



LONDON N. BREED
MAYOR

CITY AND COUNTY OF SAN FRANCISCO
POLICE DEPARTMENT
HEADQUARTERS
1245 3RD Street
San Francisco, California 94158



WILLIAM SCOTT
CHIEF OF POLICE

April 17, 2023

121442-43444565@requests.muckrock.com

Anonymous

RE: Public Records Request, dated November 19, 2021, Reference # P054700-111921

Dear Anonymous:

The San Francisco Police Department (SFPD) received your Public Records Act request, dated November 19, 2021. The SFPD has remained in regular communication with you regarding the status of your public records request since May 23, 2022.

You requested, "November 19, 2021, To Whom It May Concern: Pursuant to the CPRA and Sunshine Ordinance: produce all incident reports and audio, video, or audio-video footage of the police shooting today near Fifth and Folsom. Provide rolling response. Remember to follow all Sunshine Ordinance rules, and the special rules for police critical incidents. 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 the statute requires."

SFPD declined to "release records to an open investigation under California Government Code Section 6254(f), which exempts from disclosure records of complaints to, investigations conducted by intelligence information or security procedures of, and investigatory or security files compiled by local police agencies. As such, we are unable to provide you with the information you seek, as disclosure of information may endanger successful completion of the investigation."

Additionally, SFPD invoked Cal. Penal Code section "832.7(7)(C) During an administrative investigation into an incident described in subparagraph (A) of paragraph (1), the agency may delay the disclosure of records or information until the investigating agency determines whether the use of force violated a law or agency policy, but no longer than 180 days after the date of the employing agency's discovery of the use of force, or allegation of use of force, by a person authorized to initiate an investigation, or 30 days after the close of any criminal investigation related to the peace officer or custodial officer's use of force, whichever is later." SFPD will continue its review of records and will provide you with an update by Monday, May 22, 2023.

Sincerely,

Lieutenant Christopher Beauchamp #561
Officer in Charge
Risk Management - Legal Division