

By Facsimile to (619) 236-7215 and email to cityattorney@sandiego.gov

January 22, 2018

Office of the City Attorney
Attn: Ms. Mara W. Elliott
1200 Third Avenue, Suite 1620
San Diego, California 92101

Re: Your Response of JANUARY 17, 2018- Patriot Picnic Incident at Chicano Park September 3, 2017

Dear Ms. Elliott:

I am disappointed by your response to my letter of January 15, 2018. It was merely a “political comment” rather than a discussion of the constitutional issues in this case which are Freedom of Speech and Freedom of Association. You failed to include in your response of January 17, 2018 that Martin Luther King, Jr. fought for freedom and equality for all. Your response actually encourages those radical groups who do not believe in Freedom of Speech and Freedom of Association to continue their unconstitutional activities that not only violate my client’s rights but all others. Your failure to address the constitutional issues encourages these radical groups to continue their unlawful activities.

My clients believe in the constitution that was created by the Founders of this Republic. My clients are not a hate group but just want to exercise their rights to freedom of speech and freedom of association and enjoy lunch at Chicano Park and view the murals.

My client also believes in the “Rule of Law”. At no time on September 3, 2017 did my client show any indication of hatred or violence toward these radical groups who violated my client’s constitutional rights. But their actions reflected hatred and violence and by your remarks you further encourage these radical groups.

If you as City Attorney do not believe in the “Rule of Law” or have no plans to protect my client’s rights, you should consider resigning and entering a different profession.

As City Attorney you have a duty to do everything possible to ensure that City policies or radical groups do not promote or encourage the denial of my client’s or others’ constitutional rights especially at future events. Your lackluster response to my letter of January 15, 2018 will actually further encourage these radical groups as they will believe your weak position gives them the right to act outside the bounds of the “Rule of Law”.

The other alternative is to close down Chicano Park.

Should you have any additional questions please do not hesitate to call me. My email is edrose@edroseattorneycpa.com. Thank you.

Very truly yours,

Edward A. Rose, Jr.

Cc: Client