



DANIEL CONNOLLY

Deputy Port Attorney

Sender's Tel. No.: (510) 627-1342

Sender's Fax No.: (510) 444-2093

Sender's E-Mail: dconnolly@portoakland.com

VIA ELECTRONIC MAIL ONLY

genehazzard@gmail.com

October 24, 2013

Gene Hazzard

Re: Your October 18, 2013 Request for Records

Dear Mr. Hazzard:

The Port of Oakland ("Port") is in receipt of your request received on October 18, 2013, pursuant to the California Public Records Act ("PRA").

The California Public Records Act requires that a request for a copy of records reasonably describe an identifiable public record or records. It requires a public agency to provide any reasonably segregable portion of a record, but not to search files for any specific information or to compile lists of information or to create new documents. To the extent that any record or any segregable portion of a record is exempt from disclosure or is prohibited from disclosure, we must inform you of the reason for withholding such record or records.

In response to your request for "a copy of the \$100,000.00 cashier check/money order or any instrument that represent the \$100,000.00 from AMB/CCG that was required under this resolution 'for the purpose of negotiating the final forms of an Option Agreement and a Master Lease Agreement for a portion of the former OAB and other lands that comprise approximately 168 acres,'" please be advised that the Port has no records responsive to this request. The agreement was terminated and the deposit held in escrow was returned to AMB.

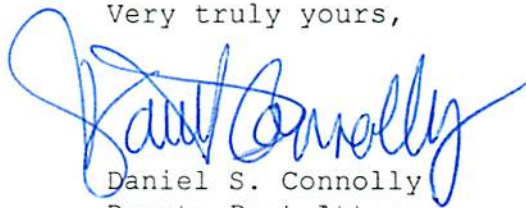
We hope that this response to your request for records is satisfactory to you. If you are dissatisfied with this response to your records request and believe that the Port has failed to comply with the California Public Records Act, you may submit a written

Request for Cure and Correction to the Secretary of the Board at 530 Water Street, Oakland CA, 94607 or jbetterton@portoakland.com clearly describing the nature of the alleged noncompliance, including the facts and circumstances of the alleged noncompliance, any legal theories supporting the allegation, and the nature of the corrective action requested. Generalized concerns or conclusory arguments, unsupported by specific facts or legal arguments will not be considered sufficient. The Request for Cure and Correction must be filed within ninety (90) days of the alleged noncompliance. Upon receipt of the Request for Cure and Correction, the Port Attorney will investigate the alleged noncompliance and will respond to you within thirty (30) days of receipt by the Secretary of the Board.

Please be advised that Rule VII of the Port's Rules for Public Participation (adopted by Port Ordinance No. 4127) sets forth the Port's established procedures for receiving allegations of noncompliance with the California Public Records Act and for investigating and responding to such allegations. Should you wish to file such allegations, you are advised to consult the above-referenced rules so that you may comply with the procedures for administrative remedies to your allegations.

Thank you for your request.

Very truly yours,



Daniel S. Connolly
Deputy Port Attorney

Attachments