

CITY OF SACRAMENTO

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OFFICE OF THE CITY CLERK

915 I STREET
CITY HALL ROOM 203

SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5426

LORRAINE MAGANA
CITY CLERK

November 24, 1982

Sacramento City Council
Sacramento, CA 95814

SUBJECT: Procedure for Filling District 6 Vacancy

Members in Session:

BACKGROUND

On November 2, 1982, Councilman Lloyd Connelly was elected to the State Assembly which will create a vacancy in District 6.

City Charter Section 28 provides if such vacancy occurs within one year of the next general election at which such office would normally be filled the vacancy shall be filled by appointment by a majority of the remaining members of the Council. Since the vacancy will occur within the one year, an appointment procedure must be approved by the City Council to fill the District 6 vacancy.

Attached is the November 9, 1982 memorandum of the City Manager relating to procedures for replacement of the mayor and councilmember. The City Council needs to establish application period dates and tentative interview dates. Vice Mayor Robie and I have worked out the following schedule.

- A. Application period opens December 6, 1982.
- B. Applicants must submit application and financial disclosure form no later than 5:00 p.m. p.m., Friday, December 17, 1982.
- C. Suggest schedule a Special Meeting, to be held in Open Session, on Monday, December 20, 1982 at 2:00 p.m. for the first interview.
- D. Suggest schedule a Special Meeting, to be held in Open Session, on Wednesday, December 22, 1982 at 2:00 p.m. for the second interview.

The City Clerk's office has received 12 requests for applications for the District 6 vacancy. The Council may want to decide they do not wish to interview every applicant.

City Council
Procedure
Page 2

RECOMMENDATION

- A. Approve the procedure as outlined in Exhibit A of the memorandum dated November 9, 1982;
- B. Approve the attached application and financial disclosure form; and
- C. Approve the schedule outlined above.

Respectfully submitted,

Lorraine Magana
 Lorraine Magana
 City Clerk

LM:lm

Attachment

DESCRIPTION OF ACTIONS & PROCEDURESActions by City Council

1. Establish announcement date for applications to be received.
2. Establish closing of application period and final date to file personal data questionnaire and financial disclosure forms.
3. Establish interview date(s).
4. Approve Personal Data and Disclosure Statement.
5. Approve City Clerk distribution and receipt of applications:
 - a. All applications are checked to make sure applicant is a resident of city and district and registered voter.
 - b. List of applicants and copies of all applications to Councilmembers.

Interview Procedure

1. Ten minutes allotted to each applicant - 3 minutes for presentation by applicant; seven minutes to answer questions of Councilmembers. (Order of interviews was established to be held in alphabetical order.)
2. Each Councilmember nominates no more than two (2) applicants for a final interview (could choose to nominate only one or none.) Only those nominated will be considered in next round of interviews.
3. The Council then determines an interview date for the finalists. (Special Meeting)
4. Final interview established at 20 minutes for each applicant and specific times given. No other applicants present in council chamber while another is being interviewed.

interview covered areas of concern within district and some major city-wide issues. Written material can also be submitted to City Clerk by a specific deadline for distribution to City Council.

5. Nominations Procedure:

Motion by councilmembers to nominate an applicant and then roll call on motion.



CITY OF SACRAMENTO

PHILLIP L. ISENBERG

Mayor

City Hall, Room 202

Sacramento, California 95814

(916) 449-5400

December 14, 1978

Dear Applicant:

On December 12, 1978, the City Council established a date and procedure for preliminary Council District 8 interviews.

Essentially the procedure will be as follows:

1. Ten minutes will be allotted to each applicant. Applicants are encouraged to give a three minute presentation which will be followed by a seven minute question and answer period.
2. After all applicants are interviewed, each councilmember, including the mayor, will nominate no more than two applicants for a final interview. A councilmember may choose to nominate only one person - or none. Only those nominated will be considered in the next round of interviews.
3. The Council will then determine an interview date for the finalists.

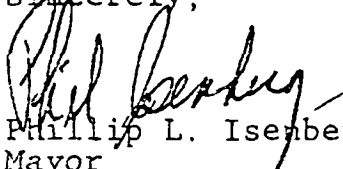
All applicants are encouraged to submit additional material if they so desire. Any additional material should be submitted to the City Clerk no later than Tuesday, December 19, 1978, 5:00 P.M.

The Special Council meeting for the interviews is scheduled for Wednesday, December 20, 1978, 2:00 P.M., 2nd Floor, Council Chamber. A reminder that the interviews will be open to the public.

Rather than have a formal schedule of interviews, it is requested that applicants arrive at 2:00 P.M. and an order of interviews will be established at the meeting.

If you have any questions, please contact Lorraine Magana, City Clerk, Room 203, City Hall, 449-5426.

Sincerely,


 Phillip L. Isenberg
 Mayor



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CITY OF SACRAMENTO

PHILLIP L. ISENBERG

Mayor

City Hall, Room 202

Sacramento, California 95814

(916) 449-5400

November 8, 1978

Hon. City Council
Council Chamber
City Hall
Sacramento, CA 95814

Members in Session:

With Councilman Robert Matsui's resignation, the City Council will be required to establish a time schedule to appoint a successor. Under the City Charter the City Council appoints the new Council member when, as is the case here, the vacancy occurs within one year of the date of the next general municipal election.

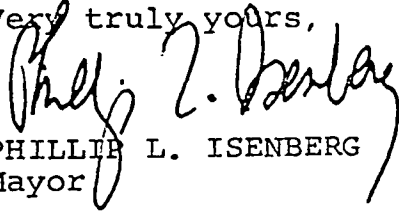
I think it is necessary to try to conclude the appointment process prior to January 1, 1979. Therefore, I propose the following schedule:

Announcement that applications for Council member will be received	November 8, 1978
Closing of application filing period and final date to file personal data questionnaire and financial disclosure forms	November 29, 1978
Interviews	December, 1978
Appointment	Prior to January 1, 1979

I also recommend that the City Council require more information concerning Council applicants than has been required in the past. Recently the Council of the City of San Diego encountered problems when it appointed a person to the City Council who was in serious financial and legal difficulties. We have prepared a letter to the Council applicant and a sample questionnaire and financial disclosure form, which are attached to this letter. I invite your review and comments.

Hon. City Council
November 8, 1978
Page two

Finally, the City Attorney advises me that under the Ralph M. Brown Act, Council interviews and discussions concerning the appointment are required to be in public session.

Very truly yours,

PHILLIP L. ISENBERG
Mayor

PLI/JPJ/pl

Attachments

CITY OF SACRAMENTO

CITY COUNCIL OFFICE

PERSONAL DATA QUESTIONNAIRE AND
STATEMENT OF ECONOMIC INTERESTS
FOR CITY COUNCIL MEMBER--DISTRICT 8

1. Name (print) _____

2. Address _____
(residence of business)

Reporting Period

Please report economic interests for the 24-month period immediately preceding the date of execution below.

I declare under the penalty of perjury that this Statement of Economic interests is complete, true and correct to the best of my knowledge and belief.

Executed on _____, 19____, at _____, California.

Signature

NOTE: This form must be filed in the City Clerk's office, 915 I Street, Sacramento, CA, 95814, by 5 p.m. on December 6, 1978. The form will be available for public inspection in the City Clerk's office. Completion of this form does not fulfill the filing requirements which exist under the Political Reform Act of 1974. A separate form to meet the requirements of that Act must be completed by the person appointed by the Council.

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SCHEDULE A

Investments

You must report each investment, of more than \$1,000, made by you and/or your spouse in any business entity. An investment is any direct or indirect financial interest in or security issued by a business entity including, but not limited to, common stock, preferred stock, rights, warrants, options, debt instruments and any partnership or other ownership interest.

When indicating value, you should consider highest fair market value during the reporting period. You should check the appropriate box with regard to value. You should indicate the date you acquired or disposed of the investment only if acquisition or disposal occurred during the reporting period.

In addition, if you or your spouse owns directly, indirectly or beneficially a ten percent or greater interest in a trust which holds investments in other business entities, you must report your pro rata share of such investments.

EXCEPTIONS: DO NOT report the following as investments:

- Time or demand deposits in financial institutions (e.g., bank accounts, savings accounts);
- Shares in a credit union;
- Insurance policies;
- Investments in business entities not doing business in California.

(Name of company)

(General description of business activity)

(Nature of your interest, e.g., common stock, partnership, etc.)

Value:

- \$1,000 to \$10,000
- Between \$10,000 and \$100,000
- More than \$100,000

(Date acquired)

(Date disposed of)

(Name of Company)

(General description of business activity.)

(Nature of your interest, e.g., common stock, partnership, etc.)

Value:

\$1,000 to \$10,000

Between \$10,000 and \$100,000

More than \$100,000

(Date acquired)

(Date disposed of)

(Name of Company)

(General description of business activity.)

(Nature of your interest, e.g., common stock, partnership, etc.)

Value:

\$1,000 to \$10,000

Between \$10,000 and \$100,000

More than \$100,000

(Date acquired)

(Date disposed of)

(Name of Company)

(General description of business activity.)

(Nature of your interest, e.g., common stock, partnership, etc.)

Value:

\$1,000 to \$10,000

Between \$10,000 and \$100,000

More than \$100,000

(Date acquired)

(Date disposed of)

SCHEDULE B

Interests in Real Property

You must report each direct or indirect interest in real property, worth more than \$1,000, owned by you and/or your spouse. An interest in real property is any leasehold, beneficial or ownership interest, or an option to acquire such an interest in real property.

If you have a loan on your real property, you should consider only your equity interest. For example, if you own property with a fair market value of \$50,000 in which you have a \$15,000 equity (with \$35,000 still owed to the mortgagee), the value of your interest is \$15,000. Please check the appropriate box regarding value. You should indicate the date you acquired or disposed of the real property only if acquisition or disposal occurred during the reporting period.

In addition, if you or your spouse owns directly, indirectly or beneficially a ten percent or greater interest in any trust which holds real property, you must report your pro rata share in the property. Do not report property located outside California.

<p>(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p>Value:</p> <p><input type="checkbox"/> \$1,000 to \$10,000</p> <p><input type="checkbox"/> Between \$10,000 and \$100,000</p> <p><input type="checkbox"/> More than \$100,000</p>
<p>(Nature of interest, e.g., equity, option.)</p> <p>_____</p> <p>_____</p> <p>Date acquired _____</p> <p>Date disposed of _____</p>	<p>(If leased, please identify all nonresidential lessees by name and nature of enterprise.)</p> <p>_____</p> <p>_____</p>

(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)

Value:

\$1,000 to \$10,000

Between \$10,000 and \$100,000

More than \$100,000

(If leased, please identify all nonresidential lessees by name and nature of enterprise.)

(Nature of interest, e.g., equity, option.)

Date acquired _____

Date disposed of _____

(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)

Value:

\$1,000 to \$10,000

Between \$10,000 and \$100,000

More than \$100,000

(If leased, please identify all nonresidential lessees by name and nature of enterprise.)

(Nature of interest, e.g., equity, option.)

Date acquired _____

Date disposed of _____

SCHEDULE C

Investments and Interests in Real Property
Held by Business Entities You Control

If you and/or your spouse hold a direct or indirect interest of 50 percent or more in a business entity listed in Schedule A, you must report all investments of that entity in other business entities, and all interests in real property held by that entity. A separate Schedule C must be completed for each business entity. Please check the appropriate box regarding value.

(Name of entity you control)

C (1)

Investments Held by Business Entity You and/or Your Spouse Control

(Name of investment)	

(General description of business activity)	

(Nature of interest, e.g., common stock, etc.)	<u>Value:</u>
_____	<input type="checkbox"/> \$1,000 to \$10,000
Date acquired _____	<input type="checkbox"/> Between \$10,000 and \$100,000
Date disposed of _____	<input type="checkbox"/> More than \$100,000

(Name of investment)	

(General description of business activity)	

(Nature of interest, e.g., common stock, etc.)	<u>Value:</u>
_____	<input type="checkbox"/> \$1,000 to \$10,000
Date acquired _____	<input type="checkbox"/> Between \$10,000 and \$100,000
Date disposed of _____	<input type="checkbox"/> More than \$100,000

(Name of investment)

(General description of business activity)

(Nature of interest, e.g., common stock, etc.)

Value:

\$1,000 to \$10,000

Date acquired _____

Between \$10,000 and \$100,000

Date disposed of _____

More than \$100,000

(Name of investment)

(General description of business activity)

(Nature of interest, e.g., common stock, etc.)

Value:

\$1,000 to \$10,000

Date acquired _____

Between \$10,000 and \$100,000

Date disposed of _____

More than \$100,000

(Name of investment)

(General description of business activity)

(Nature of interest, e.g., common stock, etc.)

Value:

\$1,000 to \$10,000

Date acquired _____

Between \$10,000 and \$100,000

Date disposed of _____

More than \$100,000

SCHEDULE C (2)

C (2) Interests in real property held by business entity you control.

<p>(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p><u>Value:</u></p>
	<p><input type="checkbox"/> \$1,000 to \$10,000</p> <p><input type="checkbox"/> Between \$10,000 and \$100,000</p> <p><input type="checkbox"/> More than \$100,000</p>
<p>(Nature of interest, e.g., equity, option.)</p> <p>_____</p> <p>_____</p>	<p>(If leased, please identify all nonresidential lessees by name and nature of enterprise.)</p>
<p>Date acquired _____</p>	
<p>Date disposed of _____</p>	
<p>(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)</p> <p>_____</p> <p>_____</p> <p>_____</p>	<p><u>Value:</u></p>
	<p><input type="checkbox"/> \$1,000 to \$10,000</p> <p><input type="checkbox"/> Between \$10,000 and \$100,000</p> <p><input type="checkbox"/> More than \$100,000</p>
<p>(Nature of interest, e.g., equity, option.)</p> <p>_____</p> <p>_____</p>	<p>(If leased, please identify all nonresidential lessees by name and nature of enterprise.)</p>
<p>Date acquired _____</p>	
<p>Date disposed of _____</p>	

(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)

- Value:
- \$1,000 to \$10,000
 - Between \$10,000 and \$100,000
 - More than \$100,000

(Nature of interest, e.g., equity, option.)

(If leased, please identify all nonresidential lessees by name and nature of enterprise.)

Date acquired _____
Date disposed of _____

(Street address or precise location of property. If no street address, use book and page number at which deed is recorded, obtainable from County Recorder's office.)

- Value:
- \$1,000 to \$10,000
 - Between \$10,000 and \$100,000
 - More than \$100,000

(Nature of interest, e.g., equity, option.)

(If leased, please identify all nonresidential lessees by name and nature of enterprise.)

Date acquired _____
Date disposed of _____

SCHEDULE D

Positions Held During Reporting Period

You must list any business entity or non-profit entity in which you and/or your spouse are a director, officer, partner, trustee, employee or consultant or hold any position of management.

Name of Entity _____
Your Position _____ Spouse's Position _____
Nature of Entity's Activity _____

Name of Entity _____
Your Position _____ Spouse's Position _____
Nature of Entity's Activity _____

Name of Entity _____
Your Position _____ Spouse's Position _____
Nature of Entity's Activity _____

Name of Entity _____
Your Position _____ Spouse's Position _____
Nature of Entity's Activity _____

Name of Entity _____
Your Position _____ Spouse's Position _____
Nature of Entity's Activity _____

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SCHEDULE E

Income Aggregating \$250 or more

You must disclose income from any source of any nature aggregating \$250 or more which you and/or your spouse receive from any one source during the reporting period. Please check the appropriate box regarding the amount of income.

EXCEPTIONS: DO NOT report the following as income:

- Income from a former employer if all income from the employer was received by or accrued to you prior to the reporting period, the income was received in the normal course of your employment, and you have no expectation of renewed employment with your former employer.
- Salary or reimbursements for expenses and per diem received from a state or local government agency.
- Gifts. These are reportable on Schedule F.
- Loans by a commercial lending institution in the regular course of business.
- Reimbursement for travel expenses and per diem received from a bona fide educational, academic or charitable organization.
- Devise or inheritance.
- Dividends, interest or other return on a security which is registered with the Securities and Exchange Commission of the U. S. Government.
- Interest, dividends or premiums on a time or demand deposit in a financial institution, shares in a credit union or insurance policy, payments received under an insurance policy, or any bond or other debt instrument issued by a government or government agency.

(Name of source of income)	<u>Amount:</u>
_____	<input type="checkbox"/> Between \$250 and \$1,000
(Address of the source of income)	<input type="checkbox"/> Between \$1,000 and \$10,000
_____	<input type="checkbox"/> More than \$10,000
(Business activity of the source of income)	_____ (You) _____ (Spouse)
(Description of the consideration, if any, for the income, e.g., employment)	

SCHEDULE E (cont'd)

(Name of source of income)

Amount:

(Address of the source of income)

Between \$250 and \$1,000

Between \$1,000 and \$10,000

(Business activity of the source of income)

More than \$10,000

(You)

(Spouse)

(Description of the consideration, if any, for the income, e.g., employment)

(Name of source of income)

Amount:

(Address of the source of income)

Between \$250 and \$1,000

Between \$1,000 and \$10,000

(Business activity of the source of income)

More than \$10,000

(You)

(Spouse)

(Description of the consideration, if any, for the income, e.g., employment)

SCHEDULE F

Gifts Appreciating \$25 or More

You must report gifts from a single source totalling \$25 or more during the reporting period.

EXCEPTIONS: DO NOT report the following as gifts:

- Any gift of hospitality involving food, drink or lodging which you have reciprocated during the reporting period.
- Gifts from your spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother or sister-in-law, aunt, uncle or first cousin, or the spouse of any such person.
- Any gift which was not used and which you returned within 30 days.
- Any gift which was not used and which, within 30 days, you delivered to a charitable organization without claiming it as a charitable contribution for tax purposes.
- Gifts of informational material, such as books, pamphlets, reports, calendars or periodicals.

(Name of Donor)	Date(s) of Gift(s)	Value of Gift(s)
(Address)		

SCHEDULE F (cont'd)

(Name of Donor)	Date(s) of Gift(s)
(Address)	Value of Gift(s)

(Name of Donor)	Date(s) of Gift(s)
(Address)	Value of Gift(s)

(Name of Donor)	Date(s) of Gift(s)
(Address)	Value of Gift(s)

(Name of Donor)	Date(s) of Gift(s)
(Address)	Value of Gift(s)

SCHEDULE G

Income of Business Entities

Which Provide Legal or Brokerage Services

You must complete Schedule G if you and/or your spouse owns a ten percent or greater interest in a business entity which provides legal or brokerage services, such as an insurance brokerage, a real estate brokerage or a stock brokerage. You must disclose the name, address and business activity of the entity and list all persons who paid fees to the business entity if your pro rata share from each such person was \$1,000 or more. * Report only business entities doing business in California.

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity who paid fees to the above business entity if your pro rata share of the fees was \$1,000 or more.

* See 2 California Administrative Code Section 18740 re procedure for nondisclosure, based on recognized privilege under California law. Section 18740 is attached.

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity who paid fees to the above business entity if your pro rata share of the fees was \$1,000 or more.

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity who paid fees to the above business entity if your pro rata share of the fees was \$1,000 or more.

SCHEDULE H

Income of Business Entities

Which Do Not Provide Legal or Brokerage Services

You must complete Schedule H if you and/or your spouse owns a ten percent or greater interest in a business entity which does not provide legal or brokerage services. You must disclose the name of the entity, its address and a description of its activity as well as the name of each person from whom the entity received payments if your pro rata share from each such person was \$10,000 or more. Report only business entities doing business in California.

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity from whom the above business entity received payments if your pro rata share of gross receipts from the individual or entity was \$10,000 or more:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity from whom the above business entity received payments if your pro rata share of gross receipts from the individual or entity was \$10,000 or more:

Four sets of horizontal lines for listing names and addresses.

(Name of Business Entity)

(Address of Business Entity)

(Description of its Business Activity)

List the name of each individual or entity from whom the above business entity received payments if your pro rata share of gross receipts from the individual or entity was \$10,000 or more:

Four sets of horizontal lines for listing names and addresses.

FACE SHEET
FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11340.1)

<p>RECEIVED FOR FILING JUL 23 1976 Office of Administrative Hearings</p> <p>ENDORSED APPROVED FOR FILING (Gov. Code 11340.1) JUL 26 1976 Office of Administrative Hearings</p> <p>DO NOT WRITE IN THIS SPACE</p>	<p>Copy below is hereby certified to be a true and correct copy of regulations adopted, or amended, or an order of repeal by:</p> <p>FAIR POLITICAL PRACTICES COMMISSION (Agency)</p> <p>Date of adoption, amendment, or repeal: July 20, 1976</p> <p>By: <i>David H. Crowder</i> Chairman (Title)</p> <p>DO NOT WRITE IN THIS SPACE</p>	<p>ENDORSED FILED In the office of the Secretary of State of the State of California JUL 23 1976 At 4:10 o'clock P.M. MURCH FONG EU, Secretary of State</p> <p>DO NOT WRITE IN THIS SPACE</p>
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ORDER ADOPTING REGULATIONS OF THE
FAIR POLITICAL PRACTICES COMMISSION

After proceedings had in accordance with the provisions of the Administrative Procedure Act (Government Code Title 2, Div. 3, Part 1, Ch. 4.5) and pursuant to the authority vested by Section 83112 of the Government Code, and to implement, interpret or make specific Section 87207(b)(2) and (b)(3) of the Government Code, the Fair Political Practices Commission hereby amends its regulation in Division VI, Title 2, California Administrative Code, as follows:

Add 2 Cal. Adm. Code Section 18740.

18740. Privileged Information: Statement of Economic Interests (87207(b)(2) and (b)(3))

An official need not disclose under Sections 87207(b)(2) and 87207(b)(3) the name of a person who paid fees

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FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
Pursuant to Government Code Section 11332.11

or made payments to a business entity if disclosure of the person's name would violate a legally recognized privilege under California law. Such a person's name may be withheld in accordance with the following procedure:

(a) An official who believes that a person's name is protected by a legally recognized privilege may decline to report the name, but shall file with his Statement of Economic Interests an explanation for such nondisclosure. The explanation shall separately state for each undisclosed person the legal basis for assertion of the privilege and, as specifically as possible without defeating the privilege, facts which demonstrate why the privilege is applicable.

(b) With respect to each undisclosed person, the official shall state that to the best of his knowledge he has not and will not make, participate in making, or in any way attempt to use his official position to influence a governmental decision when to do so constituted or would constitute a violation of Section 87100.

(c) The Executive Director or his designee may request further information from the official and, if no legal or factual justification sufficient to support assertion of the privilege is shown, may order that the

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REGISTRATION

FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11130.1)

disclosure required by the Act be made. The official shall, within 14 days after receipt of an order from the Executive Director or his designee, either comply with the order or, if he wants to challenge the determination of the Executive Director or his designee, appeal the determination, in writing, to the Commission.

(d) If the Executive Director or his designee determines that nondisclosure is justified because of the existence of a privilege, the matter shall be referred to the Commission.

(e) The Commission shall review an appeal filed under paragraph (c) or a recommendation made by the Executive Director or his designee under paragraph (d) at a meeting held no less than 14 days after notice of the meeting is mailed to the official, the Attorney General and both the district attorney and city attorney of the jurisdictions in which the official's residence and principal place of business are located. The Commission shall decide whether nondisclosure is warranted by issuing an opinion under Section 93114 and shall treat the explanation for nondisclosure accompanying the official's Statement of Economic Interests as an opinion request. The procedures set forth in 2 Cal. Adm. Code Sections 18320-18325, however, shall not apply to opinions issued pursuant to this regulation.

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FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11360.1)

(f) IF the Commission orders an official to disclose, the official must comply within 14 days. The Executive Director or his designee may, for good cause, extend any of the time periods established in this regulation.

COMMENT: A person's name is not ordinarily protected from disclosure by the law of privilege in California. Under current law, for example, a name is protected by the attorney-client privilege only when facts concerning an attorney's representation of an anonymous client are publicly known and those facts, when coupled with disclosure of the client's identity, might expose the client to an official investigation or to civil or criminal liability. See, e.g., Brunner v. Superior Court, 51 Cal. 2d 616, 618 (1959); Ex parte McDonough, 170 Cal. 230 (1915); Baird v. Koerner, 279 F.2d 623, 630 (9th Cir. 1960); and cases compiled in In re Grand Jury Proceedings, 517 F.2d 666, 670-71 (5th Cir. 1975). A patient's name has been protected by the physician-patient privilege only when disclosure of the patient's name would also reveal the nature of the treatment received by the patient because, for example, the physician is recognized as a specialist. See, e.g., Marcus v. Superior Court, 18 Cal. App. 3d 22, 24-25 (1971) and Ascherman v. Superior Court, 254 Cal. App. 2d 506, 515-16 (1957). The names of business

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FOR FILING ADMINISTRATIVE REGULATIONS
WITH THE SECRETARY OF STATE
(Pursuant to Government Code Section 11330.1)

customers are not protected by the trade secret privilege unless, because of surrounding circumstances, disclosure of a particular customer's identity would also result in disclosure of special needs and requirements of the customer that are not generally known to competitors. See, e.g., King v. Pacific Vitamin Coco., 256 Cal. App. 2d 841, 846-49 (1967) and Peerless Oakland Laundry Co. v. Hickman, 205 Cal. App. 2d 556, 559-60 (1962).

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This regulation will not create any new or increased costs to local government pursuant to Section 2231 of the Revenue and Taxation Code.

DO NOT WRITE IN THIS SPACE

10/78

REGISTRATION UNIT

SCHEDULE J

Personal History Statement

Name _____ DL No. _____ SS No. _____

Address _____ Phone _____

Birthplace _____ Birthdate _____ Citizen? _____ Naturalized? _____

Employer _____ Phone _____

Address _____ Job Title _____

Name of Spouse _____

<u>School record:</u>	<u>Major</u>	<u>Degree</u>	<u>Date</u>
Elementary School			
High School			
College			
Graduate School			

Employment record: (Last three positions held)

Employer _____ Position held _____

Address _____ Phone _____

Name of Supervisor _____

Employer _____ Position held _____

Address _____ Phone _____

Name of Supervisor _____

Employer _____ Position held _____

Address _____ Phone _____

Name of Supervisor _____

SCHEDULE K

List of Loans

Please list all loans in excess of \$1,000 owned by you. Also, do not list automobile loans.

Name of Lender _____

Amount of Loan _____

Purpose of Loan

SCHEDULE L

Investigations -- Litigation

Please list any investigation of which you are aware, involving you or a business entity owned by you, which is being--or was within the past 24 months--conducted by a law enforcement agency. Also, please list any litigation of which you are aware which is pending against you at the present time or which has occurred within the past 24 months.

Investigations:

<u>Name of law enforcement agency conducting investigation</u>	<u>Subject and nature of investigation</u>	<u>Disposition of investigation, if any</u>
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Litigation:

<u>Name of litigation and case number</u>	<u>Nature of litigation</u>	<u>Disposition, if any</u>
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RE: CITY COUNCIL APPOINTMENT

Dear: _____:

We appreciate very much your application for the office of Council member in District 8. Because of certain problems which occurred in San Diego, where a person was appointed to the City Council who was in serious financial and legal difficulties, the Sacramento City Council desires more information concerning Council applicants than it has in the past. In particular, we are asking for a full financial disclosure of the information requested in the attached form. This form goes beyond the financial information required by the California Political Reform Act of 1974. That act is limited primarily to assets owned within the City limits. However, because of the San Diego problems, we think it is necessary to obtain this additional information. The form will be considered confidential, for use by the Council only.

We are also asking for your consent to the conduct of an investigation consisting of a police and credit record check. We ask that you please sign the attached form and return it in the enclosed, addressed envelope.

If you do not wish to fill out the disclosure form or consent to the background investigation, we may take that into account in consideration of your application. If you have any questions, please write or call Ms. Wanda Lynch, City Council Secretary, City Hall, 915 I Street, Sacramento, 95814, telephone 449-5400.

Very truly yours,