

Doc. No. CBE-03142016-CHP
March 14, 2016

Corey Eib
c/o 16045 Sherman Way #H-63
Van Nuys, California
Non Domestic

CHP Headquarters
Attn: Mr. Romo, Internal Affairs
601 N. 7th Street
Sacramento, CA 95811

RE: CHP File # 031.12206.17767.OTH2016-0002

Dear Mr. Romo,

In response to your inaccurate claim that oaths of office are private documents, I have enclosed information which rebuts your erroneous position. This letter serves to reaffirm my original public records act request for the oath of office of CHP officer Moulton.

Further it has come to my attention that pursuant to Penal Code section 830.2 and CA Gov Code 1363, your oath is not found at the California Secretary of State office. I am requesting that you prove you are a legitimate California Peace Officer who's jurisdiction is not limited to any particular locality of the State, and provide the location of your publicly filed oath of office.

Acknowledgement of receipt is demanded.

Sincerely,



cc: Office of the Commissioner
CHP Southern Division
CHP West Valley Area

Enc: White Paper on Oaths of Office
Letter from CA Sec of State dated March 8, 2016

WHITE PAPER ON CALIFORNIA PUBLIC RECORDS ACT

PRODUCTION OF OATHS OF OFFICE.

1. ASSIGNMENT: At the request of the Oath Keepers of Orange County the Litigation Logistics Group (llgesq.com) has researched and issued this White Paper on the legal duty of a Government Agency (City, County, State) to produce for inspection the Oath of Office of a Public Official.

2. AGENCY DUTY TO PRODUCE: As set forth below and after a direct conversation with the Public Record Act Clerk in the California Secretary of State Office we have determined that the controlling government agency Clerk has an absolute and affirmative duty to produce for inspection during normal business hours the subscribed oath of Office for any and all Officials working with that Agency, City and/or County.

3. STANDING AND MOTIVE: Any person can make such a request, and any Group or Association acting within the public interest can make such a request. The Clerk of the Agency, City, County cannot ask the motive or reason for the request. COUNTY OF SANTA CLARA V. SUPERIOR COURT (2009) 170 Cal.App.4th 1301 at 1324.

4. OATH OF OFFICE AS PUBLIC RECORD: Per the California Secretary of States Office a Public Official's subscribed Oath of Office is a public record. For verification call 1-916-653-8114 on production duty. Government Code Section 1360 requires elected and appointed public officials to take, subscribe and file their Oath of Office before assuming their position. Any document relating to such appointment to public position is a public record per Government Code Section 6254.8 and BRAUN V. CITY OF TAFT (1984) 154 Cal.App.3d 332.

5. AGENCY DUTY TO CITE AUTHORITY FOR FAILURE TO PRODUCE: Under Government Code Section 6255 and COUNTY OF SANTA CLARA V. SUPERIOR COURT (2009) 170 Cal.App.4th 1301 before refusing to produce a public record the Agency personnel must state the specific Statue and Case Law that supports their denial. "Privacy" is not sufficient. An oath of Office is not a private, personnel document. If the Oath contains personnel information other then the Officials name and date, that information (date of birth, social security number, home address) can be deleted and the document then delivered. See SANTA CLARA at 1321.



**Secretary of State
Business Programs Division**

Notary Public, P.O. Box 942877, Sacramento, CA 94277-0001

March 8, 2016

Corey Eib
C/O 16045 Sherman Way #H
Suite 63
Van Nuys, CA 91406

Dear Mr. Eib:

The Secretary of State houses oaths of office pursuant to Government Code section 1363. A diligent search of our files did not return oaths of office for the following individuals:

CHP Commissioner Joseph A. Farrow
CHP Officer C.D. Aubrey, Chief Southern Division
CHP officer J.J. Starling, Commander West Valley Division
CHP Officer R. Romo, Commander, Captain Internal Affairs Sacramento
CHP Officer Sgt. Key ID #14781, West Valley Division

Failure to locate an oath of office for an individual does not indicate that the individual is required to file an oath of office pursuant to Government Code section 1363 or that the individual is in violation of the law for failure to file. There is no statutory or regulatory authority prescribing the filing process or penalties for failure to file an oath of office with the Secretary of State pursuant to Government Code section 1363. Therefore, the Secretary of State does not issue certificates of no record for oaths of office.

Sincerely,

Toni Baxter, Analyst
Notary Public & Special Filings Section
Business Programs Division