



June 10, 2024

VIA EMAIL

Virginia Beach City Public Schools
P.O. Box 6038
2512 George Mason Dr.
Virginia Beach, VA 23456
laurabeth.mattson@vbschools.com

Re: Virginia Freedom of Information Act Request

Dear FOIA Officer:

Pursuant to the Virginia Freedom of Information Act, Va. Code Ann. § 2.2-3700, I, Anisha Hindocha, a resident of Virginia, make the following request for records.

Requested Records

I request that your office produce the following records within five working days:

1. All records reflecting any review of curriculum materials for concepts prohibited by Executive Order 1,¹ conducted either by your office or provided to your office by any other entity or individual. Responsive records include affected course materials, documents reflecting changes to course materials, communications regarding such changes, memoranda, and any other documents pertaining to review of curriculum materials.
2. Records sufficient to identify any changes made or proposed by your office to any curriculum materials to address concepts prohibited by Executive Order 1.
3. Records sufficient to identify any completed investigations, either conducted by your agency or in your agency's possession, into any individual for using educational materials containing concepts prohibited by Executive Order 1.

For all parts of this request, please provide all responsive records from January 15, 2022, to the date the search is conducted.

Please notify my authorized legal representative at records@americanoversight.org of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

¹ A copy of that order can be found here:

<https://www.governor.virginia.gov/media/governorvirginiagov/governor-of-virginia/pdf/eo/EO-1-Ending-the-Use-of-Inherently-Divisive-Concepts.pdf>

Guidance Regarding the Search & Processing of Requested Records

In connection with its request for records, I provide the following guidance regarding the scope of the records sought and the search and processing of records:

- In conducting your search, please understand the terms “record,” “document,” and “information” in their broadest sense, to include any written, typed, recorded, graphic, printed, or audio material of any kind. I seek records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, or minutes of any meetings, telephone conversations or discussions.
- My request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to this request, this request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages.
- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to me, please do not hesitate to reach out to my authorized legal representative at the contact information listed below. We welcome an opportunity to discuss this request with you before you undertake your search or incur search or duplication costs. By working together at the outset, we can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email to the address listed below. Alternatively, please provide responsive material in native

format or in PDF format on a USB drive. If it will accelerate release of responsive records, please also provide responsive material on a rolling basis.

Conclusion

We share a common mission to promote transparency in government. I look forward to working with your agency on this request. If you do not understand any part of this request, please contact Elizabeth Haddix, my authorized legal representative, at records@americanoversight.org or (252) 359-7424 ext. 1031.

Sincerely,

/s/ Anisha Hindocha
Anisha Hindocha