

1
2
3
4
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8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TABLE OF CONTENTS

Page

I. INTRODUCTION.....1

II. STATEMENT OF FACTS.....2

 A. The Students for Justice in Palestine Conference at UCLA.....2

 B. Petitioner’s Concerns About Terrorism and the UCPD’s Investigation.3

 C. The CPRA Request and UCLA’s Response.5

III. ARGUMENT7

 A. The Presenters’ Identities are Exempt under § 6254(f).....7

 B. The Presenters’ Identities are Exempt under § 6254(k).8

 1. The Federal and State Constitutions Protect the Presenters’ Rights to Free Speech and Association.....9

 2. Disclosure Would Violate the Presenters’ Rights Because There is a Reasonable Probability That it Would Lead to Threats, Harassment or Reprisals.....10

 C. The Presenters’ Identities are Exempt Under § 6255(a).11

 1. Petitioner’s purported interests do not support disclosure.12

 2. The public interest against disclosure clearly outweighs the interests identified by Petitioner.15

IV. CONCLUSION15

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TABLE OF AUTHORITIES

Page

CASES

American Civil Liberties Union Foundation of Southern California v. Superior Court
 (2017) 3 Cal. 5th 1032..... 8

Americans for Prosperity Found. v. Becerra
 (2018) 903 F.3d 1000 10

Ashwander v. Tennessee Valley Authority
 (1936) 297 U.S. 288 1, 8

Bates v. City of Little Rock
 (1960) 361 U.S. 516 9

CBS v. Block
 (1986) 42 Cal.3d 646..... 12

City of San Jose v. Superior Court
 (1999) 74 Cal.App.4th 1008..... 13, 14

Humane Soc’y of U.S. v. Superior Court
 (2013) 214 Cal.App.4th 1233..... 10

Huntley v. Public Utilities Commission
 (1968) 69 Cal.2d 67..... 9

John Doe No. 1 v. Reed
 (2010) 561 U.S. 186 9

Los Angeles Unified School Dist. v. Superior Court
 (2014) 228 Cal.App.4th 222..... 10

NAACP v. Alabama
 (1958) 357 U.S. 449 1, 7, 9, 10

People v. Hernandez
 (1998) 19 Cal.4th 835..... 8

Rackauckas v. Superior Court
 (2002) 104 Cal.App.4th 169..... 7

Regents of Univ. of California v. Superior Court
 (2013) 222 Cal.App.4th 383..... 13

1 **STATUTES**

2 **Government Code**

3 § 6254(f) 1, 7, 8
4 § 6254(k) 1, 7, 8, 11
5 § 6255 2
6 § 6255(a) 7, 11

7
8 **REGULATIONS**

9 22 C.F.R. § 215.13 (c)(2) 14
10 80 Fed. Reg. 36693 14

11
12
13
14
15
16
17
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21
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1 **I. INTRODUCTION**

2 In November 2018, Students for Justice in Palestine (“SJP”), a registered student group at
3 the University of California’s Los Angeles campus (“UCLA”), hosted a conference on campus
4 that was closed to the public. UCLA subsequently denied Petitioner’s California Public Records
5 Act (“CPRA”) request for documents disclosing the names of the keynote speakers, panelists, and
6 workshop presenters at the conference.

7 The disclosure of these names is exempt under the CPRA for three independent reasons
8 and therefore the Petition should be denied. First, the names are exempt under Government Code
9 § 6254(f) because they were collected for and maintained in an investigatory file of a police
10 agency, the UCLA Police Department (“UCPD”). The CPRA expressly permits public agencies
11 to withhold such investigatory files and the UCPD is a law enforcement agency whose files are
12 protected by this exemption. Denying the Petition on these grounds would permit the Court to
13 avoid a constitutional question, in accordance with the long-standing rule that courts should not
14 “pass upon a constitutional question although properly presented by the record, if there is also
15 present some other ground upon which the case may be disposed of.” (*Ashwander v. Tennessee*
16 *Valley Authority* (1936) 297 U.S. 288, 346 (Brandeis, J., concurring).)

17 That constitutional question is raised by the second independent reason for protecting the
18 names. They are exempt under Government Code § 6254(k) because their disclosure would
19 violate the Federal and State constitutions. More than 60 years ago, the United States Supreme
20 Court recognized that protecting the privacy of membership organizations can, in some cases, be
21 “indispensable to [the] preservation of freedom of association[.]” (*NAACP v. Alabama*, 357 U.S.
22 449, 462 (1958) (“*NAACP*”).) As the High Court acknowledged, the need for such protection is
23 particularly important for individuals affiliated with unpopular or dissident groups and those
24 espousing controversial positions where compelling the disclosure of their names may reasonably
25 lead to threats, harassment or “other manifestations of public hostility.” (*Ibid.*)

26 Both state and federal courts have recognized that the disclosure of the names of the
27 members of organizations is improper where there is a reasonable probability that disclosure will
28 harm the members. That is the case here. The names are exempt from release under the CPRA to

1 protect the presenters’ rights of free speech and association under the Federal and State
2 constitutions. The evidence in the record meets the “reasonable probability” standard and
3 Petitioner has offered nothing -- no evidence whatsoever -- to rebut it.

4 Third, and finally, the identities of these individuals are also exempt under Government
5 Code § 6255 because the public interest served by not disclosing them clearly outweighs the
6 public interest served by disclosure. In his moving papers, Petitioner identifies three interests
7 purportedly favoring disclosure but none of them holds any merit and, even if they did, all of them
8 are clearly outweighed by the interests of the presenters and the independent interest of advancing
9 free speech and debate at public universities. For all of these independent reasons, The Regents
10 respectfully requests that the Court deny the Petition.

11 **II. STATEMENT OF FACTS**

12 **A. The Students for Justice in Palestine Conference at UCLA.**

13 In 2018, SJP, working with its national organization, the National Students for Justice in
14 Palestine (“NSJP”), hosted a conference on the UCLA campus (the “Conference”). (Declaration
15 of Roland Ruiz (“Ruiz Decl.”) at ¶ 6.) The Conference organizers aimed to bring together like-
16 minded individuals to attend skill-building and political development workshops, meet with fellow
17 organizers, and discuss the goals and aims of the organization. (*Id.* at ¶ 8.) The Conference was
18 held on the UCLA campus on November 16-18, 2018. (Declaration of Michael Deluca (“Deluca
19 Decl.”) at ¶ 5.) The Conference was not open to the public. (*Id.*)

20 The Conference was controversial. SJP organizes in support of Palestinian rights, but its
21 members have called for a boycott against and divestment in Israel and have been accused of anti-
22 Semitism. (Ruiz Decl. ¶ 8.) Prior to the Conference, numerous groups and individuals, including
23 Petitioner, called on UCLA to cancel the event. (*Id.* at ¶ 6; Deluca Decl. ¶ 7.)

24 Although the Conference was held on the UCLA campus, it was not organized or run by
25 the University. (Deluca Decl. ¶ 5.) SJP is one of more than 1,350 registered campus
26 organizations at UCLA. (*Id.* ¶¶ 3 and 4.) Once registered, student groups have access to a variety
27 of UCLA facilities and resources to host their events. (*Id.*) Here, the Conference took place on
28 campus, but SJP organized the event, determined the agenda, selected the speakers and attendees,

1 controlled registration, and determined who was allowed to attend. (*Id. at* ¶ 5.)
2 UCLA did not provide any direct funding to the Conference and the Conference did not
3 receive any student compulsory fees. (Deluca Decl. ¶ 6.) Prior to the Conference, SJP applied for
4 and received a block grant from the Bruin Excellence & Transformation (“BEST”) program.
5 UCLA’s Office of the Vice Chancellor of Equity, Diversity and Inclusion has for many years
6 provided financial support in the form of block grants to BEST. BEST uses these funds to support
7 student groups on campus. (*Id.*) BEST fosters social justice leadership among campus activists
8 and leaders by providing funding, mentorship, coordination, as well as activist-oriented growth
9 and development opportunities, in an effort to address campus climate issues at UCLA and to
10 promote an equal learning environment at the campus. BEST is an entirely student-led initiative.
11 BEST’s connection to the UCLA administration is that it receives funding from the campus’s
12 Office of Equity, Diversity and Inclusion to develop and support student projects. (*Id.*)

13 The use of campus facilities to host an event neither constitutes nor implies UCLA’s
14 endorsement of the event, the speakers or the views expressed. (*Id. at* ¶ 3). Indeed, in a public
15 statement issued on the eve of the Conference, Chancellor Gene Block noted that “[m]uch of what
16 will be said at that conference may be deeply objectionable — even personally hurtful[.]” (Ex. 3
17 of Ex. B.¹) Nonetheless, the University recognized SJP’s legal right to hold the Conference and
18 noted the importance of ensuring that “[o]n both routine academic matters and controversial
19 issues,” the rights of all sides to “speak and be heard” be preserved. (*Id.*)

20 **B. Petitioner’s Concerns About Terrorism and the UCPD’s Investigation.**

21 Prior to the Conference, Petitioner demanded to know whether UCLA had verified that the
22 Conference presenters and organizers were not associated with terrorists. (Ex. 1 of Ex. B.)
23 Petitioner stated that, as a United States Agency for International Development (“USAID”) aid
24 recipient, UCLA agreed that it would not provide material support to those connected to terrorist
25 activities. (*Id.*) Petitioner claimed that NSJP and its affiliates were connected to terrorists, and
26

27 ¹ Respondent’s Exhibits A-E are attached to the concurrently filed Notice of Lodgment of
28 Exhibits.

1 therefore, UCLA might lose its federal funding if it allowed the Conference to proceed. (*Id.*)
2 In light of these and other concerns, the UCPD conducted a threat assessment. As part of
3 its assessment, UCPD reviewed the SJP, the NSJP, and the individuals scheduled to speak or
4 present (keynote speakers, panelists, and workshop presenters) at the Conference (“Presenters”) to
5 determine if they had any ties to terrorism. (Ruiz Decl. ¶¶ 6-10; Ex. A 1-17 (Law Enforcement
6 Intelligence Reports).) To The Regents’ knowledge, the identities of the 2018 Presenters have
7 never been made public. (Ruiz Decl. ¶ 13; Ex. A 56-59.) The UCLA event liaison sought and
8 received the names of the Presenters from SJP and provided them to UCPD so that UCPD could
9 conduct its investigation. This is the only reason the names of the Presenters are in UCLA’s
10 possession. (*Id.*; Deluca Decl. ¶ 10.) When SJP was asked for the names, it expressed concern
11 about keeping the names confidential, was given assurance they would only be used for the threat
12 assessment, and that UCLA would strive to protect student safety and privacy. The event liaison
13 did not share the names with anyone outside of the police department. (Deluca Decl. ¶¶ 9 and 10.)
14 The USAID provides detailed steps to enable recipients, like UCLA, to comply with its
15 certification obligations. (Declaration of Shiva Stein (“Stein Decl.”) ¶ 2; Ruiz Decl. ¶ 9; Request
16 for Judicial Notice, and Ex. D (USAID, Certification Regarding Terrorist Financing Implementing
17 Executive Order 13224 [dated June 7, 2018]).) In compliance with the steps provided within the
18 Certification, UCPD conducted a thorough and rigorous threat assessment. It checked each of the
19 Presenters’ names against the State Department’s Foreign Terrorist Organizations list, the United
20 Nations Sanctions list, and the Department of Treasury’s Specially Designated Nationals and
21 Blocked Persons list. (Ruiz Decl., ¶ 11; Ex. A 7 and 13.) UCPD also conducted open-source
22 checks on the Presenters and contacted past host campuses, including the University of Houston
23 (the 2017 host) and San Diego State University (the 2015 host). (Ruiz Decl. ¶ 12.) Both schools
24 indicated there were no disruptions or protests during the events. (*Id.*) UCPD also consulted with
25 the Federal Bureau of Investigation, the Joint Regional Intelligence Center (“JRIC”), and the
26 Orange County Intelligence Assessment Center (“OCIAC”) regarding the potential links between
27 the Presenters and terrorism. (*Id.* ¶ 13; Ex. A 13.) None of these organizations found connections
28 between the Presenters and any terrorist activity. (*Id.*)

1 Based on its investigation, UCPD concluded that neither NSJP nor SJP was designated as a
2 terrorist organization by the State Department. (*Id.* ¶ 14.) As for the Conference Presenters,
3 UCPD verified that there was no intelligence indicating any of the Presenters engaged in any
4 terrorist activities or provided direct support to any known terrorists. (*Id.*)

5 **C. The CPRA Request and UCLA’s Response.**

6 UCLA informed Petitioner of the findings from its threat assessment on November 14,
7 2018. (Ex. 1 of Ex. B.) Petitioner submitted the CPRA request at issue in this lawsuit on
8 November 15, 2018. He sought:

- 9 1. Documents sufficient to identify the 65 keynote speakers, panelists, and workshop
10 presenters referred to in the attached letter;²
- 11 2. All contracts concerning the SJP conference being held at UCLA in 2018; and
- 12 3. All e-mails and other correspondence to and from any SJP organization concerning
13 the same conference.

13 (Ex. 2 of Ex. B.)

14 UCLA promptly produced numerous documents responsive to categories 2 and 3 above.
15 (Baldrige Decl. ¶ 4.) There is no claim UCLA did not fulfill those requests. However, UCLA
16 determined that the list of Conference Presenters was exempt from release stating:

17 We have been advised and have confirmed that speakers and organizers of previous
18 NSJP conferences have been targeted on internet blacklists such as
19 canarymission.org, and have become the objects of threats and harassment. This
20 information is not disclosed by the Conference due to these concerns and any
disclosure by UCLA of the names of the keynote speakers, panelists, and workshop
presenters at the Conference would create a similar heightened risk of harassment
and potential endangerment for these individuals.

21 (Baldrige Decl. at ¶ 5; Ex. 4 of Ex. B.)

22 As indicated in its response to Petitioner’s CPRA request, UCLA has received multiple
23 reports of harassment over the past five years, or so, directed at students and faculty who advocate
24 for Palestinian interests. In 2015 and 2016, signs were posted on campus identifying students and
25 faculty by name and accusing them of “Jew Hatred” for their alleged connections to the “BDS”

26 _____
27 ² UCLA’s correspondence dated November 14, 2018 mistakenly identified 65 conference
28 Presenters; however, the actual number of presenters provided was 64. (Declaration of Robert
Baldrige (“Baldrige Decl.”) at ¶ 5.)

1 movement, which seeks to Boycott, Divest, and Sanction Israel. (Stein Decl. ¶ 3; Deluca Decl. ¶
2 7, Ex. A 18-20.) One account reported concern of harassment via blacklisting websites as a
3 method to intimate and “chill” debate about controversial political issues. (*Id.*) One party
4 reported concern about attempts to ruin her reputation and future career trajectory. (*Id.*)

5 In February and April of 2016, UCLA received complaints that Jewish students were being
6 encouraged to “toughen up,” and bully Palestinian activists. (*Id.*; Ex. A 21-22.) The party making
7 the report to the University expressed concern over defamatory statements published online and
8 concern for his or her physical safety. (*Id.*) UCLA members have also reported that pictures were
9 posted around campus of two masked men carrying assault weapons standing over a hooded figure
10 who is kneeling and appears to have his hands bound behind his back with “Students for Justice in
11 Palestine” at the top in bold font. (*Id.*; Ex. A 38-40.) At the bottom, the poster read “#jewhaters.”
12 (*Id.*) In 2016, the school found chalk writings on campus stating, “Stop the Jihad on Campus” and
13 “Legalize Campus Carry” (an obvious reference to the right to carry weapons). (Ex. A 23.)

14 Members of the UCLA faculty have also been targeted with threats and harassing behavior.
15 As detailed in the declaration of Professor Saree Makdisi, he has been threatened and harassed
16 after speaking out on issues similar to those of the Conference Presenters. (Declaration of Saree
17 Makdisi, ¶¶ 4-11.) In one threat, which was brought to the attention of the UCPD, an individual
18 wrote “if you keep it up, you’re gonna REALLY see some brutality.” (*Id.*) In other cases, emails
19 have been sent to University administrators specifically demanding his termination. (*Id.*)
20 Professor Makdisi has also had defamatory postings made about him on several websites including
21 Canary Mission, a website that aims to interfere with individuals finding employment. (*Id.*)

22 On November 2, 2018, about two weeks before the Conference, UCLA received an
23 anonymous call objecting to the Conference and ending with the “next mass shooting will be
24 brought on by the hate your campus is promoting.” (Ex. A 84.) A week later, on November 7,
25 2018, SJP informed UCLA that in past years prior Presenters had been targeted by online
26 blacklisting websites for their affiliation with the group. (Deluca Decl. ¶ 8; Ex. A 56-59.)

27 As part of its threat assessment, UCPD learned that students were being targeted by anti-
28 Palestinian advocates who encouraged threats and physical violence on Facebook. (Ruiz Decl. ¶

1 6; and Ex. A 21-22). SJP also expressed concerns of harassment occurring not only on UCLA’s
2 campus, but also on other University of California campuses as well. (Ex. A 26-31 and 41.)

3 **III. ARGUMENT**

4 The names of the Conference Presenters are exempt from release under the CPRA for three
5 independent reasons. First, they were obtained for, and are part of, UCLA Police Department
6 investigatory files, and therefore exempt under Government Code § 6254(f).

7 Second, they are protected by Government Code § 6254(k), which exempts “[r]ecords, the
8 disclosure of which is exempted or prohibited pursuant to federal or state law,” because disclosure
9 of the names would violate the First Amendment/Due Process Clause rights of the Presenters
10 found in the State and Federal constitutions under *NAACP* and its progeny. Petitioner fails to
11 address this issue in his Brief and offers no evidence to refute, much less outweigh, the substantial
12 evidence in the record showing a reasonable probability of harassment, which is the applicable
13 standard under *NAACP*.

14 Finally, the Presenters’ names are protected by Government Code § 6255(a), which
15 exempts records for which “the public interest served by not disclosing the record clearly
16 outweighs the public interest served by disclosure of the record.” Here too, the evidence tips
17 decisively in favor of the interest served by nondisclosure. Each of these grounds is discussed
18 further below.

19 **A. The Presenters’ Identities are Exempt under § 6254(f).**

20 Government Code § 6254(f) contains a mandatory, statutory carve-out that exempts the
21 production of investigatory records of any “police agency.” This section exempts from
22 production:

23 Records of ... investigations conducted by ... any state or local police agency ... or
24 any investigatory or security files compiled by any other state or local agency for
correctional, law enforcement, or licensing purposes.

25 This provision exempts from release police investigation records to protect personal
26 reputations and ensure candid disclosures during investigations. (*Rackauckas v. Superior Court*
27 (2002) 104 Cal.App.4th 169, 176-177.) “[T]he animating concern behind the records of
28 investigations exemption appears to be that a record of investigation reveals (and, thus, might

1 deter) certain choices that should be kept confidential – an informant’s choice to come forward, an
2 investigator’s choice to focus on particular individuals, the choice of certain investigatory
3 methods.” (*American Civil Liberties Union Foundation of Southern California v. Superior Court*
4 (2017) 3 Cal.5th 1032, 1041.)

5 Section 6254(f) requires no balancing of interests. An agency’s burden is simply to
6 demonstrate that the records withheld meet the description in the statute. That is the case here.
7 The UCPD qualifies as a “police agency” under Government Code § 6254(f), (Ruiz Decl. ¶¶ 2-5),
8 and the names of the Presenters were provided for the purpose of facilitating a law enforcement
9 investigation which are contained in a police agency’s investigatory file.³ (*Id.* at ¶ 10.)

10 As explained in the declarations of Sergeant Ruiz and Michael Deluca, the names of the
11 Presenters were provided to the UCPD for the purpose of conducting a threat/safety assessment
12 related to the Conference. (Deluca Decl. ¶ 9-10; Ruiz Decl. ¶ 10.) The Conference organizers
13 specifically requested that the names not be released publicly out of concern for their safety. (*Id.*)
14 The names were used by the UCPD to conduct a threat assessment and maintained as part of its
15 law enforcement file. (*Id.*)

16 This evidence -- which Petitioner does not and cannot dispute -- establishes that the
17 documents on which the names of the Presenters appear are exempt from release. Denying the
18 Petition on this ground alone would permit the Court to avoid reaching the constitutional issues
19 where this narrower, statutory basis exists for deciding it. (*See People v. Hernandez* (1998) 19
20 Cal.4th 835, 845 (counseling against reaching constitutional issues where avoidable) (citing
21 *Ashwander, supra*, 297 U.S. 288 at p. 347, and noting the California Supreme Court follows the
22 same rule).)

23 **B. The Presenters’ Identities are Exempt under § 6254(k).**

24 The Presenters’ identities are also exempt from disclosure because disclosure is
25 “prohibited pursuant to federal or state law.” (Gov. Code § 6254(k).) Under *NAACP*, such a

26 _____
27 ³ To the extent Petitioner (wrongly) contends that names in investigatory files may only be
28 withheld if disclosure would harm the individuals, the record contains ample evidence to support
such a finding. *See* section III.B, *infra*.

1 disclosure is protected by the Due Process Clause of the Fourteenth Amendment. California
2 courts have recognized the same rights under our State constitution.

3 1. The Federal and State Constitutions Protect the Presenters’ Rights to Free
4 Speech and Association.

5 A “[h]alf century of [Supreme Court] case law ... firmly establishes that individuals have a
6 right to privacy of belief and association” under the First and Fourteenth Amendments of the
7 United States Constitution. (*John Doe No. 1 v. Reed* (2010) 561 U.S. 186, 207.) “[F]reedom to
8 engage in association for the advancement of beliefs and ideas is an inseparable aspect of the
9 ‘liberty’ assured by the Due Process Clause of the Fourteenth Amendment, which embraces
10 freedom of speech.” (*NAACP v. Alabama, supra*, 357 U.S. at pp. 460–461; *see also Bates v. City*
11 *of Little Rock* (1960) 361 U.S. 516, 522–523 [“[I]t is now beyond dispute that freedom of
12 association for the purpose of advancing ideas and airing grievances is protected by the Due
13 Process Clause of the Fourteenth Amendment from invasion by the States”].) Because the
14 “compelled disclosure of affiliation with groups engaged in advocacy” may impinge on the right
15 of free association, “privacy in group association may in many circumstances be indispensable to
16 preservation of freedom of association, particularly where a group espouses dissident beliefs.”
17 (*NAACP v. Alabama, supra*, 357 U.S. at p. 462.)

18 Like the U.S. Supreme Court, the California Supreme Court recognizes that anonymity of
19 affiliation may be “indispensable to free association.” (*Huntley v. Public Utilities Commission*
20 (1968) 69 Cal.2d 67, 72-73.) “When the content of speech may lead to harassment or reprisal, fear
21 or apprehension may deter expression in the first instance.” (*Id.* at p. 73.) In such cases,
22 anonymity is an “indispensable prerequisite” to speech. (*Id.* at pp. 72-73.)

23 The U.S. Supreme Court’s landmark decision in *NAACP* is directly on point. There,
24 relying on the state’s business qualification statute, Alabama issued a subpoena to obtain records
25 including the NCAAP’s membership list. The NAACP refused to provide the list, arguing that
26 publicizing its members would invite repression and economic reprisals against them and dissuade
27 present members and potential recruits from associating with the organization, violating their
28 constitutional rights of association and assembly. The Supreme Court agreed, finding that

1 disclosure of its members’ names and addresses would improperly burden the rights of the
2 members and the organization. (*NAACP v. Alabama, supra*, 357 U.S. at pp. 462-463.)

3 Under *NAACP* and the cases that have followed, where there is a “reasonable probability”
4 that the revelation of the identity of members of a group will expose those members to “economic
5 reprisal, loss of employment, threat of physical coercion, and other manifestations of public
6 hostility,” compelled disclosure of the members’ names is inappropriate. (*Id.* at p. 462; *Americans
7 for Prosperity Found. v. Becerra* (2018) 903 F.3d 1000, 1012.) Such a probability can be shown
8 by proffering evidence of past or present harassment of members due to their associational ties, or
9 of harassment directed against the organization itself. (*Buckley v. Valeo* (1976) 424 U.S. 1, 74
10 [*superseded by statute on other grounds*].)

11 As the California Court of Appeal recently recognized, the requirement that the harassment
12 be more than speculative can be paradoxical: “nondisclosure, by its very nature it is trying to
13 prove how people will respond to something that has not occurred; it is trying to show that if
14 previously secret records are made public, something bad will happen.” (*Los Angeles Unified
15 School Dist. (LAUSD) v. Superior Court* (2014) 228 Cal.App.4th 222, 244.) For this reason, the
16 court in *LAUSD* held that declarations from individuals with experience in the matter may
17 establish a threat to security. (*Ibid.*, citing *Humane Soc’y of U.S. v. Superior Court* (2013) 214
18 Cal.App.4th 1233, 1257.) The court also held that courts may also rely on “common sense and
19 human experience.” (*Ibid.*)

20 2. Disclosure Would Violate the Presenters’ Rights Because There is a
21 Reasonable Probability That it Would Lead to Threats, Harassment or
22 Reprisals.

23 As an initial matter, there is no dispute that the Presenters have a right to association under
24 the Federal and State constitutions. Petitioner admitted as much in discovery. (Stein Decl. ¶ 5;
25 Ex. C, Resp. to RFA No. 4.) Moreover, the evidence in the record establishes a reasonable
26 probability that disclosure of the Presenters’ names would expose them to economic reprisal, loss
27 of employment, threats, or other manifestations of public hostility that will impact their advocacy.

28 As described above and in the attached supporting declarations, the University has for
many years received numerous complaints of harassment against students and faculty affiliated

1 with SJP or its mission both in the immediate lead-up to the Conference and well before it was
2 even announced. (Ruiz, Deluca, and Makdisi declarations; Stein Decl. ¶¶ 3 and 7; Ex. A 18-23,
3 26-31, 38-41, 56-59, 84; and Ex. E.) The complaints reported conduct occurring on campus
4 directed at students and faculty, and online. Such conduct took a variety of forms that was both
5 threatening and harassing.

6 The numerous threatening flyers, posters, phone calls, and internet posts have led to the
7 repeated harassment, bullying and intimidation of Palestinian advocates. Based on the above
8 complaints, advocates reported that they were being targeted by individuals who encouraged
9 threats and physical violence against them. Online harassment was also reported as coming from
10 blacklisting websites such as Canary Mission. Such tactics incited public hostility toward the
11 advocates resulting in advocates fearing for their personal safety and well-being. The persistent
12 harassment and targeting has caused stress and anxiety, loss of sleep, fear that damaging remarks
13 will affect the advocates' futures/livelihood, ability to continue advocacy work, and many
14 expressed fears of their personal safety, including Professor Makdisi who was the subject of a
15 death threat.

16 Petitioner has failed to refute any of this evidence. He has not introduced any evidence
17 suggesting that any of these complaints were unfounded or untrue. Nor has he submitted any
18 evidence suggesting that SJP members do not feel threatened or intimidated. He has, in short,
19 offered nothing to counter the evidence presented by the University and the Intervenors.⁴

20 The evidence in the record, coupled with common sense and human experience, establishes
21 a "reasonable probability" that these individuals will be subjected to harassment if their names are
22 disclosed. For that reason, the forced disclosure of their names is prohibited by the Federal and
23 State constitutions and, as a result, exempt under § 6254(k).

24 **C. The Presenters' Identities are Exempt Under § 6255(a).**

25 Government Code § 6255(a) exempts a record from release where the public interest in
26

27 ⁴ All such evidence should have been included in his moving papers so The Regents would have a
28 meaningful opportunity to respond to it and The Regents hereby objects to the inclusion of any in
his reply brief and asks that the Court ignore it.

1 nondisclosure clearly outweighs the public interest in disclosure. For this independent reason, the
2 Presenters' identities are exempt from disclosure and the Petition should be denied.

3 Petitioner relies on a single case, *CBS, Inc. v. Block* (1986) 42 Cal.3d 646, to argue that the
4 public interest in disclosure in this case outweighs the public interest in nondisclosure. (Opening
5 Brief, page 10.) In addition, he identifies three purported interests which he contends favor
6 disclosure: (1) permitting citizens to investigate whether UCLA was hosting terrorists or other
7 criminals on campus as part of the Conference; (2) allowing the public to learn how UCLA is
8 spending public money; and (3) permitting the public to respond to speech with more speech. (*Id.*
9 at 7.) None of these interests has any merit and, even if they did, they are clearly outweighed by
10 the public interest in favor of nondisclosure.

11 As an initial matter, *Block* is inapposite and does not control the outcome in this case. In
12 *Block*, an individual sought the release of the names of individuals who had applied for licenses to
13 carry/possess weapons. The release of such information did not threaten any individual's right to
14 freedom of association; indeed, neither that issue, nor any of the cases cited above, was discussed
15 by the court. Moreover, after reviewing the evidence, the court in *Block* found that the Sheriff had
16 made only "a mere assertion of possible endangerment." (*Block, supra 42 Cal.3d 646, at 652.*)
17 Here, the record contains substantial evidence of actual threats and harassment, making the
18 Presenters' concerns anything but merely conjectural.

19 1. Petitioner's purported interests do not support disclosure.

20 Petitioner first contends that he needs the names of the Presenters in order to verify that
21 UCLA properly used its USAID funds. (Petitioner's Moving Brief, page 7.) This claim is without
22 any merit. The verification can be accomplished without disclosing the Presenters' identities and
23 jeopardizing their rights.

24 As a USAID recipient, UCLA must certify that it

25 will take all reasonable steps to ensure that it does not and will not knowingly
26 provide, material support or resources to any individual or entity that commits,
27 attempts to commit, advocates, facilitates, or participates in terrorist acts or has
28 committed, attempted to commit, facilitated, or participated in terrorist acts.

(Ex. D, Certification Regarding Terrorist Financing Implementing Executive Order 13224 [dated
June 7, 2018]; Ruiz Decl. ¶¶ 9-14; and Request for Judicial Notice.)

1 The USAID provides detailed steps to enable recipients, like UCLA, to comply with
2 certification obligations. (*Id.*) The threat assessment and other steps taken by UCLA not only met
3 USAID’s requirements, but exceeded them. As set forth in UCPD’s Intelligence Reports, UCPD
4 vetted all of the Presenters by following the steps provided within the Certification: UCPD
5 checked each of the individuals’ names against the State Department’s Foreign Terrorist
6 Organizations list, the United Nations Sanctions list, and the Department of Treasury’s Specially
7 Designated Nationals and Blocked Persons list and considered all information available to it by
8 conducting an open-source investigation. (*Id.*; and Ex. A 13). In addition to conducting the
9 investigation recommended in the Certification, UCPD also consulted the FBI, the JRIC, and the
10 OCIAC. None of these agencies reported any open investigations regarding the Presenters. (*Id.*)
11 Based on its investigation, UCPD concluded that neither NSJP nor SJP was designated as a
12 terrorist organization by the State Department. (*Id.*) As for the Conference Presenters themselves,
13 UCPD verified that there was no intelligence indicating any of the Presenters engaged in terrorist
14 activities or provided direct support to any known terrorists. (*Id.*)

15 Petitioner was informed of these efforts before the Conference and provided with
16 documents detailing them in response to his formal discovery requests after he filed the Petition.
17 (Stein Decl. ¶ 3; Ex. A 1-17; Ex. 1 of Ex. B.) He has not identified any shortcomings in the
18 review in his moving papers, nor explained why the review is insufficient and requires the
19 disclosure of the Presenters’ identities so he can re-do the work of all of these agencies.
20 Petitioner’s need for the names is minimal because he “has alternative, less intrusive means of
21 obtaining the information” to determine whether UCLA met its obligations under federal law.
22 (*City of San Jose v. Superior Court* (1999) 74 Cal.App.4th 1008, 1020.) As a result, Petitioner’s
23 need for the names does not overcome the seriousness of Presenters’ burdens if their identities are
24 disclosed. (*Id.*)

25 That Petitioner is not entitled to the names of the Presenters under the CPRA is confirmed
26 by federal law. The CPRA is modeled on the Freedom of Information Act (“FOIA”). As a result,
27 “[t]he legislative history and judicial construction of the FOIA . . . serve to illuminate the
28 interpretation of its California counterpart.” (*Regents of Univ. of California v. Superior Court*

1 (2013) 222 Cal.App.4th 383, 400.) In 2015, USAID and the U.S. Department of State
2 implemented a coordinated Partner Vetting System (“PVS”) pilot program. As explained by the
3 Final Rule authorizing the program, “[t]he purpose of the PVS is to help mitigate the risk that
4 USAID funds and other resources could inadvertently benefit individuals or entities that are
5 terrorists, supporters of terrorists or affiliated with terrorists.” (80 Fed. Reg. 36693.) The
6 information collected through this vetting system -- including information related to individuals
7 connected to the West Bank/Gaza region -- is expressly exempt from disclosure under FOIA. (22
8 C.F.R. § 215.13 (c)(2); 80 Fed. Reg. 36693.) CPRA should be interpreted in the same way. Any
9 need for public verification should not, and does not, outweigh individual privacy.

10 The second purported public interest Petitioner identifies in his moving papers is allowing
11 the public to learn how UCLA is spending public monies. Petitioner does not need to have the
12 names of the Presenters to know how any public money was spent. UCLA already provided that
13 information to Petitioner. Indeed, Petitioner attached the information UCLA provided to his
14 supporting declaration. (Petitioner’s Ex. A-1). Petitioner has been provided all records (except
15 for those identifying the Presenters) relating to the Conference, as he requested in categories 2 and
16 3 of his CPRA request. Here too, Petitioner has “alternative, less intrusive means of obtaining the
17 information sought.” (*City of San Jose v. Superior Court, supra*, 74 Cal.App.4th at p. 1020.) He
18 and the public can understand how funds were spent without knowing the names of the Presenters.
19 Finally, even if there were any merit to this second purported public interest, all of the arguments
20 made in sections III (B) and (C) above, including constitutional exemptions, harm to presenters,
21 and balancing of interests, as explained in further detail below, also weigh in favor of
22 nondisclosure as compared to the minimal interest in “knowing how public money was spent.”

23 The third and final purported interest Petitioner identifies is permitting the public to
24 respond to free speech with more free speech. Petitioner does not need to the have the names of
25 the Presenters to allow opponents to engage in free speech. In this case, free speech favors
26 nondisclosure: SJP members as well as members of other groups have the right to freely
27 associate, assemble and express their views and disclosure hampers those rights. (*See Declaration*
28 *of Jerry Kang (“Kang Decl.”) ¶¶ 5-8; Deluca Decl. ¶ 5.)*

1 2. The public interest against disclosure clearly outweighs the interests
2 identified by Petitioner.

3 The interests against disclosure clearly outweigh Petitioner’s purported interests in
4 disclosure. The harm from disclosure to the Presenters is identified and discussed in the
5 Intervenor’s opposition papers. Their evidence and the reports received by the University
6 (described above) establish a substantial interest in protecting the free speech and association
7 rights of the Presenters, as well as the likely harm any disclosure of their identities will cause.

8 Beyond harm to the Presenters, disclosure would also harm the public interest underlying
9 UCLA’s efforts to promote free speech. As a leading public university, the University of
10 California, including its Los Angeles campus, has long been committed to protecting the First
11 Amendment rights of its students, faculty and staff, and to encouraging free and open debate.
12 (Kang Decl. ¶¶ 5-8.) The University has repeatedly and publicly acknowledged the important role
13 freedom of speech plays in higher education. “[F]reedom of expression and freedom of inquiry
14 form bedrock principles central to our mission to pursue knowledge and understanding.” (*Id.* at ¶¶
15 5-6.) UCLA is committed to doing everything possible to ensure that issues are debated “on-the-
16 merits,” with clarifications, concessions, persuasion, and respect, so that a diversity of viewpoints
17 may be aired, debated, and considered. (*Id.* at ¶¶ 5-6.) For the reasons explained above,
18 nondisclosure of the Presenters’ identities will nurture such discussions and promote free speech
19 that likely otherwise will not occur.

20 **IV. CONCLUSION**

21 For the above reasons, The Regents respectfully requests that the Court deny the Petition.

22 DATED: February 5, 2021

FAGEN FRIEDMAN & FULFROST, LLP

23
24
25 By:



Shiva E. Stein Attorneys for Respondent The
Regents of the University of California

1 I, Robert Baldrige declare as follows:

2 1. I am the Manager with the Records Management and Information Practices
3 Department (“Information Practices”) at the University of California, Los Angeles (“UCLA”). I
4 have been employed full time at UCLA since July 2012 and have been Manager of Information
5 Practices since June 2013. I make this declaration in support of Respondent’s Opposition to
6 Petitioner David Abrams’ Petition for Writ of Mandate. I have personal knowledge of the matters
7 stated herein and, if called as a witness, I could competently testify thereto, except as to those
8 matters stated upon information and belief, and as to those matters, I believe them to be true. I am
9 over the age of 18, am a resident of the County of Los Angeles and am competent to testify in a
10 court of law.

11 2. Information Practices handles requests for public records made to UCLA pursuant
12 to the California Public Records Act (the “CPRA”).

13 3. On or about November 15, 2018, Petitioner submitted a CPRA request. A copy of
14 that request is attached to the Notice of Lodgment (“NOL”) as Exhibit 2 of Exhibit B. As part of
15 the request Petitioner sought a variety of documents related to a conference that the Students for
16 Justice in Palestine held at UCLA (the “Conference”). Specifically, the request sought:

- 17 A. Documents sufficient to identify the 65 keynote speakers, panelists, and
18 workshop presenters referred to in the attached letter;
- 19 B. All contracts concerning the Students for Justice in Palestine conference
20 being held at UCLA in 2018; and
- 21 C. All e-mails and other correspondence to and from any Students Justice in
22 Palestine organization concerning the same conference.

23 4. On March 28, and May 31, 2019, Information Practices responded to Petitioner’s
24 request and produced numerous records in response to items B and C.

25 5. On August 9, 2019, UCLA sent Petitioner a letter stating that it had determined that
26 the identities of the keynote speakers, panelists and workshop presenters were exempt from release
27 pursuant to the exemption in California Government Code section 6255. (NOL at Ex. 4 of Ex. B).

28

1 Although prior correspondence had indicated there were 65 individuals who presented at the SJP
2 Conference, we subsequently learned that the number of presenters was 64, not 65.

3 I declare under penalty of perjury under the laws of the State of California that the
4 foregoing is true and correct.

5 Executed on this 28th day of January, 2021, at Garden Grove, California.

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ROBERT BALDRIDGE

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

10

11 DAVID ABRAMS,

12 Petitioner,

13 vs.

14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,

15 Respondent.
16

CASE NO. 19STCP03648

**DECLARATION OF SAREE MAKDISI IN
SUPPORT OF RESPONDENT REGENTS
OF THE UNIVERSITY OF
CALIFORNIA'S OPPOSITION TO
DAVID ABRAMS' PETITION FOR WRIT
OF MANDATE**

Date: March 11, 2021
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant

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Action Filed: 08/22/19

1 I, SAREE MAKDISI, declare as follows:

2 1. I am a Professor of English and Comparative Literature at the University of
3 California, Los Angeles campus (“UCLA”). I have been teaching at UCLA since 2003. I
4 obtained my Bachelor of Arts degree in English and Economics from Wesleyan University in
5 1987 and my Ph.D. from the Literature Program at Duke University in 1993. I am the author of
6 several books and dozens of articles. I have personal knowledge of all the matters stated herein
7 and, if called as a witness, I could competently testify thereto, except as to those matters stated
8 upon information and belief, and as to those matters, I believe them to be true. I am over the age
9 of 18, am a resident of the County of Los Angeles, California and am competent to testify in a
10 court of law.

11 2. My teaching and academic research are situated at the crossroads of several
12 different fields, including British Romanticism, imperial culture, colonial and postcolonial theory
13 and criticism, and the cultures of urban modernity, particularly the revision and contestation of
14 charged urban spaces, including London, Beirut and Jerusalem. I have also written extensively on
15 the afterlives of colonialism in the contemporary Arab world. In addition to my scholarly articles,
16 I have also contributed pieces on current events to a number of newspapers and magazines,
17 including the Los Angeles Times, the Washington Post, the Guardian, and the London Review of
18 Books.

19 3. I have authored several books including: Reading William Blake (Cambridge
20 University Press, 2015); Making England Western: Occidentalism, Race, and Imperial Culture
21 (University of Chicago Press, 2014); Palestine Inside Out: An Everyday Occupation (Norton,
22 2010); William Blake and the Impossible History of the 1790s (University of Chicago Press,
23 2003); and Romantic Imperialism (Cambridge University Press, 1998). I am presently working on
24 two new books: London’s Modernities (on the mapping and unmapping of London from the
25 nineteenth century to the present), and Palestine and the Psychogeography of Denial (on the ways
26 in which the affirmation and landscaping of certain values—tolerance, democracy, eco-
27 consciousness—have played key roles in denying the Palestinian presence in and claim to
28 Palestine).

1 4. As a Professor and author, I have advocated for and contributed to a wide array of
2 social and economic justice and human rights movements as well as the intellectual discourse that
3 frames these movements. I have been harassed, threatened, targeted, and featured/blacklisted on
4 many websites for many years based on my writings and lectures. I describe some of these
5 activities below.

6 5. Ever since I started writing opinion pieces for the Los Angeles Times in 2004, I
7 have been the target of various forms of harassment and intimidation, above all in the form of hate
8 mail, both written and electronic, and sometimes copied to all of my colleagues in the Department
9 of English at UCLA. Although I have written on a variety of subjects, many of my newspaper
10 pieces (and the only ones to trigger hate mail) have been critical of U.S. foreign policy in the
11 Middle East and of U.S. support for Israeli discrimination and violence against the Palestinians.
12 These forms of harassment and intimidation have frequently accused me of hatred, racism, and
13 anti-semitism; they have called for the termination of my employment by the university, and by
14 being copied to colleagues and sometimes administrators in the university, they have attempted to
15 defame me and harm my personal and professional reputation and to damage my academic career.

16 6. This is one example from one of these messages, in this case one that occasioned
17 the UCLA police department to reach out to me because the author had apparently lodged threats
18 against me with officials at the university: “You people deliberately target and murder innocent
19 people—you kill as many as you can, as often as you can. We, on the other hand, do our utmost to
20 minimize collateral damage. We could easily wipe out every fucking Muslim on earth, AND
21 YOU KNOW IT. But we don’t! Israel could do the same, but they don’t! YOU fuckers, if you
22 had the means, WOULD kill every non-Muslim on earth. You are SHIT. Do you know
23 that? You are inhuman. You Muslims are nothing but hatred personified. Hate Jews. Hate
24 Christians. Hate women. Hate gays. Hate Hindus, Buddhists, Sikhs, Bahai’s, atheists, apostates,
25 heretics. You hate EVERYONE. You’re all SICK in the fuckin’ head. STOP HATING! STOP
26 KILLING! JUST STOP IT! Or, if you keep it up, you're gonna REALLY see some ‘brutality that
27 boomerangs’! You haven’t seen SHIT yet.”

28

1 7. Threatening emails and other forms of communication have, to my knowledge,
2 been sent to university administrators, specifically demanding the termination of my teaching
3 position.

4 8. I have also been blacklisted and had defamatory postings made about me on several
5 websites including but not limited to Canary Mission. Canary Mission maintains a list of pro-
6 Palestinian campus activists with the explicit aim of hurting their chances at employment. Their
7 original slogan was “making sure that today’s radicals don’t become tomorrow’s employees.”
8 That particular line has been removed from the Canary Mission website, but it is still in existence
9 on their promotional video: <https://www.youtube.com/watch?v=LJgXa1Pf8p0>

10 9. Via these various internet postings, I have been defamed and criticized for my
11 political views in an attempt to sully my personal and professional reputation and discredit my
12 work. I have been falsely labeled a racist, an anti-Semite with ties to and a supporter of terrorism.
13 I believe that I have been targeted and harassed by opponents in an attempt to interfere with and
14 silence my views and advocacy.

15 10. The harassment and threats I have experienced have caused significant harm to me
16 personally and professionally. Besides negatively affecting my personal and professional
17 relationships, they have alienated me from some of my colleagues, damaged my standing and
18 reputation among university administrators, and tarnished my career. Had I been untenured or a
19 student, the professional and personal harm would have been much more extensive and enduring.

20 (Continued on next page)

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11. Based on my own personal knowledge and experience, I believe that if the University is forced to release the names of the individuals who presented at the Students for Justice in Palestine conference they will be subjected to similar and additional types of threats, targeting, harassing and blacklisting behavior, which will curtail their abilities to engage in speech, association, and advocacy work, and harm their personal and professional prospects.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 3rd day of February 2021, at Los Angeles, California.

Saree S Makdisi
Saree Makdisi

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7

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

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11 DAVID ABRAMS,
12 Petitioner,
13 vs.
14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,
15 Respondent.

CASE NO. 19STCP03648
**DECLARATION OF MICHAEL DELUCA
IN SUPPORT OF RESPONDENT
REGENTS OF CALIFORNIA'S
OPPOSITION TO DAVID ABRAMS'
PETITION OF WRIT OF MANDATE**
Date: March 11, 2020
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant
Action Filed: 08/22/19

Fagen Friedman & Fulfroft, LLP
1525 Faraday Avenue, Suite 300
Carlsbad, California 92008
Main 760-304-6000 • Fax 760-304-6011

1 I, MICHAEL DELUCA, declare as follows:

2 1. I am the Assistant Vice Chancellor, Campus Life at the University of California,
3 Los Angeles (“UCLA”). I have been employed at UCLA for approximately 31 years and have
4 held my current role since 2014. I make this Declaration in support of Respondent’s Opposition to
5 Petitioner David Abrams’ Petition of Writ of Mandate. I have personal knowledge of the facts set
6 forth herein which are known by me to be true and correct, and if called as a witness, I could and
7 would competently testify thereto. I am over the age of 18, am employed in Los Angeles County,
8 am a resident of the County of Ventura, and am competent to testify in a court of law.

9 2. As Assistant Vice Chancellor, Campus Life, my duties include overseeing a broad
10 scope of activities by student organizations, fraternities and sororities, recreation programs,
11 veterans' services, health promotions, student events on campus, and sports and recreation. I also
12 provide administrative oversight of the office of Student Organizations, Leadership, and
13 Engagement (“SOLE”), which interacts with more than 1,350 student organizations.

14 3. UCLA has more than 1,350 registered student groups and they routinely host
15 events on campus and invite speakers from across the political spectrum. Each student group is
16 treated fairly and equally. Once registered, student groups have access to a variety of UCLA
17 facilities and resources to host their events, but the use of campus facilities to host an event neither
18 constitutes nor implies UCLA’s endorsement of the event, the speakers or the views expressed.

19 4. Students for Justice in Palestine (“SJP”) is a student group registered with SOLE.
20 On or about August 24, 2018, UCLA became aware of a social media post indicating the 2018
21 National Students for Justice in Palestine (“NSJP”) conference (the “Conference”) would be held
22 at UCLA in November of 2018. Immediately thereafter, the SOLE Advisor followed up with SJP
23 regarding the social media posting. SJP confirmed to its SOLE Advisor that it was selected, and
24 that it wanted, to sponsor and host the Conference with its national parent organization, NSJP. I
25 became aware of SJP’s interest in hosting the Conference, around this same time, approximately
26 late August 2018.

27 5. The private Conference was held on the UCLA campus on November 16-18, 2018.
28 The UCLA administration did not organize the Conference; rather, it was organized and run by

1 SJP. The event was open to registered SJP members but was not open to the public. This is not
2 unusual, as many student groups host private events on campus. SJP organized the event,
3 determined the agenda, selected the speakers and attendees, and made the decision on who would
4 attend the Conference. Details relating to who would present at the Conference (the “Presenters”),
5 the schedule for the Conference, and the admission/registration process was determined entirely
6 by NSJP/SJP. SJP provided UCLA with the estimated number of attendees for planning purposes,
7 so that UCLA could take steps to address the safety of participants, plan for potential protesters
8 and work to ensure freedom of speech/expression/protests on both sides.

9 6. UCLA did not provide any direct funding to the Conference and the Conference did
10 not receive any student compulsory fees. Prior to the Conference, SJP applied for and received an
11 academic year block grant from the Bruin Excellence & Transformation (“BEST”) program.
12 UCLA’s Office of the Vice Chancellor of Equity, Diversity and Inclusion has for many years
13 provided financial support in the form of block grants to BEST. BEST fosters social justice
14 leadership among campus activists and leaders by providing funding, mentorship, and
15 coordination, as well as activist-oriented growth and development opportunities, in an effort to
16 address campus climate issues at UCLA and to promote an equal learning environment at the
17 campus. BEST is an entirely student-led initiative. BEST’s connection to the UCLA
18 administration is that it receives funding from the campus’s Office of Equity, Diversity and
19 Inclusion to develop and support student projects.

20 7. Prior to and in anticipation of the Conference, UCLA received a number of
21 complaints regarding harassment and targeting of student advocates for Palestinian interests and
22 possible Conference Presenters. UCLA also received complaints from numerous groups and
23 individuals, including Petitioner, protesting the Conference, and calling on UCLA to cancel the
24 event. In preparing this declaration, I have reviewed the documents attached to the Notice of
25 Lodgment (“NOL”) as Ex. A at pages 18-23, 26-31, 38-41, 56-59, and 84. These documents are
26 true and correct copies of the various complaints UCLA received. They include the following: In
27 February and again in April of 2016, two years before the Conference, I received complaints that
28 Jewish students were being encouraged to “toughen up,” and to bully Palestinian activists. A copy

1 of this complaint is attached to the NOL as Exhibit A at pages 21-22. The party reporting this
2 complaint expressed concern over defamatory statements published online and concern for his/her
3 physical safety. In April of 2016, I received another complaint reporting that Palestinian students
4 on campus were targeted in 2016 when they found chalk writings that stated, “Stop the Jihad on
5 Campus” and “Legalize Campus Carry.” A copy of this complaint is attached to the NOL as
6 Exhibit A at page 23.

7 8. In another complaint forwarded to me, approximately a week before the
8 Conference (November 7, 2018), an SJP representative advised that in “past years, our speakers’
9 names and personal information have been posted on online blacklists like Canary Mission due to
10 their involvement in the conference.” A copy of this communication, redacted to protect the
11 names of the Presenters and SJP representatives, is attached to the NOL as Ex. A at pages 56-59.
12 The SJP representative discussed concerns regarding a harassment campaign against Conference
13 organizers “with our faces posted around campus and our information posted on Canary Mission.”
14 The SJP representative relayed that similar harassment campaigns have been conducted against
15 SJP members in previous years at other schools. The SJP representative also expressed concerns
16 related to the safety of SJP members via the names of SJP members/signatories being available for
17 viewing through the MyUCLA portal. The MyUCLA portal is a student services portal that allows
18 students on line access to information concerning UCLA, including but not limited to campus
19 events and student organizations. The SJP representative requested that UCLA’s Office of Equity
20 Diversity and Inclusion and its Office of Student Affairs modify the MyUCLA/SOLE portal so
21 that signatories of any student group can opt out of having their names being visible on the student
22 organization portal

23 9. As Assistant Vice Chancellor, Campus Life I cannot successfully do my job
24 without establishing and maintaining trust and confidence within the student campus population
25 that I serve. To that end, and in response to the complaints UCLA received concerning the
26 Conference, I engaged in “shuttle diplomacy” where I met with leadership at SJP and their
27 counterparts among the Jewish student organizations on campus. When I first met with SJP
28 representatives, approximately two weeks prior to the Conference, we discussed scrutiny and

1 threats surrounding the Conference. I discussed the importance of maintaining the safety of all
2 participants of the Conference and for SJP members on campus. I asked the SJP representatives to
3 provide the names of the Conference Presenters so that I could provide them to the UCLA Police
4 Department (“UCPD”) for security checks and a threat assessment. This is a standard practice for
5 campus events and UCPD is the agency on campus which conducts such assessments. The SJP
6 representatives expressed concern about keeping the names confidential. I informed the SJP
7 representatives that the names would only be forwarded to the UCPD for the security checks and
8 the threat assessment, and that UCLA would strive to protect the confidentiality of the Presenters
9 as permitted by University policy and the law.

10 10. On or about the evening of November 7, 2018, an SJP representative provided me
11 with the list of anticipated Conference Presenters that I had requested for threat assessment
12 purposes. A copy of this communication, redacted to protect the names of the Presenters is
13 attached to the NOL as Ex. A at pages 56-59. The SJP representative expressed concern about
14 harassment of SJP members and past conference presenters, and again requested that the names be
15 kept confidential. Early the following day, I forwarded an unredacted version of the
16 aforementioned correspondence (revealing the names of the anticipated Presenters) to UCPD so
17 that it could vet the anticipated Presenters for any potential concerns and assess threat/safety
18 issues. I did not share the names with anyone outside of the police department. Although I still
19 have in my email storage the email I received from the SJP representative containing the names of
20 the Presenters, as well as my email forwarding SJP’s email to UCPD, I have them only by virtue
21 of my having played the role of intermediary between SJP and UCPD to obtain the names from
22 SJP and to convey those names to UCPD so that campus police agency could conduct its
23 investigation. Had it not been for the need to conduct such an investigation, I never would have
24 asked SJP for the names and therefore I never would have had SJP’s email containing them. I
25 played an essential role in obtaining and conveying this information to UCPD so that agency could
26 conduct its investigation. As explained above, my goal in helping UCLA advance its mission of
27 serving student groups required that the process of obtaining the names so UCPD could conduct
28 its investigation had to be done in such a way that I could maintain the trust of the SJP. Having a

1 UCPD officer directly approach SJP to obtain the names would not have been a successful
2 strategy in my experience and opinion based on that experience. So, it was essential that I act as
3 the conduit; but that was the only role I played in the process of obtaining and transmitting the
4 names to UCPD. I was only a conduit between UCPD to aid them in obtaining that information
5 they needed for their investigation and it is solely based on that limited role that the email from
6 SJP to me and the email from me to UCPD are in my email mail box.

7 I declare under penalty of perjury under the laws of the State of California that the
8 foregoing is true and correct.

9 Executed on this 21st day of January 2021, at Newbury Park, California.

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12 _____
MICHAEL DELUCA

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1 I, JERRY KANG, declare as follows:

2 1. I make this Declaration in support of the Regents of the University of California's
3 (“UCLA” or “University”) Opposition to Petitioner David Abrams’ Petition for Writ of Mandate.
4 I have personal knowledge of all the matters stated herein and, if called as a witness, I could
5 competently testify thereto, except as to those matters stated upon information and belief, and as to
6 those matters, I believe them to be true. I am over the age of 18, am a resident of the County of
7 Los Angeles and am competent to testify in a court of law.

8 2. I obtained an A.B. in Physics at Harvard in 1990. In 1993, I obtained my juris
9 doctorate degree from Harvard Law School. I began my employment with UCLA in 1995 as a
10 professor in the Law School. At UCLA School of Law, I was founding co-Director of the
11 Concentration for Critical Race Studies as well as PULSE: Program on Understanding Law,
12 Science, and Evidence. I have chaired the American Association of Law Schools' Section on
13 Defamation and Privacy. I have served on the Board of Directors of the Electronic Privacy
14 Information Center.

15 3. I have also taught at Harvard and Georgetown law schools. Throughout my
16 academic career, I have been recognized with numerous awards and accolades including but not
17 limited to: Professor of the Year in 1998; the law school’s Rutter Award for Excellence in
18 Teaching in 2007; and was chosen for the highest university-wide distinction, the University
19 Distinguished Teaching Award (The Eby Award for the Art of Teaching) in 2010. I am also the
20 recipient of Vice President Al Gore’s “Hammer Award” for reinventing government. I am also a
21 nationally recognized scholar on implicit bias and often speak to judicial audiences about implicit
22 social cognition.

23 4. I was the Founding Vice Chancellor for Equity, Diversity and Inclusion at UCLA
24 and served in that position from 2015 to 2020. As Vice Chancellor for Equity, Diversity and
25 Inclusion, I was responsible for leading and coordinating efforts to build an equal working and
26 learning environment for all members of the UCLA community, including students, staff, faculty,
27 alumni, and community partners. My mission as Vice Chancellor was to “build equity for all,” but
28 that required more than designing fairer systems and inclusive environments. It also included

1 education regarding the challenge and importance of robust free speech, academic freedom, and
2 freedom of expression. While I was Vice Chancellor of the Office of Equity, Diversity and
3 Inclusion, UCLA kicked off Free Speech 101: UCLA’s Week on Freedom of Speech with events
4 examining the specifics of free speech and the importance of freedom of expression. We produced
5 extensive Frequently Asked Questions that circulated nationally and internationally, hosted
6 numerous panel discussions, revised policies and procedures, and received national recognition for
7 this work.

8 5. Freedom of speech carries special importance to the University of California and
9 UCLA. As a leading public university, UCLA has long been committed to protecting the First
10 Amendment rights of its students, faculty and staff, and to encouraging free and open debate.
11 UCLA has repeatedly and publicly acknowledged the important role freedom of speech plays in
12 higher education. Freedom of expression and freedom of inquiry form bedrock principles central
13 to our mission to pursue knowledge and understanding.

14 6. As a public institution in Southern California, UCLA proudly celebrates the robust
15 diversity of perspectives, beliefs, and values that exists amongst us. But such heterogeneity means
16 there sometimes will be conflict and passionate disagreement. UCLA strives to ensure that such
17 disagreements can be debated on-the-merits, with clarifications, concessions, persuasion, and
18 respect. Our goal is to have diversity of viewpoints aired, debated, and considered. In addition,
19 UCLA vociferously defends its commitment to academic freedom, which includes the freedom to
20 inquire. The freedom to communicate and inquire are both essential to the University's
21 fundamental mission, which is to discover knowledge and to disseminate it to its students and to
22 society at large. For these reasons, the University has a strong interest in fostering speech and
23 preventing threats to or harassment of its students and speakers.

24 7. UCLA strives to protect individuals’ rights to free speech, freedom of association,
25 and academic freedom. As part of this effort, University policies allow and encourage the
26 formation of various student groups on campus. UCLA has a long history of respecting and
27 valuing student self-organization and activism. Protests and civil disobedience have played an
28 historic role on the University campus, in bringing important and beneficial changes within

1 society, and in the development of our democracy. The campus has also been a vigorous protector
2 of the First Amendment and students’ rights to assemble peaceably and to express their opinions
3 through speech and media.

4 8. I have reviewed the Petition for Writ of Mandate in this case and understand
5 Petitioner is seeking a writ to compel the disclosure of the names of individual who were
6 presenters at the 2018 conference hosted by Students for Justice in Palestine (“SJP”) on the UCLA
7 campus. I also am aware of concerns the presenters, as well as SJP on their behalf, expressed
8 about the harm disclosing their names will cause them. In my opinion, and based on my
9 experience and roles at UCLA described above, such a disclosure is likely to have a materially
10 adverse impact on UCLA’s ability to advance its mission, which includes the sharing of even
11 unpopular or controversial ideas, and the public will suffer as a result.

12
13 I declare under penalty of perjury under the laws of the State of California that the
14 foregoing is true and correct.

15 Executed on this 1st day of February, 2021, at Los Angeles, California.

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18 JERRY KANG

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

10

11 DAVID ABRAMS,
12 Petitioner,
13 vs.
14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,
15 Respondent.

CASE NO. 19STCP03648
**DECLARATION OF SHIVA E. STEIN IN
SUPPORT OF REGENTS OF THE
UNIVERSITY OF CALIFORNIA'S
OPPOSITION TO PETITIONER DAVID
ABRAMS' PETITION FOR WRIT OF
MANDATE**

Date: March 11, 2021
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant

Action Filed: 08/22/19

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20 I, Shiva E. Stein, declare as follows:

21 1. I am an attorney duly admitted to practice before this Court. I am a partner with
22 Fagen Friedman & Fulfrost, LLP, attorneys of record for Respondent The Regents of the
23 University of California. If called as a witness, I could and would competently testify to all facts
24 within my personal knowledge except where stated upon information and belief.

25 2. Following the filing of David Abrams Petition for Petition for Writ of Mandate, the
26 parties conducted written discovery. On or about February 25, 2020, Petitioner Abrams produced
27 over 2,600 pages of documents in response to University's Request for Production of Documents.
28 One of the set of documents produced by Abrams in Discovery (pages 1119-1124) included

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1 relevant portions of USAID Certifications, Assurances, Representations, and Other Statements of
2 the Recipient dated June 7, 2018, including information regarding Certification Regarding
3 Terrorist Financing, Implementing Executive Order 13224. (Ex. D. to Notice of Lodgment.)

4 3. In response to Petitioner’s Discovery, on or about March 23, 2020 University
5 produced approximately 200 additional pages of records to Petitioner. Some of the documents
6 produced included redacted UCLA Police Department Intelligence Reports dated November 2 and
7 13, 2018, summarizing UCPD’s vetting, threat assessment, and investigation of the 2018 NSJP
8 Conference, NSJP, SJP, and Conference Presenters. The documents produced by University in
9 discovery also included numerous correspondence/communications, dated 2015 through
10 November 2018 demonstrating opposition to the Conference and/or describing targeted
11 harassment/attacks against SJP members and Pro-Palestinian Advocates. Attached to the Notice
12 of Lodgment of Exhibits as Exhibit A are true and correct copies of the above documents
13 produced to Petitioner in Discovery, as referenced in Exhibit E.

14 4. Attached to the Notice of Lodgment of Exhibits as Exhibit B is a true and correct
15 copy of Petitioner David Abrams, Petition for Writ of Mandate dated August 26, 2019, including
16 Petitioners’ attached Exhibits 1-5.

17 5. Attached to the Notice of Lodgment of Exhibits as Exhibit C are true and correct
18 copies of Respondent’s Request for Admissions, Set One to Petitioner; and Petitioner’s Verified
19 Responses to Request for Admissions.

20 6. Attached to the Notice of Lodgment of Exhibits as Exhibit D is a true and correct
21 copy of relevant portions of USAID Certifications, Assurances, Representations, and Other
22 Statements of the Recipient dated June 7, 2018, including information regarding Certification
23 Regarding Terrorist Financing, Implementing Executive Order 13224.

24 7. Attached to the Notice of Lodgment of Exhibits as Exhibit E is a true and correct
25 copy of Petitioner’s Request for Production of Documents, Set One to Respondent; and
26 Respondent’s Supplemental Verified Responses to Request for Production of Documents.

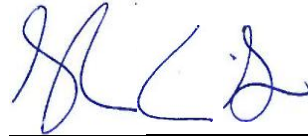
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 5th day of February, 2021, at Carlsbad, California.



Shiva E. Stein

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**
10

11 DAVID ABRAMS,

12 Petitioner,

13 vs.

14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,

15 Respondent.
16
17

CASE NO. 19STCP03648

**DECLARATION OF ROLAND RUIZ IN
SUPPORT OF RESPONDENT REGENTS
OF THE UNIVERSITY OF
CALIFORNIA'S OPPOSITION TO
DAVID ABRAMS' PETITION FOR WRIT
OF MANDATE**

Date: March 11, 2021
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant

Action Filed: 08/22/19

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1 I, ROLAND RUIZ, declare as follows:

2 1. I am the Threat Management Sergeant with the University of California, Los
3 Angeles (the "University" or "UCLA") Police Department ("UCPD"). I have been employed full-
4 time at UCLA since November 2005 and have been the Threat Management Sergeant since
5 January 2018. I make this Declaration in support of the Respondent The Regents of the University
6 of California's Opposition to Petitioner David Abrams' Petition for Writ of Mandate. I have
7 personal knowledge of the matters stated herein and, if called as a witness, I could competently
8 testify thereto, except as to those matters stated upon information and belief, and as to those
9 matters, I believe them to be true. I am over the age of 18, am a resident of San Bernardino
10 County and am competent to testify in a court of law.

11 2. I am a duly sworn peace officer under section 830.2(b) of the California Penal
12 Code and section 92600 of the California Education Code. I have been employed in the law
13 enforcement arena for a total of fifteen years.

14 3. I initially began my law enforcement career at UCLA in 2005 as a Police Officer.
15 As a Police Officer, I was responsible for providing safety for the UCLA campus community,
16 including all of the staff, faculty, students and visitors. This included conducting preliminary
17 investigations and arresting violators of the law. While assigned to patrol from 2005 to 2010, I
18 was assigned to various assignments including Traffic Investigator and Field Training Officer. In
19 2010, I was assigned to the Investigations Division as a Detective. As a Detective, I worked a
20 number of assignments and conducted hundreds of investigations. I investigated sex crimes, theft,
21 robbery, assault, fraud and drug crimes. I was also a Background Investigator for our department
22 where I would investigate potential new hires. From 2012 to 2016, I was assigned to the Beverly
23 Hills Police Department's High Tech Crimes Unit as a Computer Crimes Investigator. I was also
24 assigned to the Los Angeles Police Department's ("LAPD") Internet Crimes Against Children task
25 force where I was responsible for investigating child exploitation crimes. In 2017, I was promoted
26 to the rank of Sergeant and was assigned to the Patrol division.

27 4. In 2018, I was reassigned to the Investigations Division as the Threat Management
28 Unit ("TMU") Sergeant at the UCPD. The UCPD TMU handles cases of harassment, stalking,

1 repeated/long-term threatening or unlawful behavior. The primary mission of the TMU is to
2 ensure the safety and well-being of members of the diverse communities of UCLA by
3 investigating and managing threats toward specific persons or a group of persons. As the Threat
4 Management Sergeant with UCPD, I perform many duties, including but not limited to: patrol,
5 enforcement of the law, arrest, investigations, gathering of evidence, and suppression of crime. As
6 the Threat Management Sergeant, I am responsible for preventing acts of targeted violence on
7 campus, including active shooter events and terrorist attacks. This requires me to gather
8 intelligence and conduct threat assessments on groups and individuals on a daily basis.

9 5. I am currently a member of the Association of Threat Assessment Professionals
10 ("ATAP") as well as the University's Behavioral Intervention Team. I attend regular meetings
11 where we discuss current best practices in the field of threat assessments. I have received over
12 one-hundred hours of training in conducting threat assessments. I have also received over three-
13 hundred hours of specialized training in conducting various criminal investigations as well as over
14 four-hundred hours of training in computer crimes investigations. I attended an eighty-hour
15 LAPD Detective School and I have received certifications in Homicide (Orange County Sheriff's
16 Department), Robbery (State of CA Commission on Peace Officer Standards and Training -
17 POST), Traffic Investigation (San Bernardino County Sheriff's Department), Background
18 Investigation (Riverside County Sheriff's Department) and Computer Crimes Investigation (CA
19 POST). I am familiar with and have access to City, State, and Federal criminal justice agency
20 databases.

21 6. The UCLA local chapter of the Students for Justice in Palestine ("SJP"), along with
22 its National organization, the National Students for Justice in Palestine ("NSJP"), hosted a
23 conference at UCLA in November 2018 (the "Conference"). After the Conference was
24 announced, several groups called on the University to cancel it. One of the groups, through a
25 Facebook post, encouraged the use of violence (Ex. A p. 4 (bracketed portion)). Some groups
26 claimed that the NSJP and its affiliates were connected to terrorism, posed a potential threat, and
27 that UCLA could lose federal funding if it allowed the Conference to proceed. I was assigned to
28 investigate the NSJP, SJP, and the expected individual speakers, panelists, and workshop leaders

1 (the "Presenters") for ties to terrorism. In conducting my investigation, I compiled my findings in
2 two Police Department Intelligence Reports that I prepared; dated November 2, 2018 and
3 November 13, 2018 respectively. Copies of those reports are attached to the Notice of Lodgment
4 ("NOL") of Exhibits as Exhibit A, p 1-17. Both reports were made by me in the regular course of
5 my work for UCPD business. Both reports included the names of anticipated Conference
6 Presenters (unconfirmed and confirmed). The various Intelligence Reports indication of "created
7 by Sgt. Ruiz #317" verify the documents' authenticity.

8 7. In approximately late October 2018, I began my investigation when a group of
9 members of the public, who were opposed to the Conference, provided the UCPD with several
10 names of unconfirmed potential speakers of the Conference from on-line/social media postings,
11 alleging ties to terrorism. The initial names of these unconfirmed potential speakers were not
12 provided by the Conference organizers (i.e. NSJP or SJP). Notwithstanding, I went to the online
13 sites to verify the information received as part of my initial assessment. I conducted a threat
14 assessment and investigation of the SJP, NSJP and the unconfirmed Presenter names I had
15 available to me at the time.

16 8. Next, I researched a number of organizations and related social media accounts.
17 This included the NSJP's website and Twitter account; the SJP's website, and its Twitter and
18 Facebook accounts; Students Supporting Israel; Canary Mission; Yad Yamin Facebook; and
19 Reservists on Duty. I investigated both pro-Palestine and opposition organizations and social
20 media accounts, to assist in the threat assessment related to the Conference. Based on my research
21 of NSJP and SJP, I understood from the NSJP website and social media accounts that: NSJP
22 holds itself out to be a pro-Palestinian student organization aimed to bring together like-minded
23 individuals to attend skill-building and political development workshops, meet with fellow
24 organizers, and discuss the goals and aims of the organization. The NSJP website describes NSJP
25 as "an independent grassroots organization composed of students and recent graduates that
26 provides support to about 200 SJP chapters on university and college campuses, as well as taking
27 part in the broader national and global solidarity movements for Palestinian freedom, justice, and
28 equality. (About National SJP, <https://www.nationalsjp.org/about-nsjp.html>.) I understood from

1 my research that NSJP was established in 2010 when an informal network of SJP activists from
2 across the country began organizing to coordinate campus efforts and host a central gathering
3 event for their “intersectional social justice” movement. According to NSJP’s website, each year,
4 a local SJP chapter hosts a national conference where student organizers can attend skill building
5 and political development workshops, meet with fellow organizers, and learn about other social
6 justice movements. I further understood from my research that NSJP campaigns for the boycott of
7 and divestment from corporations that deal with Israel. Based on information and belief, I
8 understand that SJP groups have been accused of spreading anti-Semitic messages, promoting or
9 being affiliated with international terrorism.

10 9. For my investigation, I also reviewed the requirements in the 2018 USAID
11 Certification (Executive Order 13224) to ensure UCLA's compliance. A copy of the relevant
12 portions of 2018 USAID Certification is attached to the NOL as Exhibit D.

13 10. In addition to investigating the SJP, NSJP and other groups, I also conducted a
14 review and assessment of the anticipated confirmed Presenters (See November 13, 2018
15 Intelligence Report Ex. A, pp 6-17). A list of anticipated Presenters was provided to UCPD by
16 Mick Deluca, Vice Chancellor of Campus Life. I understood Mr. Deluca received the list from the
17 SJP so that my office could conduct the investigation. The number of anticipated Presenters
18 provided by SJP for my assessment/vetting was 64. The only reason I was given the names of the
19 64 Presenters, provided by SJP, was to conduct my threat assessment/investigation. The names of
20 the unconfirmed as well as anticipated confirmed Presenters are included in my Intelligence
21 Reports, maintained in a UCPD investigatory file, and were solely used for the purpose of
22 conducting a threat assessment of the Conference/Presenters and to ensure compliance with
23 USAID certification.

24 11. Based on my investigation, I found that the NSJP and the SJP were not designated
25 as terrorist organizations by the State Department (Ex. A, p. 13 (bracketed portion)). As for the
26 Presenters, I verified that there was no intelligence indicating any of the Presenters engaged in
27 terrorist activities or provided direct support to known terrorists (Ex. A, p. 13). I checked each of
28 the individuals’ names against the State Department’s Foreign Terrorist Organizations list, the

1 United Nations Sanctions list, and the Department of Treasury’s Specially Designated Nationals
2 and Blocked Persons list. I also conducted open-source checks on each individual which included
3 searching each individual on various websites and social media platforms available to members of
4 the public (non law enforcement data bases). This included searching on Google for each
5 individual then checking websites that were discovered by the search engine; including articles,
6 organizational sites, and social media sites associated with each individual. I confirmed that none
7 of the Presenters were designated on the terrorist lists, and that the open-source checks did not
8 reveal any connections to terrorism.

9 12. I also contacted past host campuses including University of Houston (2017 host)
10 and San Diego State University (the 2015 Conference host). Both campus police departments
11 indicated there were no disruptions or protests during the events. The San Diego State University
12 Police Department indicated they also contacted Tufts University (the 2014 Conference host), and
13 there were no disruptions during the event.

14 13. In addition to UCPD conducting its own investigation as recommended in the
15 Certification, I also consulted with the Federal Bureau of Investigation (“FBI”), the Joint Regional
16 Intelligence Center, and the Orange County Intelligence Assessment Center regarding the potential
17 links between the Presenters and terrorism. None of these organizations found connections
18 between the Presenters and terrorist activity. All of the materials described above, including the
19 email from Mick Deluca containing the names of the 64 Presenters, are still in the UCPD
20 investigation files. They are not available to the public. Like all of our investigatory files, they
21 are kept confidential. They were created, and have been maintained, solely to support the Office’s
22 criminal and investigatory functions as a police department.


23 14. Based on my investigation, as detailed above and described in my Intelligence
24 Reports, I concluded that neither NSJP, SJP nor any of the anticipated 64 Presenters posed a threat
25 to the campus or should be deemed “terrorists” for the purposes of the USAID certification. I
26 believe UCLA complied with its obligations regarding Terrorist Financing under the 2018 USAID
27 Certification. To my knowledge, the State Department has not contacted the University about the
28 Conference or alleged that the Conference violated the certification.

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 2nd day of February, 2021, at Los Angeles, California.



ROLAND RUIZ

801-108/6044266.1

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8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

10

11 DAVID ABRAMS,
12 Petitioner,
13 vs.
14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,
15 Respondent.
16

CASE NO. 19STCP03648
REQUEST FOR JUDICIAL NOTICE
Date: March 11, 2021
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant
Action Filed: 08/22/19

18 Respondent The Regents of University of California (“UCLA”), requests the court take
19 judicial notice of the following documents/facts/propositions pursuant to the provisions of
20 California Evidence Code Sections 452 and 453:

- 21 1. USAID, Certification Regarding Terrorist Financing Implementing Executive
22 Order 13224 [dated June 7, 2018]. A true and correct copy of relevant excerpts of USAID
23 Certification Executive Order 13224 is attached to the Notice of Lodgment of Exhibits, as Exhibit
24 D, filed concurrently herewith, and incorporated herein by reference as if fully set forth in full.

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1 2. That upon conducting an internet search, specifically via search of: About National
2 SJP, <https://www.nationalsjp.org/about-nsjp.html>; on the website NSJP describes itself as “an
3 independent grassroots organization composed of students and recent graduates that provides
4 support to about 200 SJP chapters on university and college campuses, as well as taking part in the
5 broader national and global solidarity movements for Palestinian freedom, justice, and equality.
6 As students, education, awareness, and critical analysis are our priorities.” **University is not
7 asking the Court to take judicial notice of the factual veracity of the specific information
8 contained on the NSJP website, rather that upon an internet search, the aforementioned
9 information can be found and is available to the public.**

10 3. That upon conducting an internet search, specifically via search of: the Canary
11 Mission website (www.Canarymission.org), it can be seen that the Canary Mission compiles
12 dossiers on thousands of Palestinian rights advocates available for public viewing. **University is
13 not asking the Court to take judicial notice of the factual veracity of the specific information
14 contained on the Canary Mission website, rather that upon an internet search, the
15 aforementioned information can be found and is available to the public.**

16 The above evidence is capable of accurate and ready determination by resort to sources
17 whose accuracy cannot reasonably be questioned. Courts may take judicial notice of matters of
18 common knowledge and observation. (*U.S. v Schnederman*, (S.D. Cal. 1952), 106 F. Supp. 906;
19 California Evidence Code Section 452 (g) and (h).) “Facts are indisputable, and thus subject to
20 judicial notice, only if they either ‘generally known’ . . . or capable of accurate and ready
21 determination by resort to sources whose accuracy cannot be questioned.” (California Evidence
22 Code Section 452(g) and (h); *see also Scott v. JPMorgan Chase Bank, N.A.* (2013) 214
23 Cal.App.4th 743, as modified on denial of reh’g (Apr. 16, 2013).) The Court may take judicial
24 notice of records and reports of administrative bodies, official acts, and records of any court of this
25 state. (*See* California Evidence Code Section 452(c); *Swartz v. KPMG LLP*, 476 F.3d 756, 763
26 (9th Cir. 2007); and *Fowler v. Howell* (1996) 42 Cal.App.4th 1746, 1750.) A court may also take
27 judicial notice of the contents of public records, statutory law of any state, regulations and
28 legislative enactments issued by a public entity in the United States. (California Evidence Code

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1 Section 452(a-c); *City of Maywood v. Los Angeles Unified School Dist.* (App. 2 Dist. 2012) 145
2 Cal.Rptr.3d 567, 208 Cal.App.4th 362; and *Pearson v. State Social Welfare Bd.* (1960) 5 Cal.Rptr.
3 553.)
4

5 DATED: February 5, 2021

FAGEN FRIEDMAN & FULFROST, LLP

6
7
8 By:



Shiva E. Stein
Attorneys for Regents of the University of
California

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University of California
7

8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

10

11 DAVID ABRAMS,
12 Petitioner,
13 vs.
14 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,
15 Respondent.

CASE NO. 19STCP03648
**NOTICE OF LODGMENT OF EXHIBITS
IN SUPPORT OF RESPONDENT
REGENTS OF THE UNIVERSITY OF
CALIFORNIA’S OPPOSITION TO
PETITIONER DAVID ABRAMS
PETITION FOR WRIT OF MANDATE**

Date: March 11, 2021
Time: 9:30 a.m.
Dept.: 85
Judge: Hon. James C. Chalfant

Action Filed: 08/22/19

18
19 **PLEASE TAKE NOTICE** that Respondent, The Regents of the University of California
20 (the “University” or “UCLA”) hereby lodges with the Court copies of the following exhibits in
21 support of its Opposition to Petitioner David Abrams’ Petition for Writ of Mandate. The attached
22 exhibits are authenticated and described in the declarations filed concurrently herewith.

23 **Exhibit A** – Attached hereto are true and correct copies of various documents produced to
24 Petitioner David Abrams in discovery in this matter including UCLA Police Department
25 Intelligence Reports dated November 2 and 13, 2018; and numerous
26 correspondence/communications, dated 2015 through November 2018 demonstrating opposition
27 to the Conference and/or describing targeted harassment/attacks against SJP members and Pro-
28 Palestinian Advocates.

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Exhibit B Attached hereto is a true and correct copy of Petitioner’s Petition for Writ of Mandate, filed August 26, 2019 in this matter. The Petition attached five exhibits (numbered 1-5) which are also attached.


Exhibit C Attached hereto are true and correct copies of University's Request for Admissions, Set One to Petitioner; and Petitioner's Verified Responses to Request for Admissions.

Exhibit D Attached hereto is a true and correct copy of relevant portions of USAID Certifications, Assurances, Representations, and Other Statements of the Recipient dated June 7, 2018, including information regarding Certification Regarding Terrorist Financing, Implementing Executive Order 13224.

Exhibit E Attached hereto are true and correct copies of Petitioner's Request for Production of Documents, Set One to Respondent; and Respondent's Supplemental Verified Responses to Request for Production of Documents.

DATED: February 5, 2021

FAGEN FRIEDMAN & FULFROST, LLP

By: 
Shiva Stein
Attorneys for The Regents of the University of California

801-108/6046224.1

Exhibit A



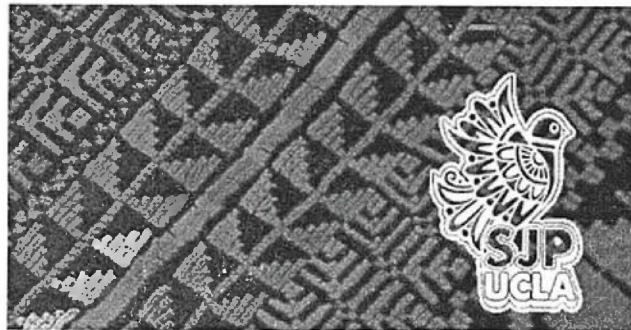
UCLA POLICE DEPARTMENT

Chief Tony Lee - 601 Westwood Plaza, Los Angeles, CA (310) 825-1491 - www.ucpd.ucla.edu

INTELLIGENCE REPORT

LAW ENFORCEMENT SENSITIVE

Event: 8th Annual National Students for Justice in Palestine (SJP) Conference
Date: November 16 – 18, 2018
Time: Various (1600 Friday through 1530 Sunday)
Locations: Ackerman Grand Ballroom / Dodd Hall / Dickson Court / Pauley Pavilion Club



Event Background

National Students for Justice in Palestine (NSJP) was established in 2010 when an informal network of Students for Justice in Palestine (SJP) activists from across the country began organizing to coordinate campus efforts and host a central gathering event for their “intersectional social justice” movement. As of late 2017, there were roughly 200 chapters nationwide. Each year, they host a national conference where student organizers can attend skill-building and political development workshops, meet with fellow organizers, and learn about other social justice movements.

According to their website, NSJP is an independent grassroots organization composed of students and recent graduates that provides support to about 200 SJP chapters on university and college campuses, as well as taking part in the broader national and global solidarity movements for Palestinian freedom and equality.

SJP groups have been accused by Jewish and pro-Israeli groups of spreading Anti-Semitic messages and even promoting or being affiliated with international terrorism.

Groups Involved

- Students for Justice in Palestine UCLA
- National Students for Justice in Palestine

For Law Enforcement Only
Created by Sgt. Ruiz #317

Updated November 2, 2018



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INTELLIGENCE REPORT

Threat Assessment

Open source checks were completed on the following organizations' websites and social media accounts;

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- National Students for Justice in Palestine Twitter - <https://twitter.com/nationalsjp?lang=en>
- Students for Justice in Palestine UCLA Website - <http://www.sjpbruins.com/>
- Students for Justice in Palestine UCLA Twitter - <https://twitter.com/SJPatUCLA>
- Students for Justice in Palestine UCLA Facebook - <https://www.facebook.com/SJPatUCLA>
- Students Supporting Israel (SSI) at UCLA Facebook - <https://www.facebook.com/SSIUCLA/>
- SSI National Website - <http://www.ssimovement.org/>
- Bruins for Israel Facebook - <https://www.facebook.com/bruinsforisrael/>
- Canary Mission - <https://canarymission.org/>
- Change.org - <https://www.change.org>
- Yad Yamin Facebook - <https://www.facebook.com/TheYadYamin/>
- Stop Antisemitism on college campuses and beyond- <https://www.stopantisemitism.org/>
- #UCLA Don't Host - https://mailchi.mp/e9b5df69d56f/ucla_dont_host_nsjp
- Camera on Campus - <https://cameraoncampus.org/blog/anti-semitic-groups-should-not-be-given-a-platform-on-college-campuses/>
- Reservists on Duty - <http://onduty.org.il/about-us/>

TMU also contacted past host campuses including the University of Houston (2017) and San Diego State University (2015). Both campus Police Departments stated there were no disruptions or protests during the events. CSU San Diego PD also stated they contacted Tufts University (2014 host) and there were no disruptions during that event.

TMU also contacted the Federal Bureau of Investigation (FBI), the Joint Regional Intelligence Center (JRIC) and the Orange County Intelligence Assessment Center (OCIAAC) for possible intelligence on the event and groups involved. TMU also requested intelligence on the speakers of the conference.

TMU also entered the event into [REDACTED] to receive alerts of postings regarding the event.

Due to current and historical tensions in the Middle East between Palestinians and Israelis, this NJSP event is politically charged and controversial. There is a large Jewish community on and around campus that is angered over the event. The event is garnering nationwide attention over the internet. Many pro-Israeli and Jewish groups are calling on people to put pressure on the University to cancel the event. They are encouraging people to sign petitions, call administrators, and email the Chancellor, all of which has begun occurring. Most of the groups however, are only calling for this kind of action and are not calling for protests or acts of violence. Many of the groups are not affiliated with the University or any student groups.

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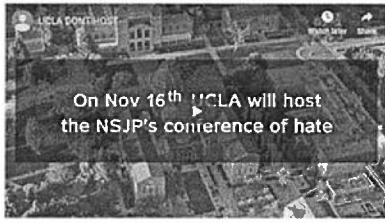
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Examples of online reactions to the event

<p>Russel Neiss @rusneiss 2h</p> <p>@AdamMStein wants you to "STOP THE NEXT PITTSBURGH" by having you sign a petition to cancel the National Students for Justice in Palestine (@NationalSJP) Conference at @UCLA.</p> <p>Includes "Real Images of SJP Students Calling to Kill Jews"</p> <p>HELP STOP THE NEXT PITTSBURGH</p> <p>Join the Nation. And get more than 15,000 people calling UCLA to cancel hosting an antisemitic Conference at</p> 	<p>change.org</p> <p>HELP PREVENT THE NEXT PITTSBURGH- TELL UCLA TO CANCEL SJP'S ANNUAL HATE CONFERENCE!</p>  <p>FOR MORE INFORMATION VISIT OUR WEBSITE</p> <p>Students for Justice in Palestine (SJP) is confirmed to hold its national conference at UCLA on November 16-18th.</p>	<p>Legitimate Israel! @nom76us 1h</p> <p>HELP STOP THE NEXT PITTSBURGH! TELL UCLA TO CANCEL SJP'S ANNUAL CONFERENCE OR BE HELD ACCOUNTABLE!</p> <p>Students for Justice in Palestine (SJP) is confirmed to hold its national...</p> <p>Stop Antisemitism stopantisemitism.org</p> 
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A couple of groups have indicated that they will show up to campus and physically protest the event.

- Reservists on Duty
- Yad Yamin (Right Hand)

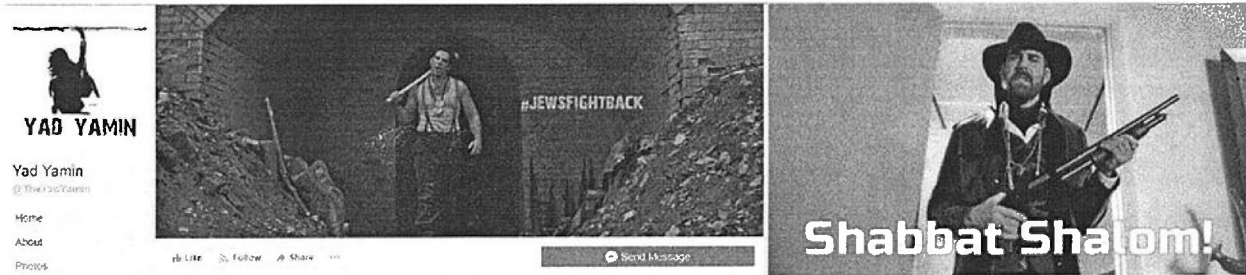
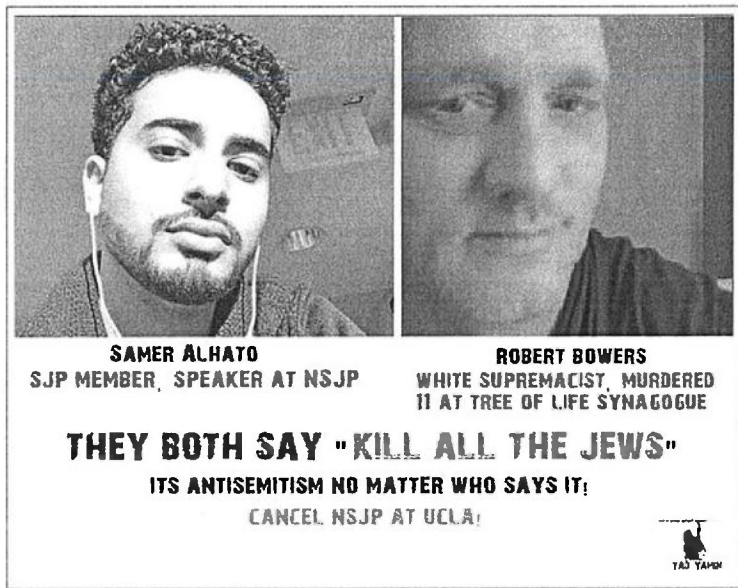
Reservists on Duty describe themselves as a non-profit organization established in 2015 by Israeli reserve combat soldiers who felt they had a duty to expose and counter the BDS movement and new forms of anti-Semitism erupting on college campuses across America. They have contacted the University and expressed their intent to conduct a peaceful silent protest during the event. They are currently going through the proper channels and there is no indication they will protest violently.

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Yad Yamin describes themselves as a community organization. They are students and community members united to take the fight to those who intimidate, harass and use violence against Jews and pro-Israel advocates. Their mission is to stand up for the vulnerable Jews and pro-Israel advocates who have been the victims of repeated intimidation, hatred and violence and ensure them a safe space to express their opinions. They post violent images on their Facebook and encourage violence to stand up and protect Jewish groups.

They have posted a plan to protest on campus at the Faculty Center on 11/6/18 at 1100 hours. They are in the process of creating an event page but as 11/2/18, it was not posted so TMU is unable to confirm how many people may show up. The event was reported to the University by a student group that does not want to be affiliated with Yad Yamin. The JRIC had no intelligence on the group and there are no reports of them committing acts of violence locally. The group appears to be based out of Belgium.

Posts from Yad Yamin



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INTELLIGENCE REPORT

At this time, based on all intelligence, the potential for demonstrations and even possible disruptions is likely to occur during the conference. Although there is a large online reaction to the event, TMU has not received intelligence regarding mass or violent protests. The peaceful protest planned on the day of the event only has about 20 people confirmed to attend. The likelihood for violence at this time is low.

The protest planned for 11/6/18 at the faculty center does not have a confirmed number of people attending. There is nothing indicating that SJP members will be there and the potential for counter protestors and confrontations is low. Also, the group is not affiliated with any student groups on campus and it does not appear that any student groups will be joining them.

SJP groups have, recently engaged in disruptive tactics including disrupting an event on campus in May 2018. At this time there are no calls for retaliation from pro-Israeli groups. If Jewish protestors show up, SJP members are likely to engage.

As the event draws closer, other groups may join the Reservists on Duty protest at the conference. Also, Yad Yamin may call for people to show up at the actual conference and protest (including calling for violent actions). Having larger numbers of people protesting will increase the likelihood of confrontations between the groups which could potentially lead to violence.

The recent shooting at the Pittsburgh Synagogue and vandalism at an Orange County Synagogue have also increased the tension surrounding this event and extra patrols of local Jewish houses of worship should be conducted during the operational period of this event.

Potential Speakers (Unconfirmed)



The FBI was provided with the list of possible speakers due to allegations of their ties to terrorism and terrorist organizations. Several of the speakers have been investigated by the FBI in the past due to their high profile activism and ties to Palestinian groups, but no charges were filed and there are no active investigations.

TMU will continue to monitor the event and will update this report prior the conference or as new relevant intelligence becomes available.

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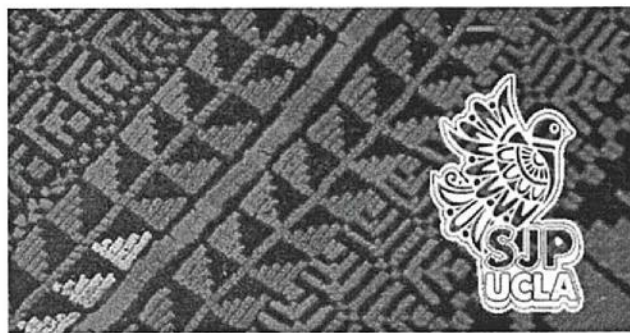
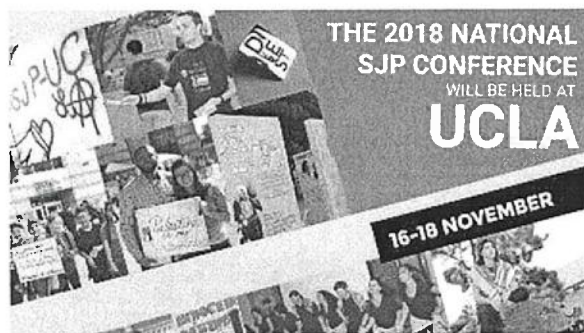
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- Bruins for Israel Facebook - <https://www.facebook.com/bruinsforisrael/>
- Canary Mission - <https://canarymission.org/>
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Stop Antisemitism
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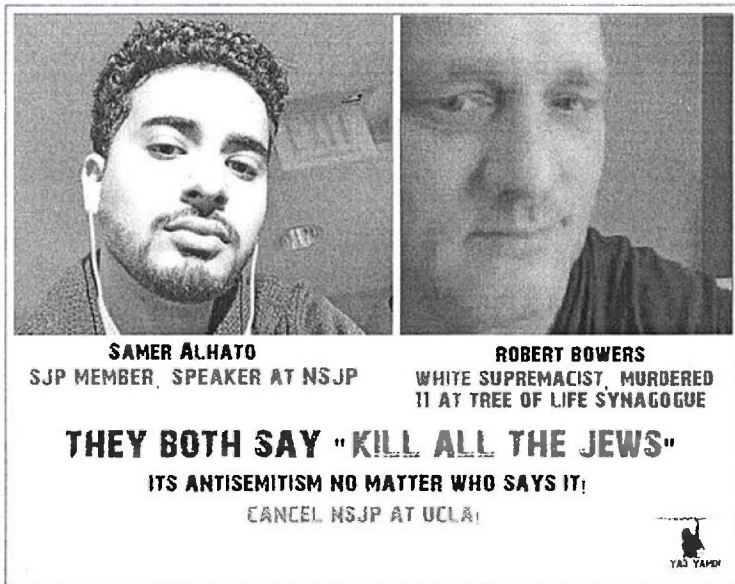
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On 11/6/18, Yad Yamin protested on campus at the Faculty Center. There were about 30 people involved. The protest started peacefully, but once the group began marching around campus, they encountered pro-Palestinian subjects. Two females engaged the group, yelling and cursing at them. Allegations of assault were made by both sides. UCPD was present and did not see witness any acts of violence and prevented further confrontations by separating the groups.

Yad Yamin has not posted anything online regarding a protest during the conference, but organizers from the 11/6/18 protest stated that was just a small turnout compared to how many will be on campus to protest during the conference.

Posts from Yad Yamin



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The controversy surrounding this event is continuing to grow as the event nears. Also, recent events in the Middle East are increasing tensions between pro-Palestinian and pro-Israeli/Jewish groups.

National Conference Logo



The logo for the conference is a bear flying a kite. This logo has angered many Jewish groups as it represents to them, the support of Palestinians using kites to attack Israel. The bear also represented the UCLA Bruin Bear mascot and it appeared that UCLA was supporting the conference and even sponsoring the event. This again gained nationwide attention and garnered a large online reaction.

UCLA sent a cease and desist letter to the NJSP to stop using the bear mascot on their logo. NJSP responded with a legal response stating they would not stop using the bear in their logo.

Military Actions in the Middle East

Middle East on BRINK: Israel and Palestine violence flares as raid sparks rocket attacks

VIOLENCE has erupted in Gaza after a botched cross-border commando raid by Israeli forces sparked the most intensive Palestinian shelling of Israel in years.

By SIMON OSBORNE

PUBLISHED 08:39 Tue Nov 13 2018 | UPDATED 08:37 Tue Nov 13 2018

Over this past weekend, news came out that Israeli Special Forces killed 6 Palestinian militants during a botched incursion into Gaza.

As a result, Palestinians retaliated by launching hundreds (possibly thousands) of rockets into Israel along with kites loaded with explosives. The Israelis countered with air strikes on Gaza. It was the heaviest round of fighting since the last conflict in 2014, pushing both sides to the brink of war. A cease fire appears to have been brokered by Egypt, however tensions still remain high.

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INTELLIGENCE REPORT

Chancellor Block's response



On 11/12/18, Chancellor Gene Block, wrote an opinion editorial published in the Los Angeles Times stating the NJSP conference will not be cancelled.

He acknowledged the event is controversial and that he does not agree with SJP, but the University will honor the group's first Amendment Rights.

LA City Council Resolution



On 11/6/18, The Los Angeles City Council voted unanimously to call on UCLA to cancel the Conference.

The council vote for the resolution and the call to cancel the event have received a lot of media attention leading up to the conference.

Palestinian Consulate/U.S. Embassy



On 10/18/18, The United States government announced they would be closing the consulate in East Jerusalem and merging it with the Embassy that was recently relocated to Jerusalem. Both of these actions were considered controversial among Palestinian supporters. Violent protests erupted in May of this year when the Embassy moved from Tel-Aviv to Jerusalem, which led to death of dozens of Palestinians.

The Consulate in East Jerusalem served Palestinians and was the "de facto" Embassy to Palestinians where the Consul General was open to receiving Palestinians and hearing their concerns. With the merger, Palestinians are now left with the U.S. Embassy in Jerusalem. Palestinians are concerned that signifies a policy change for the U.S. in and de-legitimizes Palestinian sovereignty.

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The recent shooting at the Pittsburgh Synagogue and vandalism at an Orange County Synagogue have also increased the tension surrounding this event and extra patrols of local Jewish houses of worship should be conducted during the operational period of this event.

See separate TMU intelligence report for information regarding speakers, panelists and work shop leaders.

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INTELLIGENCE REPORT

LAW ENFORCEMENT SENSITIVE

SJP Event Speakers, Panelists and Workshop Leaders

The UCPD Threat Management Unit consulted with the Federal Bureau of Investigation (FBI), the Joint Regional Intelligence Center (JRIC) and the Orange County Intelligence Assessment Center (OCIAC) regarding threats related to this event and the potential links between the participants and terrorism. TMU also conducted open source checks on the speakers, panelists and workshop leaders.

TMU checked the United Nations Security Council Sanctions list to see if any speakers, panelists or workshop leaders were listed.

TMU also checked to see if any speakers, panelists or workshop leaders were listed on the U.S. Treasury Department's Specially Designated Nationals and Blocked Persons list.

TMU also checked The State Department's designated Foreign Terrorist Organizations list to determine if SJP or any of the groups associated with the speakers, panelists and workshop leaders are designated as terrorist groups.

Students for Justice in Palestine, (SJP), Arab American Action Network (AAAN), Arab and Muslim Diasporas Studies (AMED), Al-Awda, Palestinian Youth Movement (PYM), Palestinian Solidarity Committee (PSC), Palestinian Solidarity Alliance (PSA), Palestinians and Jew Decolonize (PJD), Students United for Palestinian Equal Rights (SUPER) and Muslim Student Alliance (MSA) are *not* designated as terrorist organizations by the State Department.

There is no intelligence indicating any of the speakers are engaging in terrorist activities or providing direct support to known terrorists. There are no open investigations regarding SJP, the speakers, panelists and workshop leaders.

Keynote Speakers:

- [REDACTED], no open FBI investigations, *not* on Specially Designated Nationals (SDN) and Blocked Persons list, *not* on United Nations Security Council Sanctions list.
- [REDACTED]. Investigated by FBI (no charges, no active invest), *not* on SDN list, *not* on United Nations Security Council Sanctions list.

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Panelists:

- [REDACTED], no ties to terrorist organizations, *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED] *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.

Workshop leaders:

- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED] *not* on SDN list, *not* on United Nations Security Council Sanctions list.
- [REDACTED], *not* on SDN list, *not* on United Nations Security Council Sanctions list.
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- [REDACTED] *not on SDN list, not on United Nations Security Council Sanctions list.*
- [REDACTED] *Not on SDN list, not on United Nations Security Council Sanctions list.*
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- [REDACTED] *not on SDN list, not on United Nations Security Council Sanctions list.*
- [REDACTED] *not on SDN list, not on United Nations Security Council Sanctions list.*
- [REDACTED] *not on SDN list, not on United Nations Security Council Sanctions list.*

From: [REDACTED]
Sent: Friday, April 15, 2016 10:52 AM
To: Montero, Janina
Cc: Chancellor Gene D. Block
Subject: Slanderous Posters on Campus and Fwd: Harassment of student activists

Dear Janina,

I hope you've been well!

I'm emailing to let you know that posters slandering students, including myself, and some faculty as "jew haters" and "aligning with terrorist" have been found on campus. This is the latest in an ongoing smear campaign against students, designed to chill free speech on campus and intimidate students. I'm forwarding an email I sent you about a year ago about the harassment of student activists and professors in form of a blacklist. Both, that list and these posters, are likely David Horowitz' doing.

This is a dangerous escalation of an ongoing, unacceptable and, frankly, poorly addressed situation and I expect an escalated response from administration. I am not only an alumna but an incoming law student who just committed to UCLA Law yesterday. I want to know that I made the right decision, that I will be safe on campus. that the safety and emotional well being of me and my fellow students will be a priority of UCLA's administration and that slander against students will not be tolerated.

How will administration address this?

Warm Regards,



----- Forwarded message -----
 From: [REDACTED]
 Date: Wed, May 13, 2015 at 8:30 PM
 Subject: Harassment of student activists
 To: janina.montero <jmontero@saonet.ucla.edu>

Dear Janina,

I hope this email finds you well!

I'm writing to let you know about a new case of harassment of student activists. This time, it is on this [website](http://www.CanaryMission.Org) called CanaryMission.Org, which compiles a list of students, professors and other activists, at least 8 of whom are affiliated with UCLA, including myself. (I am using that particular link because it redirects to the website, which prevents it from getting more "hits." The more hits a website gets, the more prominently it will appear in Google search results.)

This website targets us for our political speech and makes false accusations that we're anti-Semitic, un-American and anti-freedom. It ties me to terrorists simply because I am Muslim and active in the MSA. The purpose of these kinds of smear campaigns is to intimidate us and to chill our constitutionally protected right to engage in debate about controversial political issues on campus. It's a repressive campaign targeting us for who we are and what we believe in.

I am emailing you about this to put it on your radar. I understand that there is probably little that can be done - even the website host refused to take the content down. At the same time, the *disproportionate* amount of UCLA students, alumni and professors who are targeted by this is alarming. It raises questions about who could be behind this and why there is such a disproportionate focus on UCLA. It is incumbent on Student Affairs to ensure that the students targeted by this campaign can safely engage in vigorous debate and unfettered inquiry and that campus climate is especially sensitive to the vulnerabilities of Muslim and SWANA students.

I am graduating in a month. Knowing that there are people out there keeping tabs on what I do because of my political beliefs is terrifying. I deleted my LinkedIn account in anticipation of something like this months ago. As I start looking for jobs and applying to graduate school, I am terrified to know that this campaign is quite literally trying to ruin my reputation and future.

I'm looking forward to hear from you and get any thoughts or advice, which is always much appreciated!

Warm Regards,

--



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From: [REDACTED]
Sent: Friday, April 15, 2016 2:35 PM
To: Garza, Manny; Greenstein, Nancy; Blandizzi, Maria; Montero, Janina; Kang, Jerry; Deluca, Mick; Chancellor Gene D. Block; Devivero, Luis; Rush, Jasmine; Gildea, Jake [REDACTED]
Subject: Slanderous Intimidation against Palestinian Students and Activists

Dear all,

I hope this email finds you well.

Yet again, we find ourselves in a serious and unfortunate situation for Palestinian students and pro-Palestinian activists at UCLA. As has been done before, we were called terrorists and genocidal Jew haters. However, the posters that were placed on and around campus today additionally contained names of past and current Students for Justice in Palestine board members as well as other students and UCLA professors (the names appearing on the poster exactly correspond to those at UCLA who have been put on the canary mission hit list--a website that the university has not yet been able to help us combat).

I ask that you seriously reconsider the threat level posed against us as many of us have been repeatedly identified by name by various racist, Islamophobic, and anti-Palestinian agents inside and outside the university. I ask that we meet as soon as possible to discuss what concrete actions can be taken at this point. Students are seriously suffering and we need more than a generic email that passively mentions the posters and shies away from mentioning the word Palestine. For example, we could work together to craft language explicitly that will be shared with the university via press conference. The university should also provide further resources, including supplementary CAPS visits for those directly affected by this as well as for other members of our community who are suffering from the emotional stressors caused by these slanderous posters. Ultimately, the current strategies are not working and we need to try something new in the hope that this will stop.

However I want to be clear that I, as president of SJP, do not speak on behalf of all those on this list, only those listed as SJP activists. Some of the actions of the others on this list have been reprehensible and are not related in any way to genuine pro-Palestinian activists who fight against all forms of racism.

I hope to hear from you soon.

Sincerely,
[REDACTED]

On Tuesday, February 23, 2016, [REDACTED] wrote:

Dear Director Nancy Greenstein and Captain Manny Garza,

Thank you both for meeting with me Friday. I wanted to follow up with you on something you mentioned regarding threat assessment.

As I said, there have now been numerous lies about me published on the internet by both UCLA students and others. In regards to making the connection to the physical threats and intimidation I wanted to share with you some links. The first is:

<http://www.israelnationalnews.com/Articles/Article.aspx/18404>

Prominent author, Jack Engelhard, calls Palestinian student organizations savages and terrorists and mentions UCLA explicitly. He spends the article explaining that "Jewish" (making no distinction between those who support and do not support Palestinian activism) students need to learn Krav Maga and to "toughen up," and encourages them to bully Palestinian activists and concludes

with "[p]ick the toughest kid. That's how we did it when our toughest kid (Doodie) picked their toughest kid, beat him up, and the rest went running for their lives." This article has been shared hundreds of times. This brings me to my second and third links:

<https://www.facebook.com/SSIUCLA/>
<https://www.facebook.com/bruinsforisrael/>

which are Facebook pages of two UCLA student organizations which have been advertising for multiple distinct lessons in a series of Krav Maga classes. Understandably, this alone isn't menacing, but when these things are seen in tandem it can become worrying for me as a Palestinian student active in Palestinian organizing. This is all then even more alarming in the context that I spoke about during our meeting, because UCLA students are publishing articles falsely accusing me of hosting a "mock-stabbing" and that I'm "infamous for my militant harassment of Jews."

Again, I have not encountered any direct forms of physical intimidation as of yet, but when such outrageous lies about me are sent through various channels, taken alongside both explicit and implicit evidence that physical retaliation may be used as a tactic, I do not feel safe. I have lost many hours of sleep worrying about what further fiction will be disseminated about me online and spread to UCLA, especially those that accuse me, a Palestinian student who is committed to nonviolence, of being violent, aggressive, and "savage," and in turn I worry about how that will affect my physical safety.

Please let me know if there is anything else I can help you with and please let me know if it would be prudent to meet again to discuss this all further.

Best,
[REDACTED]

From: Montero, Janina
Sent: Thursday, April 21, 2016 1:19 PM
To: [REDACTED]
Cc: Garza, Manny; Greenstein, Nancy; Blandizzi, Maria; Kang, Jerry; Deluca, Mick; Chancellor Gene D. Block; Devivero, Luis; Rush, Jasmine; Gildea, Jake; Gorden, Monroe
Subject: Re: Alarming chalking around campus

Thank you for your note, [REDACTED]; yes, there have been a number of chalkings around campus, going beyond the two you report. We have had a number of reports and UCPD, Facilities, Student Affairs and other colleagues are responding aggressively to remove & trying to identify those involved. Clearly, many different communities on campus are being affected & we stand ready to respond and assist as well as to take proactive steps.

We are seeing this kind of activity in most (if not all) UC campuses as well as many campuses across the country. We are all thinking through the best approach to protect and support students and communities as we all try to maintain an active & productive learning environment. I am away at Oakland but I am in touch with colleagues on campus.

We will continue to stay in touch. Best, Janina

Sent from an iPhone

On Apr 21, 2016, at 12:59 PM, [REDACTED] wrote:

Dear all,

Further frightening incidents are happening on campus. Today, two chalkings were found on campus. One said a common Horowitz's motto "Stop the Jihad on Campus" by LuValle and the other advocates guns/weapons on campus with the slogan "Legalize Campus Carry" which I found by IPAM. I do not have proof that these two are related but their simultaneous appearance on campus is alarming nonetheless and I continue to believe there is a direct and immediate threat being posed against your students and that some concrete action needs to be taken to protect them. Having already marginalized communities be made to feel unsafe in this way is unacceptable.

Regards,
[REDACTED]

On Friday, April 15, 2016, [REDACTED] wrote:

Dear all,

I hope this email finds you well.

Yet again, we find ourselves in a serious and unfortunate situation for Palestinian students and pro-Palestinian activists at UCLA. As has been done before, we were called terrorists and genocidal Jew haters. However, the posters that were placed on and around campus today additionally contained names of past and current Students for Justice in Palestine board members as well as other students and UCLA professors (the names appearing on the poster



Via e-mail

April 22, 2016

Vice Chancellor Jerry Kang
kang@law.ucla.edu

Chancellor Gene Block
chancellor@ucla.edu

Re: Harassment Targeting Students for Justice in Palestine at UCLA

Dear Vice Chancellor Kang and Chancellor Block:

I'm writing on behalf of Students for Justice in Palestine (SJP) and the individual members who were recently targeted by defamatory and hateful posters, which accused them, without basis, of terrorist activity. These posters target SJP members for their apparent ethnicity, religion, national origin, and political speech supportive of Palestinian freedom.

Thank you for making a strong and clear statement condemning this attack and defending SJP and the Muslim Students Association as student organizations in good standing. Thank you especially for acknowledging the escalation, and committing to deploy university resources. Given UCLA's responsibilities under California law, the First Amendment of the U.S. Constitution and Title VI of the Civil Rights Act of 1964, we are encouraged by your promise to take immediate steps to ensure these students' safety, reputation, and educational opportunities – including the right to speak out in favor of Palestinian human rights – are not further violated.

I write to emphasize that the UCLA administration and the UC Regents have responded inadequately over several years to incidents of false accusations, intimidation and harassment targeting SJP. The administration's inadequate responses have contributed to the recent escalation in intimidation tactics.

I. Summary of Harassment Directed at SJP

Over the past two years SJP at UCLA¹ and individual members have faced a number of escalating attacks based on false accusations about their speech activities and motivations.

¹ SJP at UCLA is a student organization dedicated to "the Palestinian struggle for justice and equal rights." SJP explicitly "rejects all forms of discrimination and oppression, including racism, sexism, homophobia, ableism, anti-

The most recent posters appearing on the UCLA campus, for which the David Horowitz Freedom Center has taken credit, named sixteen individuals and described their advocacy for Boycott Divestment and Sanctions (BDS) as a “ Hamas-inspired genocidal campaign,” allied with terrorists, and promoting Jew hatred. These accusations are plainly false and defamatory.² While these statements have no factual basis, they gain traction from stereotypes of Arab, Muslim, and Black Americans as inherently violent.

Of the sixteen names on the posters, eleven are current or former SJP members. Of these eleven SJP members, eight are of Arab and/or Muslim descent (five Palestinian); two are Latina; one is African American. All sixteen are profiled on the blacklisting site “Canary Mission” with a stated aim to prevent activists for Palestinian rights from obtaining employment. The targeted SJP activists are vocal supporters of Palestinian rights not to mention dedicated anti-racist activists, and they advocate for BDS as a non-violent means of achieving justice in Israel/Palestine. Two of the names on the posters are professors, both African American, who have been vocal supporters of Palestinian rights. (Of the remaining three names, two were student senators and one is unknown to SJP.) The content of the posters makes clear the accusations are based on the individuals’ perceived racial, national origin, ethnic and religious characteristics.

The David Horowitz Freedom Center posted equally abhorrent messages defaming SJP as a violent organization at UCLA on three previous occasions in February 2015³, April 2015,⁴ and November 2015 when he also published baseless accusations in the Daily Bruin.⁵ SJP repeatedly expressed its concern and requested to meet with Chancellor Block. He has repeatedly denied their requests.

UCLA SJP members were also subjected to public false accusations in the fall of 2015 and early 2016 as retaliation for asserting their constitutional rights to viewpoint neutrality in funding student activities. During this period:

- SJP President [REDACTED] was accused at least twice of “targeting Jewish students” while distributing flyers in dorms as an undergraduate.⁶ This statement is false.
- In a discussion about the Graduate Student Association funding controversy on a public UCLA email listserve, a student accused SJP of being “near violent” and anti-Semitic.⁷ This is also a false statement.
- SJP was repeatedly called a “hate group.”⁸

Semitism, and Islamophobia.” (Students for Justice in Palestine at UCLA, <http://www.sjpbruins.com/about-us.html>.) Membership in and involvement with SJP undoubtedly serves an important educational purpose.

² Id. The Boycott, Divestment and Sanctions (BDS) movement is a non-violent tactic, initiated by a wide swath of <http://www.sjpbruins.com/endorsements.html>.

³ See, <http://www.sjpbruins.com/news--opinion/sjp-at-ucla-responds-to-anti-palestinian-and-islamophobic-hate-speech-posted-on-campus-and-in-westwood>.

⁴ See, <http://www.sjpbruins.com/news--opinion/horowitz-hate-posters-return-to-campus>.

⁵ See, <http://dailybruin.com/2015/11/18/letter-to-the-editor-posters-linking-sjp-msa-to-terrorist-groups-are-not-islamophobic/>

⁶ See, <http://www.dailywire.com/news/3235/anti-semitic-hate-group-bullies-graduate-student-pardes-seleh>. This accusation was also posted in the comments of a Daily Bruin piece, which the Daily Bruin deleted upon request.

⁷ Screenshots are on file with the student.

⁸ See, for example, <http://www.frontpagemag.com/fpm/260874/sjp-hate-group-fights-right-harass-jews-ucla-daniel-greenfield>

- SJP's assertion of its constitutional rights was characterized as bullying the student government to obtain public funding.⁹
- The Daily Bruin printed the false statement that SJP hosted a "mock stabbing." The statement was corrected only after being on-line for over 15 hours, and after [REDACTED] went in person to the editor's office to demand they take it down.¹⁰

In April 2015, vandals defaced SJP's signboards, and SJP complained of a pattern of harassment and intimidation.¹¹

In February 2015, at the UC Student Association (UCSA) hearing where UCSA endorsed divestment, students shouted at Muslim, Arab and other students supporting divestment, calling them "terrorists" and yelling, "UCLA is a breeding ground for terrorism." UCLA administrators, including the Vice Chancellor for Student Affairs were present but there was no response.

In spring 2014, the Los Angeles City Council introduced a resolution condemning efforts by student groups at UCLA to organize an ethics pledge that challenged the influence of Israel lobby organizations on campus. The City Council resolution mischaracterized the students' efforts as bullying and harassment, and urged the university to report students to "the proper law enforcement agencies."¹² They proposed this recommendation without any evidence of criminal activity.¹³

II. The University Has Further Maligned Advocates for Palestinian Rights

Actions by the UCLA administration dating back several years have severely stigmatized campus members advocating for Palestinian rights, making them more vulnerable to off-campus harassment. For example:

- During the fall of 2015, the Graduate Students Association committed unconstitutional viewpoint discrimination by requiring the Diversity Caucus to have "zero connection" with anyone who supports divestment from Israel. The administration delayed responding to SJP's request for remedial action for four months. The university also denied SJP's request to acknowledge the harmful chilling effects and refused to publicly affirm that support for divestment cannot be penalized.
- In June 2014, Chancellor Block met with personally with Tammi Rossman Benjamin of the AMCHA Initiative,¹⁴ who, like Horowitz has made defamatory and baseless accusations that SJP and MSA are pro-terrorist organizations.¹⁵ The Chancellor did not denounce her false and dangerous accusations; rather he bolstered her credibility by meeting with her, meanwhile refusing to meet with the UCLA students she targeted.
- In May 2014, Chancellor Block issued a statement "on civil discourse" that characterized SJP's advocacy against the Israel lobby on campus as intimidation, even if protected by

⁹ <http://www.dailywire.com/news/3235/anti-semitic-hate-group-bullies-graduate-student-pardes-seleh>.

¹⁰ See, <http://dailybruin.com/2016/02/03/submission-polarization-undermines-israeli-palestinian-dialogue/>

¹¹ See, <http://www.sjpb Bruins.com/news--opinion/vandalism-of-student-group-property>.

¹² See Los Angeles City Council Resolution, May 27, 2014, available at SJP UCLA, "Student Response to Los Angeles City Council Resolution on Ethics Statement," June 2, 2014, <http://www.sjpb Bruins.com/news--opinion/student-response-to-los-angeles-city-council-resolution-on-ethics-statement>.

¹³ See, <http://palestinelegal.org/the-palestine-exception-appendix#ucla2>.

¹⁴ See, <http://www.amchainitiative.org/ucla-chancellor-block-and-thanking-la-city-council-members/>.

¹⁵ See, <http://palestinelegal.org/the-palestine-exception-appendix#santacruz2>.

the First Amendment.¹⁶ The statement grossly misrepresented the facts of SJP's campaign.¹⁷

- In 2012, UCLA violated the academic freedom rights of Professor [REDACTED] after he included information about BDS in course material. When an Israel advocacy organization, the AMCHA Initiative, objected to links on the course website, the chair of the UCLA Academic Senate responded by investigating [REDACTED] and releasing false information to the press.¹⁸

The UC Regents Statement of Principles Against Intolerance is another example of how UC officials at the highest level have contributed to the vilification of campus activity critical of Israel.

Though ostensibly the Regents' intent was to address "intolerance," not once during the UC Regents' yearlong drafting process did any UC official take the opportunity to condemn the previous instances of Horowitz postering on UC campuses that accused SJP and BDS of promoting "Jew Hatred." Instead, members of the Regents repeatedly embraced the view that activism for Palestinian rights is hateful to Jews. The Regents reproduced the false conflation of anti-Semitism with anti-Zionism throughout the public hearings process, and in the Regents final statement. This false conflation is the basic premise of the Horowitz flyers.

Repeated university actions that violate academic freedom and First Amendment rights, and statements that malign and mischaracterize SJP's activities, have left campus members who advocate for Palestinian rights, in particular Arab, Muslim and other students of color, in an extremely vulnerable position for the David Horowitz Freedom Center to exploit.

III. Pattern of Suppression of Palestine Advocacy

The recent incidents at UCLA are part of a national trend to suppress Palestine advocacy. Last September, Palestine Legal and the Center for Constitutional Rights released a report, *The Palestine Exception to Free Speech in the U.S.*,¹⁹ which documents how Israel advocacy organizations routinely level false accusations of anti-Semitism and support for terrorism against campus members. These accusations are increasingly manifesting themselves through personal attacks, often made online, aimed at threatening and intimidating those who advocate for Palestinian rights.

IV. UCLA's Legal Obligation

UCLA has an obligation, under California state law, the First Amendment and Title VI of the Civil Rights Act of 1964, to ensure that Palestinian students and Palestine solidarity activists enjoy the right to speak out in favor of Palestinian freedom without discrimination based on the viewpoint they express, and that students are protected from harassment, intimidation, and discrimination based on their race, color, or national origin. As you know, Title VI prohibits discrimination on the basis of religion when, as with the anti-Muslim attacks SJP members have

¹⁶ Gene Block, "A Message from Chancellor Block on the Importance of Civil Discourse," *UCLA Newsroom*, May 16, 2014, <http://newsroom.ucla.edu/a-message-from-chancellor-block-on-the-importance-of-civil-discourse>.

¹⁷ See, <http://palestinelegal.org/the-palestine-exception-appendix#ucla2>.

¹⁸ See, <http://palestinelegal.org/the-palestine-exception-appendix#ucla1>.

¹⁹ The report is available online at <http://palestinelegal.org/the-palestine-exception>.

faced, the actions are based on a group's actual or perceived shared ancestry or ethnic characteristics.

On December 31, 2015, the U.S. Department of Education (DOE) issued a "Dear Colleague" guidance letter urging institutions to recognize the particular vulnerabilities of Arab and Muslim students amid rising anti-Muslim sentiment.²⁰ In seeming anticipation of the David Horowitz Freedom Center posters targeting students, the DOE raised caution about the "dissemination of misinformation" as a form of harassment based on race, religion, or national origin.²¹ The DOE noted:

Such inappropriate conduct in schools can take many forms, from abusive name-calling to defamatory graffiti to physical violence directed at a student because of a student's actual or perceived race or ancestry, the country the student's family comes from, or the student's religion or cultural traditions. If ignored, this kind of conduct can jeopardize students' ability to learn, undermine their physical and emotional well-being, provoke retaliatory acts, and exacerbate community conflicts.

Indeed, in light of physical threats to visibly identified Muslim students in Southern California and across the U.S., the UCLA students identified in the Horowitz poster attack are concerned about their physical safety. They now fear walking on campus to attend class, to teach, study, and participate fully in campus life, which of course includes political activism.

Considering the DOE's guidance, and the clear pattern of online and on-campus harassment and discrimination specifically targeting SJP members, the University must take action to ensure that their educational opportunities are not obstructed.

We are heartened by Vice Chancellor Kang's reference to the provisions of the UC Regents Statement of Principles Against Intolerance that call for quick and forceful action in response to such attacks. But we are dismayed that UCLA has failed to do so on so many previous occasions described above.

At a minimum, the University should honor the following requests of SJP:

1. Make an affirmative effort to account for and protect the safety of students and faculty targeted by harassment. For example, SJP would like to see a rapid response plan where individual targets are notified, and campus authorities offer safety protections, privacy protections, counseling services, and appropriate accommodations for course responsibilities. Such a plan should account for the possibility that Horowitz or others may further escalate intimidation tactics.

²⁰ See, Emma Brown, *Washington Post*, "Amid growing anti-Muslim sentiment, Education Department urges schools to prevent discrimination," January 4, 2016, <https://www.washingtonpost.com/news/education/wp/2016/01/04/amid-growing-anti-muslim-sentiment-education-department-urges-schools-to-prevent-discrimination/>.

²¹ See, Arne Duncan, Secretary of the U.S. Department of Education, Letters from the Education Secretary or Deputy Secretary, December 31, 2015, <http://www2.ed.gov/policy/gen/guid/secletter/151231.html>.

2. Work with SJP to ensure that the attacks and accusations made against individuals do not negatively impact educational and/or employment prospects. For example, offer reputation repair services.²²
3. Institute training for administrators and student affairs staff on Islamophobia, including how it manifests on campus, and appropriate responses;
4. Commit the Chancellor to meeting with Palestinian students, which he has refused to do;
5. Commit the university's resources to preventing and responding to discrimination against Arab and Muslim students, as the DOE called for in its December 31st 2015 Dear Colleague Letter.

I look forward to hearing from you regarding the University's response to these incidents. I can be reached at ljackson@palestinelegal.org, 510-206-6800

Sincerely,

Liz Jackson
Staff Attorney, Palestine Legal

cc Amy Blum, Interim Vice Chancellor for Legal Affairs

²² See, for example, <http://www.sacbee.com/news/local/education/article71659992.html>

From: [REDACTED]
Sent: Sunday, February 22, 2015 3:26 PM
To: Chancellor Gene D. Block
Subject: Hate Speech Incident at UCLA on Sunday Afternoon
Attachments: IMG_2490.JPG; image.jpg

Dear Chancellor Block,

This afternoon, students reported having seen the attached flyers campus-wide, outside of Powell, Ackerman, inside of apartment complexes, as well as located on streets nearby UCLA. The flyers are a clear example of hate speech against Students for Justice in Palestine, as well as supporters of Palestinian rights. They rely on Islamophobic tropes to paint Palestinians as terrorists and to misrepresent Students for Justice in Palestine as anti-Semitic. Defacing school property and intimidating a specific group of students creates a deeply harmful environment that prevents student learning and community-building. As students, we are concerned at these attempts to delegitimize and slander our work. Coupled with the recent uprising in Islamophobia on a national scale, we are concerned for the safety of our fellow students and student organizers.

As a student organization, we are bringing this to your attention so that UCLA can take the appropriate steps necessary to launch an investigation to look into where the flyers originated from, so that students are protected from these incidents of hate speech.

Thank you,

[REDACTED]

STUDENTS FOR
**JUSTICE IN
PALESTINE**



#JewHaters



From: [REDACTED]
Sent: Tuesday, April 19, 2016 9:59 PM
To: Chancellor Gene D. Block; Kang, Jerry; Montero, Janina; Blandizzi, Maria
Subject: UCLA SJP Statement and Request for Administrative Action

Dear Chancellor Block, VC Kang, VC Montero, and Dean Blandizzi,

Last week, another instance of hate speech came to UCLA in the form of posters attacking students, faculty, and student organizations at UCLA, particularly those involved with advocacy for Palestinian rights. Unlike prior instances, these posters attacked individuals by name, putting their physical safety on campus at risk.

This is the fourth time that David Horowitz has coordinated hateful posters attacking SJP, though in the past these posters did not specifically target individuals on campus. Similar posters have also been seen at San Diego State University, UC Santa Barbara, and UC Berkeley over the past several days. Last month at UC Riverside, there was an attack on the offices of graduate students, all women of color, whose property and Palestine related materials were vandalized. It is clear that this is a statewide crisis insufficiently addressed by individual UCs or the statewide UC administration.

We stand in solidarity with other students, faculty, and groups at UCLA and elsewhere affected by these attacks. We will not be deterred from our work of educating the campus about Palestine and continuing to push forward our highly successful advocacy for Palestinian human rights and for the UC to divest from companies violating those rights.

Below, we outline some of the things we expect UCLA's administration to do in order to mitigate the attacks we have experienced.

Requested Administrative Actions:

1. Although the administration has created a take down procedure for hate posters in coordination with UCPD and UCLA Facilities Management, we would like to see a more comprehensive plan anticipating future posters attacking SJP, MSA, students, or faculty, including a plan for possible escalations by Horowitz. Such a plan would include take down, but also outline other administrative actions (outreach and safety services for affected students, statement to campus, community forums, etc.) to mitigate the effects of the attacks. We would also hope that such a plan would anticipate any further escalation in attacks by Horowitz.
2. We would like to see the administration make an affirmative statement supporting the legitimacy of the organization as a non-violent, human rights group that engages in education and activism just as any other organization on campus. (This has been mostly satisfied by VC Kang's recent email to the campus.)
3. Per our conversations with administrators after this incident, we have reason to believe that the campus administration and staff (including at CAPS) that work with students do not receive any specific training on what Islamophobia and anti-Arab sentiments are, how they manifest on campus and what appropriate responses might be. This has led to UCLA staff making inappropriate comments to students seeking advice and assistance. We would like to see this lack of training remedied, in addition to training that makes staff aware of efforts to curtail advocacy for Palestinian human rights (including by conflating support for Palestinian rights with anti-Semitism).
4. We would like a commitment from the Chancellor to meet with Palestinian students to hear about their experiences on campus. Despite efforts by SJP, the Chancellor has never met with Palestinian students during his tenure at UCLA, an omission that itself suggests bias.
5. We would like to see concrete action by UCLA to respond to the guidance issued by the Department of Education earlier this year regarding the increase in anti-Muslim and anti-Arab sentiments. To our knowledge, the university has not taken any specific actions to respond to this guidance.

This statement can also be found here: <http://www.sjpb Bruins.com/news--opinion/ucla-sjp-statement-and-request-for-administrative-action>

Sincerely,
Students for Justice in Palestine

Michelle Guerrero

From: Scheffler, Scott
Sent: Thursday, November 8, 2018 9:06 AM
To: Ruiz, Roland
Subject: FW: NSJP Speaker List and Signatory Question

Lieutenant Scott Scheffler
Investigations Division
UCLA Police Department
310-825-3197

From: Leinweber, Robert
Sent: Thursday, November 8, 2018 8:33 AM
To: Scheffler, Scott <Scheffler@ucpd.ucla.edu>
Subject: RE: NSJP Speaker List and Signatory Question

Sorry. Yes. The panelist and workshop leaders too.

From: Scheffler, Scott
Sent: Thursday, November 08, 2018 8:13 AM
To: Leinweber, Robert <rleinweber@ucpd.ucla.edu>
Subject: RE: NSJP Speaker List and Signatory Question

Do you want them to check the 64 workshop leaders too?

Lieutenant Scott Scheffler
Investigations Division
UCLA Police Department
310-825-3197
www.police.ucla.edu

From: Leinweber, Robert
Sent: Thursday, November 08, 2018 8:08 AM
To: Scheffler, Scott <Scheffler@ucpd.ucla.edu>
Cc: Kilgore, Kevin <Kilgore@ucpd.ucla.edu>
Subject: FW: NSJP Speaker List and Signatory Question

Scott. Will you please have TMU review this list of speakers for potential issues? I know TMU is very busy, but if we can put a priority on this it will be helpful for planning our deployment. We have an IRT at 1300 hours today, but I don't expect this can be done by that time. The next IRT is Tuesday at 1700 hours. Thank you, Bob

From: Deluca, Mick
Sent: Thursday, November 08, 2018 7:42 AM
To: Lee, Tony <tlee@ucpd.ucla.edu>; Leinweber, Robert <rleinweber@ucpd.ucla.edu>
Subject: FW: NSJP Speaker List and Signatory Question

Tony and Bob:

As a follow-up to my meeting with the SJP at UCLA student leadership and conference planners, please see the email below. I had asked if they would share the names of all confirmed speakers or presenters. We ask that you please review for any concerns.

I will share this information and approach at today's IRT meeting.

Thanks so much for all your assistance and support.

Mick

Mick Deluca

Assistant Vice Chancellor

UCLA Student Affairs - Campus Life

2131 John Wooden Center • Los Angeles, CA 90095


310-206-1753 • mdeluca@saonet.ucla.edu

www.studentaffairs.ucla.edu • www.campuslife.ucla.edu

www.recreation.ucla.edu • www.sole.ucla.edu • www.cpo.ucla.edu

"Do not let what you cannot do interfere with what you can do"

John Wooden

 Please consider the environment before printing this email

From: [REDACTED]

Sent: Wednesday, November 7, 2018 5:22 PM

To: Deluca, Mick <mdeluca@saonet.ucla.edu>

Cc: Gildea, Jake <jgildea@saonet.ucla.edu>

Subject: NSJP Speaker List and Signatory Question

Hello VC Deluca,

Thank you for meeting with us last week, and thank you for assisting in consolidating our spaces—this makes things so much more manageable for us, as I'm sure it does on your end too. As you asked, this email contains the list of speakers and workshop facilitators for the conference. Please be mindful that in past years, our speakers' names and personal information have been posted on online blacklists like Canary Mission due to their involvement in the conference. For our speakers' safety, we are not publishing this list outside of our programs, and I request that this list not be spread to an extent further than what is necessary.

One other thing—on Friday we discussed the possibility of a harassment campaign against conference organizers, with our faces posted around campus and our information posted on Canary Mission. These exact things have happened to conference organizers at previous schools, and similar harassment campaigns have been conducted against our own group in previous years. One concern that our members have is that any student can look up who the signatories of SJP are through MyUCLA, and we are worried that this information being freely available is detrimental to our safety. We brought this up with VC Kang's office, and they were amenable to **our proposal that the SOLE system be slightly modified so that signatories of any student group can opt to have their names not visible in the student organization portal.** This would also be beneficial for undocumented, queer, and other student leaders who for safety reasons would not want to be easily associated with their organizations, but still want to participate to the extent that any other student could.

This small change could be impactful in protecting us from the harassment that we expect to face. How do you feel about it?

With that said, here is the list of speakers. Note that most of the workshops will be cohosted by several individuals - there are not 70 separate workshops.

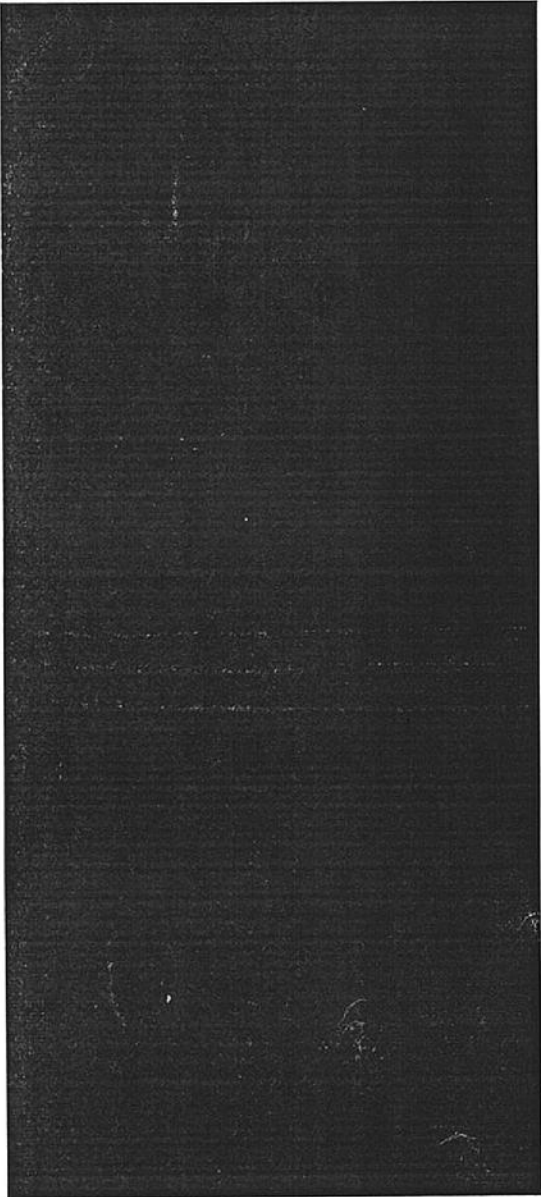
Keynote Speakers:

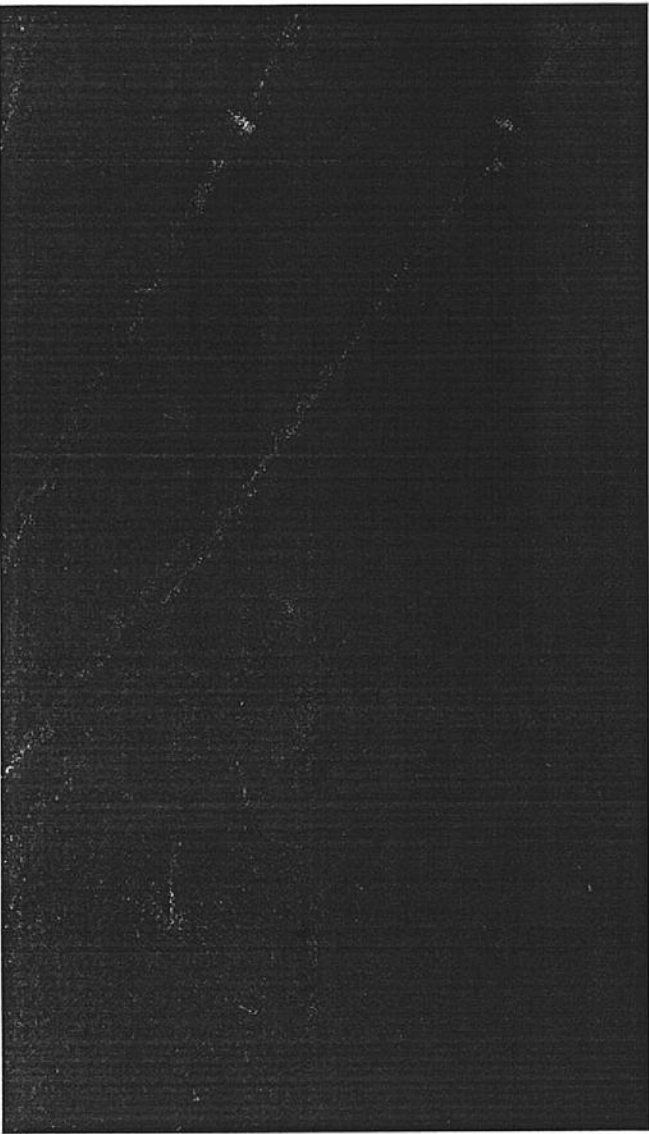


Panelists:



Workshop leaders:





Please don't hesitate to reach out to SJP at UCLA for any more questions.

Best,

[Redacted signature line]

SJP at UCLA

[Redacted contact information]

From: [Lee, Tony](#)
To: [Humber, Delya](#)
Cc: [Leinweber, Robert](#); [Ruiz, Roland](#)
Subject: Re: NSJP Conference
Date: Friday, November 2, 2018 4:14:54 PM

Delya,

I have our Threat Management Unit sergeant and Bob on here to assess.

Tony

On Nov 2, 2018, at 4:12 PM, Humber, Delya <DHUMBER@ucla.edu> wrote:

Hello Chief Lee ~

Michael told me to make you aware, that we received an anonymous call from a female caller, objecting to NSJP conference. Very short message ending with 'next mass shooting will be brought on by the hate your campus is promoting', click.]

He knows there is really nothing you can do, but thought you should be aware of the call.

Thanks much!

Delya Humber
Office of the Administrative Vice Chancellor
2211 Murphy Hall | 140501
(310) 825-4312
dhumber@ucla.edu

Exhibit B

19STCP03648

rec'd 8/27/19 1:20 pm

SUM-100

SUMMONS (CITACION JUDICIAL)

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

**NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):**

Regents of the University of California

**YOU ARE BEING SUED BY PLAINTIFF:
(LO ESTÁ DEMANDANDO EL DEMANDANTE):**

David Abrams

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. **NOTE:** The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. **¡AVISO!** Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. **AVISO:** Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):

California Superior Court 111 North Hill Street Los Angeles CA 90012

CASE NUMBER:
(Número del Caso): 19STCP03648

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:

(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
David Abrams (Pro Se) 305 Broadway Suite 601 New York NY 10007 212-897-5821

Sherri R. Carter Executive Officer / Clerk of Court

DATE: 08/26/2019
(Fecha)

Clerk, by
(Secretario)

Jenny D. Tang

, Deputy
(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).

NOTICE TO THE PERSON SERVED: You are served

1. as an individual defendant.
2. as the person sued under the fictitious name of (specify):
3. on behalf of (specify):
under: CCP 416.10 (corporation) CCP 416.60 (minor)
 CCP 416.20 (defunct corporation) CCP 416.70 (conservatee)
 CCP 416.40 (association or partnership) CCP 416.90 (authorized person)
 other (specify):
4. by personal delivery on (date):



Electronically FILED by Superior Court of California, County of Los Angeles on 08/22/2019 12:36 PM Sherri R. Carter, Executive Officer/Clerk of Court, by K. Vargas, Deputy Clerk

1 David Abrams (Pro Se)
2 305 Broadway Suite 601
3 New York, NY 10007
4 212-897-5821
5 Fax Number: 212-897-5811
6 Email: dnabrams@wjlf.org

7
8 David Abrams, IN PRO PER

9 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF LOS ANGELES**

11 David Abrams,

12 Plaintiff(s),

13 vs.

14 Regents of the University of California

15 Defendant(s).

) Case No.: **19STCP03648**

) **COMPLAINT FOR DECLARATORY AND**
) **INJUNCTIVE RELIEF AND VERIFIED**
) **PETITION FOR WRIT OF MANDATE**

) **DATE:**
) **TIME:**
) **DEPT:**

) Judge:
) Dept:
) Action Filed:
) Trial Date:

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19
20 This is a lawsuit to enforce the right to inspect public records pursuant to Article I, Section 3
21 of the California Constitution and the California Public Records Act ("CPRA"), Cal. Gov't Code
22 Section 6250 et seq.

23 Plaintiff, David Abrams, requested records from Defendant Regents of the University of
24 California (the "University") regarding a controversial conference which was held at UCLA in
25 November 2018 by a group known as "Students for Justice in Palestine" ("SJP") which has hosted,
26 supported, and otherwise associated with persons who are known terrorists.

27 At the time of the conference, Chancellor Block announced that he would permit the
28 conference to go forward as part of his commitment to "open debate." Now, after nine months of

1 obstruction and delay, the University has decided that it will not release the names of the speakers
2 and presenters at this conference which took place on University property. Not only does this
3 completely violate the "open debate" principle which was used to justify having the conference in
4 the first place, it denies the public the opportunity to investigate whether SJP continues to host
5 terrorists and whether the University is complicit in such misbehavior.

6 The University's stated justification for withholding the records is a fear of "blacklisting"
7 and "harassment" of the speakers and presenters by organizations such as Canarymission.org.
8 Although Plaintiff does not work for Canary Mission, it is worth noting that to Plaintiff's
9 knowledge, there is one and only one incident involving a person who suffered adverse employment
10 consequences of such a publication:

11 A physician named Dr. Lara Kollab was found to have announced on Twitter that she
12 intended to give the wrong medication to Jewish patients. As a result of Canary Mission's
13 publication of this tweet, Dr. Kollab lost her job. Thus, it is individuals like Dr. Kollab which the
14 University apparently wishes to protect.

15 Accordingly, and as set forth in more detail below, the University should be directed to turn
16 over the records at issue.

17 Jurisdiction & Venue

18 1. This Court has jurisdiction under Cal. Gov't Code Section 6258 and Cal. Civ. Proc. Code
19 Sections 1060 and 1085.

20 2. Venue is proper in this Court pursuant to Cal. Gov't Code Section 6259.

21 Parties

22 3. Plaintiff David Abrams ("Abrams") is a political activist and an attorney in New York, New
23 York. (Abrams is NOT admitted to the practice of law in California and therefore this proceeding
24 is being filed pro se.) Part of Abrams' work is to investigate organizations which receive USAID
25 funding to determine whether they are in compliance with the anti-terrorism certifications such
26 organizations must execute as a condition to receiving such funding. For example, Abrams initiated
27 a whistleblower complaint in 2015 against a Scandinavian NGO which resulted in USAID reaching
28 a \$2 million counter-terrorism settlement against the organization in question.

1 4. The University is a public university located in California which, upon information and
2 belief, receives or received funding from the USAID program.

3 **Factual Allegations**

4 **I. Background: The SJP Conference and Support of Terrorism**

5 1. In 2018, news came out that the University would be hosting a conference for Students for
6 Justice in Palestine ("SJP").

7 2. SJP is known to have supported, hosted, or otherwise associated with terrorists in the last
8 few years. For example, in 2012, SJP hosted an individual named Khader Adnan by video feed.
9 Mr. Adnan is a leader of Palestinian Islamic Jihad, a U.S.-designated terrorist organization.

10 3. Similarly, in 2015 SJP hosted Rasmea Odeh who is associated with the Popular Front for the
11 Liberation of Palestine, another U.S.-designated terrorist organization.

12 4. Upon information and belief, the University has received grants from the USAID program
13 and thus regularly must certify to the Department of State that it does not provide material support
14 (broadly defined) to anyone associated with terrorism.

15 5. Accordingly, on or about November 5, 2018, Abrams sent a letter to the University advising
16 the University that its hosting of the SJP conference may be jeopardizing its eligibility for USAID
17 grants.

18 6. In response, the University advised Abrams that it was in compliance with such
19 requirements because it had checked all 65 conference presenters to make sure they were not on the
20 Treasury Department blocked person list and a couple other sources. A copy of the letter is
21 attached hereto as Exhibit 1.

22 7. Although the University deserves credit for making a minimal effort to comply with its
23 obligation, the certifications at issue make clear that in addition to those checks, the University must
24 consider "all public information that is reasonably available."

25 8. This additional requirement is important. For example, Mr. Khader Adnan -- who is
26 apparently a leader of Palestinian Islamic Jihad -- is not on the Treasury Department list but his
27 affiliation can be discovered through a simple internet search. If the University hosted Mr. Khader
28 Adnan as a speaker in 2018, then it would potentially be a violation of its legal obligations.

1 9. Thus, there is a strong public interest in the public learning the names of the presenters of
2 the SJP event. Based on history, there is a decent likelihood that SJP hosted actual terrorists on
3 University property and the University would have allowed it to happen because it failed to check
4 reasonably available public information.

5 **II. The Freedom of Information Request**

6 10. Accordingly, Abrams served a freedom of information request on the University seeking,
7 inter alia, documents sufficient to disclose the names of the individuals who spoke at the SJP
8 conference. A copy of the request is attached hereto as Exhibit 2.

9 11. It should be noted that in its official statement, made on November 13, 2018, regarding the
10 SJP Conference, the University cited "commitment to open debate" in deciding to host the
11 conference. A copy of the statement is attached hereto as Exhibit 3.

12 12. Thus, Abrams fully expected the University to supply the names of the individuals who had
13 made public presentations as part of this so-called "open debate."

14 13. Unfortunately, after lengthy delay, the University refused to supply this information citing a
15 fear of "harassment" and "endangerment" and "internet blacklists" on web sites such as
16 canarymission.org. A copy of the letter in which the University refused to supply this information
17 is attached hereto as Exhibit 4.

18 14. In reality, it would appear that not a single person has lost their job or otherwise been
19 endangered as a result of being listed on the Canary Mission web site, with one exception as
20 follows:

21 15. The exception to this is a medical doctor named Dr. Lara Kollab. Dr. Kollab had announced
22 on Twitter that she intended to purposefully give the wrong medicines to her Jewish patients.
23 Canary Mission discovered the Tweet and publicized it; shortly thereafter Dr. Kollab was dismissed
24 from employment. (See Exhibit 5). Thus, this is the type of person that the University is attempting
25 to protect from so-called "harassment." While conveniently preventing the public from investigating
26 connections between the University and terrorism.

27
28

1 16. In any event, the University's argument is foreclosed by the case of CBS Inc. v. Block, 42
2 Cal.3d 646 (1986). In CBS, the California Supreme Court held that "[a] mere assertion of possible
3 endangerment does not 'clearly outweigh' the public interest in access to the[] records." Id. at 652.

4 17. It should be noted that the records in the CBS case showed who was in possession of
5 firearms licenses. A far stronger argument can be made that such records should be kept
6 confidential than the records at issue here: Records which show the identities of presenters at a
7 conference which the University touted as "open."

8 **Claims for Relief**

9 **Count I: Violation of the California Constitution and the California Public Records Act**

10 18. The preceding allegations are incorporated as if restated herein.

11 19. The California Constitution, Art. I, § 3(b)(1), declares that "[t]he people have the right of
12 access to information concerning the conduct of the people's business, and, therefore, the meetings
13 of public bodies and the writings of public officials and agencies shall be open to public scrutiny."

14 20. The CPRA, Cal. Gov't Code § 6250, declares that "access to information concerning the
15 conduct of the people's business is a fundamental and necessary right of every person in this state."

16 21. The CPRA provides, Cal. Gov't Code § 6253(a), that "[p]ublic records are open to
17 inspection at all times during the office hours of the state or local agency and every person has a
18 right to inspect any public record, except as hereafter provided."

19 22. The University's asserted public interest in nondisclosure is outweighed by the
20 constitutional right to the information. California Constitution, Art. I, § 3(b)(1). Furthermore, the
21 public has an interest in disclosing these specific documents because the public has a right to
22 investigate whether the University is adequately meeting its legal and contractual obligations to
23 refrain from supporting terrorists. Further, the public has a right to the "open" debate promised by
24 the University by learning the identities of the persons presenting at conferences on University
25 grounds.

26 23. Moreover, these public interests are not "clearly outweighed" by the University's speculation
27 about harassment and blacklisting.

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Prayer for Relief

Wherefore, Plaintiff respectfully prays that this Court

Issue a writ of mandate directing the University to comply fully and without further delay with the California Public Records Act and to furnish Plaintiff all public documents meeting the description in his requests;

In the alternative, issue an order to Defendant to show cause why the court should not issue such a writ and thereafter issue a peremptory writ compelling Defendant to perform its public duty as set forth above;

Declare that Defendant has violated Plaintiff's rights under the California Constitution, Art. I, § 3, and under Cal. Gov't Code § 6250 et seq., by failing to produce the requested documents;

Enter judgment in Plaintiff's favor for nominal damages;

Award Plaintiff reasonable attorneys' fees and costs as authorized and to the extent permissible by Cal. Gov't Code § 6259, and;

Order such additional relief as the Court may deem just and proper.

Respectfully submitted,



DATED: August 22, 2019

David Abrams
In Pro Per


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Verification

I, David Abrams, have read the foregoing Complaint for Declaratory and Injunctive Relief and Verified Petition for a Writ of Mandate under the California Public Records Act. The same is true of my own knowledge, except as to matters stated therein on information and belief and as to them I believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed in New York, New York on August 22, 2019.



David Abrams

Exhibit 1



OFFICE OF THE CHANCELLOR
BOX 951403
LOS ANGELES, CALIFORNIA 90095-1403

November 14, 2018

Direct Phone: (310) 825-2284
Facsimile: (310) 206-2390
Email: ablum@concl.ucla.edu

Via Facsimile (212-897-5811)

David Abrams
Executive Director
Zionist Advocacy Center
305 Broadway Suite
New York, NY 10007

Dear Mr. Abrams,

On November 6, 2018, we received your letter regarding the National Students for Justice in Palestine ("NSJP") conference to be held at UCLA.¹ In that letter, you assert that UCLA's federal funding may be in jeopardy for permitting the NSJP annual conference to proceed at UCLA. You base this assertion on the argument that UCLA may be in violation of an anti-terrorism certification issued in connection with the receipt of federal funding. You argue that NSJP is associated with terrorism and allowing it to hold a conference at our campus violates the certification against providing material support to individuals or entities that participate in terrorist acts.

The USAID certification from June 7, 2018, provides that to comply with the certification requirements, the Recipient may verify that the individual or entity does not appear on the matter list of Specially Designated Nationals and Blocked Persons which is maintained by OFAC, or is not included in any supplementary information concerning prohibited individuals or entities that may be provided by USAID to the Recipient. See, Part 1 (4)(2)(a) <https://www.usaid.gov/sites/default/files/documents/1868/303mav.pdf>. It further states that the Recipient will verify that the individual or entity is not listed on the United Nations Security sanctions committee list available online at the Committee's website. *Id.* Part 1 (4)(2)(b).

UCLA has engaged in appropriate due diligence on NSJP and all of the keynote speakers, panelists, and workshop presenters (65 individuals) anticipated for the NSJP conference and none is on the United Nations Sanctions list or the Treasury Department's Blocked Persons list. Additionally, we have confirmed that there are no open federal investigations. Nor are any listed as Foreign Terrorist Organizations.


¹ Your letter was erroneously dated January 22, 2018 (attaching an article from April 2018 so clearly an error in the date).

Mr. Abrams
November 14, 2018
Page 2 of 2

Therefore, we have concluded that any certification of compliance remains fully intact and federal funding is not at risk by permitting the NSJP conference to proceed on our campus.

We appreciate your reaching out to our campus to express your concerns. The University values input from the community as we support our students' efforts to engage in free and open dialogue on controversial and challenging topics.

Sincerely,



L. Amy Blum, Esq.
Managing Campus Counsel

Exhibit 2

From: **David Abrams** <dnabrams@wjlf.org>
Date: Thu, Nov 15, 2018 at 2:15 PM
Subject: Freedom of Information Request
To: <uclarecordsmanagement@finance.ucla.edu>
Cc: <ablum@conct.ucla.edu>

I respectfully request the opportunity to inspect and photocopy the following documents:

- (1) Documents sufficient to identify the 65 keynote speakers, panelists, and workshop presenters referred to in the attached letter;
- (2) All contracts concerning the Students for Justice in Palestine conference being held at UCLA in 2018; and
- (3) All e-mails and other correspondence to and from any Students for Justice in Palestine organization concerning the same conference.

Thank you for your attention to this matter.

Dave Abrams

David Abrams, Executive Director
Zionist Advocacy Center
305 Broadway Suite 601
New York, NY 10007

212-897-5821 dnabrams@wjlf.org

Exhibit 3

[Skip to main content](#)

UCLA

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- [Categories](#)
- [For news media](#)

[Opinion + Voices](#)

Chancellor Block: Why the controversial Students for Justice in Palestine conference will go on at UCLA

Affording a group its constitutional rights should not be perceived as an institutional endorsement of the group's message

Gene Block | November 13, 2018



UCLA
Gene Block

This op-ed appeared in the Los Angeles Times.

Our polarized era tests the resolve of those, like me, who lead a university. We urge our students to engage in reasoned debate, but the rancor of the times may turn dialogue on contested topics into a minefield. The Israeli-Palestinian conflict has been among the most volatile issues at UCLA, but that volatility cannot prevent us from addressing it.

This weekend, Students for Justice in Palestine, one of 1,200 UCLA student organizations, plans to host a national conference on our campus. Some students, community members and even the Los Angeles City Council, concerned by anti-Semitic statements made by some SJP members around the country, have demanded that UCLA cancel the event. In the weeks since the mass shooting at Tree of Life Synagogue in Pittsburgh, those calls to cancel only increased. The conference, however, will go on, and it is important to explain why.

On both routine academic matters and controversial issues, the overwhelming majority of university leaders — and that includes me — strive to preserve the rights of all sides to speak and be heard. At the same time, we recognize the often existential impact of emotionally charged debates about issues like the Mideast conflict, immigration, affirmative action and abortion. Preserving the right to speak about such issues does not validate the content of that speech. All too often affording a group their constitutional rights is falsely perceived as an institutional endorsement of their message.

In this case, I have fundamental disagreements with SJP, which has called for boycott against and divestment in Israel, actions that stigmatize that nation and label it a pariah state. The

attempt to ostracize Israeli thinkers, and to declare off-limits even discussion with Israeli academics runs contrary to the values of inclusion, debate and discussion that are crucial to any university.

Those values underpin the University of California's "Principles Against Intolerance," adopted in 2016. Even though our nation's laws protect speech tainted by bias, stereotypes, prejudice and intolerance, the principles stress the need for mutual respect during debate in order to advance UC's mission. The principles also warn about the dangers of anti-Semitic forms of anti-Zionism, in which criticism of Israel morphs into hostility against Jewish people.

When SJP announced its intention to hold its national conference at UCLA, the university recognized its legal right to do so. Much of what will be said at that conference may be deeply objectionable — even personally hurtful — to those who believe that a complex conflict is being reduced to a one-sided caricature, or see a double standard that demonizes the world's only Jewish state while other countries receive less condemnation for dreadful behavior. Indeed, there is fear among some that the conference will be infused with anti-Semitic rhetoric.]

* There is no easy way to resolve that discomfort. It remains an awkward reality that our constitutional system, and democracy's **commitment to open debate**, demand that Americans allow speech we may oppose and even defend the rights of those who might not defend ours. That proud, yet difficult, tradition goes back to John Adams serving as lawyer for the British soldiers accused of the Boston Massacre. It also extends to our colleges and universities today. *

I am disturbed by the rising tide of anti-Semitism in the United States and the world. I believe every American must condemn the religious bigotry and racial animus that too often infects our politics. Ultimately, we must combat speech that is distasteful with more and better speech. If universities can find ways to rise above the current rancor and if our students in particular can model our values, then that may well provide the very best hope for our future.

Tags: [opinion](#) | [Chancellor Gene Block](#) | [university news](#)

Exhibit 4



INFORMATION PRACTICES
10920 WILSHIRE BOULEVARD, SUITE 107
LOS ANGELES, CA 90024-6543

VIA EMAIL

August 9, 2019

David Abrams
Zionist Advocacy Center
Email: dnabrams@wjlf.org

Re: Public Records Request - PRR # 18-6264

Dear Mr. Abrams:

Thank you for your recent communications, in which you ask that our office only produce documents responsive to item one of your California Public Records Act (CPRA) request. Item one seeks:

“Documents sufficient to identify the 65 keynote speakers, panelists, and workshop presenters” at the November 2018 National Students for Justice in Palestine (“NSJP”) Conference (“Conference”).

Cal. Gov’t Code § 6255 provides that the University may withhold any record if, on the facts of the particular case, the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record. We have been advised, and have confirmed, that speakers and organizers of previous NSJP conferences have been targeted on internet blacklists such as canarymission.org, and have become the objects of threats and harassment. This information is not disclosed by the Conference due to these concerns and any disclosure by UCLA of the names of the keynote speakers, panelists, and workshop presenters at the Conference would create a similar heightened risk of harassment and potential endangerment for these individuals. Under the balancing of public interests, we have concluded that the public interest in protecting against harassment and threats to individual safety outweighs the public interest in disclosure. Therefore, any records that may be responsive to item one are exempt and will not be disclosed.

The University does not intend to imply that you or your organization would use the information for inappropriate purposes, however, pursuant to Cal. Gov’t Code § 6254.5, once the University has released a record to one member of the public, it may be deemed to have waived its rights to withhold the record from other requesters.

If you would still like to receive documents responsive to items two and three of your request, we will continue to produce them on a rolling basis. Please let us know your wishes in this regard. If we have not received your instructions regarding items two and three by August 23, 2019, we will consider this matter closed.

Letter to David Abrams
PRR # 18-6264
August 9, 2019
Page Two

Should you have any questions, please contact me at (310) 794-8741 or via email at rbaldrige@ucla.edu and reference the PRR number found above in the subject line.

Sincerely,



Robert Baldrige
Manager, Records Management & Information Practices
(310) 794-8741 | (310) 794-8961 (fax) | records@ucla.edu

Exhibit 5



Canary Mission

Lara Kollab

Overview

Lara Kollab stated she would give Jews the "wrong meds" and that supporters of Israel should have their "immune cells killed." She has called for violence against Jews, spread anti-Semitism, trivialized the Holocaust, defended the terror organization Hamas and expressed support for terrorists on Twitter.

She has also compared Israel to Nazi Germany, spread anti-Semitic conspiracy theories and hatred of Israel, and accused Israel of exploiting the Holocaust.

In December 2018, Kollab's LinkedIn said she graduated from the Touro College Of Osteopathic Medicine (Touro) with a D.O. in 2018. She received a bachelor's degree from John Carroll University (JCU) in 2013.

Kollab's LinkedIn also said that she was a Biology tutor "to high school and college kids in her hometown" since 2013, a Mentor to "1st, 2nd, and 3rd year medical students" since 2015, and a "Big Sister" at Big Brothers Big Sisters of America since 2016.



On October 8, 2017, Kollab said on Facebook she was working at Loyola University Medical Center in Chicago as part of her fourth year of medical school.

Kollab is a supporter of the Boycott, Divestment, Sanctions (BDS) movement and a supporter of Students for Justice in Palestine (SJP). Kollab is also affiliated with the anti-Israel organization Al Awda and with its co-founder, Abbas Hamideh.

Kollab is connected to other social media users, whose feeds are replete with anti-Jewish posts. These connections are detailed at the bottom of this profile.

Removal From Medical Residencies

In December 2018, vitals.com listed Kollab as a Medical Resident at The Cleveland Clinic, in Ohio. The address listed for Kollab indicated that she worked at the Cleveland Clinic Main Campus.

 In a January 2, 2019 statement, the Cleveland Clinic said they had fired Kollab in September 2018, "after the clinic was made aware of her social media posts." 

Later in 2019, Kollab was offered a position as a "Post-Graduate-Year 1 resident in the Internal Medicine Residency Program" at Kern Medical in Bakersfield, California.

On April 1, 2019, Kern Medical released a statement that as of March 15th they had withdrawn their offer to Kollab, citing her submission of "information that was false, misleading, and incomplete to Kern Medical during the interview and match process..."

Kern Medical's CEO explained that Kollab had "lied on her application about why she left Cleveland Clinic, saying she left due to a death in the family" and that she had failed to disclose her termination due to her anti-Semitic social media posts.

On July 19, 2019, the Cleveland Jewish News reported that the State Medical Board of Ohio had issued a letter to Kollab, informing her that she was under investigation.

The letter charged Kollab with "a failure...of good moral character" and "[m]aking a false, fraudulent, deceptive, or misleading statement...in relation to the practice of medicine."

The State Medical Board of Ohio, according to the letter, would determine if Kollab would lose her "training license/certificate" permanently, or temporarily, or be placed on probation. The letter also stated that "for any violations that occurred on or after September 29, 2015, the board may impose a civil penalty in an amount not to exceed" \$20,000.

Threatening Medical Tweets

On January 2, 2012, Kollab tweeted: "hahha ewww.. ill purposely give all the yahood [Jews] the wrong meds..."

On May 4, 2013, Kollab tweeted: "Studying for my med micro final, came across this. Clearly, I pay attention in class and write very useful notes."

Kollab's tweet featured a handwritten note that read: "People who support Israel should have their immune cells killed so they can see how it feels to not be able to defend yourself from foreign invaders."

On November 24, 2012, Kollab tweeted: "Israel, I'm making it my goal in life to expose you to everyone I meet. If I can twist a biology paper to include your crimes, I will do it."

Calling for Violence Against Jews

On August 28, 2013, Kollab tweeted: "@ShabanSalya Allah yo5od el yahood 3ashan enbattel nettar nroo7 3nd hel wes5een -___- [May Allah take back (end the lives) of the Jews so we stop being forced to go to those unclean ones]"

On March 29, 2013, Kollab tweeted: "Khalid stop starting fala7i vs madani [peasant vs civilized] wars on twitter! roo7o [go] fight with yahood [Jews] instead. Yallah."

On December 8, 2012, Kollab tweeted: "After repeated failed diplomacy, our aim is to defeat the Zionist state through force." Kollab was responding to a tweet that said: "Peace won't come by killing every Zionist. There has to be diplomacy."

Anti-Semitism

On August 27, 2013, Kollab tweeted: "shoof, ah 7efa 7elwe bes 7efa kolha yahood klab w looks like America, ya3ni wasn't that special to me [look, Haifa is sweet (nice), but it's full of Jewish dogs, and it looks like America, meaning, it wasn't that special to me]."

On April 23, 2013, Kollab tweeted: "Annoying to go to school in a city full of Jews because everywhere I go I hear about the wonderful israel. About to tell this guy to stfu."

On September 7, 2012, Kollab tweeted: "Ioll my friend's husband works in an arabic restaurant.. a yahoodi [Jew] came in asking for israeli hummus.. he kicked him out of the restaurant🐶"

On the same day, Kollab tweeted: "anddd falafel and shawarma and maftool and argeela and anything that's OURS -__- klab [dog]."

On July 26, 2012, Kollab tweeted: "walking through the streets of palestine is funny- every person who gets mad says something along the lines of 'Allah yo5odhom el yahood' [Allah will take them, the Jews] 🐶"

On June 30, 2012, Kollab tweeted: "yi5rib beethom el yahood [Destroy the homes of the Jews].. they live so damn long. Yitzhak Shamir, former prime minister of the apartheid state, died today at 96."

On June 10, 2012, Kollab tweeted: "reminiscing about the jesr [bridge] and how the yahood [Jews] unfold and mess up all our clothes, steal things from our suitcases,... ugh klab [dogs] -__-"

On May 1, 2012, Kollab tweeted: "studying,I hear my dad screaming,I run upstairs, 'sho fe baba?! [what happened daddy?], he's watching a video about yahood [Jews] screaming 'EL YAHOOD KLAB!!' [THE JEWS ARE DOGS!!] #paliprops."

On April 4, 2012, Kollab tweeted: "why is this airport literally full of Jews. I just had an evil

staring contest with one bc he was staring. they look like settlers."

On March 22, 2012, Kollab [tweeted](#): "yeah! so stupid! Yahood [Jews]"

On March 16, 2012, Kollab [tweeted](#): "'The battle for survival in a hostile environment is a familiar struggle for Jews the world over, ...' boohoo?"

On March 6, 2012, Kollab [tweeted](#): "'@FreePalestine_: #Kony has to be a yahoodi [Jew] on the inside' lol #blametheyahood #palestinianprobs."

On February 8, 2012, Kollab [tweeted](#): "yi5rib beethom el yahood [Destroy the homes of the Jews] #iSaythatalot."

On January 2, 2012, Kollab [tweeted](#): "freakin yahood [Jews]."

On January 1, 2012, Kollab [tweeted](#): "so basically every mseba [insult] I say is directed at the yahood [Jews] haha. even if I do something really stupid I say 'hebel yihbilhom el yahood' [stupid stupid Jews] hehe."

On October 27, 2011, Kollab [tweeted](#): "@AdamA_90 I'm dressing up as a yahoodi for halloween."

On October 16, 2011, Kollab [tweeted](#): "'they want it as a 'symbol of Jewish pride'.. why don't you create a hat or something as a symbol of your nazi.. er jewish.. Pride."

On October 7, 2011, Kollab [tweeted](#): "@SalyaFalastenia whattt! it was free on my phone! 3anjad yahood [seriously Jews] lol!"

On August 20, 2011, Kollab [tweeted](#): "@ZaidAtalla yeahh Allah yo5odhom el yahood [Allah will take the Jews]."

On July 22, 2011, Kollab [tweeted](#): "@SalyaFalastenia I blame israel for everything. everything that goes wrong, i say 'allah yo5od el yahood' [Allah will kill the Jews] :P."

On June 26, 2011, Kollab [tweeted](#): "@SalyaFalastenia allah yo5odhom el yahood eli 7aramoona min bladna [Allah will take the Jews who exiled us from our country] :/"

Trivializing the Holocaust

On October 22, 2012, Kollab [tweeted](#): "After this debate, I have to watch a movie on the holocaust and write a paper on it. I am going to be brutally unsympathetic. #sorrynotsorry"

On October 11, 2012, Kollab [tweeted](#): "If I have to write a paper about the holocaust, I'm going to bring palestine into it and my professor better like it." [Moe Hamdan](#) responded: "make sure you mention the fact that 'The Holocaust' never happened."

Kollab then tweeted back: "@MoeHamdan34 I think it did happen, it's just exaggerated and the victimization of the jews (ignoring the others killed) is overdone."

On October 9, 2012, Kollab tweeted: "Of course the only prejudice my class focuses on is US racism against African Americans and the Holocaust. Poor Jews. They're so oppressed."

On the same day, Kollab tweeted: "I don't mean to sound insensitive but I have a REALLY hard time feeling bad about Holocaust seeing as the ppl who were in it now kill my ppl."

On the same day, Kollab tweeted: "So hard for me to not roll my eyes when the prof was saying that for our midterm, we have to watch a movie about the Holocaust+write a paper."

Defending Hamas

On July 21, 2014, Kollab tweeted: "Realize that Hamas was created in response to decades of brutal oppression with stated goal of ending that oppression."

On July 25, 2014, after another Twitter user challenged Kollab's claim and noted that Hamas's charter "says their goal is to destroy Israel and all Jews," Kollab replied: "@OphirEis Actually, stop exploiting the Holocaust to justify killing babies. Hamas says nothing about all Jews. It's about injustice."

On July 28, 2014, Kollab tweeted: "It shouldn't even be big news that Hamas' leader said that. Hamas exists bc of occupation. Hamas NEVER mentioned 'all Jews worldwide'"

Articles 22 and 32 of the Hamas charter attacked Judaism and Zionism on a global basis.

Article 28 claims: "Israel, Judaism and Jews challenge Islam and the Moslem people. 'May the cowards never sleep.'"

On January 14, 2013, Kollab tweeted: "@kmoran98 Palestinians are Semetic so we can't be anti-Semitic. And Hamas doesn't hate Jews, Hamas wants to liberate their people."

Expressing Support for Terrorists

On August 29, 2017, Kollab tweeted: "This girl literally calls herself young kanafani imagine thinking you're that revolutionary while posting selfies holy s**t."

On December 5, 2013, Kollab tweeted twice in praise of terrorist Ghassan Kanafani.

Kanafani was a leading member and spokesperson for the Popular Front for the Liberation of Palestine (PFLP) during the terrorist organization's early years.

Kanafani announced the PFLP's responsibility for the Lod Airport Massacre of May 1972 and was linked to the airport attackers. The attack killed 26 people and wounded 80 others.

On March 8, 2013, Kollab tweeted: "My parents met during a political protest which my mom was heading. Palestinian women are even part of the armed resistance."

On February 14, 2013, Kollab tweeted: "University students in Nablus in solidarity with Palestinian hunger strikers. #SamerIssawi." The tweet featured a photo of a crowd surrounding a giant Palestinian flag.

Samer Issawi is a member of the Democratic Front for the Liberation of Palestine (DFLP) who received a 26 year prison sentence in 2002. During the second intifada, Issawi manufactured and distributed pipe bombs and, in several incidents, fired indiscriminately on Israeli civilian vehicles.

On January 26, 2013, Kollab tweeted: "#Free Samer." The tweet featured a quote by Samer Issawi.

On January 22, 2013, Kollab tweeted: "Jihad Al-Obeidi's first bite of knafa Nabulsiyeh after being in occupation prison for 25 years. :)"

The tweet featured a photo of Jihad Al-Obeidi eating Knafa. Obeidi was charged in 1988 for affiliation with the PFLP and accused of trying to kill Israeli soldiers.

On June 3, 2012, Kollab tweeted: "the fact that an Israeli soldier once told me that nablus is a 'terrorist factory' makes me so proud :)"

On February 21, 2012, Kollab tweeted: "victory for #palestine today. our voices were heard and our demands met. khader adnan will be free and so will falasteen inshallah :)"

On February 19, 2012, Kollab tweeted: "#KhaderAdnan is dying so we can live. #Palestine #KhaderExists."

Khader Adnan is a senior member of the Palestinian Islamic Jihad (PIJ) terrorist organization. A 2007 YouTube video showed Adnan praising and encouraging suicide bombings: "Who among you will carry the next explosive belt? Who among you will fire the next bullets? Who among you will have his body parts blown all over?"

Comparing Israel to Nazi Germany

On October 20, 2013, Kollab tweeted: "Tell me what makes Israel's 'we must remain a Jewish state' obsession any less disturbing than Hitler's obsession with a pure white nation."

On May 9, 2013, Kollab tweeted one day earlier: "Adidas, Puma, and Hugo Boss were founded by Nazis. They made cool stuff so they couldn't possibly be evil. #IfTheWorldFollowedZionistLogic."

The next day, she tweeted: "I just googled it. Zionists say you can't boycott them bc they invent things.. so did lots of evil ppl. Idiots."

On December 12, 2012, Kollab tweeted: "If Nazi Germany and Apartheid South Africa had a baby, they would name it israel #PalestineAlwaysUnderAttack."

On August 5, 2012, Kollab tweeted: "@ModernState a) jews aren't a race b) zionists does not equal jews c) zionists are murderous 21st century nazis."

On April 28, 2012, Kollab tweeted: "... It's funny how zionists are trying to compare BDS with the Holocaust. If anything, you're the nazis in the situation now."

On February 12, 2012, Kollab tweeted: "israeli soldier added me on fb...he has an album of him in the army and one of him in poland crying about the holocaust. #hypocrisy."

On February 6, 2012, Kollab tweeted: "' @Dalia_xo: Zionist and their crocodile tears when they talk about the holocaust' most annoying thing in the world.shut up nazis the sequel."

On January 1, 2012, Kollab tweeted: "jewish settlers in palestine are the descendants of the nazis."

On December 4, 2011, Kollab tweeted: "@ezejeay @dotfuz shows how much you know.the first zionazi settlement was established in 1878.. WAY before the holocaust. educate yourself."

On the same day, Kollab tweeted: "@Jewish_Hijabi so no, Palestinians will not try to expel all Jews. we have no problem with Jews, just murderous zionazis."

On October 29, 2011, Kollab tweeted: "@viva_Israel @yelkhouary typical nazi mentality. zionists are the spawn of hitler."

On October 7, 2011, Kollab tweeted: "the US spent 1.4 trillion dollars on WW2 to defeat Hitler's Nazi regime and has probably spent more funding Israel's Nazi regime."

On July 17, 2011, Kollab tweeted: "@Jew4palestine of course, holocaust was horrible. But it doesn't give Israel excuse to do the same to #Palestinians."

On July 6, 2011, Kollab tweeted: "there should one huge Arab. we would destroy the terrorist nazi state of #israel if we were truly united."

On June 26, 2011, Kollab tweeted: "@netanyahu shut up nazi"

Anti-Semitic Conspiracy Theories

On February 27, 2013, Kollab tweeted: "How can we be angry at misguided ppl in the West? The media and schools are the most powerful tools- both are full of Zionist propaganda."

On July 28, 2012, Kollab [tweeted](#): "@poetrazzete01 yup, zionist-owned media."

On October 31, 2011, Kollab [tweeted](#): "@MikeyChico Israel** runs America."

Spreading Hatred of Israel

On August 16, 2017, Kollab [tweeted](#): "Further proof that Israel is more about hatred and white supremacy than it is about world Jewry, in case you didn't know."

On January 1, 2017, Kollab [tweeted](#): "Zionists will basically use every opportunity to use the words 'Israeli', 'victim', and 'terrorist attack' in the same sentence. 🙄"

On November 25, 2016, Kollab [tweeted](#): "Every Palestinian get-together ever discussion topics include: Politics, religion, marriage, ye5reb bayt el e7telal [May he destroy the occupation's house]"

On March 18, 2015, Kollab [tweeted](#): "It's amazing to me how absent the ethnic cleansing of Palestinians pre-1948 (what started it all) is from the 'dialogue' about the conflict."

On June 24, 2014, Kollab [tweeted](#) a photo of Israeli soldiers [grieving](#) at the funeral of [Yonatan Hadassi](#) on July 20, 2006. Hadassi was killed the previous day in a [battle](#) with Hezbollah militants on the Lebanon border.

The photo Kollab tweeted featured a caption mocking the grief of Hadassi's mourners, that read: "And after I shot his mother he threw a rock at me." Kollab commented: "The struggle is too real out here."

On March 17, 2014, Kollab [tweeted](#): "Zionism: Exploiting actual suffering of Jews to further political gain at the expense of another people. What a disturbing ideology."

On June 29, 2013, Kollab [tweeted](#): "There's actually nothing worse than a 'sympathetic' Zionist."

On April 8, 2013, Kollab [tweeted](#): "On Holocaust Remembrance Day, I feel for the victims whose deaths are sickeningly exploited to perpetuate ethnic cleansing today."

On January 29, 2013, Kollab [tweeted](#): "Ew found in my class." The tweet featured a photo of a badge bearing the flags of Israel and United States.

On January 12, 2013, Kollab [tweeted](#): "Anyone who says israelis are interested in peace is a lying scumbag. They don't want anyone there except Jews, most preferably Ashkenazi."

On November 18, 2012, Kollab [tweeted](#) photos from the [Hindu genocide](#) in [East Pakistan](#) in 1971, with the comment: "@DeStRoYeR3000x @WDammer William, are you SERIOUSLY debating that Islam is violent while israel does this?"

Kollab's tweet suggested that the Hindu victims photographed were Palestinians, purportedly murdered by Israel.

Also on November 18, 2012, Kollab tweeted: "Cant wait 2 be done with this paper on the effects of neonatal amygdala lesions so I can start my psych of prejudice+bash israel in it."

On October 24, 2012, Kollab tweeted: "You know you're Palestinian when you somehow find a way to mention Palestine + evils of israel in every assignment, from biology to speech."

On May 27, 2012, Kollab tweeted a photo of a December 29, 2008 Facebook post by Kollab that read: "Is um I hate Israelis, they should probably just die or something :)"

On April 22, 2012, Kollab tweeted: "@Dilmunite @levantmelodies @madeinnablus we're not comparing the #s of the holocaust to palestine. it's the treatment of the ppl, inhumanity."

On December 8, 2011, Kollab tweeted: "@IranianZionist @imNadZ jewish nationalism is just a term that makes zionism sound less blood-thirsty. nothing can justify israel's actions."

On December 4, 2011, Kollab tweeted: "i wish i could get paid to bash israel online all day :O what a beautiful life that would be."

On November 2, 2011, Kollab tweeted: "@CptlConnection @lupefiasco Jews were not the only ones in holocaust. but they're the only ones who are now slaughtering another people."

On September 16, 2011. Kollab tweeted: "#LifeWouldBeBetter if #israel didnt exist."

On July 6, 2011, Kollab tweeted: "@SalyaFalastenia yes inshallah! get rid of corrupt governments, focus on education and iman, become truly united, and Israel is no more :)"

On May 9, 2011, Kollab tweeted: "i cant sleep because im so annoyed of #israel's existence. if i fail my final tomorrow, im blaming it on israel and obama's stupid speech."

Accusing Israel of Exploiting the Holocaust

On July 21, 2014, Kollab tweeted: "@KenScottE The favorite card of all Israel supporters is the Holocaust."

On April 9, 2014, Kollab tweeted: "@hamzadawud you think? I feel like Israel will forever exploit the holocaust to further their political agenda :/"

On September 11, 2013, Kollab tweeted: "@NazzyCR7 Norm. Jewish. Constantly remind ppl of the Holocaust, relate those who did 9/11 to Nazis, justify Israel's bloodlust. Disgusting."

On June 26, 2013, Kollab tweeted: "Yet another way in which Israel and Zionists exploit the suffering of millions of Jews for their own murderous, selfish agenda."

On January 13, 2013, Kollab tweeted: "#ZionistLies We are so hurt by the Holocaust. So much so that we're going to exploit those ppl to further our own agenda of ethnic cleansing."

On September 23, 2011, Kollab tweeted: "3 things every zionist MUST mention in every conversation: #iran, #giladshalit, and the #holocaust. perfect plan: induce fear and pity."

On August 23, 2011, Kollab tweeted: "all they're good at is crying.boohoo holocaust.boohoo we are always getting killed. garnering sympathy so they can kill as much as they want."

Al Awda Activism

Kollab joined the closed Facebook group, "Al-Awda-Cleveland," under her alias "Elle Kay," on March 17, 2012.

On November 21, 2012, Kollab tweeted a photo from an Al-Awda protest in Cleveland against Israel's Operation Pillar of Defense (OPD) against Hamas and wrote: "Our protest for #Gaza today in Cleveland."

On November 20, 2012, Kollab tweeted: "Protest tomorrow in Cleveland at Public Square, 4 pm in solidarity with #Gaza ! Be there or be square [ie. complicit to israeli war crimes]."

OPD was launched to stop Hamas rocket attacks from Gaza on Israeli civilians. From November 14 to November 21, 2012, Palestinian terrorist groups fired more than 1,506 rockets at Israel. The majority of those rockets struck Israel, damaging homes, schools and other civilian areas.

Human Rights Watch noted: "Palestinian armed groups made clear in their statements that harming civilians was their aim."

Al Awda co-founder, Abbas Hamideh, led chants at the rally screaming [00:00:23]: "When people are occupied, resistance is justified" [00:01:39] and [00:03:36] "Israel is a terrorist state!" and "From the river to the sea, Palestine will be free." Hamideh has confirmed this chant is a call to eliminate Israel.

Supporting BDS

On October 5, 2011, Kollab tweeted: "a girl in my class is drinking red vitamin water and I'm just imagining it to be blood. #kindacreepyiknow #cocacolaownseverything #BDS."

On December 22, 2011, Kollab tweeted: "I love #BDS."

On the same day, Kollab tweeted: "@EgyptoRican96 ew mcdonalds is disgusting and pays for the killing of palestinian children! boycott mcdonalds. #BDS."

On March 6, 2013, Kollab tweeted: "'@Tsharrafna: WOW. So impressed, such great news! #UCRdivest passed! Congratulations on the great work. #BDS' yay!!!"

Anti-Jewish Social Media Connections

Kollab interacts with other Twitter users whose feeds are also replete with anti-Jewish hatred. Below are some representative connections and examples of social media posts evidencing their anti-Semitism:

Kollab has interacted on Twitter with anti-Semite and Holocaust denier Moe Hamdan.

On October 11, 2012, when Kollab tweeted: "If I have to write a paper about the holocaust, I'm going to bring palestine into it and my professor better like it," Hamdan responded: "@ellekay make sure you mention the fact that 'The Holocaust' never happened."

Kollab has interacted with Amal Ali who has called for an intifada and defended Hamas.

On November 14, 2012, Ali tweeted: "There better be a third #Intifada coming out of the ashes of this disgusting invasion of #Gaza. If not, I'll go start it myself. #Palestine."

Kollab has interacted with Mohammed Adil Kaouadji, who has spread anti-Semitism on Twitter.

On June 10, 2015, Kaouadji tweeted: "Reddit is owned by Advance Publications which is essentially owned by a Jewish family. Spewing propaganda and harassing Muslims is a motto."

Kollab has interacted for years on Twitter with Al Awda co-founder Abbas Hamideh, known for spreading anti-Semitism and hatred of Israel, denying Jewish history and supporting terrorism.

On October 10, 2016, Hamideh tweeted: "@ikhraas you're anti Semitic according to non Semitic shlomos from Poland 🇵🇱."

Hamideh was responding to another tweet praising a Palestinian terrorist for killing two and injuring six in a shooting at a Jerusalem light rail train station.

BDS

The Boycott, Divestment, Sanctions (BDS) movement was founded by Omar Barghouti in 2005 as an allegedly "Palestinian-led movement" to challenge "international support for Israeli apartheid and settler-colonialism."

In 2015, Barghouti was quoted saying that "BDS aims to turn Israel into a pariah state, as South Africa once was, and to isolate its regime of oppression in order to achieve our UN-stipulated rights."

The dominant organization in the BDS Movement is the Boycott, Divestment, Sanctions Campaign National Committee (BNC), founded by Barghouti in 2007, during the First Palestinian Conference for the Boycott of Israel.

The movement has been linked to numerous terrorist organizations and received a public endorsement from Hamas.

BDS initiatives include calling on institutions and individuals to divest from Israeli-affiliated companies, promoting academic and cultural boycotts of Israel and anti-Israel rallies and protests.

The movement's most notable achievement has been the infiltration of university campuses through lobbying for "BDS resolutions." In these cases, student governments, backed by anti-Israel affiliates, have proposed resolutions on some form of boycott of — or divestment from — Israel and Israeli-affiliated entities.

These boycott resolutions, although non-binding, have been passed by student governments on numerous North American campuses.

BDS activity is often aggressive and disruptive. It has been noted that universities that pass BDS resolutions see a marked increase in anti-Semitic incidents on campus. In 2013, when the student government of the University of California Santa Barbara (UCSB) debated a BDS resolution, reports emerged of violent threats and the spitting on a student wearing a Star of David necklace.

Social Media and Web Links

Facebook: www.facebook.com/1596341089

Twitter: <https://twitter.com/LaraKollab> [Deleted]

<https://twitter.com/elckay> [Deleted]

LinkedIn: <https://www.linkedin.com/in/lara-kollab/> [Deleted]

<https://www.linkedin.com/in/lara-kollab-831927124/> [Deleted]

Instagram: <https://www.instagram.com/larakollab/> [Deleted]

Empowered: <http://www.empowered.org/Lara-Kollab>

Vitals.com: <https://www.vitals.com/doctors/2rf1gd/lara-kollab/> [Deleted]



Occupation:

Professional

University:

Touro, John Carroll University (JCU)

Organizations(s):

Al-Awda,

BDS

Related Profiles:

Last Modified:

08/22/2019

Photos & Screenshots

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- [2](#)
- [3](#)
- [4](#)
- [5](#)
- [≥](#)
- [Last](#)

Infamous Quotes

“@TheRealMikeJr hahha ewww.. ill purposely give all the yahood [Jews] the wrong meds...”

[Lara Kollab, Twitter, Jan 2 2012](#)

“People who support Israel should have their immune cells killed so they can see how it feels to not be able to defend yourself from foreign invaders.”

[Lara Kollab, Twitter, May 4 2013](#)

“Israel, I’m making it my goal in life to expose you to everyone I meet. If I can twist a biology paper to include your crimes, I will do it.”

[Lara Kollab, Twitter, Nov 24 2012](#)

“Further proof that Israel is more about hatred and white supremacy than it is about world Jewry, in case you didn't know.”

[Lara Kollab, Twitter, Aug 16 2017](#)

“Zionists will basically use every opportunity to use the words ‘Israeli’, ‘victim’, and ‘terrorist attack’ in the same sentence. ”

[Lara Kollab, Twitter, Jan 1 2017](#)

“Annoying to go to school in a city full of Jews because everywhere I go I hear about the wonderful israel. About to tell this guy to stfu.”

[Lara Kollab, Twitter, Apr 23 2013](#)

“After repeated failed diplomacy, our aim is to defeat the Zionist state through force.”

[Lara Kollab, Twitter, Dec 8 2012](#)

“@viva_Israel @yelkhouday typical nazi mentality. zionists are the spawn of hitler.”

[Lara Kollab, Twitter, Oct 29 2011](#)

“... It's funny how zionists are trying to compare BDS with the Holocaust. If anything, you're the nazis in the situation now.”

[Lara Kollab, Twitter, Apr 28 2012](#)

- [Individuals](#)

Exhibit C

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13 California

14 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
15 **COUNTY OF LOS ANGELES, CENTRAL DISTRICT**

16 DAVID ABRAMS,

17 Plaintiff,

18 vs.

19 REGENTS OF THE UNIVERSITY OF
20 CALIFORNIA,

21 Defendant.

CASE NO. 19STCP03648

**DEFENDANT'S REQUESTS FOR
ADMISSION TO PLAINTIFF, SET ONE**

Action Filed: 08/22/19
Trial Date: None Set

22 PROPOUNDING PARTY: Defendant REGENTS OF THE UNIVERSITY OF CALIFORNIA

23 RESPONDING PARTY: Plaintiff DAVID ABRAMS

24 SET NO.: One

25 Defendant REGENTS OF THE UNIVERSITY OF CALIFORNIA hereby serves upon
26 Plaintiff DAVID ABRAMS ("Plaintiff") the following Requests for Admission, each of which
27 must be answered fully, separately, and pursuant in all respects to California Code of Civil
28 Procedure Sections 2033.210, *et seq.*

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1 REQUESTS FOR ADMISSION

2 REQUEST FOR ADMISSION NO. 1:

3 Admit that being identified on a BLACKLISTING WEBSITE has lead to reputational
4 harm, endangerment, and or loss of job of at least one of the individuals listed on any
5 BLACKLISTING WEBSITE.

6 REQUEST FOR ADMISSION NO. 2:

7 Admit that being identified on a BLACKLISTING WEBSITE has lead to reputational
8 harm, endangerment, and or loss of job of at least five or more of the individuals listed on any
9 BLACKLISTING WEBSITE.

10 REQUEST FOR ADMISSION NO. 3:

11 Admit that being identified on a BLACKLISTING WEBSITE has lead to reputational
12 harm, endangerment, and or loss of job of at least ten or more of the individuals listed on any
13 BLACKLISTING WEBSITE.

14 REQUEST FOR ADMISSION NO. 4:

15 Admit that the individual keynote speakers, panelists, and/or workshop presenters at the
16 2018 SJP conference have a constitutional right to privacy of belief and association.

17
18 DATED: January 28, 2020

FAGEN FRIEDMAN & FULFROST, LLP

19
20 By: 

21 Roy A. Combs
22 L. Carlos Villegas
23 Jen Michael-Stevens
24 Attorneys for Regents of the University of
25 California

26
27
28
801-108/4626262.1

Fagen Friedman & Fulfroft, LLP
6300 Wilshire Boulevard, Suite 1700
Los Angeles, California 90048
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of San Diego, State of California. My business address is 1525 Faraday Ave, Suite 300, Carlsbad, CA 92008.

On the date set forth below, I served the foregoing document(s):

DEFENDANT'S REQUESTS FOR ADMISSION TO PLAINTIFF, SET ONE

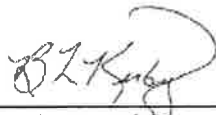
in the manner checked below on all interested parties in this action addressed as follows:

David Abrams
305 Broadway, Ste. 601
New York, NY 10007
dnabrams@wilf.org

- BY U.S. MAIL.** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the address(es) listed above and placed the envelope(s) for collection and mailing following our ordinary business practices. I am readily familiar with Fagen Friedman & Fulfroft, LLP's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid. I am a resident or employed in the county where the mailing occurred. The envelope was placed in the mail at Carlsbad, California.
- BY OVERNIGHT MAIL.** I enclosed said document(s) in an envelope or package provided by FedEx and addressed to the persons at the address(es) listed above. I placed the envelope(s) or package(s) for collection and overnight delivery at an office or a regularly utilized drop box of FedEx or delivered such document(s) to a courier or driver authorized by FedEx to receive documents.
- BY E-MAIL OR ELECTRONIC SERVICE.** I caused a copy of the document(s) to be sent from e-mail address bkirby@f3law.com to the person(s) at the e-mail address(es) listed above. The document(s) were transmitted at or before 5:00 p.m. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 28, 2020, at Carlsbad, California.



Becky L. Kirby

1 David Abrams
2 305 Broadway Suite 601
3 New York, NY 10007
4 212-897-5821
5 Plaintiff, In Pro Per

6
7 SUPERIOR COURT OF CALIFORNIA
8 COUNTY OF LOS ANGELES

9
10 David Abrams) Case No.: 19STCP03648
11 Plaintiff(s)) PLAINTIFF DAVID ABRAMS'
12 vs.) RESPONSES TO DEFNDANT'S REQUEST
13 REGEN'TS OF THE UNIVERSITY OF) FOR ADMISSIONS
14 CALIFORNIA,)
15 Defendant(s)) SET One
16)

17
18 PROPOUNDING PARTY: Regents of the University of California
19 RESPONDING PARTY: David Abrams
20 SET NUMBER: One

21 RESPONDING PARTY hereby answers PROPOUNDING PARTY's Request for
22 Admissions:

23 REQUEST FOR ADMISSION NO. 1:

24 Plaintiff objects to this Request for Admission on the ground that it is ambiguous. The
25 most important ambiguities are as follows:

26 First, the request contains the phrase "reputational harm, endangerment, and or loss of
27 job" and it is not clear if "and or" means "and" or "or."

28 Second, it is not clear if the phrase "reputational harm" is referring to undeserved damage
to an individual's reputation or if it refers to any lessening in peoples' opinions about the
individual whether justified or not.

Third, it is not clear if the Request is asking about negative consequences which result
solely from the publication of an individual's name on the Canary Mission (or similar) web site,

1 or negative consequences which result from attaching the person's name to accompanying
2 information.

3 Fourth, the Defendant's definition of "BLACKLISTING WEBSITE" is so overbroad as to
4 be meaningless as set forth in Plaintiff's other discovery responses. Accordingly, this response is
5 limited to consideration of the "internet blacklists" specifically identified in response to Plaintiff's
6 own special interrogatories, i.e. Canary Mission; Reservists on Duty; and Yad Yamin Facebook.
7 To the extent that the Request for Admission may be read to refer to other web sites or
8 information sources, Plaintiff denies sufficient knowledge or information to admit or deny the
9 contents of the Request for Admission and states that he has made a reasonable inquiry into the
10 underlying issues herein and that the information obtained is insufficient to admit or deny the
11 contents of this Request for Admission.

12 As an example to illustrate the first three ambiguities, Canary Mission identifies an
13 individual named "Neveen Ayesh" who apparently tweeted as follows:

14 **"I want to set Israel on fire with my own hands & watch it burn to ashes along with every
15 Israeli in it. Call it what you want to call it idc."**

16 Another individual profiled by Canary Mission, Arthur Butz, is quoted by Canary
17 Mission as saying

18 **"The alleged slaughter of millions of Jews by the Germans, during World War II, did not
19 happen."**

20 Plaintiff admits that there exist people who have formed a negative opinion about Neveen
21 Ayesh as a result of Canary Mission's publicizing her expressed wish to personally murder every
22 last Israeli. Plaintiff also admits that there exist people who have formed a negative opinion
23 about Arthur Butz based on Canary Mission's publicizing his denial of the Holocaust. However,
24 if Canary Mission had simply provided the name "Neveen Ayesh" or "Arthur Butz" without
25 accompanying information, it is not clear if anyone would have formed a negative opinion about
26 these individuals.

27 Plaintiff further admits that Neveen Ayesh and Arthur Butz and numerous other
28 individuals have suffered "reputational harm" in the sense that people have correctly and
legitimately formed negative opinions about them as a result of Canary Mission's publication of
their vile, vicious, nasty anti-Semitic vituperations.

Subject to these objections, as a committed Jewish activist Plaintiff fully and eagerly
admits that numerous persons -- far more than 10 -- have had their reputations deservedly
damaged as a result of Canary Mission publicizing their murderous, vicious, disgusting, anti-
Semitic vituperation right along with their full names. Accordingly, on the assumptions that (1)
"and or" actually means "or" (and thus mere reputational harm will suffice); (2) the Request is
referring to inclusion on the web site *with* accompanying information; and (3) "reputational
harm" includes negative opinions legitimately formed on the basis of accurate but negative
information, Plaintiff admits the truth of this Request for Admission

1 However, if the Request for Admission is using "and or" to mean "and," Plaintiff states
2 that he has done a diligent search and has not found any instances of a person who was the
3 subject of violence or threats of violence or otherwise endangered as a result of being listed on
4 Canary Mission (or similar web site), with or without accompanying information. Said diligent
5 search included asking the Defendant to identify any individuals who have been the object of
6 threats or harassment as a result of being listed on the Canary Mission (or similar) web sites. As
7 of the date of this response, Defendant has produced nothing but evasive and non-responsive
8 answers to Plaintiff's reasonable discovery requests. If Defendant honors its discovery
9 obligations and credibly identifies such individuals in response to discovery requests, Plaintiff
10 will appropriately modify his discovery responses.

11 Further, still on the assumption that the Request for Admission is using "and or" to mean
12 "and," Plaintiff further states that he is aware of only two individuals who lost jobs as a result of
13 being included (with accompanying information) on Canary Mission or any similar web site.
14 The first individual is a physician named "Lara Kollab," who threatened on Twitter to give the
15 wrong medicines to Jewish patients. Plaintiff readily and happily admits that Dr. Kollab lost her
16 job as a result of Canary Mission's publication of her activities. The second individual was a
17 teacher named "Nancy Salem." Ms. Salem lost her job as a result of Canary Mission publishing
18 the following Tweet: "How many Jews died in the Holocaust? Not enough" Plaintiff readily and
19 happily admits that Ms. Salem lost her job as a result of Canary Mission's publication of her
20 activities.

21 Accordingly, and based on the foregoing, if the Request for Admission is using "and or"
22 to mean "and," Plaintiff lacks sufficient information or knowledge to admit or deny the contents
23 of the Request for Admission. Plaintiff asserts that he has made a reasonable inquiry into the
24 underlying issues herein and that the information obtained is insufficient to admit or deny the
25 contents of this Request for Admission.

26 With respect to the next ambiguity contained in the Request to Admit, if the Request for
27 Admission is referring to individuals' inclusion on the Canary Mission (or similar) web sites
28 without accompanying information, Plaintiff lacks sufficient information or knowledge to admit
or deny the contents of the Request for Admission.

 Further, if the Request for Admission is using the phrase "reputational harm" to mean
undeserved or illegitimate harm to an individual's reputation, Plaintiff lacks sufficient
information or knowledge to admit or deny the contents of the Request for Admission.

 With respect to all issues above for which Plaintiff asserts that he lacks sufficient
information or knowledge to admit or deny the contents of the request for admission, Plaintiff
asserts that he has made a reasonable inquiry into the underlying issues herein and that the
information obtained is insufficient to admit or deny the contents of this Request for Admission.

 With respect to any remaining contents of the Request for Admission, Plaintiff denies
such contents.

1 REQUEST FOR ADMISSION NO. 2:

2 Plaintiff objects to this Request for Admission on the ground that it is ambiguous. The
3 most important ambiguities are as follows:

4 First, the request contains the phrase "reputational harm, endangerment, and or loss of
5 job" and it is not clear if "and or" means "and" or "or."

6 Second, it is not clear if the phrase "reputational harm" is referring to undeserved damage
7 to an individual's reputation or if it refers to any lessening in peoples' opinions about the
8 individual whether justified or not.

9 Third, it is not clear if the Request is asking about negative consequences which result
10 solely from the publication of an individual's name on the Canary Mission (or similar) web site,
11 or negative consequences which result from attaching the person's name to accompanying
12 information.

13 Fourth, the Defendant's definition of "BLACKLISTING WEBSITE" is so overbroad as to
14 be meaningless as set forth in Plaintiff's other discovery responses. Accordingly, this response is
15 limited to consideration of the "internet blacklists" specifically identified in response to Plaintiff's
16 own special interrogatories, i.e. Canary Mission; Reservists on Duty; and Yad Yamin Facebook.
17 To the extent that the Request for Admission may be read to refer to other web sites or
18 information sources, Plaintiff denies sufficient knowledge or information to admit or deny the
19 contents of the Request for Admission and states that he has made a reasonable inquiry into the
20 underlying issues herein and that the information obtained is insufficient to admit or deny the
21 contents of this Request for Admission.

22 As an example to illustrate the first three ambiguities, Canary Mission identifies an
23 individual named "Neveen Ayesh" who apparently tweeted as follows:

24 **"I want to set Israel on fire with my own hands & watch it burn to ashes along with every
25 Israeli in it. Call it what you want to call it ide."**

26 Another individual profiled by Canary Mission, Arthur Butz, is quoted by Canary
27 Mission as saying

28 **"The alleged slaughter of millions of Jews by the Germans, during World War II, did not
happen."**

Plaintiff admits that there exist people who have formed a negative opinion about Neveen
Ayesh as a result of Canary Mission's publicizing her expressed wish to personally murder every
last Israeli. Plaintiff also admits that there exist people who have formed a negative opinion
about Arthur Butz based on Canary Mission's publicizing his denial of the Holocaust. However,
if Canary Mission had simply provided the name "Neveen Ayesh" or "Arthur Butz" without
accompanying information, it is not clear if anyone would have formed a negative opinion about
these individuals.

1 Plaintiff further admits that Neveen Ayesch and Arthur Butz and numerous other
2 individuals have suffered "reputational harm" in the sense that people have correctly and
3 legitimately formed negative opinions about them as a result of Canary Mission's publication of
4 their vile, vicious, nasty anti-Semitic vituperations.

5 Subject to these objections, as a committed Jewish activist Plaintiff fully and eagerly
6 admits that numerous persons -- far more than 10 -- have had their reputations deservedly
7 damaged as a result of Canary Mission publicizing their murderous, vicious, disgusting, anti-
8 Semitic vituperation right along with their full names. Accordingly, on the assumptions that (1)
9 "and or" actually means "or" (and thus mere reputational harm will suffice); (2) the Request is
10 referring to inclusion on the web site *with* accompanying information; and (3) "reputational
11 harm" includes negative opinions legitimately formed on the basis of accurate but negative
12 information, Plaintiff admits the truth of this Request for Admission

13 However, if the Request for Admission is using "and or" to mean "and," Plaintiff states
14 that he has done a diligent search and has not found any instances of a person who was the
15 subject of violence or threats of violence or otherwise endangered as a result of being listed on
16 Canary Mission (or similar web site), with or without accompanying information. Said diligent
17 search included asking the Defendant to identify any individuals who have been the object of
18 threats or harassment as a result of being listed on the Canary Mission (or similar) web sites. As
19 of the date of this response, Defendant has produced nothing but evasive and non-responsive
20 answers to Plaintiff's reasonable discovery requests. If Defendant honors its discovery
21 obligations and credibly identifies such individuals in response to discovery requests, Plaintiff
22 will appropriately modify his discovery responses.

23 Further, still on the assumption that the Request for Admission is using "and or" to mean
24 "and," Plaintiff further states that he is aware of only two individuals who lost jobs as a result of
25 being included (with accompanying information) on Canary Mission or any similar web site.
26 The first individual is a physician named "Lara Kollab," who threatened on Twitter to give the
27 wrong medicines to Jewish patients. Plaintiff readily and happily admits that Dr. Kollab lost her
28 job as a result of Canary Mission's publication of her activities. The second individual was a
teacher named "Nancy Salem." Ms. Salem lost her job as a result of Canary Mission publishing
the following Tweet: "How many Jews died in the Holocaust? Not enough" Plaintiff readily and
happily admits that Ms. Salem lost her job as a result of Canary Mission's publication of her
activities.

Accordingly, and based on the foregoing, if the Request for Admission is using "and or"
to mean "and," Plaintiff lacks sufficient information or knowledge to admit or deny the contents
of the Request for Admission. Plaintiff asserts that he has made a reasonable inquiry into the
underlying issues herein and that the information obtained is insufficient to admit or deny the
contents of this Request for Admission.

With respect to the next ambiguity contained in the Request to Admit, if the Request for
Admission is referring to individuals' inclusion on the Canary Mission (or similar) web sites

1 without accompanying information, Plaintiff lacks sufficient information or knowledge to admit
2 or deny the contents of the Request for Admission.

3 Further, if the Request for Admission is using the phrase "reputational harm" to mean
4 undeserved or illegitimate harm to an individual's reputation, Plaintiff lacks sufficient
5 information or knowledge to admit or deny the contents of the Request for Admission.

6 With respect to all issues above for which Plaintiff asserts that he lacks sufficient
7 information or knowledge to admit or deny the contents of the request for admission, Plaintiff
8 asserts that he has made a reasonable inquiry into the underlying issues herein and that the
9 information obtained is insufficient to admit or deny the contents of this Request for Admission.

10 With respect to any remaining contents of the Request for Admission, Plaintiff denies
11 such contents.

12 REQUEST FOR ADMISSION NO. 3:

13 Plaintiff objects to this Request for Admission on the ground that it is ambiguous. The
14 most important ambiguities are as follows:

15 First, the request contains the phrase "reputational harm, endangerment, and or loss of
16 job" and it is not clear if "and or" means "and" or "or."

17 Second, it is not clear if the phrase "reputational harm" is referring to undeserved damage
18 to an individual's reputation or if it refers to any lessening in peoples' opinions about the
19 individual whether justified or not.

20 Third, it is not clear if the Request is asking about negative consequences which result
21 solely from the publication of an individual's name on the Canary Mission (or similar) web site,
22 or negative consequences which result from attaching the person's name to accompanying
23 information.

24 Fourth, the Defendant's definition of "BLACKLISTING WEBSITE" is so overbroad as to
25 be meaningless as set forth in Plaintiff's other discovery responses. Accordingly, this response is
26 limited to consideration of the "internet blacklists" specifically identified in response to Plaintiff's
27 own special interrogatories, i.e. Canary Mission; Reservists on Duty; and Yad Yamin Facebook.
28 To the extent that the Request for Admission may be read to refer to other web sites or
information sources, Plaintiff denies sufficient knowledge or information to admit or deny the
contents of the Request for Admission and states that he has made a reasonable inquiry into the
underlying issues herein and that the information obtained is insufficient to admit or deny the
contents of this Request for Admission.

As an example to illustrate the first three ambiguities, Canary Mission identifies an
individual named "Neveen Ayesh" who apparently tweeted as follows:

1 **"I want to set Israel on fire with my own hands & watch it burn to ashes along with every**
2 **Israeli in it. Call it what you want to call it ide."**

3 Another individual profiled by Canary Mission, Arthur Butz, is quoted by Canary
4 Mission as saying

5 **"The alleged slaughter of millions of Jews by the Germans, during World War II, did not**
6 **happen."**

7 Plaintiff admits that there exist people who have formed a negative opinion about Neveen
8 Ayesh as a result of Canary Mission's publicizing her expressed wish to personally murder every
9 last Israeli. Plaintiff also admits that there exist people who have formed a negative opinion
10 about Arthur Butz based on Canary Mission's publicizing his denial of the Holocaust. However,
11 if Canary Mission had simply provided the name "Neeven Ayesh" or "Arthur Butz" without
12 accompanying information, it is not clear if anyone would have formed a negative opinion about
13 these individuals.

14 Plaintiff further admits that Neveen Ayesh and Arthur Butz and numerous other
15 individuals have suffered "reputational harm" in the sense that people have correctly and
16 legitimately formed negative opinions about them as a result of Canary Mission's publication of
17 their vile, vicious, nasty anti-Semitic vituperations.

18 Subject to these objections, as a committed Jewish activist Plaintiff fully and eagerly
19 admits that numerous persons -- far more than 10 -- have had their reputations deservedly
20 damaged as a result of Canary Mission publicizing their murderous, vicious, disgusting, anti-
21 Semitic vituperation right along with their full names. Accordingly, on the assumptions that (1)
22 "and or" actually means "or" (and thus mere reputational harm will suffice); (2) the Request is
23 referring to inclusion on the web site *with* accompanying information; and (3) "reputational
24 harm" includes negative opinions legitimately formed on the basis of accurate but negative
25 information, Plaintiff admits the truth of this Request for Admission

26 However, if the Request for Admission is using "and or" to mean "and," Plaintiff states
27 that he has done a diligent search and has not found any instances of a person who was the
28 subject of violence or threats of violence or otherwise endangered as a result of being listed on
Canary Mission (or similar web site), with or without accompanying information. Said diligent
search included asking the Defendant to identify any individuals who have been the object of
threats or harassment as a result of being listed on the Canary Mission (or similar) web sites. As
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Further, still on the assumption that the Request for Admission is using "and or" to mean
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being included (with accompanying information) on Canary Mission or any similar web site.
The first individual is a physician named "Lara Kollab," who threatened on Twitter to give the
wrong medicines to Jewish patients. Plaintiff readily and happily admits that Dr. Kollab lost her

1 job as a result of Canary Mission's publication of her activities. The second individual was a
2 teacher named "Nancy Salem." Ms. Salem lost her job as a result of Canary Mission publishing
3 the following Tweet: "How many Jews died in the Holocaust? Not enough" Plaintiff readily and
4 happily admits that Ms. Salem lost her job as a result of Canary Mission's publication of her
5 activities.

6 Accordingly, and based on the foregoing, if the Request for Admission is using "and or"
7 to mean "and," Plaintiff lacks sufficient information or knowledge to admit or deny the contents
8 of the Request for Admission. Plaintiff asserts that he has made a reasonable inquiry into the
9 underlying issues herein and that the information obtained is insufficient to admit or deny the
10 contents of this Request for Admission.

11 With respect to the next ambiguity contained in the Request to Admit, if the Request for
12 Admission is referring to individuals' inclusion on the Canary Mission (or similar) web sites
13 without accompanying information, Plaintiff lacks sufficient information or knowledge to admit
14 or deny the contents of the Request for Admission.

15 Further, if the Request for Admission is using the phrase "reputational harm" to mean
16 undeserved or illegitimate harm to an individual's reputation, Plaintiff lacks sufficient
17 information or knowledge to admit or deny the contents of the Request for Admission.

18 With respect to all issues above for which Plaintiff asserts that he lacks sufficient
19 information or knowledge to admit or deny the contents of the request for admission, Plaintiff
20 asserts that he has made a reasonable inquiry into the underlying issues herein and that the
21 information obtained is insufficient to admit or deny the contents of this Request for Admission.

22 With respect to any remaining contents of the Request for Admission, Plaintiff denies
23 such contents.

24 REQUEST FOR ADMISSION NO. 4:

25 Plaintiff admits that all persons in the United States, including speakers, panelists, and/or
26 workshop presenters at the 2018 SJP conference, have a right to privacy of belief and association
27 to the extent recognized by the Courts, for example as in the case of *NAACP v. Alabama*, 357
28 U.S. 449 (1958). Plaintiff denies that such a right is absolute and notes that the Defendant has
released the names and emails of individuals who contacted the Defendant to complain about its
hosting of the 2018 SJP conference. In all other respects, Plaintiff denies the contents of Request
for Admission Number 4.

I declare under penalty of perjury under the laws of the State of California that the
foregoing answers are true and correct.

Dated: April 17, 2020



YOUR NAME AND PARTY DESIGNATION

Exhibit D



USAID
FROM THE AMERICAN PEOPLE

**Certifications, Assurances,
Representations, and
Other Statements of the Recipient**

A Mandatory Reference for ADS Chapter 303

Partial Revision Date: 06/07/2018
Responsible Office: M/OAA/P
File Name: 303mav_060718

Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement will be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure."

3. Prohibition on Assistance to Drug Traffickers for Covered Countries and Individuals (ADS 206)

USAID reserves the right to terminate this Agreement, to demand a refund or take other appropriate measures if the Grantee is found to have been convicted of a narcotics offense or to have been engaged in drug trafficking as defined in 22 CFR Part 140. The undersigned must review USAID ADS 206 to determine if any certifications are required for Key Individuals or Covered Participants.

If there are COVERED PARTICIPANTS: USAID reserves the right to terminate assistance to or take other appropriate measures with respect to, any participant approved by USAID who is found to have been convicted of a narcotics offense or to have been engaged in drug trafficking as defined in 22 CFR Part 140.

4. Certification Regarding Terrorist Financing, Implementing Executive Order 13224

By signing and submitting this application, the prospective recipient provides the certification set out below:

1. The Recipient, to the best of its current knowledge, did not provide, within the previous ten years, and will take all reasonable steps to ensure that it does not and will not knowingly provide, material support or resources to any individual or entity that commits, attempts to commit, advocates, facilitates, or participates in terrorist acts, or has committed, attempted to commit, facilitated, or participated in terrorist acts, as that term is defined in paragraph 3. The Certification in the preceding sentence will not be deemed applicable to material support or resources provided by the Recipient pursuant to an authorization contained in one or more applicable licenses issued by the U.S. Treasury's Office of Foreign Assets Control (OFAC).

2. The following steps may enable the Recipient to comply with its obligations under paragraph 1:

- a. Before providing any material support or resources to an individual or entity, the Recipient will verify that the individual or entity does not (i) appear on the master list of **Specially Designated Nationals and**



Blocked Persons, which is maintained by OFAC, or (ii) is not included in any supplementary information concerning prohibited individuals or entities that may be provided by USAID to the Recipient.

b. Before providing any material support or resources to an individual or entity, the Recipient also will verify that the individual or entity has not been designated by the United Nations Security (UNSC) sanctions committee established under UNSC Resolution 1267 (1999) (the "1267 Committee") [individuals and entities linked to the Taliban, Usama bin Laden, or the Al-Qaida Organization]. To determine whether there has been a published designation of an individual or entity by the 1267 Committee, the Recipient should refer to the consolidated list available online at the Committee's Web site:

<http://www.un.org/Docs/sc/committees/1267/1267ListEng.htm>.

c. Before providing any material support or resources to an individual or entity, the Recipient will consider all information about that individual or entity of which it is aware and all public information that is reasonably available to it or of which it should be aware.

d. The Recipient also will implement reasonable monitoring and oversight procedures to safeguard against assistance being diverted to support terrorist activity.

3. For purposes of this Certification -

a. "Material support and resources" means currency or monetary instruments or financial securities, financial services, lodging, training, expert advice or assistance, safehouses, false documentation or identification, communications equipment, facilities, weapons, lethal substances, explosives, personnel, transportation, and other physical assets, except medicine or religious materials."

(i) "Training" means instruction or teaching designed to impart a specific skill, as opposed to general knowledge.

(ii) "Expert advice or assistance" means advice or assistance derived from scientific, technical, or other specialized knowledge.

b. "Terrorist act" means -

(i) an act prohibited pursuant to one of the 12 United Nations Conventions and Protocols related to terrorism (see UN terrorism conventions Internet site:

<http://untreaty.un.org/English/Terrorism.asp>); or



(ii) an act of premeditated, politically motivated violence perpetrated against noncombatant targets by subnational groups or clandestine agents; or

(iii) any other act intended to cause death or serious bodily injury to a civilian, or to any other person not taking an active part in hostilities in a situation of armed conflict, when the purpose of such act, by its nature or context, is to intimidate a population, or to compel a government or an international organization to do or to abstain from doing any act.

c. "Entity" means a partnership, association, corporation, or other organization, group or subgroup.

d. References in this Certification to the provision of material support and resources must not be deemed to include the furnishing of USAID funds or USAID-financed commodities to the ultimate beneficiaries of USAID assistance, such as recipients of food, medical care, micro-enterprise loans, shelter, etc., unless the Recipient has reason to believe that one or more of these beneficiaries commits, attempts to commit, advocates, facilitates, or participates in terrorist acts, or has committed, attempted to commit, facilitated or participated in terrorist acts.

e. The Recipient's obligations under paragraph 1 are not applicable to the procurement of goods and/or services by the Recipient that are acquired in the ordinary course of business through contract or purchase, e.g., utilities, rents, office supplies, gasoline, etc., unless the Recipient has reason to believe that a vendor or supplier of such goods and services commits, attempts to commit, advocates, facilitates, or participates in terrorist acts, or has committed, attempted to commit, facilitated or participated in terrorist acts.

This Certification is an express term and condition of any agreement issued as a result of this application, and any violation of it will be grounds for unilateral termination of the agreement by USAID prior to the end of its term.

5. Certification Regarding Trafficking in Persons, Implementing Title XVII of the National Defense Authorization Act for Fiscal Year 2013

Note: This certification must be completed prior to receiving an award if the estimated value of services required to be performed under the award outside the United States exceeds \$500,000. This certification must also be submitted annually to the Agreement Officer during the term of the award.

Exhibit E

1 David Abrams
2 305 Broadway Suite 601
3 New York, NY 10007
4 212-897-5821
5 Petitioner/Plaintiff, In Pro Per
6
7

8 SUPERIOR COURT OF CALIFORNIA
9 COUNTY OF LOS ANGELES

10 David Abrams

11 Plaintiff(s)

12 vs.

13 Regents of the University of California

14 Defendant(s)

) Case No.: 19STCP03648

) PETITIONER'S REQUEST FOR
) PRODUCTION OF DOCUMENTS OR
) THINGS

) SET 1

15
16 PROPOUNDING PARTY: David Abrams.
17 RESPONDING PARTY: Regents of the University of California.
18 SET NUMBER: 1

19 To Defendant/Respondent Regents of the University of California and to its attorney of record:
20 Petitioner/Plaintiff, demands that you produce and permit the inspection and copying by or on
21 behalf of himself/herself of the documents *and/or* tangible things in the categories described
22 below.

23 **PLACE AND TIME OF PRODUCTION:**

24 Production is to be by production of the original documents or things for inspection and
25 copying at: Location, date and time of production. Requesting party, or requesting party's agent
26 will inspect and copy the documents and then return forthwith to the responding party or
27 responding party's agent the original documents or things. If unable to produce documents on
28

1 this date, please contact the requesting party before this date to set up a mutually agreeable time
2 and date.

3
4 **X** Production may be satisfied by serving by mail to **305 Broadway Suite 601 New York NY**
5 **10007**, legible copies of the items to be produced accompanied by a written affidavit stating that
6 they are true copies no more than thirty-five (35) days after service of this Request. If any
7 document is two-sided, a copy of both front and back is required. Originals may instead be
8 produced for inspection and copying by the requesting party or requesting party's agent at a
9 mutually agreeable time and location.

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11 Inspection of the documents or tangible things described below is to be at their present
12 location, Location, date and time of production. If unable to produce documents and/or things on
13 this date, please contact the requesting party before this date to set up a mutually agreeable time
14 and date.

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20 **CATEGORY OF DOCUMENTS OR THINGS TO BE PRODUCED:**


- 21 1. All documents reviewed by Defendant/Respondent in determining that the public interest
22 served by not disclosing the records sought in this proceeding by David Abrams clearly
23 outweighs the public interest served by disclosing the records sought in this proceeding
24 by David Abrams.
- 25 2. All documents supporting Defendant/Respondent's assertion that "speakers and
26 organizers of previous NJSP conferences have been targeted on internet blacklists such as
27 canarymission.org and have become the objects of threats and harassment."
- 28 3. All documents identified in response to any interrogatory served by David Abrams.

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4. All applications, correspondence, or similar documents concerning any grant or subsidy provided by the Defendant to or concerning the National Students for Justice in Palestine conference.

Respectfully submitted,

Dated: January 12, 2020

By: 

David Abrams, Plaintiff/Petitioner

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7 Attorneys for Regents of the University of
California

8

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA
10 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

11

12 DAVID ABRAMS,

13 Plaintiff,

14 vs.

15 REGENTS OF THE UNIVERSITY OF
CALIFORNIA,

16 Defendant.

17

18

CASE NO. 19STCP03648

**DEFENDANT'S SUPPLEMENTAL
RESPONSE TO REQUEST FOR
PRODUCTION OF DOCUMENTS OR
THINGS PROPOUNDED BY PLAINTIFF,
SET ONE**

Action Filed: 08/22/19
Trial Date: None Set

19 PROPOUNDING PARTY: Plaintiff DAVID ABRAMS

20 RESPONDING PARTY: Defendant REGENTS OF THE UNIVERSITY OF CALIFORNIA

21 SET NO.: SUPPLEMENTAL One

22 Pursuant to Sections 2031.010, *et seq.*, of the California Code of Civil Procedure,

23 Defendant REGENTS OF THE UNIVERSITY OF CALIFORNIA ("Responding Party") submits

24 these responses and objections to the Requests for Production of Documents, Set Number One,

25 propounded by Plaintiff DAVID ABRAMS ("Propounding Party").

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1 PRELIMINARY STATEMENT

2 Responding Party has not completed his investigation of the facts relating to this case, his
3 discovery or his preparation for trial. All responses and objections contained herein are based only
4 upon information that is presently available to and specifically known by Responding Party. It is
5 anticipated that further discovery, independent investigation, legal research and analysis will
6 supply additional facts and add meaning to known facts, as well as establish entirely new factual
7 conclusions and legal contentions, all of which may lead to substantial additions to, changes in and
8 variations from the responses set forth herein.

9 These responses, while based on diligent inquiry and investigation by Responding Party,
10 reflect only the current state of Responding Party's knowledge, understanding, and belief, based
11 upon the information reasonably available to him at this time. As this action proceeds, and further
12 investigation and discovery are conducted, additional or different facts and information could be
13 revealed to Responding Party. Moreover, Responding Party anticipates that Propounding Party
14 may make legal or factual contentions presently unknown to and unforeseen by Responding Party
15 which may require Responding Party to adduce further facts in rebuttal to such contentions.
16 Consequently, Responding Party may not yet have knowledge and may not fully understand the
17 significance of information potentially pertinent to these responses. Accordingly, these responses
18 are provided without prejudice to Responding Party's right to rely upon and use any information
19 that he subsequently discovers, or that was omitted from these responses as a result of mistake,
20 inadvertence, surprise, or excusable neglect. Without in any way obligating himself to do so,
21 Responding Party reserves the right to modify, supplement, revise, or amend these responses, and
22 to correct any inadvertent errors or omissions which may be contained herein, in light of the
23 information that Responding Party may subsequently obtain or discover.

24 Nothing in this response should be construed as an admission by Responding Party with
25 respect to the admissibility or relevance of any fact or document, or of the truth or accuracy of any
26 characterization or statement of any kind contained in Propounding Party's requests.

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1 Each of the following responses is made solely for the purpose of this action. Each
2 response is subject to all objections as to relevance, materiality, and admissibility, and to any and
3 all objections on any ground that would require exclusion of any response if it were introduced in
4 court. All objections and grounds are expressly reserved and may be interposed at the time of
5 trial, hearing, or otherwise. Furthermore, each of the objections contained herein is incorporated
6 by reference as though fully set forth in each response.

7 The following objections and responses are made without prejudice to Responding Party's
8 right to produce at trial, or otherwise, evidence regarding any subsequently discovered
9 information. Responding Party accordingly reserves the right to modify and amend any and all
10 responses herein as research is completed and contentions are made.

11 Nothing contained herein is to be construed as a waiver of any attorney-client privilege,
12 work product doctrine, or any other applicable privilege or doctrine. To the extent any
13 interrogatory may be construed as calling for disclosure of information protected from discovery
14 by the attorney-client privilege, the work product doctrine, or any other privilege or protection, a
15 continuing objection to each and every such interrogatory is hereby interposed.

16 **GENERAL OBJECTIONS TO REQUESTS FOR PRODUCTION**

17 Responding Party generally objects to the Requests for Production as follows:

18 A. Responding Party objects generally to the Requests for Production to the extent that
19 they seek to elicit information that is neither relevant to the subject matter of this action, nor
20 reasonably calculated to lead to the discovery of admissible evidence;

21 B. Responding Party objects generally to the Requests for Production to the extent that
22 they are unreasonably overbroad in scope, and thus burdensome and oppressive, in that each such
23 request seeks information pertaining to items and matters that are not relevant to the subject matter
24 of this action, or, if relevant, so remote therefrom as to make its disclosure of little or no practical
25 benefit to Propounding Party, while placing a wholly unwarranted burden and expense on
26 Responding Party in locating, reviewing and producing the requested information;

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1 C. Responding Party objects generally to the Requests for Production to the extent that
2 they are burdensome and oppressive, in that ascertaining the information necessary to respond to
3 them, and to produce documents in accordance therewith, would require the review and
4 compilation of information from multiple locations, and voluminous records and files, thereby
5 involving substantial time of employees of Responding Party and great expense to Responding
6 Party, whereas the information sought to be obtained by Propounding Party would be of little use
7 or benefit to Propounding Party;

8 D. Responding Party objects generally to the Requests for Production to the extent that
9 they are vague, uncertain, overbroad, and without limitation as to time or specific subject matter;

10 E. Responding Party objects generally to the Requests for Production to the extent that
11 they seek information at least some of which is protected by the attorney-client privilege or the
12 attorney work-product doctrine, or both;

13 F. Responding Party objects generally to the Requests for Production to the extent that
14 they seek to have Defendant furnish information and identify documents that are a matter of the
15 public record, and therefore are equally available to the Propounding Party as they are to
16 Responding Party; and

17 G. Responding Party objects generally to the Requests for Production to the extent that
18 they seek to have Responding Party furnish information and identify documents that are
19 proprietary to Responding Party and contain confidential information.

20 Without waiver of the foregoing, Responding Party further responds as follows:

21 **RESPONSES TO REQUESTS FOR PRODUCTION**

22 **REQUEST FOR PRODUCTION NO. 1:**

23 All documents reviewed by Defendant/Respondent in determining that the public interest
24 served by not disclosing the records sought in this proceeding by David Abrams clearly outweighs
25 the public interest served by disclosing the records sought in this proceeding by David Abrams.

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1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

2 Objection: Vague and ambiguous. Compound, interrogatory is burdensome, oppressive
3 and harassing, overbroad, irrelevant, invades privacy, request seeks third party confidential
4 information; and/or information protected from disclosure by the attorney-client privilege,
5 attorney work product doctrine, anticipation of litigation privilege. Information equally available
6 to asking party. Subject to and without waiving foregoing objections responding party states: All
7 non-privileged documents in the possession, custody and control responsive to this request are
8 being concurrently produced herewith as Exhibit "A."

9 **SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

10 Objection: Vague and ambiguous. Compound, interrogatory is burdensome, oppressive
11 and harassing, overbroad, irrelevant, invades privacy, request seeks third party confidential
12 information; and/or information protected from disclosure by the attorney-client privilege,
13 attorney work product doctrine, anticipation of litigation privilege. Information equally available
14 to asking party. Subject to and without waiving foregoing objections responding party states: All
15 non-privileged documents in the possession, custody and control responsive to this request have
16 been previously produced as Exhibit "A." See also Privilege Log concurrently produced herewith
17 for identification of privileged documents.

18 **REQUEST FOR PRODUCTION NO. 2:**

19 All documents supporting Defendant/Respondent's assertion that "speakers and organizers
20 of previous NJSP conferences have been targeted on internet blacklists such as canarymission.org
21 and have become the objects of threats and harassment."

22 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

23 Objection: Vague and ambiguous as to NJSP conferences. Compound, interrogatory is
24 burdensome, oppressive and harassing, overbroad, irrelevant, invades privacy, request seeks third
25 party confidential information; and/or information protected from disclosure by the attorney-client
26 privilege, attorney work product doctrine, anticipation of litigation privilege. Information equally
27 available to asking party. Subject to and without waiving foregoing objections and assuming
28 requesting party meant NSJP responding party states: All non-privileged documents in the

1 possession, custody and control responsive to this request are being concurrently produced
2 herewith as Exhibit "A."

3 **SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

4 Objection: Vague and ambiguous as to NSJP conferences. Compound, interrogatory is
5 burdensome, oppressive and harassing, overbroad, irrelevant, invades privacy, request seeks third
6 party confidential information; and/or information protected from disclosure by the attorney-client
7 privilege, attorney work product doctrine, anticipation of litigation privilege. Information equally
8 available to asking party. As indicated above, interrogatory is vague, ambiguous and overbroad as
9 "Defendant" is defined by Petitioner as the entire Regents of California Including UCLA
10 (collectively University). It would be impossible for Respondent to provide a response as to all
11 persons the hundreds of University employees were aware of having been "become the objects of
12 threats or harassment" as a result of having been included on any INTERNET BLACKLIST or
13 having spoken at or organized conferences of NSJP. The question assumes University employees
14 are aware of all INTERNET BLACKLISTS and all other NSJP conferences without limitation by
15 date. Further, INTERNET BLACKLIST is not defined by Petitioner, nor is it defined in the
16 University's August 9, 2019 letter, rather University included an example of an internet blacklist
17 within the letter (Canary Mission.Org) and discussed incidents of threats/attacks/harassment.
18 Subject to and without waiving foregoing objections and assuming requesting party meant NSJP
19 responding party states: All non-privileged documents in the possession, custody and control
20 responsive to this request have been previously produced as Exhibit "A." See also Privilege Log
21 concurrently produced herewith for identification of privileged documents.]

22 **REQUEST FOR PRODUCTION NO. 3:**

23 All documents identified in response to any interrogatory served by David Abrams.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

25 Objection: Vague and ambiguous. Compound, interrogatory is burdensome, oppressive
26 and harassing, overbroad, irrelevant, invades privacy, request seeks third party confidential
27 information; and or information protected from disclosure by the attorney-client privilege, attorney
28 work product doctrine, anticipation of litigation privilege. Request is not complete in and of itself

1 and refers to other interrogatories. Information equally available to asking party. Subject to and
2 without waiving foregoing objections responding party states: All non-privileged documents in
3 the possession, custody and control responsive to the request are being concurrently produced
4 herewith as Exhibit "A" and "B."

5 **SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

6 Objection: Vague and ambiguous. Compound, interrogatory is burdensome, oppressive
7 and harassing, overbroad, irrelevant, invades privacy, request seeks third party confidential
8 information; and or information protected from disclosure by the attorney-client privilege, attorney
9 work product doctrine, anticipation of litigation privilege. Request is not complete in and of itself
10 and refers to other interrogatories. Information equally available to asking party. As indicated
11 above, interrogatory is vague, ambiguous and overbroad as "Defendant" is defined by Petitioner as
12 the entire Regents of California Including UCLA (collectively University). It would be
13 impossible for Respondent to provide a response as to all persons the hundreds of University
14 employees were aware of having been "become the objects of threats or harassment" as a result of
15 having been included on any INTERNET BLACKLIST or having spoken at or organized
16 conferences of NSJP. The question assumes University employees are aware of all INTERNET
17 BLACKLISTS and all other NSJP conferences without limitation by date. Further, INTERNET
18 BLACKLIST is not defined by Petitioner, nor is it defined in the University's August 9, 2019
19 letter, rather University included an example of an internet blacklist within the letter (Canary
20 Mission.Org) and discussed incidents of threats/attacks/harassment. Subject to and without
21 waiving foregoing objections responding party states: All non-privileged documents in the
22 possession, custody and control responsive to the request have been previously produced as
23 Exhibit "A" and "B." See also Privilege Log concurrently produced herewith for identification of
24 privileged documents.

25 **REQUEST FOR PRODUCTION NO. 4:**

26 All applications, correspondence, or similar documents concerning any grant or subsidy
27 provided by the Defendant to or concerning the National Students for Justice in Palestine
28 conference.

Fagen Friedman & Fulfroft, LLP
6300 Wilshire Boulevard, Suite 1700
Los Angeles, California 90048
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1 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

2 Objection. Request is burdensome, oppressive and harassing, vague and ambiguous as to
3 "similar documents," unintelligible, assumes facts, lacks foundation, overbroad, calls for a
4 narrative. Irrelevant, asking party is conducting a fishing expedition, invades privacy, request
5 seeks information protected from disclosure by the attorney-client privilege, attorney work product
6 doctrine, and anticipation of litigation privilege. Information equally available to asking party.
7 Subject to and without waiving foregoing objections responding party states: All non-privileged
8 responsive documents in the possession, custody and control responsive to this request are being
9 concurrently produced herewith as Exhibit "B."

10 **SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

11 Objection. Request is burdensome, oppressive and harassing, vague and ambiguous as to
12 "similar documents," unintelligible, assumes facts, lacks foundation, overbroad, calls for a
13 narrative. Irrelevant, asking party is conducting a fishing expedition, invades privacy, request
14 seeks information protected from disclosure by the attorney-client privilege, attorney work product
15 doctrine, and anticipation of litigation privilege. Information equally available to asking party.
16 Subject to and without waiving foregoing objections responding party states: All non-privileged
17 responsive documents in the possession, custody and control responsive to this request have been
18 previously produced as Exhibit "B." See also Privilege Log concurrently produced herewith for
19 identification of privileged documents.

20 DATED: April 15, 2020

FAGEN FRIEDMAN & FULFROST, LLP

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By: 

Shiva E. Stein
Jen Michael-Stevens
Attorneys for Regents of the University of
California

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801-108/4671392.1

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<p style="text-align: center;"><i>Abrams v. Regents of the University of California</i> Log of Privileged and Otherwise Protected Documents as Referenced in March 23, 2020 Responses and April 15, 2020 Supplemental Document Production</p>					
Description	Author	Recipient	Date(s)	Pages	Basis for Withholding
Email chain Re: New Legal argument re: violation of anti-terrorism certification for USAID	Amy Blum Esq.	Robert Leinweber; Roland Ruiz; Scott Schffler; Kevin Kilgore, Tony Lee; Michael Beck; Monroe Gorden	11/6/18 to 11/9/18	1-8	Attorney client privilege/attorney work product/anticipation of litigation privilege
Email chain Re: SJP at UCLA	Mick Deluca	Amy Blum Esq.	11/2/18	9-18	Attorney client privilege/attorney work product/anticipation of litigation privilege Privacy. This record contains personally identifiable information regarding a student.
Email re: SJP unmasked	Amy Blum Esq.	Roland Ruiz and Mick Deluca	10/25/18	19	Attorney client privilege/attorney work product/anticipation of litigation privilege

Abrams v. Regents of the University of California
 Log of Privileged and Otherwise Protected Documents as Referenced in
 March 23, 2020 Responses and April 15, 2020 Supplemental Document Production

Description	Author	Recipient	Date(s)	Pages	Basis for Withholding
Email chain re: SJP event at UCLA	Amy Blum and Mick Deluca	Amy Blum; Mick Deluca; Michael Beck; Monroe Gorden; Jerry Kang; Louise Nelson; Tod Tamberg; Steve Ritea; Roland Ruiz	10/25/18	20-33	Attorney client privilege/attorney work product/anticipation of litigation privilege Privacy. This record contains personally identifiable information regarding a student. Includes confidential/private information that is the crux of the pending litigation.
Email Chain re: Violence and Intimidation on Campus	Amy Blum and Gene Block	Tony Lee; Michael Beck; Mick Deluca; Roland Ruiz; and Scot Scheffer	10/25/18	34	Attorney client privilege/attorney work product/anticipation of litigation Third Party Privacy.

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VERIFICATION

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I have read the foregoing DEFENDANT'S SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS OR THINGS PROPOUNDED BY PLAINTIFF, SET ONE and know its contents.

I am the Manager for the Information Practices Department at the University of California Los Angeles of Regents of the University of California, a party to this action. All of the information provided in the attached supplemental discovery responses has been gathered from various employees and agents of the University of California involved in this action. My office has been involved in that process. I believe that the best efforts of those persons have been employed in procuring the information, and on that basis I believe, to the best of my knowledge, that the information is true and correct.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 11, 2020, at Los Angeles, California.

Robert Baldrige

Print Name of Signatory



Signature

801-108/4675027.1

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PROOF OF SERVICE

**David Abrams v. Regents of the University of California
Case No. 19STCP03648**

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of San Diego, State of California. My business address is 1525 Faraday Avenue, Suite 300, Carlsbad, CA 92008.

On April 15, 2020, I served true copies of the following document(s) described as **DEFENDANT'S SUPPLEMENTAL RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS OR THINGS PROPOUNDED BY PLAINTIFF, SET ONE; VERIFICATION; AND LOG OF PRIVILEGED AND OTHERWISE PROTECTED DOCUMENTS AS REFERENCED IN MARCH 23, 2020 RESPONSES AND APRIL 15, 2020 SUPPLEMENTAL DOCUMENT PRODUCTION** on the interested parties in this action as follows:

David Abrams
305 Broadway, Suite 601
New York, New York 10007
T: (212) 897-5821
E-mail: dnabrams@gmail.com

BY E-MAIL OR ELECTRONIC TRANSMISSION: Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent from e-mail address mguerrero@f3law.com to the persons at the e-mail addresses listed in the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 15, 2020, at Carlsbad, California.



Michelle Guerrero