

First Supplement to Memorandum 2015-18

Government Interruption of Communication Service (Stakeholders)

At its October 2014 meeting, the Commission¹ gave the staff the following direction:

When inviting stakeholder participation in a new study, the staff should provide Commissioners with a list of the groups and individuals that were invited to participate.²

This memorandum was prepared to provide such information for the new study of *Government Interruption of Communication Service*.

Existing Mailing List

The Commission has a number of separate mailing lists for different subject areas. Generally, if a new study falls within the subject area covered by an existing mailing list, then that list is used as a starting point for distribution of materials in the new study.

There is currently a mailing list of over 100 persons who are interested in the Commission's study of *State and Local Agency Access to Customer Information from Communication Service Providers*. The topic addressed by that mailing list is similar to the topic of the current study. Both involve the intersection of criminal procedure, constitutional rights, and communication services. A group or individual who is interested in one of those two related studies is very likely to be interested in the other. **For that reason, the staff is using the mailing list described above as a starting point for distribution of materials in this study.**

This memorandum does not disclose the identity of individual subscribers to that mailing list. Doing so would appear to violate state privacy policy, which

1. Any California Law Revision Commission document referred to in this memorandum can be obtained from the Commission. Recent materials can be downloaded from the Commission's website (www.clrc.ca.gov). Other materials can be obtained by contacting the Commission's staff, through the website or otherwise.

The Commission welcomes written comments at any time during its study process. Any comments received will be a part of the public record and may be considered at a public meeting. However, comments that are received less than five business days prior to a Commission meeting may be presented without staff analysis.

2. Minutes (Oct. 2014), p. 3.

generally prohibits the disclosure of personally identifiable information collected by state agencies.³

However, it is possible to generally describe the kinds of groups that the staff contacted when it created that mailing list, in early 2014. Such groups included civil liberties organizations (e.g. American Civil Liberties Union, Electronic Frontier Foundation), criminal justice organizations (e.g., district attorneys, public defenders, sheriffs and police chiefs, Department of Justice), and various affected business entities (e.g., AT&T, California Chamber of Commerce, Cisco, Comcast, Microsoft, Sprint, SureWest, Verizon). The staff also contacted personnel in the Governor's office and the Legislature.

New Additions

In addition to the groups described above, the staff recently reached out to the Governor's Office of Emergency Services and the California Public Utilities Commission. They were notified of this new study and invited to subscribe and participate.

Suggestions

Commissioners should feel free to suggest any other persons or groups who should be contacted about this new study.

Respectfully submitted,

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3. Gov't Code § 11019.9(b)(3).