

Received: Thu, 18 Feb 2021 01:57:58 +0000
From: "Escobar, Steven@OAL" <Steven.Escobar@oal.ca.gov>
To: "Carl Malamud" <carl@media.org>
CC: David Halperin <davidhalperinc@gmail.com>, "Caplan, Matt" <mcaplan@cooley.com>, "Mornin, Joe" <jmornin@cooley.com>, "O'Hollaren, Ryan T." <rohollaren@cooley.com>
Subject: RE: California Public Records Act request to the Office of Administrative Law
Message-ID:
<BY3PR09MB730046B7255988C2DF987B49BE859@BY3PR09MB7300.namprd09.prod.outlook.com>

Dear Mr. Malamud:

On **December 29, 2020**, you emailed the Office of Administrative Law ("OAL") Reference Attorney, in which you requested copies of Titles 1 through 5, 7 through 23, and 25 through 28 of the California Code of Regulations (the "CCR"). Specifically, you requested that OAL "provide these records in all formats in [our] possession, including (but not limited to) structured, machine-readable digital formats, such as XML or PDF files." On January 8, 2021, OAL notified you that we would respond within the additional 14-days pursuant to Government Code section 6253, subdivision (c). OAL subsequently responded (see below) on January 22, 2021, which included guidance as to the formats in which OAL holds the CCR and sought further clarification of what records you were interested in receiving. On **February 3, 2021**, you clarified that you were seeking all electronic versions of the referenced titles. We therefore respond as follows:

As OAL mentioned in its **January 22, 2021**, response, in addition to the hard copy and online version of the CCR, OAL has historical versions of the requested titles. These historical versions are contained on CD ROM and constitute the only electronic format in which OAL holds the information. The most recent version OAL has is dated November 2020 and is current through October 16, 2020. OAL no longer receives the CCR on CD ROM and this CD ROM is the last one OAL expects to receive. OAL also has various prior versions of the CCR on CD ROM. Based on OAL's examination of the November 2020 CD ROM, the regulatory content of the CD ROM is the same as that which is available online, however, it is current only through October 16, 2020, whereas the online version is updated weekly. Please note that upon OAL's review of this CD ROM, it is OAL's understanding that the contents of the CD ROM cannot be copied in whole and transferred to another storage device. It is OAL's understanding that in order to copy or produce the regulatory content of the CD ROM, each section would need to be manually extracted and copied from the CD ROM individually.

Other than the CD ROMs discussed above, OAL does not have the requested CCR titles in the electronic format(s) requested, including in a structured, machine-readable XML or PDF file. OAL staff uses the on-line version and the hard copy CCR. If you would like the contents of any of the CD ROMs, please let us know so that we can coordinate inspection or copying in accordance with the Public Records Act.

Please let us know if you have any questions or how you would like to proceed.

Sincerely,

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