

From: [pca@byd.com](mailto:pca@byd.com)  
To: [judicialwatch@fox.com](mailto:judicialwatch@fox.com)  
Cc: [judicialwatch@fox.com](mailto:judicialwatch@fox.com); [judicialwatch@fox.com](mailto:judicialwatch@fox.com); [judicialwatch@fox.com](mailto:judicialwatch@fox.com); [judicialwatch@fox.com](mailto:judicialwatch@fox.com); [judicialwatch@fox.com](mailto:judicialwatch@fox.com)  
Subject: Re: CA Outstanding Questions from Alex Pal  
Date: Sunday, April 26, 2020 11:51:00 AM

Hi All, The pick-up is ready. I will let you know once is done. Thank you.





Sent from my iPhone

On Apr 25, 2020, at 11:18 PM, Pal, Alex@CalOES <Alex.Pal@caloes.ca.gov> wrote:

Thank you, Oscar. And no need to send the invoice to me ahead of time. Our logistics team will be reviewing and reconciling.

Thanks,

Alex Pal  
Chief Counsel, Cal OES  
Office: (916) 845-8973  
Cell: (916) 621-8747  
24 hour emergency: (916) 845-8911

Sent from my iPhone

On Apr 25, 2020, at 11:14 PM, "oscar.su@byd.com" <oscar.su@byd.com> wrote:

Hi Alex,

These boxes were put in luggage cabinets/ on and under the seats, and all the places as you can imagine. We will see how many more they can put on next flight.

Re: the invoice, yes, we will only invoice based on the actual delivery. I will send the invoice and POD for your review before I send to your team to proceed the payment. Thank you.

Oscar Su  
Senior Director | BYD America  
Office: 213.748.3980 | Mobile: [REDACTED]  
1800 S Figueroa St, Los Angeles, CA 90015  
[www.byd.com](http://www.byd.com) | [oscar.su@byd.com](mailto:oscar.su@byd.com)

---

**From:** Pal, Alex@CalOES [mailto:Alex.Pal@CalOES.ca.gov]  
**Sent:** Saturday, April 25, 2020 11:00 PM  
**To:** oscar.su@byd.com  
**Cc:** Bollinger, Jennifer@CalOES <jennifer.bollinger@caloes.ca.gov>; shige@frontlinesupport.org; Medigovich, Mitchell@CalOES <Mitchell.Medigovich@CalOES.ca.gov>; Mike Gallucci <mike@opsinsight.com>; Simonson, Bill@DGS <Bill.Simonson@dgs.ca.gov>  
**Subject:** Re: CA Outstanding Questions from Alex Pal

Thank you, Oscar. We hope they will be able to accommodate more. Can I assume the invoice for this shipment will accurately reflect the quantity BYD sent, not the quantity listed on the schedule?

Regards,

Alex Pal  
Chief Counsel, Cal OES  
Office: (916) 845-8973  
Cell: (916) 621-8747  
24 hour emergency: (916) 845-8911

Sent from my iPhone

On Apr 25, 2020, at 10:22 PM, "oscar.su@byd.com" <oscar.su@byd.com> wrote:

Hi Alex,

The first flight only carried 3,104,00pcs masks even they tried to put as many as they can, and these masks have arrived to [REDACTED]. Please kindly forward this message to your logistic team. We are meeting with the airline company to see how to get more masks on the next plane, and keep you updated of the improvement. Thank you.

Best regards

Oscar

---

**From:** Pal, Alex@CalOES [mailto:Alex.Pal@CalOES.ca.gov]  
**Sent:** Saturday, April 25, 2020 2:48 PM  
**To:** oscar.su@byd.com  
**Cc:** jimin@shana@byd.com; jane.wang@byd.com; Bollinger, Jennifer@CalOES <jennifer.bollinger@caloes.ca.gov>; shige@frontlinesupport.org; Medigovich, Mitchell@CalOES <Mitchell.Medigovich@CalOES.ca.gov>; Mike Gallucci <mike@opsinsight.com>  
**Subject:** Re: CA Outstanding Questions from Alex Pal

Thank you, Oscar. I have forwarded to our logistics team.

Alex Pal  
Chief Counsel, Cal OES  
Office: (916) 845-8973  
Cell: (916) 621-8747  
24 hour emergency: (916) 845-8911

Sent from my iPhone

On Apr 25, 2020, at 2:39 PM, "oscar.su@byd.com" <oscar.su@byd.com> wrote:

Hi Alex, Jennifer,

I was told by the factory that the first 3.7m was split by two pick-ups from [REDACTED] so there are 2 OQC report as the attachments. Please take these documents as the final for the first 3.7m shipment.

Let me know if you have any further questions, thank you.

Oscar Su  
Senior Director | BYD America  
Office: 213.748.3980 | Mobile: [REDACTED]  
1800 S Figueroa St, Los Angeles, CA 90015  
[www.byd.com](http://www.byd.com) | [oscar.su@byd.com](mailto:oscar.su@byd.com)

From: oscar.su@byd.com  
Sent: Friday, April 24, 2020 1:55 PM  
To: 'Pal, Alex@CalOES' <alex.pal@caloes.ca.gov>  
Cc: John.Hwang@byd.com; Jane.Wang@byd.com; Jennifer.Bollinger@caloes.ca.gov; 'Shige@frontlinesupport.org' <shige@frontlinesupport.org>  
Subject: FW: CA Outstanding Questions from Alex Pal

Hi Alex,

Please find the response from our team on your questions, we can go through them during the con-call today.

- NIOSH approval status/schedule  
 <-[if supportLists]> <-[endif]>NIOSH confirmed N95 test passed  
 <-[if supportLists]> <-[endif]>NIOSH onsite assessment to be conducted next week target 4/29  
 <-[if supportLists]> <-[endif]>After onsite assessment, NIOSH will make the decision to grant approval
- Confirmation on the specifications and data sheets  
 <-[if supportLists]> <-[endif]>See attachment cut-sheet
- Extended Shipment Schedule  
 <-[if supportLists]> <-[endif]>The first shipment of surgical mask will be arriving [REDACTED] I am still fixing one minor issue on the delivery schedule.
- Confirmation on which factories will be producing which products. Cal OES's understanding is Cal OES surgical masks will only be produced at [REDACTED] and N95s will only be produced at [REDACTED]  
 <-[if supportLists]> <-[endif]>N95 will be produced in [REDACTED] surgical mask will be produced in [REDACTED] till middle of May, and then will be only [REDACTED] after middle of May;
- We need to know how many shifts each factory will run, how many days per week, and the number of hours per shift  
 <-[if supportLists]> <-[endif]>
- We need information on how long [REDACTED] has been producing surgical masks and how long [REDACTED] has been producing KN95 masks (and preferably the quantity produced). We need information for these specific sites, not an aggregate of BYDs production at all sites.  
 <-[if supportLists]> <-[endif]>
 

Mask	Production start date	Production start date
Surgical Mask	[REDACTED]	[REDACTED]
KN95	[REDACTED]	[REDACTED]
- We need to confirm that BYD will share past quality data for production at these sites, for these products, to Cal OES's 3<sup>rd</sup> party auditor and QA/QC.  
 <-[if supportLists]> <-[endif]>Yes, please find the FAI/ QC/ IPQC/ OQC report for the first shipment; the factory is preparing more documents and I will send them over to you once I have them.
- Any testing data you can share from Nelson labs on the N95 masks.  
 <-[if supportLists]> <-[endif]>See attached Nelson test [REDACTED]
- Provide factory build schedule from date of NIOSH approval. [REDACTED]

Oscar Su  
Senior Director | BYD America  
Office: 213.748.3980 | Mobile: [REDACTED]  
1800 S Figueroa St, Los Angeles, CA 90015  
[www.byd.com](http://www.byd.com) | [oscar.su@byd.com](mailto:oscar.su@byd.com)

From: Pal, Alex@CalOES (mailto:Alex.Pal@CalOES.ca.gov)  
Sent: Wednesday, April 22, 2020 5:05 PM  
To: John.Hwang@byd.com; Jane.Wang@byd.com  
Cc: Jennifer.Bollinger@caloes.ca.gov; Shige Horjo (shige@frontlinesupport.org)  
Subject: Outstanding Questions

John and Jane,

Thank you for your time this afternoon. Per our conversation, below are the outstanding questions. It is my understanding that my team is still waiting to hear from Oscar. Can you please help get us answers to these questions ASAP?

- NIOSH approval status/schedule  
 <-[if supportLists]> <-[endif]>NIOSH confirmed N95 test passed  
 <-[if supportLists]> <-[endif]>NIOSH onsite assessment to be conducted next week target 4/29  
 <-[if supportLists]> <-[endif]>After onsite assessment, NIOSH will make the decision to grant approval
- Confirmation on the specifications and data sheets  
 <-[if supportLists]> <-[endif]>See attachment cutsheet
- Extended Shipment Schedule  
 <-[if supportLists]> <-[endif]>See attachment.
- Confirmation on which factories will be producing which products. Cal OES's understanding is Cal OES surgical masks will only be produced at [REDACTED] and N95s will only be produced at [REDACTED]  
 <-[if supportLists]> <-[endif]>N95 will be produced in [REDACTED] surgical mask will be produced in [REDACTED] till middle of May, and then will be only [REDACTED] after middle of May;
- We need to know how many shifts each factory will run, how many days per week, and the number of hours per shift  
 <-[if supportLists]> <-[endif]>
- We need information on how long [REDACTED] has been producing surgical masks and how long [REDACTED] has been producing KN95 masks (and preferably the quantity produced). We need information for these specific sites, not an aggregate of BYDs production at all sites.  
 <-[if supportLists]> <-[endif]>
 

Mask	Production start date	Production start date
Surgical Mask	[REDACTED]	[REDACTED]
KN95	[REDACTED]	[REDACTED]
- We need to confirm that BYD will share past quality data for production at these sites, for these products, to Cal OES's 3<sup>rd</sup> party auditor and QA/QC.  
 <-[if supportLists]> <-[endif]>Yes, please find the FAI/ QC/ IPQC/ OQC report for the first shipment;
- Any testing data you can share from Nelson labs on the N95 masks.  
 <-[if supportLists]> <-[endif]>See attached Nelson test [REDACTED]
- Provide factory build schedule from date of NIOSH approval. [REDACTED]

Alex J. Pal  
Chief Counsel  
Governor's Office of Emergency Services (Cal OES)  
3650 Schriever Avenue  
Mather, CA 95655  
Office: (916) 845-8973  
Cell: (916) 621-8747  
Emergency: (916) 845-8911  
[www.caloes.ca.gov](http://www.caloes.ca.gov)

<image001.jpg>

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use, forwarding, or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

- <OQC Report Of Single-use Surgical Mask 0423.pdf>
- <Quality Control Plan of Single-use Surgical Mask.pdf>
- <FAI Report of Single-use Surgical Mask 0422.pdf>
- <IPQC Sampling Report of Single-use Surgical Mask 0422.pdf>
- <OQC Report of Single-use Surgical Mask 0422.pdf>

**From:** [oscar.su@byd.com](mailto:oscar.su@byd.com)  
**To:** [Shige Honjo](mailto:Shige.Honjo)  
**Cc:** [Pal, Alex@CalOES](mailto:Pal,Alex@CalOES); [Bollinger, Jennifer@CalOES](mailto:Bollinger,Jennifer@CalOES)  
**Subject:** Re: CA Outstanding Questions from Alex Pal  
**Date:** Sunday, April 26, 2020 7:36:48 PM

---

Hi Shige,

I passed this request to the factory, and will send it to you once I have it.

Best regards  
Oscar

Sent from my iPhone

On Apr 26, 2020, at 7:18 PM, Shige Honjo <[shige@frontlinesupport.org](mailto:shige@frontlinesupport.org)> wrote:

Hello Oscar  
Any progress with this ?

Thank you  
Shige

Sent from my iPhone

On Apr 24, 2020, at 10:44 PM, Shige Honjo  
<[shige@frontlinesupport.org](mailto:shige@frontlinesupport.org)> wrote:

Adding Alex and Jennifer,

Oscar,

This is a good start. However, the document you provided are drawings that typically are part of the product specification data sheet. BYD must have more of a complete document that specifies everything. Some key things that seem to be missing:

1. Final Packaging spec for the product specs.
2. Final bulk pallet spec
3. Product cleanliness spec - number and size of particles allowed, blemish, etc.
4. Color spec
5. Reliability specs- when does filtration become no good, how many times can the straps be stretched out, etc.
6. Which specs are tested in-line in factory and OQC and etc.

Hope this helps...

Thanks,  
Shige

<6. 3234Rb.PDF.PDF>

On Apr 24, 2020, at 8:17 PM, [oscar.su@byd.com](mailto:oscar.su@byd.com) wrote:

Hi Shige,

Can you please check the attached document? Is this what you want? Please clarify so I can try to get what you need to you. thank you.

Best regards  
Oscar

---

**From:** [jane.wang1@byd.com](mailto:jane.wang1@byd.com)  
**Sent:** Friday, April 24, 2020 3:18 PM  
**To:** [oscar.su@byd.com](mailto:oscar.su@byd.com); Pal, Alex@CalOES  
<[Alex.Pal@CalOES.ca.gov](mailto:Alex.Pal@CalOES.ca.gov)>  
**Cc:** [john.zhuang@byd.com](mailto:john.zhuang@byd.com); Bollinger, Jennifer@CalOES  
<[Jennifer.Bollinger@caloes.ca.gov](mailto:Jennifer.Bollinger@caloes.ca.gov)>;  
[shige@frontlinesupport.org](mailto:shige@frontlinesupport.org)  
**Subject:** RE: CA Outstanding Questions from Alex Pal

Hi Alex and team,

Please see attachments on entire NIOSH Quality assurance documents for N95 respirator.

Thank you  
Jane

---

**From:** [oscar.su@byd.com](mailto:oscar.su@byd.com)  
**Sent:** Friday, April 24, 2020 1:55 PM  
**To:** Pal, Alex@CalOES  
**Cc:** [john.zhuang@byd.com](mailto:john.zhuang@byd.com); [jane.wang1@byd.com](mailto:jane.wang1@byd.com); Bollinger,  
Jennifer@CalOES; [shige@frontlinesupport.org](mailto:shige@frontlinesupport.org)  
**Subject:** FW: CA Outstanding Questions from Alex Pal

Hi Alex,

Please find the response from our team on your questions. we can go through them during the con-call today.

1. NIOSH approval status/schedule
  - NIOSH confirmed N95 test passed
  - NIOSH onsite assessment to be conducted next week target 4/29
  - After onsite assessment, NIOSH will make the decision to grant approval
2. Confirmation on the specifications and data sheets
  - See attachment cut-sheet
3. Extended Shipment Schedule
  - The first shipment of surgical mask will be arriving at [REDACTED] I am still fixing one minor issue on the delivery schedule.
4. Confirmation on which factories will be producing which products. Cal OES's understanding is Cal OES surgical masks will only be produced at [REDACTED] and N95s will only be produced at [REDACTED]
  - N95 will be produced in [REDACTED] Surgical mask will be produced in [REDACTED] [REDACTED] till middle of May, and then will be only [REDACTED] after middle of May;
5. We need to know how many shifts each factory will run, how many days per week, and the number of hours per shift
  - [REDACTED]
6. We need information on how long [REDACTED] has been producing surgical masks and how long [REDACTED] has been producing KN95 masks (and preferably the quantity produced). We need information for these specific sites, not an aggregate of BYDs production at all sites.
  -

Mask	[REDACTED]	[REDACTED]
	Production start date	Production start date
Surgical Mask	[REDACTED]	[REDACTED]
KN95	[REDACTED]	[REDACTED]

7. We need to confirm that BYD will share past quality data for production at these sites, for these

products to Cal OES's 3<sup>rd</sup> party auditor and QA/QC.

- Yes, please find the FAI/ QC/ IPQC/ OQC report for the first shipment; the factory is preparing more documents and I will send them over to you once I have them.
8. Any testing data you can share from Nelson labs on the N95 masks.
- See attached Nelson test [REDACTED]  
[REDACTED]
9. Provide factory build schedule from date of NIOSH approval.

Oscar Su

Senior Director | BYD America

Office: 213.748.3980 | Mobile [REDACTED]

1800 S Figueroa St, Los Angeles, CA 90015

[www.byd.com](http://www.byd.com) | [oscar.su@byd.com](mailto:oscar.su@byd.com)

---

**From:** Pal, Alex@CalOES [<mailto:Alex.Pal@CalOES.ca.gov>]

**Sent:** Wednesday, April 22, 2020 5:05 PM

**To:** [john.zhuang@byd.com](mailto:john.zhuang@byd.com); [jane.wang1@byd.com](mailto:jane.wang1@byd.com)

**Cc:** Bollinger, Jennifer@CalOES; Shige Honjo

([shige@frontlinesupport.org](mailto:shige@frontlinesupport.org))

**Subject:** Outstanding Questions

John and Jane,

Thank you for your time this afternoon. Per our conversation, below are the outstanding questions. It is my understanding that my team is still waiting to hear from Oscar. Can you please help get us answers to these questions ASAP?

10. NIOSH approval status/schedule
- NIOSH confirmed N95 test passed
  - NIOSH onsite assessment to be conducted next week target 4/29
  - After onsite assessment, NIOSH will make the decision to grant approval
11. Confirmation on the specifications and data sheets
- See attachment cutsheet

12. Extended Shipment Schedule

- See attachment.

13. Confirmation on which factories will be producing which products. Cal OES's understanding is Cal OES surgical masks will only be produced at [REDACTED] and N95s will only be produced at [REDACTED]

- N95 will be produced in [REDACTED] Surgical mask will be produced in [REDACTED] [REDACTED] till middle of May, and then will be only [REDACTED] after middle of May;

14. We need to know how many shifts each factory will run, how many days per week, and the number of hours per shift

- [REDACTED]

15. We need information on how long [REDACTED] has been producing surgical masks and how long [REDACTED] has been producing KN95 masks (and preferably the quantity produced). We need information for these specific sites, not an aggregate of BYD's production at all sites.

- 

Mask	[REDACTED]	[REDACTED]
	Production start date	Production start date
Surgical Mask	[REDACTED]	[REDACTED]
KN95	[REDACTED]	[REDACTED]

16. We need to confirm that BYD will share past quality data for production at these sites, for these products to Cal OES's 3<sup>rd</sup> party auditor and QA/QC.

- Yes, please find the FAI/ QC/ IPQC/ OQC report for the first shipment;

17. Any testing data you can share from Nelson labs on the N95 masks.

- See attached Nelson test [REDACTED]

18. Provide factory build schedule from date of NIOSH approval.

Alex J. Pal  
Chief Counsel



Governor's Office of Emergency Services (Cal OES)  
3650 Schriever Avenue  
Mather, CA 95655  
Office: (916) 845-8973  
Cell: (916) 621-8747  
Emergency: (916) 845-8911  
[www.caloes.ca.gov](http://www.caloes.ca.gov)

<image001.jpg>

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use, forwarding, or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

<6. 3234Rb.PDF.PDF>