



CITY OF
PORTLAND, OREGON
OFFICE OF THE CITY ATTORNEY

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July 8, 2022

James L. Buchal
Murphy & Buchal LLP
P. O. Box 86620
Portland, OR 97286-0620

Re: Subpoena Duces Tecum

Dear Mr. Buchal:

Your subpoena *duces tecum* has been directed to my attention. Below is a description of the City of Portland's processing of the subpoena requests.

Subpoena request to the Mayor: (a) Communications between and among (i) you or any representative of your office and (ii) any representative of the Multnomah County District Attorney and/or Portland Police Bureau which relate to defendant Gibson or "Patriot Prayer," (b) Documents referring to any decisions not to charge (or prosecute) those occupying the premises (including outdoor patio) of the Cider Riot bar on May 1, 2019 (generally referred to as Antifa); and (c) Any documents generated by you which refer to defendant Gibson or "Patriot Prayer." For purposes of this subpoena, you limited the search to documents generated or received between May 1, 2019, and September 30, 2019.

City's search: All email communications from the mayor's office and mcda.us email addresses with "Gibson," "Patriot Prayer," "Cider Riot," and "Antifa" as search terms for the date range of May 1, 2019, and September 30, 2019.

Subpoena request to Portland Police Bureau (PPB): (a) All communications between any representative of the PPB and any other public employee or official concerning the initiation of criminal charges against defendant Gibson; (b) All communications between any representative of the PPB and any representative of the Multnomah County District Attorney's Office concerning investigation of the events at Cider Riot on May 1, 2019; (b) All documents discussing or referencing the political content of defendant Gibson's activities or "Patriot Prayer" activities within the City of Portland; and (d) All communications between any representative of the PPB and any other public official concerning the lack of charges against those occupying the premises, including outdoor patio, of the Cider Riot bar on May 1, 2019 (generally referred to as Antifa). For purposes of this subpoena, you limited the search to documents generated or received between May 1, 2019, and September 30, 2019.

James L. Buchal
July 8, 2022
Page 2 of 2

City's search: All email communications from the mayor's office, all council offices and all of PPB with, "May 1, 2019," OR "Criminal charges" and "Gibson," "Cider Riot" or "Antifa," to include emails from mcda.us as search terms for the date range of May 1, 2019, and September 30, 2019.

The City does not have the ability to perform cell phone searches without pointed information, such as, identifying the person(s) and/or cell phone number(s) to perform the search and obtain records. Please provide this information if you would like the City to perform any additional searches.

The City has provided a OneDrive link to the records responsive to your subpoena requests with redactions and the related statutory exemptions. Please reach out to me directly should you have any questions.

Sincerely,

Laura Rowan
Deputy City Attorney

LMR/cc

cc. Mayor Ted Wheeler