

SUMMONS
(CITACION JUDICIAL)

SUM-100

NOTICE TO DEFENDANT:
(AVISO AL DEMANDADO):

City of Carson, a municipal corporation; and
DOES 1-10, inclusive

YOU ARE BEING SUED BY PLAINTIFF:

(LO ESTÁ DEMANDANDO EL DEMANDANTE):

Voice of San Diego, a California corporation

FOR COURT USE ONLY
(SOLO PARA USO DE LA CORTE)

CONFORMED COPY
ORIGINAL FILED
Superior Court of California
County of Los Angeles

MAY 27 2015

Sherrri R. Carter, Executive Officer/Clerk
By Shaunya Bolden, Deputy

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

You have 30 CALENDAR DAYS after this summons and legal papers are served on you to file a written response at this court and have a copy served on the plaintiff. A letter or phone call will not protect you. Your written response must be in proper legal form if you want the court to hear your case. There may be a court form that you can use for your response. You can find these court forms and more information at the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), your county law library, or the courthouse nearest you. If you cannot pay the filing fee, ask the court clerk for a fee waiver form. If you do not file your response on time, you may lose the case by default, and your wages, money, and property may be taken without further warning from the court.

There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may want to call an attorney referral service. If you cannot afford an attorney, you may be eligible for free legal services from a nonprofit legal services program. You can locate these nonprofit groups at the California Legal Services Web site (www.lawhelpcalifornia.org), the California Courts Online Self-Help Center (www.courtinfo.ca.gov/selfhelp), or by contacting your local court or county bar association. NOTE: The court has a statutory lien for waived fees and costs on any settlement or arbitration award of \$10,000 or more in a civil case. The court's lien must be paid before the court will dismiss the case. ¡AVISO! Lo han demandado. Si no responde dentro de 30 días, la corte puede decidir en su contra sin escuchar su versión. Lea la información a continuación.

Tiene 30 DÍAS DE CALENDARIO después de que le entreguen esta citación y papeles legales para presentar una respuesta por escrito en esta corte y hacer que se entregue una copia al demandante. Una carta o una llamada telefónica no lo protegen. Su respuesta por escrito tiene que estar en formato legal correcto si desea que procesen su caso en la corte. Es posible que haya un formulario que usted pueda usar para su respuesta. Puede encontrar estos formularios de la corte y más información en el Centro de Ayuda de las Cortes de California (www.sucorte.ca.gov), en la biblioteca de leyes de su condado o en la corte que le quede más cerca. Si no puede pagar la cuota de presentación, pida al secretario de la corte que le dé un formulario de exención de pago de cuotas. Si no presenta su respuesta a tiempo, puede perder el caso por incumplimiento y la corte le podrá quitar su sueldo, dinero y bienes sin más advertencia.

Hay otros requisitos legales. Es recomendable que llame a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a un servicio de remisión a abogados. Si no puede pagar a un abogado, es posible que cumpla con los requisitos para obtener servicios legales gratuitos de un programa de servicios legales sin fines de lucro. Puede encontrar estos grupos sin fines de lucro en el sitio web de California Legal Services, (www.lawhelpcalifornia.org), en el Centro de Ayuda de las Cortes de California, (www.sucorte.ca.gov) o poniéndose en contacto con la corte o el colegio de abogados locales. AVISO: Por ley, la corte tiene derecho a reclamar las cuotas y los costos exentos por imponer un gravamen sobre cualquier recuperación de \$10,000 ó más de valor recibida mediante un acuerdo o una concesión de arbitraje en un caso de derecho civil. Tiene que pagar el gravamen de la corte antes de que la corte pueda desechar el caso.

The name and address of the court is:
(El nombre y dirección de la corte es):
Superior Court of California
111 North Hill Street
Los Angeles, CA 90012

CASE NUMBER: (Número del Caso):

BS155366

The name, address, and telephone number of plaintiff's attorney, or plaintiff without an attorney, is:
(El nombre, la dirección y el número de teléfono del abogado del demandante, o del demandante que no tiene abogado, es):
Felix Tinkov
401 West A Street, Suite 1825
San Diego, CA 92101
Lounsbury Ferguson Altona & Peak LLP
619-236-1201

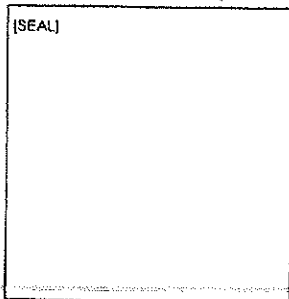
DATE:
(Fecha)

MAY 27 2015

Clerk by

SHAUNYA BOLDEN, Deputy
(Adjunto)

(For proof of service of this summons, use Proof of Service of Summons (form POS-010).)
(Para prueba de entrega de esta citación use el formulario Proof of Service of Summons, (POS-010)).



NOTICE TO THE PERSON SERVED: You are served

- as an individual defendant.
- as the person sued under the fictitious name of (specify):
- on behalf of (specify):
under:

<input type="checkbox"/> CCP 416.10 (corporation)	<input type="checkbox"/> CCP 416.60 (minor)
<input type="checkbox"/> CCP 416.20 (defunct corporation)	<input type="checkbox"/> CCP 416.70 (conservatee)
<input type="checkbox"/> CCP 416.40 (association or partnership)	<input type="checkbox"/> CCP 416.90 (authorized person)
<input type="checkbox"/> other (specify):	
- by personal delivery on (date):

CONFORMED COPY
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Superior Court of California
County of Los Angeles

MAY 27 2015

Sherri R. Carter, Executive Officer/Clerk
By Shaunya Bolden, Deputy

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5 Attorney for Petitioner

8 IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF LOS ANGELES, CENTRAL DIVISION

BY FAX

10 VOICE OF SAN DIEGO, a California
corporation,

11 Petitioner,

12 v.

13 CITY OF CARSON, a municipal corporation;
14 and DOES 1-10, inclusive,

15 Respondents.

CASE NO.

BS155366

VERIFIED PETITION FOR WRIT OF
MANDATE TO COMPEL COMPLIANCE
WITH PUBLIC RECORDS ACT;
COMPLAINT FOR DECLARATORY AND
INJUNCTIVE RELIEF

[Cal. Gov. Code §§ 6258 and 6259; Cal. Code
Civ. Pro. § 1085]

Date:

Time:

Dept.:

Judge:

86 O'Donnell

18 INTRODUCTION

19
20 1. This action, brought pursuant to the California Public Records Act (Gov. Code § 6250
21 *et. seq.*) ("CPRA") by a local online news agency, Petitioner VOICE OF SAN DIEGO ("VOICE"),
22 challenges the determination of Respondent CITY OF CARSON ("CITY") to deny the existence of
23 any communications between the CITY's public officials and representatives of the National
24 Football League ("NFL"), the San Diego Chargers ("CHARGERS"), and the Oakland Raiders
25 ("RAIDERS") beginning on May 1, 2014.

26 2. The CHARGERS and the RAIDERS, football teams playing in the NFL (collectively,
27 the "TEAMS") publicly intend to build an approximately \$1.7 billion dollar shared stadium within
28

VERIFIED PETITION FOR WRIT OF MANDATE, COMPLAINT FOR INJUNCTIVE & DECLARATORY RELIEF

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9 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
10 **FOR THE COUNTY OF LOS ANGELES, CENTRAL DIVISION**

11 VOICE OF SAN DIEGO, a California
12 corporation,

13 Petitioner,

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[Cal. Gov. Code §§ 6258 and 6259; Cal. Code
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Date:
Time:
Dept.:
Judge:

18
19 **INTRODUCTION**

20 1. This action, brought pursuant to the California Public Records Act (Gov. Code § 6250
21 *et. seq.*) ("CPRA") by a local online news agency, Petitioner VOICE OF SAN DIEGO ("VOICE"),
22 challenges the determination of Respondent CITY OF CARSON ("CITY") to deny the existence of
23 any communications between the CITY's public officials and representatives of the National
24 Football League ("NFL"), the San Diego Chargers ("CHARGERS"), and the Oakland Raiders
25 ("RAIDERS") beginning on May 1, 2014.

26 2. The CHARGERS and the RAIDERS, football teams playing in the NFL (collectively,
27 the "TEAMS") publicly intend to build an approximately \$1.7 billion dollar shared stadium within
28

1 the jurisdiction of the CITY.

2 3. The CITY has thwarted each effort VOICE has made over the course of four months
3 in securing correspondence between the CITY, the TEAMS, and/or the NFL through a variety of
4 delay tactics. When the delay tactics have been insufficient, the CITY has blatantly stated that no
5 public records exist. Upon threat of a lawsuit, the CITY determined that it would perform yet
6 another search for responsive materials, wasting more time and ultimately resulting in the same
7 response -- no responsive records exist.

8 4. The VOICE is an investigative news outlet within the City of San Diego and is keenly
9 interested in the CHARGERS prospective move to the City of Carson, as are its thousands of
10 readers. That the CITY has opted to consistently delay, evade, and obstruct VOICE's efforts to
11 secure public documents necessary for the preparation and delivery of thoughtful, factual news to its
12 Southern California readership is as transparent as it is unlawful. This Petition and the injunctive
13 relief sought should be granted immediately.

14 **PARTIES**

15 5. Petitioner VOICE OF SAN DIEGO is a nonprofit, online news service based in and
16 serving San Diego, California. As one of only a handful of investigative San Diego news sources,
17 VOICE devotes extensive coverage to matters of public interest with a focus on local government
18 affairs. Relying upon the donations of an interested and informed public, VOICE has a significant
19 interest in investigating and reporting out to its readership the region's public agency expenditures,
20 political maneuvering and governance activities. The CHARGERS prospective move to Carson has
21 generated a significant public interest in the region and the VOICE relies upon this interest in
22 garnering contributions for its nonprofit work.

23 6. Respondent CITY OF CARSON is a municipal corporation operating under the laws
24 of the State of California. CITY has the administrative authority as well as the responsibility under
25 the CPRA to timely provide documents in its possession pursuant to requests made upon it.

26 7. Respondent Does 1-10 are sued under fictitious names. Their true names and
27 capacities are unknown to Petitioner. When their true names and capacities are ascertained,
28 Petitioner will amend this petition to assert them. Petitioner is informed and believes that each of the

1 fictiously named respondents is responsible in some manner for the occurrences herein alleged, and
2 that the damages as herein alleged were proximately caused by their conduct.

3 **JURISDICTION AND VENUE**

4 8. This Court has jurisdiction under California Government Code §§ 6258 and 6259, and
5 California Code of Civil Procedure § 1085.

6 9. Venue is proper in this Court, under Los Angeles Superior Court Rule 2.3, because
7 the causes of action alleged in this Petition arose in Los Angeles County, where the public records
8 act requests were made and the documents are located.

9 10. VOICE has provided written notice of Petitioners' intention to commence this action
10 on Respondent on May ____, 2015. Copies of the written notice and proof of service are attached
11 hereto as Exhibit "A".

12 11. Petitioner has performed all conditions precedent to filing this instant action and has
13 exhausted all available administrative remedies to the extent required by law.

14 12. Petitioner has no plain, speedy and adequate remedy in the ordinary course of the law
15 unless this Court grants the requested Writ of Mandate to require Respondent to release the records
16 of communications between the CITY, the TEAMS, and/or the NFL. Pursuant to Government Code
17 § 6258, "[a]ny person may institute an action for injunctive or declaratory relief or writ of mandate in
18 any court of competent jurisdiction to enforce his right to inspect or receive a copy of any public
19 record or class of public records under this chapter." Government Code § 6259, which vests courts
20 with the power to issue orders to enforce the CPRA, requires a "verified petition to the superior court
21 of the county where the records or some part thereof are situated...."

22 13. In the absence of this Court's action, the CITY's refusal to release public documents
23 will remain in effect a violation of state law.

24 **STATEMENT OF FACTS**

25 14. On or about February 19, 2015, the CHARGERS and the RAIDERS (collectively, the
26 "TEAMS") announced, in a joint press release, their intent to build an approximately \$1.7 billion
27 dollar shared stadium within the jurisdiction of the CITY.

28 15. On or about February 20, 2015, the CITY, through Councilman Albert Robles,

1 amongst others, publicly announced its interest in hosting the proposed joint-use stadium in a news
2 conference in front of Carson City Hall.

3 16. On or about February 24, 2015, VOICE, through its Senior Reporter and Assistant
4 Editor Mr. Liam Dillon, delivered a California Public Records Act request via electronic mail to
5 Carson City Clerk Donesia Gause seeking:

6 Any communications, including, but not limited to, emails and text
7 messages, between Carson's mayor and any member of the Carson City
8 Council and any employee or representative of the San Diego Chargers,
9 Oakland Raiders or the NFL from 5/1/14 to the present.

10 17. On or about March 6, 2015, CITY, through its deputy city attorney, Brandon D.
11 Ward, delivered a letter to VOICE demanding an extension of 14 additional days pursuant to Gov.
12 Code § 6253(c)(2) alleging that the request required the CITY "to search for, collect and
13 appropriately examine a voluminous amount of separate and distinct records that are demanded in a
14 single request." While the subject request required little more than several keyword searches in the
15 CITY's email server and the review of a few elected officials' correspondence, and could not
16 therefore be categorized as voluminous, VOICE nonetheless did not object to the additional 14 day
17 period for review.

18 18. On or about March 20, 2015, Mr. Ward delivered a second letter to VOICE spelling
19 out a multitude of exceptions to the CPRA request (though without any effort at applying these
20 exceptions specifically to the requested records, instead glibly providing that the exceptions simply
21 "apply to [Mr. Dillon's] request".) Notwithstanding the 24 days the CITY had to search for
22 responsive records, Mr. Ward's letter ends by stating the CITY "is making a reasonable effort to
23 locate and review documents responsive to your request and will alert you when the documents are
24 available for inspection" leaving VOICE to conclude that the CITY continued to search for records
25 past the CPRA deadline. Moreover, Mr. Ward's response failed to provide an estimated time and
26 date for the production of the requested records in contravention of Gov. Code § 6253(c).

27 19. On or about March 23, 2015, this office delivered a demand to Mr. Ward for an
28 estimated date and time for the production of the requested records pursuant to Gov. Code § 6253(c).

20. On or about March 26, 2015, rather than responding to this office, the acknowledged

1 attorney for and legal representative of VOICE, Mr. Ward delivered a third letter directly to Mr.
2 Dillon stating "After conducting a reasonable search for the requested records, the City has
3 concluded that it does not have records responsive to your request." The CITY failed to make any
4 effort to explain how a voluminous search, followed by an iteration of numerous exceptions to the
5 CPRA, resulted in ZERO responsive records.

6 21. On or about April 21, 2015, the CITY Council voted unanimously, 3-0, to forgo a
7 public vote, avoid the California Environmental Quality Act (Public Resources Code § 21000 et.
8 seq.: "CEQA") and approve the development of the TEAMS' proposed joint stadium.

9 22. On or about April 22, 2015, this office reiterated Mr. Dillon's initial CPRA request
10 via email to Mr. Ward.

11 23. On or about May 1, 2015, deputy city attorney Christina Burrows replied to our
12 CPRA request, demanding an additional 14 days, again claiming the right pursuant to Gov. Code §
13 6253(c), notwithstanding the fact that the search had already been performed for responsive records
14 through February 24, 2015, leaving only approximately two months of records to review.

15 24. On or about May 4, 2015, this office responded to Ms. Burrows demanding an
16 explanation for this 14 day extension given that there were no "unusual circumstances" in the request
17 as required under Gov. Code § 6253(c).

18 25. On or about May 4, 2015, after regular business hours, deputy city attorney Gina K.
19 Chung delivered a voicemail to this office stating the CITY was simply waiting to receive emails
20 from now-Mayor Robles and former Mayor Dear in direct contradiction to Ms. Burrows' contention
21 that "unusual circumstances" existed in the examination of "voluminous" records.

22 26. On or about May 5, 2015, Ms. Chung delivered an email to this office stating that no
23 responsive records exist as to Mayor Pro Tem Santarina and Councilmember Davis-Holmes, and
24 reiterated the previous evening's voicemail providing that the CITY continued to wait for Mayor
25 Robles' and former Mayor Dear's emails.

26 27. On or about May 6, 2015, Ms. Chung delivered a letter via email to this office stating
27 that, after review of all materials, no records responsive to our CPRA request exist.

28 28. On or about May 12, 2015, this office delivered to Ms. Chung a letter via email

1 stating that given the size and importance of the stadium proposed by the TEAMS and approved by
2 the CITY, the appearance of public officials at events relating to the stadium, and the apparent need
3 for coordination of these high-level efforts, it appeared highly unlikely that no communications
4 existed between the parties. The letter further demanded that responsive records be released to
5 VOICE no later than May 15, 2015.

6 29. On or about May 15, 2015, Ms. Burrows delivered a letter to this office via email
7 stating, rather cryptically, that though the CITY had failed to find any responsive records, it would
8 perform another search using "different search terms."

9 30. On or about May 18, 2015, in a telephone conversation with Ms. Burrows, this office
10 learned that the "different search terms" being used were several unnamed individuals who were
11 known to be representatives of the TEAMS and/or the NFL who had presumably had contact with
12 the CITY.

13 31. On or about May 22, 2015, Ms. Burrows delivered a letter to this office via email
14 providing that the CITY's latest search for the subject materials resulted, once again, in no
15 responsive records.

16 32. That the CITY has alternatively delayed review of two related requests by improperly
17 seeking 14 extra days twice, that the initial substantive response provided by Mr. Ward appeared to
18 indicate that exemptions applied to existing records, that the CITY failed to abide by the
19 requirements of the CPRA in providing an estimated date and time for release of records, that the
20 CITY indicates that no responsive records exist in what is undoubtedly the largest single transaction
21 in the CITY's history, that the CITY performed a third search purportedly utilizing the names of
22 individuals known to have made contact with officials and failed to do so in its first two efforts, and
23 that the CITY has relied upon shifting and contradictory theories in what can only be termed
24 obstruction, VOICE is left with no option but to seek the Court's assistance. This Petition should be
25 granted immediately.

26 **REASONS FOR GRANTING THIS PETITION**

27 33. Petitioner has no plain, speedy or adequate remedy at law other than the instant
28 Petition. This Petition is specifically authorized under California Government Code sections 6258

1 and 6259. Section 6258 provides that CPRA matters be heard "at the earliest possible time" and
2 VOICE therefore requests a hearing in this Court as soon as possible.

3 34. The policy behind the CPRA favors disclosure, and a refusal to disclose information
4 must be justified by the exemptions enumerated in the CPRA. *Cook v Craig* (1976) 55 Cal.App.3d
5 773, 781. The CITY's refusal to provide the records sought by VOICE's first two CPRA requests
6 lacks any substantive legal or evidentiary justification and instead relies upon an unreasonable
7 suspension of disbelief – namely, that a small city may interact with multi-billion dollar
8 organizations like the NFL and the TEAMS without the production of a single email, text message or
9 letter, even those relating to public hearings which the CITY has already held in approving the
10 stadium project without a vote of its citizenry and circumventing CEQA.

11 35. The requested materials are disclosable public documents pursuant to the CPRA. A
12 public record is "any writing containing information relating to the conduct of the public's business
13 prepared, owned, used, or retained by any state or local agency regardless of physical form or
14 characteristics." Gov. Code § 6252(e). Those documents which relate to the conduct of the public's
15 business are inherently covered under the CPRA. *Braum v City of Taji* (1984) 154 Cal.App.3d 332,
16 340. ["Only purely personal information unrelated to 'the conduct of the public's business' could be
17 considered exempt from this definition, i.e., the shopping list phoned from home, the letter to a
18 public officer from a friend which is totally void of reference to governmental activities."]

19 **FIRST CAUSE OF ACTION**

20 **(VIOLATION OF CALIFORNIA PUBLIC RECORDS ACT)**

21 36. Petitioner hereby incorporates by this reference the allegations of paragraphs 1
22 through 35, inclusive, of this Petition as though fully set forth herein.

23 37. Petitioner has a clear, present and beneficial interest in the CITY's compliance with
24 the CPRA, Government Code § 6250 *et seq.*, enforceable through this action under §§ 6258 and
25 6259.

26 38. The CITY has a clear, present ministerial duty to allow access to all records in its
27 possession and control that are responsive to Petitioner's CPRA request. Failure to do so is an abuse
28 of discretion correctable by issuance of writ of mandate by this Court.

1 39. The CITY has abused its discretion in responding to Petitioner's Public Records Act
2 request by:

3 a. Failing to properly justify the withholding of copies of records as required by
4 Government Code §§ 6254 and 6255;

5 b. Failing to ensure that public records are "open to inspection at all times during
6 the office hours of the state or local agency..." as specified in Government Code § 6253(a);

7 c. Failing to provide an estimated date and time for the release of responsive
8 records in violation of Government Code § 6253(c); and

9 d. Delaying and obstructing the inspection of public records in violation of
10 Government Code § 6253(c), (d).

11 40. In so doing, the CITY is denying Petitioner its rights under the CPRA. As a result of
12 this failure to comply with the CPRA, Petitioner has been and/or will be substantially harmed, in part
13 because it is unable to perform its purpose as a news agency due to the CITY's recalcitrance.

14 41. Petitioner has no other adequate or speedy remedy at law for the conduct of the CITY
15 described herein. Immediate injunctive relief is Petitioner's only means of securing the information
16 sought under the CPRA.

17 **SECOND CAUSE OF ACTION**

18 **(DECLARATORY RELIEF)**

19 42. Petitioner hereby incorporates by this reference the allegations of paragraphs 1
20 through 41, inclusive, of this Petition and Complaint as though fully set forth herein.

21 43. An actual controversy has arisen between VOICE and the CITY, concerning their
22 respective rights and duties. VOICE contends, and CITY denies, that public records exist which
23 document the communications between the TEAMS and/or the NFL and the CITY. Because an
24 actual controversy exists between VOICE and the CITY with respect to each party's rights and
25 duties regarding VOICE's rights to access and review the records responsive to its CPRA Request,
26 VOICE seeks a judicial determination regarding said rights and duties.

27 44. A judicial determination is appropriate at this time and under these circumstances so
28 that VOICE may ascertain and preserve its rights.

1 **THIRD CAUSE OF ACTION**

2 **(INJUNCTIVE RELIEF)**

3 45. PETITIONER hereby incorporates by this reference the allegations of paragraphs 1
4 through 44, inclusive, of this Petition and Complaint as though fully set forth herein.

5 46. The CITY's refusal to perform its ministerial duties under the CPRA has and
6 continues to cause VOICE irreparable harm in that VOICE is unable to perform its work as a news
7 agency disseminating important information about local government to the regional community.

8 47. A temporary restraining order, preliminary injunction and permanent injunction
9 should issue directing the CITY to perform a reasonable search relating to communications between
10 its Mayor and Councilmembers and the TEAMS and/or the NFL. In the event the CITY is unable or
11 unwilling to perform such a search, VOICE requests that the Court order a third party proficient in
12 these matters to perform the search, at the CITY's sole expense.

13 48. VOICE is likely to prevail on the merits and establish that the CITY, by their actions
14 violated Government Code § 6250 *et seq.*

15 49. Petitioner has no plain, speedy and adequate remedy at law, in that unless the CITY is
16 enjoined by this Court, as set forth herein, VOICE will lose credibility in the community (and much
17 needed donations, along with it) if it is not permitted to perform its sole corporate function – the
18 gathering and dissemination of news.

19 **PRAYER FOR RELIEF**

20 WHEREFORE, PETITIONER PRAYS FOR JUDGMENT AS FOLLOWS:

21 1. That this Court immediately issue a writ of mandate directing the City to release all
22 documents responsive to the VOICE's February 24, 2015 and April 22, 2015 CPRA requests.

23 2. Alternatively, if the records are not ordered to be released immediately, that this Court
24 review *in camera* the requested documents pursuant to Gov. Code § 6259 to determine whether the
25 materials should be released to the VOICE.


26 3. That this Court order the CITY to pay Petitioner's reasonable attorneys' fees and
27 costs of the suit pursuant to Gov. Code § 6259, Code of Civ. Proc. § 1021.5 and any other applicable
28 provisions of law; and

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4. For such other and further relief as the Court deems just and proper.

Dated: May 26, 2015

LOUNSBERY, FERGUSON, ALTONA & PEAK, LLP

By: 

Felix M. Tinkov
Attorney for Petitioner Voice of San Diego

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VERIFICATION

I am Sara Libby, Managing Editor for Petitioner VOICE OF SAN DIEGO. I have read the above Petition and know its contents. All facts alleged in the petition are true of my own personal knowledge, except those alleged on information and belief.

I declare under penalty of perjury that the foregoing is true and correct, under the laws of the State of California.

Executed in San Diego, California on May 26, 2015.


SARA LIBBY