



OFFICE OF THE CITY ATTORNEY / CITY PROSECUTOR
CIVIL DIVISION

July 27, 2010

SENT VIA U.S. MAIL & EMAIL

mbekesha@judicialwatch.org

MICHAEL BEKESHA
JUDICIAL WATCH
501 SCHOOL STREET SW SUITE 725
WASHINGTON DC 20024

Re: Public Records Act Request No. 306-10

Dear Mr. Bekesha:

Attached please find documents responsive to your Public Records Act request received in this office on July 26, 2010.

Please remit 0.45¢ for providing this information. Make your check payable to the CITY OF PASADENA and return a copy of this letter along with payment to the City Attorney's Office.

Do not hesitate to contact the undersigned should you have any questions on this response. Thank you for your patience in this matter.

Very truly yours,

MICHELE BEAL BAGNERIS
City Attorney

Ann Sherwood Rider
Assistant City Attorney

ASR/ag/encl.

306-10
7-23-10



Judicial Watch

June 4, 2010

Because no one is above the law!

VIA CERTIFIED MAIL AND FACSIMILE

Pasadena Police Department
Attention: Records
207 N Garfield Ave
Pasadena, CA 91101

Re: California Public Records Act Request

Dear Sir/Madam:

Pursuant to the provisions of the California Public Records Act (CPRA), Cal. Gov't Code §§ 6250 *et seq.*, Judicial Watch, Inc. requests from the Pasadena Police Department ("PPD"), within ten (10) business days, access to and a copy of:

1. Any and all records of PPD's policies, procedures, or directives concerning, regarding, or relating to undocumented (illegal) aliens.
2. Any and all records of PPD's policies, procedures, or directives concerning, regarding or relating to contacts or communications between PPD officers or employees and federal immigration officials regarding a person's immigration status.

For your reference and to assist with your search for responsive records, I have enclosed a *San Gabriel Valley Tribune* article reporting that Interim Police Chief Chris Vicino described the PPD's policy as "not asking about anybody's legal status unless it is a matter of national security."

For the purposes of this request, the term "public records" includes any writing containing information relating to the conduct of the public's business prepared, owned, used, or retained by the Pasadena Police Department, regardless of physical form or characteristics. Cal. Gov't Code § 6252(e).

Also for purposes of this request, the term "writing" means any handwriting, typewriting, printing, photostating, photographing, photocopying, transmitting by electronic mail or facsimile, and every other means of recording upon any tangible thin any form of communication or

CPRA/Sunshine Request

June 4, 2010

Page 2 of 2

representation, including letters, words, pictures, sounds or symbols, or combinations thereof, and any record thereby created, regardless of the manner in which the record has been stored. Cal. Gov't Code § 6252(g).

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

Except with respect to records exempt from disclosure by express provision of law, you are also required to make the requested records promptly available up on 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 requests a waiver of any direct costs of duplication or statutory fees. Judicial Watch 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 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 us immediately at 202-646-5172 or mbekesha@judicialwatch.org.

Sincerely,



Michael Bekesha
Judicial Watch, Inc.

Boletín del Jefe de Policía

el 4 de abril del 2008

Para: Todos los empleados
De parte de: Bernard K. Melekian
Jefe de Policía
Concerniente a: Boletín del Jefe de Policía #2006-08
Asunto de Inmigración ilegal

Como todos sabrán, el asunto de inmigración ilegal genera considerable discusión por toda la nación. El propósito de este boletín es para aclarar la posición del departamento sobre este asunto.

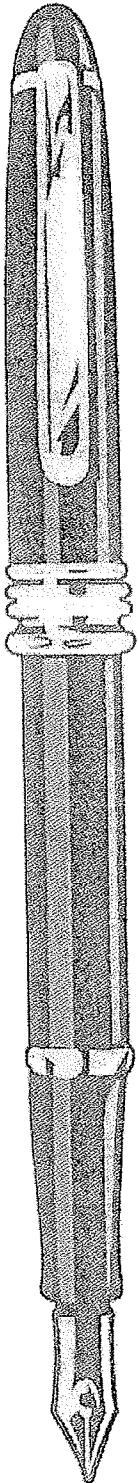
La inmigración ilegal se esta convirtiendo rápidamente en uno de los temas en donde hay poco, si alguno, posición intermedia o neutral. Como suele suceder en estos casos, las autoridades (policíacas) se encuentran en medio.

Con excepción de los asuntos de seguridad nacional, el departamento de Policía de Pasadena no revisa el estado migratorio de las personas con quienes tienen contacto. No lo han hecho por más de treinta años y esa práctica no cambiará.

Para que el problema de inmigración ilegal este bajo control, dos cosas deben suceder. Primero, el gobierno federal debe adoptar una estrategia extenso nacional que reconoce la realidad económica que produce el deseo a la gente de venir aquí. En segundo lugar, las fronteras necesitan estar seguros físicamente.

Hasta que estas dos cosas sucedan, el único propósito que hubiera en que las autoridades policíacas aplicaran las leyes inmigratorias sería indisponer una porción de nuestra comunidad sin poder mostrar nada positivo en hacerlo. Mucha gente que vive y trabaja en esta ciudad tiene una gran carga de temor e incertidumbre. Nuestro propósito no es añadir a la ansiedad que ya tienen.

No obstante, continuaremos aplicando las leyes locales y estatales.



CHIEF'S BULLETIN

April 4, 2006

TO: All Employees

FROM: Bernard K. Melekian
Chief of Police

RE: Chief's Bulletin # **2006-08**
Issue of Illegal Immigration

As you are all aware, the issue of illegal immigration is generating considerable discussion throughout the nation. The purpose of this bulletin is to clarify the department's position on this matter.

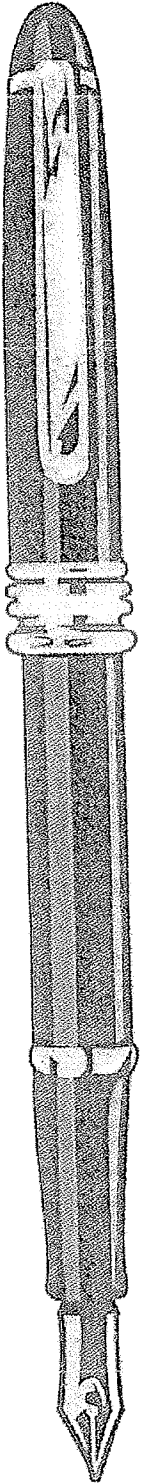
Illegal immigration is rapidly becoming one of those issues in which there is little, if any, middle ground. As usually happens in these cases, law enforcement is caught in the middle.

With the exception of national security issues, the Pasadena Police Department does not check the immigration status of people with whom it comes in contact. It has not done so for over thirty years and that practice will not change.

In order for the problem of illegal immigration to be brought under control, two things must occur. First, the federal government must adopt a comprehensive national strategy that acknowledges the economic realities that produce the desire for people to come here. Secondly, the borders need to be physically secured.

Until both of those things happen, the only purpose that would be served by demanding that local law enforcement enforce immigration laws would be to alienate a significant portion of our community without anything positive to show for it. Many people in this city live and work with a great burden of fear and uncertainty. Our purpose is not to add to their anxiety.

We will however continue to enforce all applicable local and state laws.



PASADENA POLICE DEPARTMENT	Order Number: E-5	Page: 1 of 1
	Original Issue Date: 8-7-89	Revision Date: 05-06-05
Subject: X/R Policies: E-14 National Security Policy IMMIGRATION VIOLATIONS		

I. POLICY

It shall be the policy of the Pasadena Police Department to follow established procedures in respect to immigration violation arrests.

II. PROCEDURE

The following procedures shall apply to immigration violation arrests:

- A. Charges of immigration violation shall be added to bookings only when a lawful arrest for a separate crime has been made.
- B. It shall be the responsibility of the arresting officer, to contact Immigration and Naturalization Service regarding possible immigration law violators: name, time of INS person, response time. Immigration violation holds shall only be placed when they have been authorized by INS, listing the name of the INS officer requesting the hold as well as the time.
- C. The number of hours which this department will hold suspects for INS varies depending on available space and the amount of time necessary for INS to respond. However, the hold should not be unreasonable in duration and INS should be advised that if, in our opinion, there is too long a delay, the prisoner will be transported to court pursuant to established procedures.
- D. Criminal charges against suspected immigration violators shall not be dropped without approval of a supervisor.
- E. The Jail Supervisor or, in his absence, the Watch Commander, shall be responsible for monitoring INS cases and complying with this policy.