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6 Attorneys for Petitioner, FRIENDS OF THE SAN DIEGUITO RIVER VALLEY

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9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 COUNTY OF SAN DIEGO, HALL OF JUSTICE  
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12 FRIENDS OF THE SAN DIEGUITO RIVER )  
13 VALLEY, a California Non-Profit Public Benefit )  
14 Corporation, )

14 Petitioner, )

15 vs. )

16 CITY OF SAN DIEGO, a public entity;  
17 and DOES 1 through 5, inclusive, )

17 Respondent, )

18 SURF CUP SPORTS, LLC, a limited liability )  
19 company; and OCEAN INDUSTRIES, INC., a )  
20 corporation of unknown origin; and DOES 6 )  
21 through 10, )

21 Real Parties in Interest. )  
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GENERAL CIVIL (CEQA)  
CASE NO.: 37-2016-00030312-CU-TT-CTL

**DECLARATION OF JULIE M. HAMILTON  
IN SUPPORT OF PETITIONER'S REPLY IN  
SUPPORT OF SECOND MOTION TO  
AUGMENT THE ADMINISTRATIVE  
RECORD**

Judge: Hon. Gregory W. Pollack  
Dept.: C-71  
Petition Filed: August 29, 2016  
Hearing Date: February 16, 2018  
Hearing Time: 9:30 a.m.

1 I, Julie M. Hamilton, declare:

2 1. I am an attorney of record for Friends of the San Dieguito River Valley (“FSDRV”),  
3 licensed to practice in California, SBN 199155. I am familiar with the facts and proceedings of this  
4 case.

5 2. FSDRV made its request for the Administrative Record on August 29, 2016. In its  
6 request FSDRV also requested a written estimate of the cost to prepare the Administrative Record  
7 from the City and reserved the right to prepare the Administrative Record itself.

8 3. On November 14, 2016, I notified Deputy City Attorney Jenny Goodman of FSDRV’s  
9 election to prepare the Administrative Record.

10 4. My office received an email from Ms. Goodman on December 21, 2017 stating that she  
11 anticipated completing her review of the record documents and forwarding them to my office in the  
12 next week.

13 5. My office received the documents from the City in two separate batches of compact  
14 discs, the first arrived on December 30, 2016, the second arrived on January 4, 2017. The documents  
15 received pursuant to FSDRV’s request for Administrative Record all bear the City’s Bates labeling.

16 6. My office began preparing the Administrative Record on January 10, 2017 and worked  
17 with Ms. Goodman from April 2017, to October 2017 to determine which documents should be  
18 included in the record.

19 11. On October 3, 2017, I received an email from Ms. Goodman stating the City would not  
20 accept the additions to the record I requested. I filed FSDRV’s first Motion to Augment the  
21 Administrative record on October 23, 2017, and only included documents FSDRV received from the  
22 City in response to its Request for Administrative Record.

23 12. On November 17, 2017, the court set the Augmentation Hearing for January 19, 2018  
24 and ordered the parties to meet and confer regarding the contents of the Administrative Record.

25 13. The parties met to discuss the Administrative record on December 20, 2017.

26 14. On January 4, 2018, the parties stipulated to continue the Augmentation Hearing, and  
27 the court rescheduled the hearing for February 16, 2018.

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15. FSDRV filed its Second Motion to Augment on January 8, 2018, again including only documents presented in its original Motion to Augment from October 2017.

16. FSDRV has made two Public Records Requests related to this case. The first, on August 29, 2016, requesting any “Notice of Exemption, or any other CEQA document, after the August 2, 2016 decision” to adopt an amendment to the resolution on the Surf Cup LLC lease. The Second, on November 20, 2017 requesting any records related to code violations at the Polo Fields. FSDRV has not yet received any records related to the November 2017 request.

17. I frequently file Public Records Act requests in the course of my law practice. To my knowledge the city has never provided documents that bear the City’s Bates labels in response to a Public Records Act request.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on February 8, 2018 at San Diego, California.

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Julie M. Hamilton  
Attorney for Petitioner  
Friends of the San Dieguito River Valley