)(6) of the Sunshine Ordinance states that law enforcement information may be withheld when said information constitutes "Information whose disclosure would endanger the successful completion of an investigation where the prospect of enforcement proceedings is concrete and definite."

San Francisco Police Department General Order 3.16.02.A also states in no uncertain terms: "If documents are withheld, the Department must explain in factual terms how the public interest would be harmed." 3.16.01 reads: "In all cases, the burden is on the Department to justify nondisclosure."

In the event that this request is denied, I request under the terms of General Order 3.16, that the department state (a) the nature of the prospects of enforcement proceedings are both concrete and definite in a half-century old case with no viable suspect, (b) how withholding the fingerprints-- and only the fingerprints-- would harm the prospect of these prospects of concrete and definite impending proceedings, (c) how this nondisclosure is justified, (d) in the event that any secretive investigative techniques are used for the denial of this request, an explanation of how the nature of how the public interest in nondisclosure is outweighed by the public interest in disclosure.

I am further requesting that each, all, and every of these explanations be explained in clear and factual terms as required by 3.16.02.A.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 calendar days, as required by 67.21(b) of the Sunshine Ordinance.

Incident Number: *if known*

Police Officer(s) Involved: *if known*

Time of Incident: *specify AM or PM, if known*

Date Range From: 10/10/1969 *if applicable*

Date Range To: 10/10/1969 *if applicable*

Preferred Method to Receive Records: Electronic via Records Center

## ▼ Public Records Archive Summary

---

Will you post this request to the online archive?:

## > Create an Activity to Retrieve Records

---

## > Send for Review

---

## > Time Extension

---

> Denials, Exemptions & Redaction Codes

> Cost Estimate/Payment Details

> Clarification

▼ Trending -- Internal Use Only

Trend As: (select all that apply)

Body Cam Video Included:

Total Number of Videos requested:

Total length of all the videos requested: Please enter this value in MINUTES

Total Number of Videos Pending:

Total length of all videos pending: Please enter this value in MINUTES

> Day Counter

▼ SB 1421 (Currently HIDDEN from all Users)

Criminal Force Investigation: No

Administrative Force Investigation: No

▼ Notes

Note	Created	Modified
This is a Duplicate request.	2/12/2024 7:49:00 AM by Christopher Campbell	2/12/2024 7:49:00 AM by Christopher Campbell
P142395 is requesting the exact same records using identical language.		
P142395 request can be viewed in attachments.		

▼ Message History

Date
On 1/26/2024 11:35:51 PM, Anonymous User Anonymous User wrote: Request Created on Public Portal

▼ Request Details

Reference No: P142368-012624

Create Date: 1/26/2024 11:35 PM

Update Date: 2/12/2024 2:15 PM

Completed/Closed: No

Required Completion Date: 2/26/2024

Status: Assigned

Priority:	Medium
Assigned Dept:	Legal
Assigned Staff:	Christopher Campbell
Customer Name:	Anonymous User Anonymous User
Email Address:	None
Phone:	
Group:	(Not Specified)
Source:	Web



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 12, 2024

Via GovQA portal

RE: Public Records Request, dated January 26, 2024 Reference # P142368

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: "This is a request made under the California Public Records Act, Government Code sections 7920.000 – 7931.000, San Francisco Sunshine Ordinance, Administrative Code, Chapter 67, and San Francisco Police Dept General Order 3.16 for records in the possession or control of your agency.

I am requesting high quality digital copies of no less than 300dpi, or fully developed photographic prints, of all fingerprints taken and developed by the San Francisco Police Department in Case No 696314, the 10 October 1969 murder of Paul Lee Stine.

I am not requesting any case files, summary files, or any written records of police investigations.

Sec. 67.24(d)(6) of the Sunshine Ordinance states that law enforcement information may be withheld when said information consists of "Information whose disclosure would endanger the successful completion of an investigation where the prospect of enforcement proceedings is concrete and definite."

San Francisco Police Department General Order 3.16.02.A also states in no uncertain terms: "If documents are withheld, the Department must explain in factual terms how the public interest would be harmed." 3.16.01 reads: "In all cases, the burden is on the Department to justify nondisclosure."

In the event that this request is denied, I request under the terms of General Order 3.16, that the department state (a) the nature of the prospects of enforcement proceedings are both concrete and definite in a half-century old case with no viable suspect, (b) how withholding the fingerprints-- and only the fingerprints-- would harm the prospect of these prospects of concrete and definite impending proceedings, (c) how this nondisclosure is justified, (d) in the event that any secretive investigative techniques are used for the denial of this request, an explanation of how the nature of how the public interest in nondisclosure is outweighed by the public interest in disclosure.

I am further requesting that each, all, and every of these explanations be explained in clear and factual terms as required by 3.16.02.A.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 calendar days, as required by 67.21(b) of the Sunshine Ordinance.”

In acknowledgement of your request, please see our responses below.

Responsive records are included with this correspondence.

Please note that we are still searching for responsive records as there are several units that could potentially provide responsive records related to your request.

We anticipate concluding our search and review process within the next two weeks. You can expect a response from us, regarding the status of this process, no later than February 26, 2024.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150













# Public Records Request (P142395-012924)

## ▼ Public Records Request Details

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Department:	Legal
Category of Records:	Public Records Request
Describe the Record(s) Requested:	**IMMEDIATE DISCLOSURE REQUEST** Please see attached letter.
Incident Number:	<i>if known</i>
Police Officer(s) Involved:	<i>if known</i>
Time of Incident:	<i>specify AM or PM, if known</i>
Date Range From:	<i>if applicable</i>
Date Range To:	<i>if applicable</i>
Preferred Method to Receive Records:	Electronic via Records Center

## ▼ Public Records Archive Summary

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Will you post this request to the online archive?:

## > Create an Activity to Retrieve Records

---

## > Send for Review

---

## > Time Extension

---

## > Denials, Exemptions & Redaction Codes

---

## > Cost Estimate/Payment Details

---

## > Clarification

---

## ▼ Trending -- Internal Use Only

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Trend As:	(select all that apply)
Body Cam Video Included:	
Total Number of Videos requested:	
Total length of all the videos requested:	Please enter this value in MINUTES
Total Number of Videos Pending:	
Total length of all videos pending:	Please enter this value in MINUTES

## > Day Counter

---

## ▼ SB 1421 (Currently HIDDEN from all Users)

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Criminal Force Investigation: No  
Administrative Force Investigation: No

#### ▼ Notes

Note	Created	Modified
Please issue a letter that this will not be processed as an IDR.	1/30/2024 11:47:00 AM by Walter Ware	1/30/2024 11:47:00 AM by Walter Ware
This is a duplicate request of P142368. Both requests are anonymous.	1/30/2024 9:16:00 AM by Christopher Campbell	1/30/2024 9:16:00 AM by Christopher Campbell

#### ▼ Message History

Date
On 1/29/2024 12:06:30 AM, Anonymous User Anonymous User wrote: Request Created on Public Portal

#### ▼ Request Details

Reference No: P142395-012924  
Create Date: 1/29/2024 12:06 AM  
Update Date: 2/12/2024 2:21 PM  
Completed/Closed: No  
Required Completion Date: 2/21/2024

Status: Assigned  
Priority: Medium  
Assigned Dept: Legal  
Assigned Staff: Christopher Campbell

Customer Name: Anonymous User Anonymous User  
Email Address: None  
Phone:  
Group: (Not Specified)

Source: Web

# Public Records Request (P142395-012924)

## ▼ Public Records Request Details

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Department:	Legal
Category of Records:	Public Records Request
Describe the Record(s) Requested:	**IMMEDIATE DISCLOSURE REQUEST** Please see attached letter.
Incident Number:	<i>if known</i>
Police Officer(s) Involved:	<i>if known</i>
Time of Incident:	<i>specify AM or PM, if known</i>
Date Range From:	<i>if applicable</i>
Date Range To:	<i>if applicable</i>
Preferred Method to Receive Records:	Electronic via Records Center

## ▼ Public Records Archive Summary

---

Will you post this request to the online archive?:

## > Create an Activity to Retrieve Records

---

## > Send for Review

---

## > Time Extension

---

## > Denials, Exemptions & Redaction Codes

---

## > Cost Estimate/Payment Details

---

## > Clarification

---

## ▼ Trending -- Internal Use Only

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Trend As:	(select all that apply)
Body Cam Video Included:	
Total Number of Videos requested:	
Total length of all the videos requested:	Please enter this value in MINUTES
Total Number of Videos Pending:	
Total length of all videos pending:	Please enter this value in MINUTES

## > Day Counter

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## ▼ SB 1421 (Currently HIDDEN from all Users)

---



Criminal Force Investigation: No

Administrative Force Investigation: No

#### ▼ Notes

Note	Created	Modified
Please issue a letter that this will not be processed as an IDR.	1/30/2024 11:47:00 AM by Walter Ware	1/30/2024 11:47:00 AM by Walter Ware
This is a duplicate request of P142368. Both requests are anonymous.	1/30/2024 9:16:00 AM by Christopher Campbell	1/30/2024 9:16:00 AM by Christopher Campbell

#### ▼ Message History

Date
On 1/29/2024 12:06:30 AM, Anonymous User Anonymous User wrote: Request Created on Public Portal

#### ▼ Request Details

Reference No: P142395-012924  
Create Date: 1/29/2024 12:06 AM  
Update Date: 2/12/2024 2:21 PM  
Completed/Closed: No  
Required Completion Date: 2/21/2024

Status: Assigned  
Priority: Medium  
Assigned Dept: Legal  
Assigned Staff: Christopher Campbell

Customer Name: Anonymous User Anonymous User  
Email Address: None  
Phone:  
Group: (Not Specified)

Source: Web



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 07, 2024

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The San Francisco Police Department (SFPD) is invoking the extension of time to respond to your request pursuant to Government Code section 6253(c) due to the need to search and review our records. Once it has been determined whether the information you request is available, we will advise you within 14 days, but no later than October 06, 2023.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 12, 2024

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

It has come to my attention that some typos were missed on my letter dated February 07, 2024. This corrected letter serves to replace the 02.07.2024 version. The corrections are in **bold**.

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The San Francisco Police Department (SFPD) is invoking the extension of time to respond to your request pursuant to Government Code section **7922.5** due to the need to search and review our records. Once it has been determined whether the information you request is available, we will advise you within 14 days, but no later than **February 21, 2024**.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150



**LONDON N. BREED**

MAYOR

January 30, 2024

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**

CHIEF OF POLICE

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

The immediate disclosure process is for requests that are “simple, routine or otherwise readily answerable.” Please see San Francisco Administrative Code section 67.25(a). Your request is not simple or routine. The records requested are kept at an off-site storage facility and must be located and retrieved before we begin the public disclosure process. Additionally, the SFPD will need to consult with other law enforcement departments prior to any public release. Therefore, the maximum deadline for responding to a request applies. The Department is looking into your request and will provide you with a response within 10 calendar days but no later than February 09, 2024.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150



**\*\*IMMEDIATE DISCLOSURE REQUEST\*\***

San Francisco Police Department  
Media Relations Unit  
1245 3rd Street, 6th Floor  
San Francisco, CA 95158

San Francisco Police Department  
Legal Division  
1245 3rd Street, 4th Floor  
San Francisco, CA 95158  
FAX: (415) 553-1999

January 28, 2024

To Whom it May Concern:

This is a request made under the California Public Records Act, California Government Code sections 7920.000 – 7931.000 (“CPRA”) <sup>1</sup>, San Francisco Sunshine Ordinance, Administrative Code, Chapter 67 (“Ordinance”) <sup>2</sup>, and San Francisco Police Dept (“SFPD”) General Order 3.16 (2018) <sup>3</sup> for records in the possession or control of your agency.

Under Admin. Code § 67.25(a), this request is filed as an **IMMEDIATE DISCLOSURE REQUEST**.

I am requesting the following:

High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine. In the event that high quality digital imaging is

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<sup>1</sup> [https://leginfo.ca.gov/faces/codes\\_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=](https://leginfo.ca.gov/faces/codes_displayexpandedbranch.xhtml?tocCode=GOV&division=10.&title=1.&part=&chapter=&article=)

<sup>2</sup> <https://www.sfcityattorney.org/good-government/sunshine/sunshine-ordinance/>

<sup>3</sup> <https://www.sanfranciscopolice.org/sites/default/files/Documents/2020-02/SFPDDGO3.16021420.pdf>

unavailable, I am requesting fully developed 1:1 photographic prints that are neither Xeroxed nor photocopied.

Direct digital scans of the original negatives are preferred but in the event that this proves too burdensome, digital scans of analogue, and analogue only, photographic prints are also acceptable.

As this targeted request is limited to a small number of fingerprints capable of fitting on three sheets of paper <sup>4</sup>, and requires no redaction, it is manifestly a “simple, routine, or otherwise readily answerable request” as defined in Admin. Code § 67.25(a) and thus qualifies for immediate disclosure.

To make clear the nature of this request: I am **not** requesting any case files, any case status updates, case file summaries, any written records (beyond simple *in situ* identification material that might be attached or otherwise accompany the fingerprints), any non-fingerprint evidence acquired by SFPD or other external law enforcement entities, any directly identifiable individual or collective suspect information that would violate privacy laws, any records related to law enforcement personnel that would violate privacy laws, any records that would be considered privileged under the California Evidence Code, any related fingerprints in SFPD possession that were developed by external law enforcement entities, any material that would require redaction, or any other heretofore inclusively undefined written, visual, digital or audiovisual materials that pertain to the Stine homicide.

To help facilitate the location of these records, I am able to provide documentation of two instances of the images being returned to the SFPD:

Federal Bureau of Investigation File #9-49911-229 (April 4 1986), states that 1:1 photographic versions of these fingerprints were transmitted to SFPD on April 4, 1986 following a written request from from the SFPD (FBI File #9-49911-228) <sup>5</sup>.

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<sup>4</sup> <https://zodiackillerfacts.com/gallery/thumbnails.php?album=59>

<sup>5</sup> <https://vault.fbi.gov/The%20Zodiac%20Killer/The%20Zodiac%20Killer%20Part%2005%20of%2006/view>, PDF pages 247-248.

A sworn declaration by David M. Hardy, then section Chief of the Record/Information Dissemination Section, Record Management Division of the Federal Bureau of Investigation submitted in *Barrett v. United States Department of Justice et al*, 2:09-cv-02959-GEF-EFB (2009) states that photographic copies of these fingerprints were transmitted to the San Francisco Police Department on December 1, 2009.

Admin. Code § 67.24(d)(6) states that law enforcement investigatory material can be withheld when said information constitutes: "Information whose disclosure would endanger the successful completion of an investigation where the prospect of enforcement proceedings is **concrete and definite** [emphasis added]." SFPD General Order 3.16.02(A) states in no uncertain terms: "If documents are withheld, the Department must explain in **factual terms** [emphasis added] how the public interest would be **harmed** [emphasis added]," while 3.16.01 reads: "**In all cases, the burden is on the Department to justify nondisclosure** [emphasis added]."

In the unlikely event that my request is denied, and only in the occurrence of said event, under the terms of SFPD General Order 3.16.02(A) and *Sonoma County Employees' Retirement Assn. v. Superior Court* (2011), which holds, "The burden of proving a specific statutory exemption applies (or that the public interest in nondisclosure clearly outweighs the interest in disclosure) is on the proponent of nondisclosure," I ask that SFPD uphold its internally and externally designated burden and explain each, all, and every (with the potential exception of (5)) of the following points in clear and **factual terms**:

- (1) The nature of any **concrete** and **definite** prospects of enforcement proceedings in a case that is now over fifty-four years old.
- (2) How, specifically, disclosure of the fingerprints-- and only the fingerprints-- would **harm** any **concrete** and **definite** enforcement proceedings in a case that is now over fifty-four years old.
- (3) The full justification of nondisclosure and how this justification meets the burdens established in SFPD General Order 3.16 and applicable decisions of California appellate courts.

(4) A factual explanation of how the public interest in nondisclosure is outweighed by the public interest in disclosure and meets the burdens set by *Sonoma County Employees' Retirement Assn. v. Superior Court*, *supra*, SFPD General Order 3.16.01 and Admin. Code § 67.24(d)(6).

(5) In the event that any secretive investigative techniques are cited in the denial of this request, a factual explanation of how the public interest in nondisclosure is outweighed by the public interest in disclosure that meets the burdens set by *Sonoma County Employees' Retirement Assn. v. Superior Court*, *supra*, SFPD General Order 3.16.01 and Admin. Code § 67.24(d)(6).

(6) Stated, factual explanation is requested for the **harm** in the disclosure of high quality versions of information available in the public domain (c.f.

<https://zodiackillerfacts.com/gallery/thumbnails.php?album=59> <sup>6</sup>).

(7) Further factual explanation is also required as to how the presence of the fingerprint material in the public domain, *ipso facto* created and disseminated by current and/or previous representatives and/or employees of the SFPD, does not constitute “selective disclosure” as prohibited by California Gov. Code § 7921.505(b) and California Gov. Code § 6254.5 *et seq* (1988).

If SFPD asserts that this public dissemination to be an accidental disclosure resulting from an unauthorized release, I ask that SFPD please meet its non-disclosure burden and establish a *prima facie* case for any such accidental disclosure assertion by providing clear, factual, comprehensive, and all inclusive documentation of each, all, and every instance in which SFPD shared the fingerprints with each, all, and every external non-SFPD individual, entities, and/or local, state, and

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<sup>6</sup> This URL not only includes images of the fingerprints but also an SFPD “intra-departmental memorandum” dated October 19, 1969 that clearly identifies that the images are those developed and disseminated by the SFPD. Verification of this memo’s authenticity can be found via its enclosure in FBI File #9-49911-21. (c.f. <https://vault.fbi.gov/The%20Zodiac%20Killer/The%20Zodiac%20Killer%20Part%2001%20of%2006%20./view>, PDF page 81).



federal governmental agencies between the dates of January 1, 1988, on which day California Gov. Code § 6254.5(e) (1988) became enforceable law, and December 31, 2022, the last day prior to CPRA's recodification as California Gov. Code § 7920.000 – 7931.000. I further ask that SFPD provide the same requested information in the preceding sentence for the period between January 1, 2023, on which day California Gov. Code § 7921.505(c)(5) became enforceable law, and the present day of January 28, 2024.

If SFPD asserts that public dissemination of the fingerprints to be an accidental disclosure resulting from an unauthorized release, I further ask that SFPD meet its non-disclosure burden and establish a *prima facie* case for any such accidental disclosure assertion by providing clear, factual, comprehensive, and all inclusive documentation of the written authorizations necessitated by California Gov. Code § 7921.505(c)(5) and California Gov. Code § 6254.5(e) (1988) for each, every, and all instances of the fingerprints shared by SFPD with each, every, and all external non-SFPD individual, entities, and/or local, federal, and state governmental agencies referenced in the list delineated by the preceding paragraph.

If SFPD asserts that public dissemination of the fingerprints to be an accidental disclosure resulting from an unauthorized release, I further ask that SFPD meet its non-disclosure burden and establish a *prima facie* case for any such accidental disclosure assertion by stating when SFPD or each, any, and all of its present and/or former representatives and/or employees first discovered each, any, and all accidental release of this information and list each, every, and all subsequent action, judicial or otherwise, undertaken by, or on behalf of, any branch of the San Francisco Government to recover this improperly disclosed information.

Furthermore, in the event of a denial of my request for copies of the fingerprints, and only in the occurrence of said event, I request:

A full list of all SFPD employees, representatives, contractors, and subcontractors consulted, directly participant, or otherwise involved in the potential denial of said fingerprint request.

This list should include but is not limited to any individual, contracted or subcontracted companies assigned to the present request, including any and all relevant members and/or contractors and/or subcontractors of the SFPD Legal Division and Media Units.

If SFPD does not provide these requested lists, per III.B.5 of the *Good Governance Guide*, I request appropriate terminology that will facilitate a future CPRA/Ordinance request for this information.

Per III.B.7 of the San Francisco City Attorney's *Good Governance Guide*, I am filing this request anonymously via the SFPD's Public Records Request Online Portal ("the Portal").

In the event that the file size(s) of the requested digital materials exceed(s) the capacities of the Portal, or that physical copies emerge as the best delivery option, please notify me of this issue in writing via the Portal and provide the appropriate contact information so that I might facilitate transfer of materials.

I look forward to your response by the close of the next business day, as required by Admin. Code § 67.25(a).

Thank you in advance for your anticipated cooperation in this matter.



**LONDON N. BREED**  
MAYOR

CITY AND COUNTY OF SAN FRANCISCO  
**POLICE DEPARTMENT**  
HEADQUARTERS  
1245 3<sup>RD</sup> Street  
San Francisco, California 94158



**WILLIAM SCOTT**  
CHIEF OF POLICE

February 12, 2024

Via GovQA portal

RE: Public Records Request, dated January 29, 2024 Reference # P142395

Dear Anonymous,

The San Francisco Police Department (SFPD) received your Public Records Act request, dated January 29, 2024.

You requested: *“\*\*\*IMMEDIATE DISCLOSURE REQUEST\*\* High quality 1:1 (original scale) digital .TIF or .PNG format scans of no less than 600dpi of any and all latent fingerprints developed by SFPD in Case #696314, the 10 October 1969 murder of Paul Lee Stine.”*

In acknowledgement of your request, please see our responses below.

Responsive records are included with this correspondence.

Please note that we are still searching for responsive records as there are several units that could potentially provide responsive records related to your request.

We anticipate concluding our search and review process within the next two weeks. You can expect a response from us, regarding the status of this process, no later than February 26, 2024.

If you have any questions, please contact the Legal Division at (415) 837-7394.

Thank you for your courtesy in this regard.

Sincerely,

Lt. Chris Beauchamp #561  
SFPD - Legal Division  
Desk - (415)837-7150

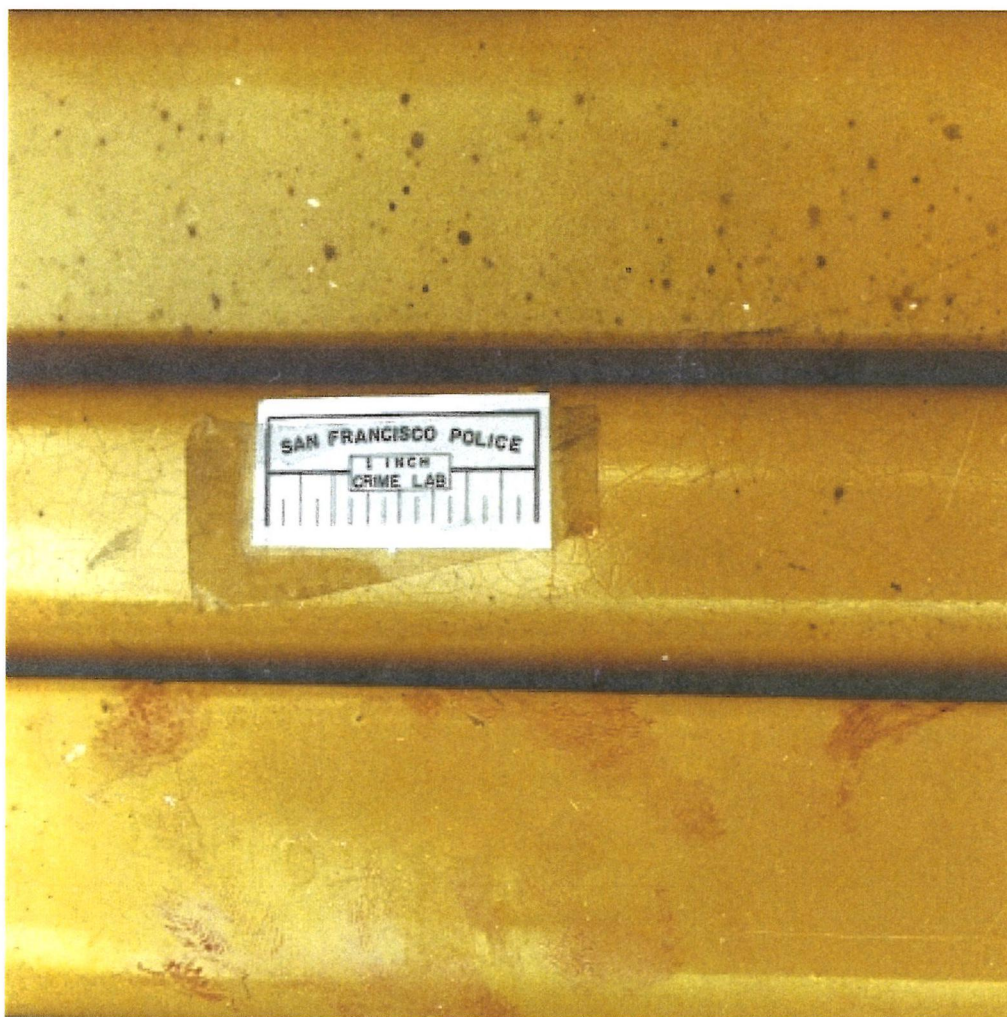












# Other Documents

(Notice of Hearing, Communications, etc.)

SUNSHINE ORDINANCE TASK FORCE

Tel: 415 554-7724  
Fax: 415 554-7854  
TDD/TTY: 415 554-5227



City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco 94102-4689

February 9, 2024

Lt. Chris Beauchamp  
Police Department

Re: Sunshine Ordinance Task Force, File No. 24008

Dear Lt. Beauchamp:

Please review the complaint as described below and acknowledge your department's position on File No. 24008 regarding an alleged violation of the Sunshine Ordinance.

**File No. 24008:** Complaint filed by Anonymous (ACU) against Chief William Scott, Lt. Chris Beauchamp and the Police Department 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; and 67.34 for willful failure/official misconduct.

Please choose ONE answer. You may, if you wish, also attach any additional explanation.

- [a] acknowledge noncompliance for all allegations below
- [b] department/agency declares no-contest to all allegations below
- [c] deny one or more allegations below (please state an additional explanation which of the allegations you deny, and supporting evidence and/or argument)

If you or your entity acknowledges noncompliance or declares no-contest, the SOTF may, at its discretion, issue an Order of Determination against you or your entity for the allegations listed above without a hearing, and thereafter refer the matter to the Compliance & Amendments Committee for monitoring as needed.

Please respond within the next five business days of the date on this notice, with your acknowledgment. If it is not received within five business days, we will assume that you have acknowledged no-contest.

Very Truly Yours,

Matthew Yankee, Chair  
Sunshine Ordinance Task Force

MY:cal

cc: Anonymous (sfp) (Complainant)

2/9/2024

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**From:** SOTF (BOS) on behalf of SOTF, (BOS)  
**Sent:** Friday, March 8, 2024 4:55 PM  
**To:** sfpdordinanceviolation@proton.me  
**Cc:** Beauchamp, Christopher (POL)  
**Subject:** SOTF - Notice of Hearing: Sunshine Ordinance Task Force / Complaint Committee, 3/19/2024 5:30 pm (File No. 24008)

**Categories:** Purple Category

Hello –

The following Sunshine Ordinance Task Force matters have been scheduled to be heard before the **Complaint Committee** as follows:

Date: March 19, 2024 (Hybrid Meeting in-person/remote)  
Location: Hearing Room 408, City Hall, San Francisco, CA 94102  
Time: Meeting Convenes – 5:30 PM

Information regarding how to participate via telephone or via teleconference (Webex) will be provided when it becomes available.

You are receiving this notice because you are named as a Complainant or Respondent in one of the following complaints scheduled for hearing to: 1) hear the merits of the complaint; 2) issue a determination; and/or 3) consider referrals from a Task Force Committee.

*or*

You are receiving this notice because you are named as a Complainant or Respondent in one of the following complaints for a hearing to: 1) determine if the Task Force has jurisdiction; 2) review the merits of the complaints; and/or 3) issue a report and/or recommendation to the SOTF.

**Complainants:** Your attendance is required for this meeting/hearing.

**Respondents/Departments:** Pursuant to Section 67.21 (e) of the Ordinance, the custodian of records or a representative of your department, who can speak to the matter, is required at the meeting/hearing.

PLEASE CONFIRM YOUR ATTENDANCE or let us know if there are any issues as soon as possible.

NOTE: if you have any additional supplemental/support documents for inclusion into the agenda packet they must be submitted by **5:00 PM, March 11, 2024 (Monday)**.

**File No. 23042:** Complaint filed by Anonymous (SFS) against the Department of Building Inspection for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a records request in a timely and/or complete manner; California Public Records Act 6253 for failure to provide a response within 24 days.

**File No. 23084:** Complaint filed by Marc Bruno against Patrick Hannon and the Department of Building Inspection 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.

**File No. 23078:** Complaint filed by Brian Browne against Public Utilities Revenue Bond and Oversight Committee for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.16 by failing to record appropriate meeting minutes and 67.21 by failing to provide responsive records in a complete manner.

**File No. 24001:** Complaint filed by Rosa L. the Department of Public Health for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.

**File No. 22106:** Complaint filed by Liza Murawski against Natalie Pojman, Department of Public Health for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a records request in a timely and/or complete manner.

**File No. 24005:** Complaint filed by Anonymous (ACU) against the Fine Arts Museum Board of Trustees for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.7(a), 67.7(d), and 67.16, by failing to post a meaning full agenda in a timely manner; acting on an item that does not appear in the posted minutes; failing to post minutes online; and California Government Code Section 54953(c) by taking action by secret ballot.

**File No. 24008:** Complaint filed by Anonymous (ACU) against Chief William Scott, Lt. Chris Beauchamp and the Police Department 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; and 67.34 for willful failure/official misconduct.

Click [here](#) for the Complaint Procedures.

Thank you,  
Pat

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**Patricia Petersen (she/her)**

Board of Supervisors

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