

From: [Kimberly Toney](#)
To: [Ellen Leonida](#); [PRA Response](#)
Cc: [Tracy Zinsou](#); [Amber James](#); [Abby Vare](#)
Subject: RE: California Public Records Act Request
Date: Monday, August 2, 2021 9:53:27 AM
Attachments: [image003.png](#)

***** EXTERNAL MESSAGE *****

Ms. Leonida,

I appreciate your response, and will interpret the request as submitted for a scholarly or journalistic purpose. Please note, the reason for the request for clarification is not to question the intention of your request, but rather due to the statutory limitations on permissible disclosures of records that are generally exempt. Without a declaration, the information you are currently seeking would have been exempt from disclosure. Specifically, your July, 23, 2021 request incorporates and renews your May 13, 2019 request, which sought unique identifiers of individuals charged within Los Angeles County. This generally means personal identifying information, such as names, dates of births, case numbers, etc. which would necessarily be obtained from our Prosecutors Information Management System (PIMS). As I am sure you are aware, personal identifying information is considered Local Summary Criminal History, and is explicitly prohibited from disclosure to unauthorized persons pursuant to Penal Code section 13300. However, Penal Code section 13300(j) provides an exception for Public Records Act requests in which there is a declaration that the request is made for a scholarly or journalistic purpose.

Thank you for your attention to this matter, and feel free to contact me with any questions.

Best regards,

Kim

From: Ellen Leonida <Leonida@braunhagey.com>
Sent: Friday, July 30, 2021 1:41 PM
To: Kimberly Toney <ktoney@da.lacounty.gov>; PRA Response <praresponse@braunhagey.com>
Cc: Tracy Zinsou <zinsou@braunhagey.com>; Amber James <James@braunhagey.com>; Abby Vare <vare@braunhagey.com>
Subject: RE: California Public Records Act Request

Ms. Toney,

Thank you for your response. While the requested records are likely to be used in scholarly or journalistic endeavors, the purpose of our request is to help implement and realize the objectives of the Racial Justice Act. Moreover, as I'm sure you're aware, the CPRA does not "does not allow limitations on access to a public record based upon the purpose for which the record is being requested." Gov't Code § 6257.5. Please let me know if you have any other questions or concerns.

Sincerely,

Ellen Leonida

BRAUNHAGEY & BORDEN LLP

Direct: (415) 684-7285

From: Kimberly Toney <ktoney@da.lacounty.gov>
Sent: Friday, July 30, 2021 11:29 AM
To: Ellen Leonida <leonida@braunhagey.com>; PRA Response <praresponse@braunhagey.com>
Subject: FW: California Public Records Act Request

***** EXTERNAL MESSAGE *****

Good Afternoon,

I am writing again to inquire as to whether the attached request is being submitted for a scholarly purpose. Your response would be greatly appreciated, and the clarification is necessary due to some of the records you are requesting. Feel free to contact me with any questions you may have.

Best regards,

Kim

From: Kimberly Toney
Sent: Tuesday, July 27, 2021 5:42 PM
To: leonida@braunhagey.com
Subject: FW: California Public Records Act Request

Good Afternoon Ms. Leonida,

We are in receipt of your current PRA request, which incorporates the ACLU's May 13, 2019 and July 29, 2019 requests, and includes additional items outlined on pages 2 and 3. As described in the summary of the 2019 requests, you stated that following an inquiry the ACLU confirmed that the requests were submitted for a scholarly or journalistic purpose. I am writing to inquire as to whether the current request was also submitted for a scholarly purpose. I felt it best to confirm, rather than to assume, and would appreciate your confirmation.

Best regards,

Kim



Kimberly Toney
Special Assistant - Administration
Los Angeles County District Attorney's Office
211 W. Temple Street, Suite 1200
Los Angeles, CA 90012

From: Los Angeles County District Attorney's Office <info@da.lacounty.gov>
Sent: Monday, July 26, 2021 1:09 PM
To: Kimberly Toney <ktoney@da.lacounty.gov>; Denise Fox <dfox@da.lacounty.gov>
Subject: FW: California Public Records Act Request

Good afternoon,

Below email is submitted for your review and possible response. Thank you and have a wonderful rest of the day.

Los Angeles County District Attorney's Office

From: Abby Vare <vare@braunhagey.com>
Sent: Friday, July 23, 2021 7:09 PM
To: Los Angeles County District Attorney's Office <info@da.lacounty.gov>
Cc: Ellen Leonida <Leonida@braunhagey.com>
Subject: Re: California Public Records Act Request

Hon. George Gascon,

Please see the attached request for records pursuant to California's Public Records Act (Gov't Code §§ 6250 *et seq.*).

Best,

Abby Vare
Litigation Legal Assistant
BRAUNHAGEY & BORDEN LLP
Direct: (415) 541-8137
Office: (415) 599-0214

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th

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