

## Margarita Cruz

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**From:** Margarita Cruz  
**Sent:** Monday, July 02, 2018 1:57 PM  
**To:** Castaneda, Olga  
**Subject:** FW: Demand to Cure Violation of the Ralph M. Brown Act  
**Attachments:** Demand to Oversight Board to Cure Brown Act Violation\_062918.pdf

Hello Olga,

The letter attached to this email was also sent in hard copy via messenger to every board member, they all were sent to me. Should I be sending them to you,

Should I send them out myself, or does it matter since from below we can see they got the letter.

Margarita

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**From:** John.Heintz@lw.com [mailto:John.Heintz@lw.com]  
**Sent:** Friday, June 29, 2018 4:48 PM  
**To:** James Butts ; carolynhull@gmail.com; eugenio.villa@inglewood.k12.ca.us; bfahnestock@elcamino.edu; Margarita Cruz  
**Cc:** OCastaneda@bos.lacounty.gov; jlacey@da.lacounty.gov; ayochelson@da.lacounty.gov; mgilmer@da.lacounty.gov; Yvonne Horton ; Artie Fields ; GEORGE.MIHLSTEN@lw.com  
**Subject:** Demand to Cure Violation of the Ralph M. Brown Act

Honorable Members of the Oversight Board,

Please see the attached correspondence.

Best regards,

**John C. Heintz**

**LATHAM & WATKINS** LLP  
355 South Grand Avenue, Suite 100 | Los Angeles, CA 90071-1560  
D: +1.213.891.7395 | M: +1.520.270.7891

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June 29, 2018

**VIA ELECTRONIC MAIL AND FEDEX**

James T. Butts Jr., Chair of the Board  
Margarita Cruz, Member  
Carolyn M. Hull, Member  
Eugenio Villa, Member  
Brian Fahnstock, Member  
Oversight Board to the Successor Agency to the Former Inglewood Redevelopment Agency  
1 Manchester Boulevard  
Inglewood, CA 90301

Re: Demand to Cure Violation of the Ralph M. Brown Act

Dear Members of the Oversight Board:

On behalf of MSG Forum, LLC, and pursuant to Government Code Sections 54960 and 54960.1, we demand that the Oversight Board to the Successor Agency to the Inglewood Redevelopment Agency (the "Oversight Board") cure the violation of the Ralph M. Brown Act (Government Code Section 54950 *et seq.*) (the "Brown Act") that the Oversight Board committed at the improperly agendized special meeting held on June 27, 2018 (the "Special Meeting").

The description on the Oversight Board agenda for Special Meeting Item 3 read as follows:

Adoption of Resolution by the Oversight Board to the Successor Agency of the former Inglewood Redevelopment Agency Directing the City of Inglewood as the Successor Agency to former Inglewood Redevelopment Agency to Implement the approved Long-Range Property Management Plan, as amended, with respect to the Long-Term Use and Disposition of the LAX Noise Mitigation Properties, B-1.1 through and including B-3, representing Parcels 1 through and including 13, subject to the applicable Disposition Requirements of the Federal Aviation Administration grant agreements and Los Angeles World Airports letter agreements.

This description is vague, ambiguous, misleading and wholly insufficient to put the public on notice of the action the Oversight Board might take at the Special Meeting. It is clear this has been done intentionally to cloud from the public's view what is really going on with this proposed action.

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Not a single person reading this agenda would have a clue that the properties referenced in the agenda are in fact the very properties proposed for a Clippers basketball arena and are subject to an "Exclusive Negotiating Agreement" between the Successor Agency, the City of Inglewood, and Murphy's Bowl LLC ("Murphy's Bowl"). There is no reference to the Exclusive Negotiating Agreement, to Murphy's Bowl, to the Clippers, or to the proposed basketball arena in the agenda description.

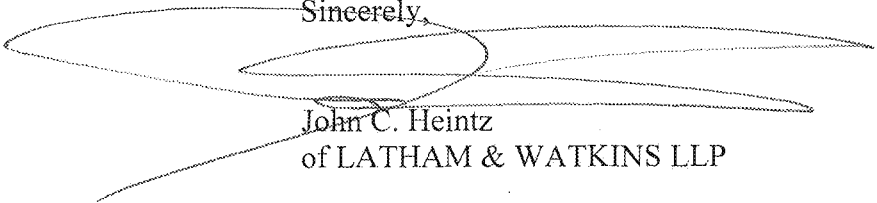
The agenda description also includes vague and uninformative references to "applicable Disposition Requirements of the Federal Aviation Administration grant agreements and Los Angeles World Airports letter agreements." However, there is no information about those agreements -- what they require, who is a party to the agreements, the date of the agreements, agreement numbers, where the agreements might be available to review, etc. In short, given the description of Item 3 on the Special Meeting agenda, the public could not reasonably determine how the "LAX Noise Mitigation Properties" might be disposed of, to whom they might be disposed to, for what purpose they would be disposed, or the requirements or obligations that might be imposed on any disposal.

It is clear that this violation by the Oversight Board is part of a pattern of violation of the Brown Act by the City, the Successor Agency and now the Oversight Board. What is even more shocking was the complete disregard for the testimony of Public Counsel, Doug Carstens of Chatten-Brown and Carstens, and Latham & Watkins to very serious issues raised at the Oversight Board. There was not a single question or comment from any Board Member in response to the public testimony. There was no discussion before the roll call vote and approval, and the meeting was over in a matter of minutes. This is simply not appropriate.

The "hide the ball" approach of the agenda's description is inconsistent with the Brown Act. We demand that the Oversight Board immediately cure the violation by rescinding the action taken on Special Meeting Item 3 and complying with the Brown Act prior to directing the Successor Agency to take action with respect to the "LAX Noise Mitigation Properties."

Government Code Section 54960.1 requires the Oversight Board either to cure or correct its actions, or to inform us of its intent not to do so, within 30 days from the receipt of this demand. If the Oversight Board fails to cure or correct its violations as demanded and required by law, our client intends to seek judicial invalidation of the action (along with its costs and reasonable attorneys' fees) pursuant to Government Code Section 54960.1.

Sincerely,



John C. Heintz  
of LATHAM & WATKINS LLP

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cc: Olga J. Castañeda, Deputy Clerk, County of Los Angeles, Board of Supervisors,  
Acting as Secretary to the Oversight Board  
City of Inglewood c/o City Clerk  
Successor Agency to the Inglewood Redevelopment Agency c/o Successor Agency  
Manager  
Jackie Lacey, District Attorney  
Allan Yochelson, Public Integrity Division  
Michelle Gilmer, Public Integrity Division