



# Judicial Watch

*Because no one is above the law!*

July 28, 2008

**VIA FEDEX & FAX (415-554-7050)**

Public Records Act Request Officer  
San Francisco Sheriff's Department  
City Hall, Room 456  
1 Carlton Goodlet Place  
San Francisco, CA 94102

**Re: California Public Records Act Request**

Dear Sir/Madam:

Judicial Watch, Inc. hereby requests that the San Francisco Sheriff's Department produce the following public records pursuant to the provisions of the California Public Records Act, California Government Code Section 6250 *et seq.*:

- All public records concerning or relating to any arrest and/or booking of Edwin Ramos (*see* enclosure), including but not limited to the time and date of each arrest, the time and date of each booking, the location of the arrest, the factual circumstances surrounding the arrest, the amount of bail set, the time and manner of release or the location where Mr. Ramos was and/or is being held, and all charges Mr. Ramos was and/or is being held upon, including any outstanding warrants from other jurisdictions and parole or probation holds.

Cal. Gov't Code § 6254(f)(1) requires that state and local law enforcement agencies make such records public.

Mr. Ramos currently is charged with the June 22, 2008 triple murder of Tony Bologna and his sons Michael and Matthew in San Francisco's Excelsior District. Judicial Watch, Inc. seeks records relating not only to Mr. Ramos's arrest and booking for the murders of the Bolognas, but also records of any and all prior arrests and/or bookings.

Within ten (10) days of receipt of this request, you are required to determine whether the request, in whole or in part, seeks copies of disclosable public records in

**San Francisco Sheriff's Department**  
**Public Records Act Request Officer**  
**July 28, 2008**  
**Page 2 of 2**

your possession and to notify us promptly of your determination and the reasons therefor.  
Cal. Gov't Code § 6253(c).

Except with respect to records exempt from disclosure by express provisions of the law, you also are required to make the requested records promptly available upon payment of any fees covering direct costs of duplication or any applicable statutory fees.  
Cal. Gov't Code § 6253(b).

Any reasonably segregable portion of a record otherwise exempt from disclosure is required to be made available after deletion of the portions that are exempted by law.  
Cal. Gov't Code § 6253(a).

Finally, Judicial Watch, Inc. requests a waiver of any direct costs of duplication or statutory fees pursuant to Cal. Gov't Code § 6253(e). Judicial Watch, Inc. is a non-profit, tax-exempt 501(c)(3) educational organization dedicated to increasing public understanding of the operations of government as well as the importance of ethics and the rule of law. Judicial Watch, Inc. regularly requests information from public agencies about their operations and activities and disseminates this information to the public in furtherance of its educational mission.

If you do not understand this request, or any portion thereof, or if you feel you require clarification of this request, or any portion thereof, please contact me at (202) 646-5172, or [cfarrell@judicialwatch.org](mailto:cfarrell@judicialwatch.org).

Thank you for your attention to this matter.

Sincerely,



Christopher J. Farrell  
Director of Investigations & Research

Enclosure

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## Suspect pleads not guilty to killing dad, sons

Jaxon Van Derbeken, Chronicle Staff Writer  
Thursday, July 24, 2008



**(07-23) 18:05 PDT SAN FRANCISCO --** An

alleged gang member accused of triple murder

in the slayings of a San Francisco father and two sons pleaded not guilty Wednesday at a hearing in which the judge refused to issue a blanket gag order in the high-profile case.

Edwin Ramos, 21, is accused of the June 22 shooting deaths of Tony Bologna, 48, and his sons Michael, 20, and Matthew, 16, in the city's Excelsior district. In an appearance before Judge Lucy Kelly McCabe, Ramos spoke softly and slowly in denying each of the allegations.

The defense sought the gag order after The Chronicle revealed that Ramos was an illegal immigrant who was found to have committed two felonies at age 17 - a gang-related assault of a Muni passenger and the attempted robbery of a pregnant woman - but was not surrendered by San Francisco juvenile justice authorities to federal officials for possible deportation.

The report has triggered outrage on local and national talk shows, and Danielle Bologna said city officials "need to take responsibility" for actions that she says led to the killings of her husband and sons.

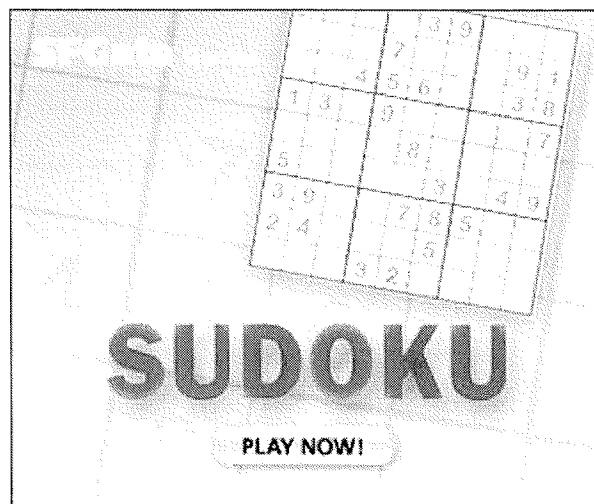
Ramos' attorney, Robert Amparan, told the court Wednesday the case was fast "becoming national media fodder" and said he was concerned about an atmosphere of "vigilantism."

He said his office has received threatening calls and that he was concerned about comments posted by readers on The Chronicle's Web site, SFGate.

Federal authorities say Ramos, a Salvadoran native whom police believe was involved in the MS-13 street gang, was awaiting deportation proceedings at the time of the slayings after being turned down for temporary residency. But Amparan insisted outside court that Ramos was in the United States legally and that federal officials were wrong about his immigration status.

He has also said the reports about Ramos' criminal history are false, but has declined to be specific.

McCabe said she saw no grounds to issue a gag order that would prevent attorneys, law enforcement officials and Ramos from talking publicly about the case outside court. She left open



the possibility that she would issue an order barring further disclosures related to Ramos' juvenile criminal records, which by law are not open to public examination.

"At this point, there has been insufficient showing that Mr. Ramos' fair-trial rights have been jeopardized," the judge said in denying the gag-order request.

McCabe told Ramos to return to court next Wednesday on the juvenile-records issue.

Also Wednesday, federal officials provided more details from their records about the chain of events that led to Ramos' release from San Francisco city jail in April, despite that he had already been flagged by federal authorities as an illegal immigrant.

Ramos was let go after San Francisco prosecutors declined to charge him in connection with a March 30 arrest on suspicion of weapons and gang violations.

Sheriff Michael Hennessey has said deputies faxed a notice to the local Immigration and Customs Enforcement office four hours after Ramos and a companion were arrested, inquiring about their immigration status. The sheriff says the federal office never replied and that Ramos was released early April 2.

Later, Hennessey said, deputies electronically queried a federal database about Ramos' status to determine whether the Sheriff's Department could bill the federal government for his jail stay.

According to Tim Counts, spokesman for ICE, the only communication his agency received about Ramos came by way of the electronic request at 3:44 a.m. April 2, nearly two hours after Ramos was released. He said there is no record that ICE received any fax from the Sheriff's Department.

Sheriff's deputies queried the agency by phone April 1 about the man arrested with Ramos, Erick Lopez, and an immigration hold was placed on him, Counts said.

In response, Hennessey said, "I believe their information is incorrect. I'm sorry that the dialogue around this case has stooped to this level. I look forward to cooperating with them in the future."

*E-mail Jaxon Van Derbeken at [jvanderbeken@sfgate.com](mailto:jvanderbeken@sfgate.com).*

<http://sfgate.com/cgi-bin/article.cgi?f=/c/a/2008/07/24/BAGF11TF78.DTL>

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[Go](#)

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