



ATTORNEYS AT LAW  
**DAVIDOVITZ & BENNETT** LLP

Suite 750 • One Embarcadero Center • San Francisco, CA 94111-3650  
Telephone (415) 956-4800 Facsimile (415) 788-5948

Lawrence A. Bennett  
Moris Davidovitz

Charles H. Bolcom  
Hilary Youngblood  
Coreal Riday-White

Of Counsel  
Patricia S. Lakner  
Robert C. Diemer  
James L. English  
Roland R. Stevens

December 11, 2013

VIA U.S. MAIL AND E-MAIL

Mr. Charles E. Vose  
Senior Deputy City Attorney  
One Frank H. Ogawa Plaza, 6<sup>th</sup> Floor  
Oakland, California 94612

RE: Request for Public Records  
RUANO v. ALTA BATES, et al.  
Alameda County Sup. Ct. Case No.: RG13-692524  
Our File No. : 795-4158

Dear Mr. Vose:

We represent Alta Bates Summit Medical Center, defendant in the above-captioned matter in which we understand you represent the City of Oakland.

Pursuant to the California Public Records Act, California Government Code § 6250 *et seq.*, we hereby request copies of the following documents within the possession and control of the City of Oakland:

All documents dated from January 1, 2003, to the present maintained by the City of Oakland, and any of its divisions including the Public Works Department, that relate or refer to tree inspection and/or maintenance and the inspection and/or repair of the sidewalk(s) at or within 100 feet of the properties located at 3012 and 3100 Summit Street, Oakland, California, including, but not limited to:

1. All inspection records, field notes, reports, photographs, invoices, charts, and maps referring to the above referenced properties;
2. All arborist field notes, reports, photographs, invoices, charts, and maps referring to any and all trees located at or within 100 feet of the above referenced properties;

3. All records relating to the inspection and/or maintenance of trees located at or within 100 feet of the above referenced properties, including all field notes, forms, reports, photographs, correspondence, diagrams, invoices, charts, and maps;
4. All tree pruning records, field notes, reports, photographs, invoices, charts, and maps referring to any and all trees located at or within 100 feet of the above referenced properties;
5. All contracts for inspection and/or maintenance of trees located at or within 100 feet of the above referenced properties;
6. All invoices for inspection and/or maintenance of trees located at or within 100 feet of the above referenced properties;
7. All documents indicating the City of Oakland owned any and all trees within 100 feet of the above referenced properties;
8. All documents indicating the City of Oakland assumed responsibility for maintenance of any and all trees within 100 feet of the above referenced properties;
9. All incident reports and/or personal injury claims relating or referring to trees located at or within 100 feet of the above referenced properties, including but not limited to that of LINDA RUANO, plaintiff in the above-captioned matter;
10. All records relating to the inspection, maintenance, and/or repair of sidewalks located at or within 100 feet of the above referenced properties, including but not limited to all field notes, forms, reports, diagrams, correspondence, photographs, invoices, charts, and maps;
11. All contracts for inspection, maintenance, and/or repair of sidewalks located at or within 100 feet of the above referenced properties;
12. All invoices for inspection, maintenance, and/or repair of sidewalks located at or within 100 feet of the above referenced properties;

13. All incident reports and/or personal injury claims relating or referring to sidewalk(s) located at or within 100 feet of the above referenced properties, including but not limited to that of LINDA RUANO, plaintiff in the above-captioned matter;
14. All documents indicating the City of Oakland owned the sidewalk(s) within 100 feet of the above referenced properties;
15. All documents indicating the City of Oakland assumed responsibility for maintenance and/or repair of the sidewalk(s) within 100 feet of the above referenced properties;
16. All documents relating to a public right of way within 100 feet of the above referenced properties; and
17. All documents relating to any inspection, maintenance, and/or repair of any portion of the public right of way within 100 feet of the above referenced properties, including but not limited to all reports, correspondence, photographs, invoices, and forms;
18. All reports of the City of Oakland Right of Way Department relating to the area within 100 feet of the above referenced properties;
19. All correspondence between the City of Oakland and Sutter East Bay Hospitals, doing business as Alta Bates Summit Medical Center, relating to the trees and/or sidewalk(s) within 100 feet of the above referenced properties;
20. All Notices sent by the City of Oakland relating to the sidewalk(s) and/or trees within 100 feet of the above referenced properties; and
21. All records relating to the placement, inspection, maintenance, and/or repair of traffic regulation signage located at or within 100 feet of the above referenced properties, including but not limited to "No Parking" signs.

Please make this information available within ten days after receipt of this letter, pursuant to Government Code § 6263. To the extent that the City claims the right to withhold any record, or portion of any record, please describe with specificity each and every record or portion that is being withheld and the claimed reason for exemption, citing the exact language of the Public

Records Act on which you rely for this particular record. Cal. Government Code § 6255. If possible, please provide any reasonably segregable, non-exempt portions of documents that contain information that is exempt from disclosure under the law. Cal. Government Code § 6253.

We agree to pay any fees for the direct cost of copying properly assessed in accordance with Government Code Section 6253. If you determine that the requested documents will be voluminous (i.e., exceeding \$500 in copying costs) and that it may be easier or less expensive to make some or all of the documents available for copying by an outside copy service, we would be willing to arrange for copying by such a service. Please contact us to coordinate this if necessary.

If you have any questions regarding this request, please do not hesitate to contact the undersigned. Thank you for your attention and assistance in this matter.

Very truly yours,

DAVIDOVITZ & BENNETT LLP

By

  
Hilary E. Youngblood

HEY:rev