



July 25, 2024

**Via Online Request Form:**

California Attorney General's Office  
Public Records Coordinator  
P.O. Box 944255  
Sacramento, CA 94244-2550

**California Public Records Request: Prosecutorial and Other Professional Misconduct Under Former Attorney General Kamala Harris**

Dear Public Records Coordinator:

America First Legal Foundation is a national, nonprofit organization working to promote the rule of law in the United States, prevent executive overreach, and ensure due process and equal protection for all Americans, all to promote public knowledge and understanding of the law and individual rights guaranteed under the Constitution and laws of the United States. To that end, we file Freedom of Information Act requests on issues of pressing public concern, then disseminate the information we obtain, making documents broadly available to the public, scholars, and the media. Using our editorial skills to turn raw materials into distinct work, we distribute that work to a national audience through traditional and social media platforms. AFL's X page has over 250,000 followers and the X page of our Founder and President has over 674,000 followers.

In *The People (of California) v. Efrain Velasco-Palacios*, the California Court of Appeal revealed that state prosecutors committed "outrageous government misconduct," specifically claiming that prosecutors falsified a transcript of a defendant's confession, which was defended by then-California Attorney General Kamala Harris.<sup>1</sup> Harris appealed the decision dismissing the indictment, noting that "only abject physical brutality would warrant a finding of prosecutorial misconduct and the dismissal of an indictment."<sup>2</sup>

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<sup>1</sup> Sidney Powell, *California Prosecutor Falsifies Transcript of Confession*, OBSERVER (Mar. 4, 2015), <https://bit.ly/3LA5uyG> (last visited July 24, 2024).

<sup>2</sup> *Id.*

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Harris' defending misconduct under her watch was not simply limited to county prosecutors. May 2015 reporting revealed that Brandon Kiel, deputy director of community affairs at the California Department of Justice, and two others faced charges for their roles in the Masonic Fraternal Police Department.<sup>3</sup> The Los Angeles County Sheriff's Department released a statement noting that the Masonic Fraternal Police Department was not a legitimate police force, and Kiel and two others were arrested on allegations that they impersonated police officers.

Perhaps most concerning is Kamala Harris' failure to act upon a discrimination and retaliation complaint involving Larry Wallace, a longtime Harris aide and close professional confidante. A lawsuit by Wallace's former executive assistant against the Attorney General's office, which ultimately settled for \$400,000, was filed days before Harris was sworn into the U.S. Senate.<sup>4</sup> Problematically, an intake form from the Equal Employment Rights and Resolution Office, which oversees the state's discrimination investigations and compliance at the California Department of Justice, shows that the department was notified months earlier, on October 3, 2016, of Danielle Hartley's intent to pursue legal action.<sup>5</sup>

## I. Records Request

Pursuant to the CPRA, Cal. Gov't Code §§ 7920.000, et seq., and the California Constitution, CAL. CONST. art. I, § 3(b), AFL requests disclosure of the following records held in the custodial files of former Attorney General Kamala Harris:

- A. All records relating to *The People (of California) v. Efrain Velasco-Palacios* throughout trial-level proceedings and appeal;
- B. All records, including internal communications and memoranda, relating to Harris's statement that "only abject physical brutality would warrant a finding of prosecutorial misconduct and the dismissal of an indictment;"
- C. All records referring or relating to the Masonic Fraternal Police Department;
- D. All records referring or relating to complaints concerning Larry Wallace;

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<sup>3</sup> Colin Campbell, *Aide to California State Attorney Accused of Running an Occult Police Force Claiming to be 3,000 Years Old*, BUS. INSIDER (May 6, 2015), <https://bit.ly/3WqeVpE> (last visited July 24, 2024).

<sup>4</sup> Alexei Koseff, *Misconduct claim involving Kamala Harris aide came to agency months before she left office*, THE SACRAMENTO BEE (Dec. 14, 2018), <https://bit.ly/4d6L8ZS> (last visited on July 24, 2024).

<sup>5</sup> *Id.*

- E. All notices from the Equal Employment Rights and Resolution Office concerning Larry Wallace;
- F. All communications to or with Kamala Harris concerning claims by Danielle Hartley.

## **II. Custodian**

- A. State of California Department of Justice, Office of the Attorney General

## **III. Processing and Production**

If you have any questions about our request or believe further discussions regarding search and processing would facilitate more efficient production, then please contact me at [FOIA@aflegal.org](mailto:FOIA@aflegal.org). Further, please advise if the records are available for inspection pursuant to Cal. Gov't Code § 7922.525 (a), (b).

To accelerate your release of responsive records, AFL welcomes production on an agreed-upon rolling basis. Please email responsive records in electronic format. Alternatively, please send responsive records in native format or PDF format on a USB drive to America First Legal Foundation, 611 Pennsylvania Ave SE #231, Washington, DC 20003.

Thank you in advance for your cooperation.

Sincerely,

/s/ Rachel L. Jag  
America First Legal Foundation