

From: Michele M McCuen
To: Irvin Muchnick
Sent: Tuesday, July 19, 2016 6:14 PM
Subject: Records Enclosed - UC Davis

Dear Mr. Muchnick,

Please see attached for records responsive to your request. Dr. Tanji conducted a thorough search of his paper files and electronic correspondence and did not find any responsive emails or additional documents.

Kind Regards,

Michele M. McCuen
Legal Analyst
Office of the Campus Counsel
Office of the Chancellor and Provost
University of California
One Shields Avenue
Davis, CA 95616

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From: Irvin Muchnick
To: Michele M McCuen
Sent: Tuesday, July 19, 2016 6:32 PM
Subject: Re: Records Enclosed - UC Davis

Thank you. But where is the attachment: "selection criteria ..."?

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From: Irvin Muchnick
Sent: Wednesday, July 20, 2016 10:05 AM
To: Charles F. Robinson
Cc: Michele M McCuen
Subject: Incomplete PRA production by UC Davis -- please respond immediately

Mr. Robinson:

Per the correspondence below, would you please direct the Davis campus California Public Records Act (CPRA) office, without delay, either to:

- produce the attachment clearly referenced in the report by Dr. Jeffrey Tanji, which already has been produced; or

- assert why the attachment is exempt from disclosure under CPRA.

(For your reference, the produced document is attached, along with the correspondence in chronological order. Ms. McCuen has not responded to my message yesterday or my two today.)

I emphasize that this is not a matter for exhaustive further study. Ms. McCuen yesterday produced what is represented as a final and full response to my request. Therefore, the University seems to have forgotten either to produce the attachment or to produce the claim of its exemption under CPRA.

Thank you,

Irvin Muchnick

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From: Michele M McCuen
To: Irvin Muchnick; Charles F. Robinson
Sent: Wednesday, July 20, 2016 10:12 AM
Subject: RE: Incomplete PRA production by UC Davis -- please respond immediately

Mr. Muchnick,

The attachment that you say I did not send you was actually attached to the email you just sent us. There is no additional responsive documentation.

Michele M. McCuen
Legal Analyst
Office of the Campus Counsel
Office of the Chancellor and Provost
University of California
One Shields Avenue
Davis, CA 95616

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From: Irvin Muchnick
To: Michele M McCuen; Charles F. Robinson
Sent: Wednesday, July 20, 2016 10:24 AM
Subject: Re: Incomplete PRA production by UC Davis -- please respond immediately

Ms. McCuen (and Mr. Robinson):

I will apologize to both of you if my aging eyes missed the attachment to the Tanji report.

That said, I just rechecked for the fourth or fifth time, and all I see is a docx file whose last line reads:

"attachment: selection criteria of student athletes chosen for interviews"

Is there some kind of "attachment to the attachment" that I am missing because of software incompatibility? Once again, I have only a single document, which references a second document -- called an attachment to the core report -- which is not included in what I have downloaded from your email multiple times.

The easy solution is for your to transmit to me the attachment, referenced by Dr. Tanji, as a separate document. Then we can call it a day.

That, or patiently explain to me again what I am doing wrong.

Thanks,
Irv

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From: Irvin Muchnick
Sent: Wednesday, July 20, 2016 1:13 PM
To: Charles F. Robinson
Cc: Michele M McCuen
Subject: Re: Incomplete PRA production by UC Davis -- please respond immediately

Mr. Robinson:

I am disappointed not to have heard back, simply and efficiently, on the matter below.

Really, sir, the confusion here is sincere, the clarification sought is reasonable, and the presentation is courteous. So I reset my question faithfully.

In the absence of a response, I will assume that, notwithstanding Ms. McCuen's apparent protest to the contrary, the attachment was not, in fact, provided, and that her verbiage suggesting otherwise is impenetrably legalistic and full of baloney.

Please advise.

Thanks,
Irv

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From: Michele M McCuen
To: Irvin Muchnick

Cc: Charles F. Robinson@ucop.edu
Sent: Thursday, July 21, 2016 6:48 AM
Subject: RE: Incomplete PRA production by UC Davis -- please respond immediately

Dear Mr. Muchnick,

I have checked with Dr. Tanji for a third time in regards to your request. Please see below for his final response.

“The attachments were a computer spreadsheet from UC Berkeley which I manually attached to my hard copy letter, so they were not saved on my hard drive.”

Regards,

Michele

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From: Irvin Muchnick
To: Michele M McCuen
Cc: Charles F. Robinson
Sent: Thursday, July 21, 2016 7:21 AM
Subject: Re: Incomplete PRA production by UC Davis -- please respond immediately

Ms. McCuen:

Thank you. So in other words, I am not crazy: The attachment referenced in Dr. Tanji's report was not included in the UC Davis production in response to my CPRA request. Correct?

Irvin Muchnick

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From: Michele M McCuen
To: Irvin Muchnick
Sent: Thursday, July 21, 2016 7:22 AM
Subject: Automatic reply: Incomplete PRA production by UC Davis -- please respond immediately

Greetings! I am currently out of the office and will return on July 22nd. If you are associated with a media outlet, please contact our Strategic Communications Team at (530) 752-1930. For all other general inquiries, please call (530) 754-6295.

Michele M. McCuen