

The Law Office of Julie M. Hamilton

December 16, 2021

#### VIA EMAIL

Thomas Hebrank Chairperson San Diego Redistricting Commission <u>Redistricting2020@sandiego.gov</u>

#### **RE: REDISTRICTING REFORM**

Dear Mr. Hebrank and Members of the Commission:

I represent former redistricting commissioner Mitz Lee. Ms. Lee is seeking reform of the Redistricting Commission to incorporate registration and reporting requirements for individuals and organizations seeking to influence the redistricting commission. Ms. Lee is also requesting the Redistricting Commission incorporate a formal complaint process to protect the objectivity of the Commission and its members.

During the recent redistricting process, Ms. Lee was the target of unfounded allegations of unethical and potentially illegal conduct while serving on the 2020 Redistricting Commission. (See attachment.) There is no process in place to investigate allegations and certainly no process in place to require further inquiry into the motivation of the parties making the complaints. Both parties are actively involved in a movement related to the boundaries of District 6. At least one party was staff to a non-profit corporation created to manipulate the boundaries of District 6.

Allowing interested parties to co-opt the redistricting process by making unfounded allegations of impropriety has a significant negative impact on the objectivity of the Redistricting Commission. Ms. Lee chose to resign from her position to protect the integrity of commission and the credibility of the Asian Pacific American Coalition ("APAC"), an organization created to empower the Asian Pacific community in San Diego. It was no secret Ms. Lee was actively involved in APAC prior to appointment to the Commission. However, Ms. Lee ceased all activities in APAC related to redistricting immediately upon her appointment to the Commission. Despite Ms. Lee's commitment to the process, one organization was able to derail her participation and diminish the objectivity of the Commission.

Ms. Lee asks the Redistricting Commission to take a formal position asking for reforms to the redistricting process that require participants in the process to disclose their interests. Ms.

Thomas Hebrank December 16, 2021 Page 2

Lee also requests the Redistricting Commission ask for a formal process for investigating any issues raised by members of the public or members of the Redistricting Commission. With strong policy changes in place for redistricting in 2030, the Commission can protect its objectivity and protect its members in the future.

Thank you for your time and consideration of the issues raised in this letter. Please feel free to call me if you have any questions of need further clarification.

Regards,

gilie M. Kemitton)

Julie M. Hamilton Attorney for Mitz Lee

Attachment

CC: Mara Elliott Jennifer Berry Lora Fleming

# ATTACHMENT

#### DOCUMENT SUMMARY

Pages 1,2 Email dated 10/23/21 from Mitz Lee forwarding an email with information about her resignation.

Page 3 Email dated 10/9/21 from Mitz Lee submitting her resignation letter from the Redistricting Commission.

Pages 4,5 Email dated 10/9/21 has as an attachment the complaint from Sara Kamiab submitted as an email dated 10/1/21.

Page 6 Email dated 11/11/21 from Mitz Lee providing background information. It included the following attachments which were provided to her personally and not directed to APAC Board collectively.

Page 12 Email dated 12/10/19 from Chris Cate regarding a proposal on redistricting/backgrounder.

Page 13 Redistricting Proposal marked confidential attached to email dated 12/10/19 from Chris Cate.

Page 14 Email mail dated 1/10/20 from Chris Cate introducing Ryan Clumpner to Mitz Lee.

Pages 8, 10, 15 and 16 Public Dynamics Proposal from Ryan Clumpner to APAC (which was never presented to APAC) attached to email dated 12/10/19 from Chris Cate.

Page 17 Email dated 2/5/20 to Chris Cate and Sara Kamiab ending redistricting project with APAC - Note: this is not an APAC Board decision but ML decision.

Page 19-1, 19-2 Email dated 8/2/21 from Ryan Clumpner with Neighborhood Voices of San Diego (NVSD) to Dennis-Michael with a proposal to join NVSD. [Dennis-Michael declined to join.]

Page 19-3 Attachment "SD CC6 Full (1).jpg" to email dated 8/2/21 from Ryan Clumpner.

Page 19-4 to 19-8 Attachment "District Breakdowns.csv" to email dated 8/2/21 from Ryan Clumpner.

Page 19-9 Attachment "Redistricting Talking Points – AAPI Community.docx" to email dated (8/2/21 from Ryan Clumpner.

Page 20 Email dated 8/16/21 from Cynthia Suero-Gabler to Sara questioning her [Sara's] conflict of interests.

Page 20-1, 20-2 Commissioner Communication Log as of 11/12/2021 showing contact between Ryan Clumpner and Chair Hebrank on two dates 8/29/2021 and 9/24/2021.

Page 20-3 Selected page from Chief of Staff Communications Log printed on 11/12/2021 logging email communication from Dennis-Michael Broussard on September 28 and 30, 2021.

Page 20-4, Email dated 9/28/21 from Dennis-Michael Broussard.

Page 20-5, Email dated 9/30/21 from Dennis-Michael Broussard.

Pages 21, 22, 23 Email dated 10/1/21 Complaint from Aidan Lin - ASL to City Attorney with reference to Dennis-Michael. The attachment to this email is the public comment submitted to the Redistricting Commission.

Page 24 Articles of Incorporation for Neighborhood Voices of San Diego Inc as a Nonprofit Public Benefit Corporation in the State of California. Filed on May 27, 2020.

Pages 25, 26 SOI for Neighborhood Voices of San Diego Inc filed 6/15/20 show Sara Kamiab as "Agent for Service of Process."

Pages 27, 28 SOI for Neighborhood Voices of San Diego Inc filed 9/4/20 show Sara Kamiab no longer listed as "Agent for Service of Process."

Subject: Fwd: Mitz Lee Stepping Down from Redistricting Commission From: Mitz Lee <mitzlee858@gmail.com> Date: 10/23/2021, 2:35 PM

To: 🗲

Thank you so much for thinking of me during this unfortunate time when people are pushing their self-interest and agenda ahead of community interest.

I and my family learn to be resilient from attacks. It is the prize when you are fighting for a cause worth fighting for.

Below is the email I sent to to API leaders two weeks ago and Mayor Gloria API Advisory Group. If the questions below are answered, it can connect the dots.

Questions should be:

1. Who is Sara Kamiab? What is her motivation?

2. How did she become an APAC Board Member and for what purpose?

3. What is her connection to Neighborhood Voices? It is abundantly clear she is much more concerned about the map of Neighborhood Voices than APAC which only formally submitted its own maps at the Redistricting hearing on October 12.

4. Was she really serving APAC to represent its interest when she joined APAC in December 2019 and when she became the Chair on August 16? Or was she representing another organization (Neighborhood Voices San Diego) which is the basis of her complaint?

5. Who is the Neighborhood Voices San Diego? Who and when it was created and for what purpose?

6. What is Ms. Kamiab's relationship with the key people in Neighborhood Voices San Diego.

This is to inform you of my decision to step down from the San Diego Redistricting

7. Why is Neighborhood Voices interested in pushing its map?

8. Who are the funders of Neighborhood Voices?

Again, thank you! I greatly appreciate your friendship. Best, Mitz

----- Forwarded message ------

From: Mitz Lee <<u>mitzlee858@gmail.com</u>> Date: Sat, Oct 9, 2021 at 6:12 PM Subject: Fwd: Mitz Lee Stepping Down from Redistricting Commission

Dear Member of Mayor Gloria API Advisory,

11/11/2021, 12:11 PM

Commission effective at once. See my email below to the City and Commission Chair.

It has come to my attention on Tuesday, October 5, 2021, that Ms. Sara Kamiab filed a complaint to the City of San Diego's City Attorney's Office about allegations of unethical and potentially illegal conduct by me on the Commission implicating others and my involvement with APAC affairs. See copy of the complaint. APAC is a nonprofit 501(c)(3) organization and as such, has the right to defend itself from atrocious allegations. We have compelling evidence to prove the ongoing conflict of interest of Ms. Kamiab, which led to her dismissal from the APAC Board of Directors and as its new Chair on August 16, 2021. Ms. Kamiab works closely with Neighborhood Voices, Councilman Chris Cate, Debbie Espe, Ron Cho, Jason Paguio, and Ryan Clumpner.

I am compel to share this with you as I am sure once my resignation is announced it will hit the press. I want to make sure you are aware. There will be repercussion to our community as we will not have any API representation on the commission nor District 6. Too many people will be implicated as documents of how and why Sara Kamiab joined APAC are now widely known to APAC Board and the City Attorney's Office and the Redistricting Commission.

I am disappointed that Ms. Kamiab has chosen to spread unwarranted Asian hate to fellow AAPI community leaders during a time when we should be uniting our community and ensuring of having an APIA voice on the city Redistricting Commission during this once every 10 years redistricting to empower our communities.

As mentioned in my letter of resignation below, I will focus now on guiding and protecting APAC from undue influence of others during this redistricting process of redrawing the lines of the city and giving an opportunity for Asian American voices to be heard fairly.

You are welcome to join us in a zoom call so we can present the maps that APAC will submit to the commission on Tuesday, October 12, 2021 at 5:30pm for consideration. The redistricting timeline is short. The meeting of the commission on Tuesday is critical as directions to draw maps for the city will be given to the mapping consultant. We need our input heard. Most of you have already supported the maps of Neighborhood Voices but that is alright. What matter most is we must come together and ensure an Asian majority-minority empowerment district is drawn during this once in 10 years redistricting of San Diego City Council district.

We will answer any questions on the complaint. Being transparent is what we need to strive for to better serve our community.

MITZ LEE is inviting you to a scheduled Zoom meeting.

Topic: Call to Action - San Diego City Redistricting Time: Oct 10, 2021 02:00 PM Pacific Time (US and Canada)

Join Zoom Meeting https://us02web.zoom.us/j/82074014088?pwd=UmF50EMzYXRjRDFEdTR3YUFxYXloUT09

Your RSVP is much appreciated. This is by invitation only.

Fwd: Mitz Lee Stepping Down from Redistricting Commission

Sincerely,

Mitz

From <u>mitz@mitzlee.com</u>Add to address book

To <u>hebrankredistricting@gmail.comAdd to address book</u>

Cc Kenneth MalbroughAdd to address book, Jennifer BerryAdd to address

book, Fleming, LoraAdd to address book

Date Fri 15:08

October 9, 2021

Thomas Hebrank Chair, San Diego Redistricting Commission

Dear Tom,

Regrettably, I have to inform you I am stepping down as a member of the Redistricting Commission effective at once.

As co-founder of Asian Pacific American Coalition (APAC), I have an obligation to the organization that its credibility is intact during the 2021 redistricting process. It is extremely hard for me as a member of the commission to balance the responsibility and obligation to the city of San Diego and the organization that I strongly believe in its mission. I will focus on guiding and protecting APAC from undue influence of others during this once every 10 years process of redrawing the lines of the city and the voice of Asian Americans are heard fairly.

I wish the Redistricting Commission all the success during this process and look forward to collaborating with you as a community member to ensure that there is fair representation and political voice for each resident, neighborhood, and community in the City of San Diego.

Sincerely,

Mitz Lee

Attachments:

Kamiab Complaint.pdf

936 KB

#### hebrankredistricting@gmail.com

From:	Fleming, Lora <l fleming@sandiego.gov=""></l>
Sent:	Friday, October 01, 2021 2:33 PM
To:	hebrankredistricting@gmail.com; Kenneth Malbrough
Subject	Fw: [EXTERNAL] Potential Conflict of Interest Complaint Regarding Commissioner Mitz Lee

From: Steinman, Kathy <KSteinman@sandiego.gov> Sent: Friday, October 1, 2021 2:22 PM To: Fleming, Lora <LIFleming@sandiego.gov> Cc: Berry, Jennifer <JBerry@sandiego.gov> Subject: FW: [EXTERNAL] Potential Conflict of Interest Complaint Regarding Commissioner Mitz Lee

Hi Lora,

I didn't see you cc'd on this email, so I wanted to bring it to your attention. I assume you will be forwarding this and the other email from UCSD students to Chair Hebrank and Vice Chair Malbrough? I will be forwarding this to my supervisors as well for further direction.

Kathy

From: Sara Kamiab <kamiab.sara@gmail.com> Sent: Friday, October 1, 2021 2:09 PM To: Berry, Jennifer <JBerry@sandiego.gov>; Steinman, Kathy <KSteinman@sandiego.gov> Subject: [EXTERNAL] Potential Conflict of Interest Complaint Regarding Commissioner Mitz Lee

\*\*This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.\*\*

To the Office of the City Attorney,

I respectfully wish to alert you to what I believe is unethical and potentially illegal conduct by Redistricting Commissioner Mitz Lee, in the interest of protecting the fairness and integrity of the redistricting process.

I served on the Board of Directors of the Asian & Pacific American Coalition between January 2020 and August 16, 2021. Mitz Lee had been the Chair of APAC since I began.

At the APAC Annual Board Retreat on July 31, 2021 Mitz Lee stepped down as Chair but remained on the Board, citing potential conflicts of serving on the Redistricting Commission while still acting as Chair. Our understanding at the time was that Mitz stepped down due to the potential conflict of interest, as she was prohibited from engaging in lobbying on redistricting matters while serving on the commission.

At that Board Retreat on July 31, 2021, I was elected as the new Chair of APAC and Cynthia Suero Gabler became the subcommittee Chair for APAC's redistricting efforts with the understanding that we would work together to increase

AAPI representation in District 6. At this meeting, the Board agreed that the key for APAC is to make sure there is a minimum of 36% and a goal of 51% AAPI population in District 6. <Documentation of APAC meeting minutes citing this can be provided upon request>

On August 9th, I met Mitz Lee at her office to discuss the transition where she produced all past APAC efforts on redistricting and emphasized the importance of "finishing what APAC started in 2010". This meant specifically having all of Rancho Penasquitos drawn into the District, regardless of what the percentage of AAPI representation would be if that were to happen.

On August 10th, Sub-committee Chair Cynthia Suero Gabler and Jantima Danford, APAC board member sent out an email to the APAC Board members (excluding Mitz Lee and Alexander Nguyen) with talking points for the August 11th District 1 community meeting, citing "We reviewed the talking points provided by Sara and we agreed that they were well written, concise, and therefore adopted them." followed by a highlighted portion with the key messaging that "We want to see an Asian-empowerement district that increases AAPI representation to 40% by adding UCSD and Carmel Valley to the district." <Email documentation can be provided upon request>

Both Cynthia Suero Gabler and I participated in the District 1 hearing on August 11th, where we advocated for a map that included UCSD and Carmel Valley as it would go along with APAC's goal of increasing AAPI representation in the district. After we both spoke during the meeting, Cynthia text me "great job" and that she "loved all the UCSD kids who called in." <Screenshots of texts can be provided upon request>

Four days later, on August 15th, I was asked to attend a special APAC Board meeting to be held on short notice the next night, August 16th. I believed this was to discuss next steps on our redistricting efforts. Instead, I was surprised to find both Mitz and Alexander Nguyen on email invitation, and that Mitz had already spoken privately with most of the Board members except myself, about our position on redistricting. The Board went on to allege that I had a conflict of interest with APAC, citing my work with other AAPI organizations on the subject of redistricting. I was asked to leave the meeting while Mitz and the rest of the Board discussed privately, then informed me that I had been voted off of the Board.

It was made clear to me that this change in tone was due entirely to the fact that Mitz disagreed with the map we had proposed and was insisting that APAC pursue a different map that excluded the AAPI student population and included parts of the City that she had wanted in the district from back in 2010.

Immediately following this meeting, APAC officially changed its position. This is evidenced by subsequent comments made by APAC leadership in the Districts 2 and 6 hearings. Additionally, APAC hired Dennis Michael Broussard to "facilitate community outreach." During my time on the Board, Dennis Michael had been hired by Mitz for a wide variety of special projects, such as facilitating discussion at APAC board retreats, which he did on July 31st. Dennis Michael had previously supported the same proposed map as the APAC Board, but following Mitz's involvement beginning August 15th, he began submitting multiple public comments opposing the map and arguing that AAPI students should not be recognized as part of our community.

I believe that redistricting is critical for our democracy, especially for marginalized groups like the AAPI community. It is critical that the public have faith that Commissioners are operating in an open and transparent manner, and not attempting to draw specific districts outside of public view and against the wishes of the communities they represent. The fact that these secret efforts are specifically intended to undermine the voices of a vulnerable population makes the conduct even more troublesome.

I respectfully ask that you take whatever action is necessary to ensure the integrity of this process going forward.

Thank you,

Sara Kamiab

Subject: Fwd: San Diego City Redistricting 2020-2021 Project - Mitz Lee From: mitz@mitzlee.com Date: 11/11/2021, 8:47 AM

To:

Hi 🚺

I am forwarding you the email and documents I sent to publications and writings about the redistricting issues.

1. Need to remind the Commission that the only map that does have the cloud of public manipulation is the one that was adopted on October 29. At that time, the SDDC map was also presented but the Commissioners still approved the Chairs map which is the only map that was not subjected by special interest influence. It passed 8-1.

2. If the SDDC map is adopted on Saturday, it may have more exposure to lawsuit because of the decision-making the Commission is taking to date.

Let us connect this afternoon after lunch.

Mitz

------ Original Message ------Subject: San Diego City Redistricting 2020-2021 Project - Mitz Lee Date: 2021-11-10 15:04 From: <u>mitz@mitzlee.com</u> To: <u>Managementation</u> Cc: **Managementation** 

Hi 🚥

I am sending you the following to give you an insight and background on San Diego Redistricting Engagement Project that was presented to me almost 2 years ago.

The documents were provided to me personally and not directed to APAC Board collectively.

1. Chris Cate email on 12/10/2019 regarding a proposal on redistricting/backgrounder

2. Redistricting Proposal marked confidential

3. Email introduction to meet with Ryan Clumpner

4. Public Dynamics Proposal - Ryan Clumpner (to APAC (which I never presented to APAC) 2 parts documents page 1 & 2

5. Email to Chris Cate and Sara Kamiab informing the ending of redistricting project with APAC -Note: this is not an APAC Board decision but my decision.

6. Email to Dennis-Michael from Ryan Clumpner with Neighborhood Voices of San Diego (NVSD) with a proposal to join NVSD. Dennis-Michael declined to join.

7. Complaint by Aidan Lin - ASL with reference to Dennis-Michael

8. Complaint from Sara Kamiab

9. Neighborhood Voices of San Diego Founding Documents - Sara Kamiab is part of it. We only found out about this in October 2021 when we were establishing the timeline of Sara's conflict of interest. She has never disclosed this to APAC Board.

10. Email by Cynthia Suero-Gabler to Sara questioning her conflict of interests.

You are welcome to use it or share with an investigative reporter when appropriate.

Let me know if you have any questions and how this information will be used.

Best, Mitz



-Public Dynamics - Ryan Clumpner1.jpg-



# Proposal for APAC Redistricting Outreach

#### Objective

Protect communities of interest in electoral districts during the City of San Diego redistricting process.

#### Strategy

Organize grassroots support to preserve communities of interest in electoral districts; mobilize a grassroots participation in the redistricting process.

#### Methods

#### Phose 1: Research

Rublic Dynamics will work with Redistricting Insights to identify key geographic neighborhoods and demographic populations at risk of being divided in the redistricting process. Public Dynamics will then produce an outreach program for each target neighborhood and population. Outreach plans will consist of door-to-door canvassing and social media advertising.

#### Phase 2: Outreach

Public Dynamics will manage outreach campaigns to each target neighborhood and population. Campaigns will consist of two parts:

- Door to door canvossing. Staff will be recruited and organized to small, individually assigned populations. The focus will be on establishing a rapport with the members of each community, understanding and connecting with the nuances of the neighborhood.
- Each target neighborhood will be assigned a saturation level, or number of canvassing passes, based upon level of priority and productivity.
- Messaging during canvassing will focus on educating residents about the redistricting process and its importance to the community, and gathering various levels of commitment from residents. Emphasis will also be placed on identifying potential community leaders capable of participating in a larger role.
- Social media advertising. Social media will be narrowly targeted to each community and synchronized to correspond with canvassing activity. Messaging will focus on educating viewers through use of credibleinews stories, and direct them to external community – , specific websites with signup pages, contacts, and additional information.

-Public Dynamics - Ryan Clumpnerpage2.jpg-

9

#### Phase 3: Mobilization

Residents identified as allies through canvassing and social media will be contacted with specific requests for participation in the redistricting process, according to the schedule of public hearings and other opportunities to submit feedback. Specific explanations and messaging instructions will be provided. Canvassing staff and identified community leaders will be utilized to contact allies, via phone, email and re-canvassing.

#### Fee Structure

Retainer: \$2,000 monthly

Canvassing: \$2 per door, plus performance bonuses for agreed upon metrics

Commissions: 15% of production and delivery costs on social media advertising or other mass communication

Facebook / Instagram setup: \$1,000 one-time fee for setup of any social issue advertising qualified page

Website: \$1,500 for each community-specific website.

Total cost: due to the nature of the project, total cost is difficult to estimate. The research phase will include budgeting, matching available funds to strategic priorities. In this way, the program can be scaled up or down as needed.

#### **About Public Dynamics**

Public Dynamics provides full service political and public affairs consulting, primarily focused on municipal elections in the San Diego region.

Ryan Clumpher, the principal, has been involved in San Diego elections and governance since 2005. In government, he has served as a Chief of Staff in the California State Assembly, Deputy Chief of Staff in the San Diego City Council and he currently serves as Vice Chair of the San Diego Housing Commission.

Since entering campaign consulting, he has received 18 national awards from the American Association of Political Consultants for campaign advertisements at the local, state and federal levels.

Public Dynamics currently focuses exclusively on ballot measures, association, independent expenditure committees and complex public opinion issues.

Association clients include San Diego YIMBY Democrats, the Municipal Employees Association, the San Diego Regional Chamber of Commerce, the Building Industry Association, the California Restaurant Association. Associated General Contractors and the American Medical Association. Previous independent expenditure campaigns have included both elections of Kevin Faulconer for Mayor, both elections of Chris Cate for San Diego City Council. Kristen Gaspar for County Supervisor, and most recently. Vivian Moreno for San Diego City Council.

(I)

Attachments:	
Chris Cate - Proposal on Redistricting Backgrounder.docx	18.4 KB
APAC Redistricting Backgrounder from Chris Cate.pdf	83.6 KB
Public Dynamics - Ryan Clumpner ProposalJanuary 102020.docx	19.0 KB
Public Dynamics - Ryan Clumpner1.jpg	2.8 MB
Public Dynamics - Ryan Clumpnerpage2.jpg	3.0 MB
Email to Chris and SaraFeb2020.docx	19.3 KB
Ryan Clumpner to DM.docx	14.6 KB
AS Local Affairs.pdf	854 KB
Kamiab Complaint1.pdf	937 KB
Neighborhood Voices San Diego Inc 3.pdf	69.9 KB
Neighborhood Voices San Diego Inc 2.pdf	213 KB
Email from Cynthia Suero Gabler to Sara Kamiab regarding NVSD talking points.docx	15.8 KB

Message 9 of 105 Previous Next

#### Subject:Re: Redistricting Backgrounder

From <u>mitz@mitzlee.com</u> To <u>Chris Cate</u>

Date 2019-12-10 18:29

### **Message Body**

Got it. I will send the agenda to the Board with the bio by Saturday.

On 2019-12-10 10:47, Chris Cate wrote: Mitz,

Here is a brief one-pager regarding the Redistricting proposal. It's pretty general and we can into specific tactics later on. Sara is sick but she said she will get me a bio ASAP. Let me know if you have any other questions. Thanks!

#### 2020-2021 City of San Diego Redistricting Effort

#### Background

In 2011, the City underwent a redistricting process that included adding a brand new ninth council district. This was a new process as various stakeholder groups became involved and active in order to get the independent Redistricting Commission to draw the district maps in a manner that benefited them.

During the 2011 Redistricting, a proposed map entitled "The Neighborhood Map" was introduced to the Redistricting Commission. The goal of the map was to keep neighborhood boundaries together, as well as create a new API specific district, District 6, which has long been advocated for by the API community.

One proposed idea being pushed for the 2021 Redistricting Process is to draw lines between neighborhoods to purposely skew the registration in each district, divide communities of interest to appeal to a specific political party, and cut neighborhood boundaries.

#### Goals for 2021

The goal for the 2021 Redistricting process is to utilize the Asian Pacific American Coalition (APAC) to be the vehicle for community organizing. This will be key in getting involved early in the 2021 Redistricting process and receiving community support. Below are key steps being taken to maintain communities of interest, keep and potentially add a second API influence district, and keep intact neighborhood boundaries, in order to maintain competitive elections for the next 10 years. The current projected budget for this project is \$100,000, which includes the cost of hiring a mapping consultant, social media engagement, door-to-door canvassing in targeted neighborhoods, and organizing for public hearings.

#### 2020-2021 Redistricting Timeline

- 1) Engage a Mapping Consultant to review demographic trends since 2010 Late 2019/Early 2020; Total cost of \$25,000
- 2) Begin a door-to-door ground campaign to engage in community organizing 2020-2021
- 3) Encourage members to apply for Commission/recruit applicants to nominate *Early* 2020

4) Nomination/Application Period begins - May 1, 2020 through June 29, 2020

- 5) Deadline for Appointing Authority Public Hearings for Commission selection *Nov 1, 2020*
- 6) US Census Bureau releases census data April 1, 2021
- 7) Redistricting process completion deadline December 1, 2021

#### Subject:Re: Proposal

From mitz@mitzlee.com

To <u>Chris Cate</u>

Date 2020-01-10 11:59

### **Message Body**

Thank you for this. Yes, I would like to have a chance to meet with Ryan. Feel free to give him my cell# and email. I think we met before.

Mitz

Chris

On 2020-01-10 09:39, Chris Cate wrote: Mitz,

Here is a copy of the proposal. As I mentioned, it is somewhat open-ended but we'll know more once we get going on the data gathering process. If you have any questions or would like to meet with Ryan, we can set that up. Thanks!



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#### **Re: Proposal**

From mitz@mitzlee.com

To <u>Chris Cate</u>, <u>'Sara Kamiab'</u> Date 2020-02-05 22:17

#### **Message Body**

Hi Chris and Sara,

After thoughtful consideration of the proposal on the Redistricting project in 2020-2021, I believe APAC could be in a better position to fight for the API lines/community of interests' map if we have the flexibility of engaging and involving the entire APAC Board during the redistricting process. In the current proposal, I feel there will be some restrictions and need to be mindful of the wishes of the prospective donors and their interest. I took the Chairmanship of APAC once again for the purpose of finishing the work we have started 10 years ago. We can do it again by being transparent during this process.

Sara-please hold off on giving APAC any checks at this moment.

Since there was an initial discussion with Jason Paguio of ABA (with Debbie) on this project, would it be more logical to engage the ABA and have them take on your proposal? I think there is a Business Strategic Alliance. They could be involved too.

The Redistricting project has been on our agenda and the plan was already decided during our retreat in July 2019, we will move forward with our plan.We will start allocating resources and raise funds to support the redistricting project on our own. We will work with anyone and build coalition in supporting proposed new map/maps that serve the interest of the community as a whole and especially the API community.

There will be a lot of room in working together with everyone. At the end we hope to be in the same place drawing district lines that will bring fair representation of our neighborhoods' interest in City Hall.

Thank you for your understanding.

Mitz

Fwd: Fw: Materials - CONFIDENTIAL

mailbox:///C:/Users/light/AppData/Roaming/Thunderbird/Prof...



Subject: Fwd: Fw: Materials - CONFIDENTIAL From: Mitz Lee <mitzlee858@gmail.com> Date: 11/12/2021, 9:04 AM

To:

------ Forwarded message ------From: **Ryan Clumpner** <ryan@dynamics.pub> Date: Mon, Aug 2, 2021, 5:55 PM Subject: Materials To: <<u>Dennismichael.broussard@gmail.com</u>>

DM-

Thanks for chatting with me today. Attached are:

- The map we are aiming for
- The demographic info from that map
- A draft talking points memo. This is open to modification.

Neighborhood Voices San Diego has Debbie Espe, Ron Cho and Lauren Garces as officers. CM Cate, Sara Kamiab and Jason Paguio are also heavily involved.

The arrangement I mentioned, and is open for discussion:

- Flat \$5K fee
- \$15 per unique public input\*
- \$3K per 50 public inputs\*
- This would take us through the first round and then we would reassess what is needed after the draft maps are released.

\*We still need to determine exactly how to handle the different types of input, so for now this is in reference to live participation in the hearings, but we could come up with something else for the online form submissions and mapbuilding.

Let me know if you have any other questions.

Thanks!

Ryan Clumpner c: (530) 220-4207

-SD CC6 Full (1).jpg-



SD CC6 Full (1).jpg	513 KB
District Breakdowns.csv	1.3 KB
Redistricting Talking Points - AAPI Community.docx	87.8 KB

19-3

# SDCC6 FULL (1). jpg



DISTRICT Po	pulation \	White I	Black	Asian	Hispanic	18+ Population	18+ White
2	152415	111557	4982	8032	22021	122959	94660
6	164487	61625	4895	66999	21878	107892	48259
DISTRICT De	viation	% White	% Black	% Asian	% Hispanic	% 18+ Population	% 18+ White
2	-1.69%	73.20%	3.30%	5.30%	14.40%	80.70%	77.00%
6	6.10%	37.50%	3.00%	40.70%	13.30%	65.60%	44.70%
						•	

18+ Black	18+ Asian	18+ Hispanic	President Democrat	President Republican
3582	2 5591	. 14819	60252	2 26277
3620	) 37143	13194	50907	25025
% 18+ Black	% 18+ Asian	% 18+ Hispanic	% President Democrat	% President Republican
2.90%	4.50%	12.10%	67.80%	29.60%
3,40%	34.40%	12.20%	65.40%	32.20%

President Other	Governor Democrat	Governor Republican	Registration Democrat
238	9 42443	3 24130	) 44057
185	0 34247	7 19331	L 38384
% President Other	% Governor Democrat	% Governor Republican	% Registration Democrat
2.709	63.80%	6 36.20%	b 42.50%
2.409	63.90%	6 <b>36.10</b> %	b 41.50%

(19-7

Registration Republican	Registration NPP	Registration Other	Vote Democrat
2472	2 28380	) 650	7 39651
2187	1 2726	) 487	0 33789
% Registration Republican	% Registration NPP	% Registration Other	% Vote Democrat
23.809	6 27.409	6.30%	6 44.30%
23.709	6 29.50%	6 5.309	6 43.30%

Vote Republican	Vote NPP	Vote Other
21688	3 22939	5163
19087	21363	3 3710
% Vote Republican	% Vote NPP	% Vote Other

24.20%	25.60%	5.80%
24.50%	27.40%	4.80%

Redistricting Talking Points

### **AAPI** Community

#### Who you are

Your name and your community involvement

#### Where you live

Just say your neighborhood.

#### Why you care

You are here to ensure that the AAPI community is represented.

#### What you want to see

An Asian-empowerment district that connects the Convoy District to Park Village, and west through Mira Mesa, Carmel Valley and all of the UCSD campus.

#### Why?

- We can improve upon the current District 6, and we have a responsibility to do better.
- By including UCSD and the adjacent neighborhoods that house its employees, students and faculty, we can increase AAPI representation in this district from 30% to 40%.
- This district would reflect the breadth and diversity of our community, from the cultural hub in the Convoy District, through residential neighborhoods of all income levels and housing types, to the academic institution that brought so many of us to the region and continues to provide opportunity.
- This moment in time is too important and we cannot dilute the voice of the AAPI community.
- To draw districts based upon arbitrary neighborhood boundaries at the expensive of real communities who have fought long and hard to be seen and heard would be a great injustice.

#### NOTE:

It is most important to clearly state the italicized "What you want to see" section so that the Commissioners understand where the lines should be drawn.

# Email to Sara from Cynthia Suero-Gabler – Chair of APAC Redistricting Subcommittee/APAC Board Vice Chair

On Mon, Aug 16, 2021 at 3:59 PM Cynthia Suero-gabler <<u>csuerogabler@yahoo.com</u>> wrote:

#### Good afternoon, Sara,

I have copied Janitma on this email since both she and I called for this Special Board Meeting.

Thank you for your email, which only confirms how abundantly clear your conflict of interest is with Councilmember Chris Cate and his group. The Special Board Meeting tonight that Jantima and I called for was to discuss this very issue, your conflict of interest.

I was put in a precarious position last week as a new APAC Board member, given talking points that were not reviewed and approved by the entire APAC Board. I suspected that you must be working with another group since the talking points you shared were very specific, which was followed by several additional speakers who chimed in exactly in concert with your talking points. I have been doing my homework, reading through APAC minutes, and learning about the history of this redistricting efforts that happened 10-years ago as well as the group you are involved with.

I am surprised to read in your email that Councilmember Chris Cate has involved himself in redistricting matters, to the point of having the audacity to to our APAC meeting with his own mapping guy. Although he is terming out, he is still a City Councilmember and should know better than to involve himself in this capacity while still in office. He should not be lobbying constituents and community groups in his official capacity. You indicated that this is not political, but yes, it absolutely is political because he is still an elected and still in office, and still very influential in his current role.

Therefore, let me be abundantly clear with you. APAC cannot and will not be used as a vehicle to support any other group's opinions and recommendations about redistricting. APAC serves as an independent body, and will not be influenced in any way, shape, or form. As a Board, we will work together to decide our position for redistricting. We are all capable, intelligent individuals and can think and speak for ourselves.

There are two options:

1. You can voluntarily step down from the APAC Board as of today, or,

2. You can/will be voted off the APAC Board based on APAC Bylaws Section 7.4.2 which states, "Directors may be removed without cause by a majority of Directors then in office."

I recommend you choose option #1, and go ahead and work directly with Councilmember Cate and his group. Please reply all with how you would like to proceed.

Thanks, CK

#### Cynthia "CK" Suero-Gabler, MSOL (she/her)

PhD Candidate, Northcentral University President, Maraya Performing Arts Advisory Board Board Member, Asian Pacific American Coalition (APAC) Community Advocate & Grassroots Organizer, Bay Terrace, D4

"A genuine leader is not a searcher for consensus, but a molder of consensus." - Dr. Martin Luther King, Jr.

ite:	Commissioner Name:	Organization/Resident:	Description:
11/3/2021	Commission Nevin	Doug Kurtz	Mr. Kurtz emailed Commissioner Nevin directly and explained that he wouldn't be able to make the next Commission meeting, but wanted to express his strong support for keeping all of Scripps Ranch in District 5. Commissioner Nevin forwarded the email to Lora Fleming (Commission Chief of Staff). Ms. Fleming emailed Doug and explained the protocal for submitting public comment.
	Commissioner Roberts	Stephen Groce	Commissioner Roberts emailed Mr. Groce and requested that he not give out her personal cell phone number. Prior to the email, she had not spoken to Mr. Groce since they were in the Public Leaders Institute approximately 3 years ago.
	Commissioner Roberts	Mike Snyder	Commissioner Roberts received a call from a person named Mike Snyder who identified himself as working with SANDAG and serving on the Clairemont Planning Board or Town Council. As soon as he said that he wanted to talk about redistricting, Commissioner Roberts informed him that she was not at liberty to discuss anything outside of our meetings, and directed him to the website and said that he'd have an opportunity to provide his feedback at the Nov. 4 meeting.
	Commissioner Kosmo	Dave Schwab, Point Loma Beacon	Commissioner Kosmo had a 10 minute conversation with David regarding the general redistricting process and the upcoming meetings and deadlines to decide on a preliminary map.
	Vice Chair Malbrough	Will Rodriguez Kennedy	Will Rodriguez Kennedy called Vice Chair Malbrough to inform him that there was a mistake in the Haystaq presentation. Vice Chair Malbrough called Lora Fleming with the information.

COMM (SSIONER COMMUNICATION 106 20-1

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			Vice Chair Malbrough was contacted by a former classmate
			who asked about redistricting that would impact Golden Hill
			Vice Chair Malbrough informed him that he can't provide
			one-on-one information and encouraged him to go on the
10/10/2021	Vice Chair Malbrough	Joel Sevilla	website and provide his community input.
			Informed Chair Hebrank that they would be contacting the
			City Attorney's Office regarding the issue and asked if he
			should involve the Redistricting Commission as well. Chair
			Hebrank directed him to address any concerns to Chief of
9/24/2021	Chair Hebrank	Ryan Clumpner	Staff, Lora Fleming.
5/24/2021			Texted Commissioner Hoy asking to discuss the Redistricting
			Commission. Later spoke on the phone. Mr. Ellis asked how
x			he could effectively communicate with the RC re: District 1.
			Commissioner Hoy mentioned the upcoming public meetings
0/21/2021	Commissioner Hoy	Dave Ellia	and the mapping tool.
9/21/2021		Ray Ellis	Commissioner MacPhail met with his longtime friend, Alex
			Sachs for lunch. Mr. Sachs asked how the work on the
			Commission was going. Commissioner MacPhail told him
0/21/2021	Commission on MonDhoil		there were upcoming meetings and said the mapping tool
9/21/2021	Commissioner MacPhail	Alex Sachs	was up.
			Contacted Chair Hohronk rais not ontial conflict of interact
			Contacted Chair Hebrank re:a potential conflict of interest
8/20/2021	Chain Dahmal	Duran Chamanan	regarding a commission member. Chair Hebrank advised him
8/29/2021	Chair Hebrank	Ryan Clumpner	to provide written communication with details and specifics.
			Vice Chair Malbrough provided an informational
			Redistricting Commission presentation based on the
0/1/0001		Martin Luther King Democratic	outreach Power Point presentation provided to community
8/4/2021	Vice Chair Malbrough	Club	planning groups.
			Henry Foster called Vice Chair Malbrough with questions
	• •		about the RC website. Vice Chair Malbrough spoke to him
		Henry Foster, District 4 Chief of	for approximately 5 minutes and described the various
7/30/2021	Vice Chair Malbrough	Staff	website tabs.

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# CHIEF OF STAFF COMMUNICATIONS LOG

	A	В	С	D
31	9/30/2021	Andrew Hrynkiw	Resident	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
32	9/30/2021	Lori Gowrie	Resident	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
33	9/30/2021	Cindy Moore	Serra Mesa Community Council	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
34	9/30/2021	Dennis-Michael Broussard	Resident	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
35	9/30/2021	Eryn Wilson	Alliance San Diego	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
36	9/30/2021	Kathy Vandenheuvel	Resident	Confirmed that their public comment has been added to the website and shared with commissioners. Shared links to upcoming meeting information.
37	9/30/2021	goldenhillplanning@	Resident	Confirmed that their email address has been added to the distribution list for updates.
38	9/30/2021	isaacbwarner@	Resident	Confirmed that their email address has been added to the distribution list for updates.
39	9/30/2021	uhhs@	Resident	Confirmed that their email address has been added to the distribution list for updates.
40	9/30/2021	Kathy Vandenheuvel	Resident	Let know public comment was recieved, and all are weighed the same. Shared links to where pulic comments are posted.

# email dated 9/28/21

My name is Dennis-Michael Broussard and I am a current resident of District 1 and I went to school at UCSD.

Concurrently, I do a lot of work, both for nonprofits and as an independent contractor in D6. Being partly of Asian descent, I am also for an Asian empowered/influenced district, but I am against UCSD and UTC areas removed from District 1.

I've read many of the student comments from UCSD that want to go to D6 - but many of those are transient residents - and many do not even know who their district representatives are - or even what the real consequences of redistricting are. Many UCSD students do not register to vote, and some of the ones who do, don't actually vote - including for their district representative. So I wonder why they feel so passionately about being tied to a district when most don't vote for who will represent them - or even know who DOES represent them...

I speculate that they have been deceived and lied to and someone is probably getting paid per head to get the students to make comments. These students want to be united with D6 because that's where they party and hang out - in the Convoy area of D6. While I don't want to invalidate that desire, that isn't strong enough of an argument to break UCSD away from where it belongs, in D1.

UCSD and UTC are tied to La Jolla and the coast. UCSD is in La Jolla and UTC businesses and residents need a representative who is familiar with the issues unique to that area.

D6 can surely expand the Asian population, instead of dividing a community. I do want to see an Asian empowered district so that a representative will be voted that will keep this community and its residents' best interest in mind, but I would rather not see that as a consequence of removing La Jolla from D1.

# email dated 9/30/21 From Dennis-Michael Broussard

Correction to my last sentence in my previous email.

I do want to see an Asian empowered district so that a representative will be voted that will keep that community and its residents' best interest in mind, but I would rather not see that as a consequence of removing UCSD and UTC from D1.

Thanks!

#### hebrankredistricting@gmail.com

From:	Fleming, Lora <ljfleming@sandlego.gov> on behalf of Redistricting Commission Staff <redistricting2020@sandlego.gov></redistricting2020@sandlego.gov></ljfleming@sandlego.gov>	
Sent:	Friday, October 01, 2021 1:57 PM	
To:	hebrankredistricting@gmail.com; Kenneth Malbrough	
Subject:	Fw: Conflict of Interest Concerning Commissioner Mitz Lee	
Attachments:	9.28.21_dennis_michael_broussard.pdf	

FYI:

From: AS Local Affairs <aslocalaffairs@ucsd.edu> Sent: Friday, October 1, 2021 1:21 PM To: Berry, Jennifer <JBerry@sandiego.gov>; Steinman, Kathy <KSteinman@sandiego.gov> Cc: Redistricting Commission Staff <Redistricting2020@sandiego.gov> Subject: [EXTERNAL] Conflict of Interest Concerning Commissioner Mitz Lee

\*\*This email came from an external source. Be cautious about clicking on any links in this email or opening attachments.\*\*

Deputy City Attorney Steinman, Deputy City Attorney Berry, and Redistricting Commission Chief of Staff Lora Fleming:

I am writing out of concern that Commissioner Mitz Lee is engaged in undisclosed lobbying on matters related to redistricting. Specifically, we believe she has been coordinating public comments intended to disenfranchise the student population.

Ms. Lee has been the Chair and a Board member of the Asian & Pacific American Coalition (APAC) for over 10 years. She has maintained an active leadership role on the Board of Directors while serving on the Redistricting Commission.

Ms. Lee previously hired Dennis Michael Broussard for various purposes, including web development and to emcee public functions. In late August of this year, Ms. Lee directed APAC to hire Mr. Broussard to engage in the redistricting process. We believe this was Ms. Lee's response to public testimony with which she disagreed.

We are aware that Mr. Broussard has previously indicated his support for a proposed AAPI empowerment map, in a private communication on August 3rd. Mr. Broussard approached Ms. Lee and shared information about that map with her and sought her direction. We have strong suspicion that at her direction, he withdrew his support for that map and, after being hired by APAC, began to actively lobby against the proposal he previously supported. Attached is the most recent public comment submitted by Mr. Broussard. It is our belief that Ms. Lee intends to echo these opinions in her public comments on October 5th.

As a student-led and student-serving association, it is our belief that Ms. Lee is actively attempting to disenfranchise our Community of Interest by engaging in illegal lobbying efforts outside of public view.

In order to avoid future litigation and preserve an open, transparent and fair public process, we respectfully request that Ms. Lee recuse herself from Item 2 of the October 5th Redistricting Commission meeting, and any future action items related to subject matter in which she has engaged in undisclosed lobbying activity.

Sincerely,



Aidan Lin (he/him/his) Associate Vice President, Local Affairs ASUCSD — Associated Students of UC San Diego

Twitter: @ASUCSDLocal | Instagram: @asucsdlocal

My name is Dennis-Michael Broussard and I am a current resident of District 1 and I went to school at UCSD.

Concurrently, I do a lot of work, both for nonprofits and as an independent contractor in D6. Being partly of Asian descent, I am also for an Asian empowered/influenced district, but I am against UCSD and UTC areas removed from District 1.

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	ARTS-PB-	4	598	365
Secretary of State	501(c)(3)			6
Articles of Incorporation of a Nonprofit Public Benefit Corporation		FIL	ED ()∕∕	n N
IMPORTANT — Read instructions before completing this form. Filing Fee – \$30.00		State of California		
Copy Fees — First page \$1.00; each attachment page \$0.50 Certification Fee - \$5.00	MAY Z	7 2020		
Vote: A separate California Franchise Tax Board application i obtain tax exempt status. For more information, go to https://w		pC This Space Fo	or Office l	Jse Only
I. Corporate Name (Go to www.sos.ca.gov/business/be/name-t	availability for general c	orporate name requirements	and restric	tions.)
The name of the corporation isNeighborhood Voices Sa	an Diego Inc 🔸	a		
2. Business Addresses (Enter the complete business addres	ses. Item 2a cannot be	a P.O.Box or "in care of" an	individual	or entity.)
a. Initial Street Address of Corporation - Do not enter a P.O. Box 4643 Edison Street	City (no abbrevi San Dieg	-	State CA	Zip Code 92117
o. Initial Mailing Address of Corporation, if different than Item 2a	City (no abbrevi	itions)	State	Zip Code
Service of Process (Must provide either Individual OR Corpo INDIVIDUAL Complete Items 3a and 3b only. Must include ager     California Agent's First Name (If agent is not a corporation)	-	mia street address. Last Name		Suff
b. Street Address (if agent is not a corporation) - Do not enter a P.O. Box	City (no abbrev	lations)	State CA	Zip Code
CORPORATION - Complete Item 3c. Only include the name of the	ne registered agent Cor	poration.		<u>.</u>
. California Registered Corporate Agent's Name (if agent is a corporation) LegalCorp Solutions, inc	- Do not complete Item 3	a or 3b		
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### California Secretary of State Electronic Filing



Secretary of State State of California



### **Corporation - Statement of Information**

Entity Name: NEIGHBORHOOD VOICES SAN DIEGO

Entity (File) Number:	C4598365
File Date:	06/15/2020
Entity Type:	Corporation
Jurisdiction:	CALIFORNIA
Document ID:	GG31980

#### **Detailed Filing Information**

- 1. Entity Name:
- 2. Business Addresses:
  - a. Street Address of Principal Office in California:
  - b. Mailing Address:
- 3. Officers:
  - a. Chief Executive Officer:
  - b. Secretary:

#### NEIGHBORHOOD VOICES SAN DIEGO INC

4643 Edison Street San Diego, California 92117 United States of America

4029 Gros Ventre Ave. San Diego, California 92117 United States of America

Debra Discar Espe 4643 Edison Street San Diego, California 92117 United States of America

Ronald Cho 4643 Edison Street San Diego, California 92117 United States of America



### **California Secretary of State Electronic Filing**

Officers (Cont'd):

c. Chief Financial Officer:

Lauren Garces 4643 Edison Street San Diego, California 92117 United States of America

4. Agent for Service of Process:

Sara Kamiab 4029 Gros Ventre Ave. San Diego, California 92117 United States of America

By signing this document, I certify that the information is true and correct and that I am authorized by California law to sign.

Electronic Signature: Sara Kamiab



## California Secretary of State

**Electronic Filing** 



## Corporation - Statement of Information

Entity Name: NEIGHBORHOOD VOICES SAN DIEGO

Entity (File) Number:	C4598365
File Date:	09/04/2020
Entity Type:	Corporation
Jurisdiction:	CALIFORNIA
Document ID:	GJ26986

#### **Detailed Filing Information**

- 1. Entity Name:
- 2. Business Addresses:
  - a. Street Address of Principal Office in California:
  - b. Mailing Address:
- 3. Officers:
  - a. Chief Executive Officer:
  - b. Secretary:

#### NEIGHBORHOOD VOICES SAN DIEGO INC

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4643 Edison Street San Diego, California 92117 United States of America

Debra Discar Espe 4643 Edison Street San Diego, California 92117 United States of America

Ronald Cho 4643 Edison Street San Diego, California 92117 United States of America Document ID: GJ26986



**California Secretary of State Electronic Filing** 

Officers (Cont'd):

c. Chief Financial Officer:

Valerie Attisha 4643 Edison Street San Diego, California 92117 United States of America

4. Agent for Service of Process:

LEGALCORP SOLUTIONS, INC (C3893442)

By signing this document, I certify that the information is true and correct and that I am authorized by California law to sign.

Electronic Signature: Debra Discar Espe