



**City of Oakland
Public Ethics Commission**

Staff Initials:

Complaint #: _____

Complaint Form

The Public Ethics Commission can investigate complaints of violations of laws related to campaign finance, lobbyist registration, public records, open meetings, and governmental ethics laws. The Commission has limited authority to enforce public records, open meetings, and governmental ethics laws but may be able to issue findings and recommendations, or to take limited action, such as mediation, on these issues.

If you would like to submit a complaint that is within the Commission's jurisdiction, please complete this form, which becomes a public record available for inspection and copying by the public, along with any documents submitted with this form. A copy of this complaint will be made available to the persons identified in the allegations below. For more information about the Commission's complaint process, see the Commission's Complaint Procedures.

A Formal Complaint requires that you complete all of the information on this form, including your name, address, phone number, and signature verifying under penalty of perjury the information you provide in this complaint. The Commission must review and take action on the complaint and notify the complainant about the Commission's final action.

An Informal Complaint is a complaint that does not meet all the requirements of a Formal Complaint. Informal Complaints, such as anonymous complaints and complaints without all of the information required above do not require action or notification to the complainant upon final action. Commission staff reviews informal complaints and can determine whether the complaint should move forward to investigation. Informal tips can be submitted to Commission staff by phone, email, or fax.

Contact Information of Person Making Complaint (This information will be available to the public.)

Name: Gene Hazzard Street Address: 282 Adams St. #6
 City: Oakland State: Ca Zip Code: 94610
 Email: genehazzard@gmail.com Phone: _____

Type of Alleged Violation. Please select from below which law you allege has been violated:

- ☐ The Oakland Sunshine Ordinance, California Public Records Act, or Ralph M. Brown (open meetings) Act
- ☐ Oakland Campaign Reform Act
- ☐ Oakland Limited Public Financing Act
- ☐ Oakland Lobbyist Registration Act
- ☐ Oakland False Endorsement in Campaign Literature Act
- ☐ Oakland Government Ethics Act
- ☒ Not sure which specific law, ordinance or regulations apply

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**CITY OF OAKLAND
PUBLIC ETHICS COMMISSION**

Description of Violation. Please complete the lines below or attach a handwritten or typed attachment that provides the following details: If you run out of space, please attach handwritten or typed pages that provide the following details:

- **Name of the person or persons you are alleging committed a violation.** Please include any known address, phone number, email address, title, employment address, etc.:
Mayor Libby Schaaf

- **The facts of the alleged violation.** Please include the date and location of the alleged violation, if known:

Mayor Libby Schaaf who is the engineer responsible for the 2018 \$198 Parcel Tax Measure known as "The Childrens

Initiative of 2018 also known as Measure AA. Mayor Schaaf has falsely misrepresented the legal status of OAKLAND

PROMISE one of the components of the Measure by leading the Public to believe that OAKLAND PROMISE either had

- **The names, addresses, and phone numbers of any witnesses** who were involved and/or can provide additional information, if known:

- Additional information or documentation that might aid in the investigation of the alleged violation. Please include copies of such documentation and list them here.

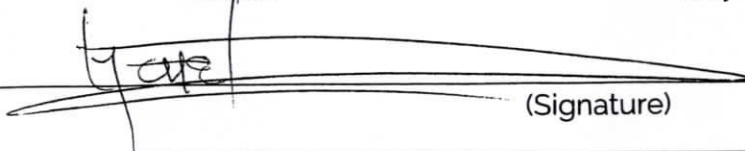
legal status as a Public Benefit Corporation or through a presumed merger with East Bay College Fund. OAKLAND

PROMISE has "never filed any documentation indicating the organization is a 501(c)3 non-profit public benefit corp.

as noted in the Sept. 17, 2019 Letter [see attached] from the California Attorney General. The 2018 Measure is a Fraud!

Verification. I certify under penalty of perjury under the laws of the State of California that my attached statements are true and correct.

Executed on December 12, 2019 at Oakland, California
(Date) (City, State)


(Signature)

Complaint Submission. Please complete and submit this form and any attachments by email, mail or fax:

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CITY OF OAKLAND

PUBLIC ETHICS COMMISSION

Email: EthicsCommission@oaklandca.gov

Mail: Public Ethics Commission

1 Frank H. Ogawa Plaza, Rm. 104 Oakland, CA 94612

Phone: (510) 238-3593

Fax: (510) 238-3315

Website: www.oaklandca.gov/pec

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**COMPLAINT FORM
(ATTACHMENT)**

FROM: GENE HAZZARD

DECEMBER 12, 2019

FACTS OF THE ALLEGED VIOLATION:

Mayor Libby Schaaf who is the engineer responsible for the 2018 \$198 Parcel Tax Measure known as "The Children's Initiative of 2018" also known as Measure AA.

Mayor Schaaf has falsely misrepresented the legal status of OAKLAND PROMISE one of the components of the Measure by leading the Public to believe that OAKLAND PROMISE either had LEGAL STATUS as a Public Benefit Corporation or through a presumed MERGER with EAST BAY COLLEGE FUND.

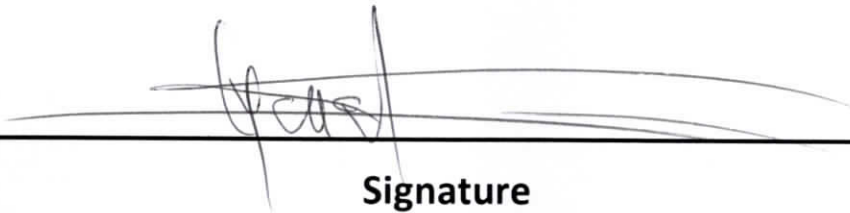
OAKLAND PROMISE has "never filed any documentation indicating the organization is a 501© 3 non-profit public benefit corporation as noted in the September 17, 2019 letter [see attached] from the California Attorney General.

The Measure "Children's Initiative of 2018" also known as Measure AA is a FRAUD and should never have appeared on the November 2018 General Election Ballot in the City of Oakland.

Verification. I certify under penalty of perjury under the laws of the State of California that my attached statements are true and correct.

Executed on December 12, 2019

Oakland California

A handwritten signature in dark ink, consisting of several loops and a long horizontal stroke, is written over a solid black horizontal line.

Signature

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**CITY OF OAKLAND
PUBLIC ETHICS COMMISSION**

XAVIER BECERRA
Attorney General

State of California
DEPARTMENT OF JUSTICE



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SAN FRANCISCO, CA 94102-7004

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Telephone: (415) 510-3476
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E-Mail: Christopher.Lamerdin@doj.ca.gov

September 17, 2019

Gene Hazzard
282 Adams St. #6
Oakland, CA 94610
Email: genehazzard@gmail.com

RE: Information request

Dear Mr. Hazzard:

This letter is in response to your request submitted by e-mail and received by the California Department of Justice, Office of the Attorney General on September 9, 2019, seeking records under the Public Records Act, which is set forth in Government Code section 6250 et seq.

In your letter, you requested the following records:

"Please a copy of the Certificate of Merger of the East Bay College Fund [EIN: 54-2103707] ruling year 4/1/2003 and Oakland Promise pursuant to the Corporations Code 6010(a) "A public benefit Corporation may merge with any domestic corporation, for corporation (Section 171), or other business entity (Section 5063.5). However, without the prior written consent of the Attorney General, a public benefit corporation may only merge with another public benefit corporation... 6011 The board of each corporation which desires to merge shall approve an agreement of merger...6014...the surviving corporation shall file a copy of the agreement of merger with an officers' certificate of each constituent corporation attached."

Comments: Oakland Promise has never filed any documentation indicating the organization is a 501(c)3, non-profit public benefit corporation."

After a diligent search, we found no documents responsive to this request.

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Production Copyworld <production@copyworldinc.com>

Fwd: Oakland Promise | Supporting Oakland's Children from Cradle to Career

1 message

Gene Hazzard <genehazzard@gmail.com>
To: artwork@copyworldinc.com

Wed, Dec 11, 2019 at 6:29 PM

----- Forwarded message -----

From: [REDACTED] <[REDACTED]@gmail.com>
Date: Wed, Dec 11, 2019 at 4:59 PM
Subject: Fwd: Oakland Promise | Supporting Oakland's Children from Cradle to Career
To: Gene Hazzard <genehazzard@gmail.com>

[REDACTED]
[REDACTED]

----- Forwarded message -----

From: **Susan Stutzman** <susan@oaklandpromise.org>
Date: Wed, Dec 11, 2019 at 4:56 PM
Subject: Oakland Promise | Supporting Oakland's Children from Cradle to Career
[REDACTED]



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CITY OF OAKLAND
PUBLIC ETHICS COMMISSION

Dear Oakland Promise Supporter,

When East Bay College Fund voted to merge with Oakland Promise last July, we knew we were taking a bold step forward towards improving educational and economic outcomes for Oakland youth. As a stand-alone organization, our focus was on getting Oakland public high school students to and through college. And we were achieving impressive results: 80% of East Bay College Fund students completed college within 6 years.

Our time-tested method of providing a significant scholarship linked to persistence services such as mentoring and college advising helped launch **over 1,000 students'** successful postsecondary journeys.

Now, as a merged organization, our work starts much earlier and goes much deeper; we touch the lives of students and families from the cradle all the way through career. Through the *Brilliant Baby program*, we have provided over 500 College Savings Accounts coupled with financial coaching for parents. Our *Kindergarten to College Program* works in the schools to get elementary school children excited about higher education and attaining a college degree. We are convinced that these efforts both strengthen and deepen the work we were engaged in pre-merger and will result in exponentially more Oakland public school college graduates who have the tools needed for success in their chosen careers.

This spring we look forward to awarding another 400 Oakland Promise scholarships and supporting these scholarship recipients through their college journey, bringing the total number of **Oakland Promise students in college to 1800!**