

TO: ASCCC Secretary Julie Bruno
FROM: Jane Patton, Shaaron Vogel, Ian Walton
RE: Item I.B Public Testimony: Item not on the agenda, Remedy for Bagley-Keene Violation
DATE: 1/1/2014
CC: ASCCC President Smith, Officers Morse and, North, ASCCC Executive Director Adams

We request that this public testimony be read aloud to the full Executive Committee, that a printed copy be given to each Executive Committee member, and that it be entered into the official record and minutes of the meeting as a public document.

This public testimony is a joint request from three members of the public, Patton, Vogel and Walton, who presented public testimony at the 13 December, 2013 Executive Committee meeting and who were excluded from the subsequent discussions by an Executive Committee vote to enter closed session.

We understand that ASCCC now operates under the Bagley-Keene Open Meeting Act.

We understand that the vote to move into closed session was a violation of that act because public notice was not given of the intent to have a remote conference location and vote as part of the meeting. No remote location was disclosed on the published agenda.

As three individuals who were damaged by that violation we formally request one of two possible remedies:

- 1) ASCCC will make publicly available a complete record of all discussions carried out in closed session at the December 2013 Executive Committee Meeting (not merely a summary of actions);
- OR
- 2) ASCCC will re-notice the meeting for a future occasion at which the entire closed session discussion from December 2013 will be conducted in public (not merely a summary of actions).