



Mindy Nguyen <mindy.nguyen@lacity.org>

Hollywood Center Project; seismic issues; Public Records Act requests

Robert Silverstein <robert@robertsilversteinlaw.com>

Thu, Mar 18, 2021 at 4:57 PM

To: beatrice.pacheco@lacity.org, daniel.schneidereit@lacity.org, Michael Van Do <michael.vando@lacity.org>, Mindy Nguyen <Mindy.Nguyen@lacity.org>, Vince Bertoni <vince.bertoni@lacity.org>, Wanda Walker <wanda.walker@lacity.org>

Cc: Esther Kornfeld <Esther@robertsilversteinlaw.com>, Naira Soghatyan <Naira@robertsilversteinlaw.com>, Veronica LeBron <Veronica@robertsilversteinlaw.com>

City Officials:

To date we have not received any response to our questions below from December 10, 2020. Nor have we received any responsive documents.

We renew those requests (see in particular **Nos. 5-11**) and comments here. We ask for your immediate response, especially regarding any proposed seismic testing and/or field trenching:

Questions about Hollywood Center project status, EIR, timing, seismic review, etc.:

1. What is expected or planned schedule for any new hearings?
2. Is there any tentative or actual schedule of upcoming events, or discussion of same?
3. What is status of the project's ELDP designation and/or its expected expiration and/or any new applications?
4. Are any CEQA or other documents being prepared for re-release or recirculation? If yes, regarding which subjects and when?
5. What is the status and anticipated or actual timing of the "additional seismic review" that Councilman O'Farrell referred to in his October 11, 2020 letter to the Planning Commission?
6. Is any "additional seismic review" currently taking place or planned? If yes, what does that consist of?
7. Will "additional seismic review" involve new trenching at the project site? If yes, how many trenches, where, how deep, and when is that expected to commence?
8. Regarding "additional seismic review," and in particular trenching, is the California Geological Survey being consulted and/or involved regarding protocols and/or participation, as was indicated to be the case in the August 2020 memoranda from LADBS's Daniel Schneidereit?
9. Regarding "additional seismic review," and in particular trenching, is the U.S. Geological Survey being consulted and/or involved regarding protocols and/or participation?
10. Regarding "additional seismic review," we demand trenching of the proposed Hollywood Center site that is:

A. **Designed and overseen by independent, unpaid by the Applicant/Developer, neutral experts**, including from the United States Geological Survey (USGS) and California

Geological Survey (CGS). The protocol these neutral experts design should be made public for review and comment before trenches are dug.

B. **Deep enough and far enough** north and south. The [USGS in their May 8, 2020 groundbreaking new study](#) found evidence of up to 4 active fault lines crossing the site. Therefore, the **entire site** must be trenched, north to south. The [CGS already noted in their July 16, 2020 letter](#) that Millennium's earlier trenching was incomplete and inadequate, as it fell short of the area mapped by the CGS as having one of the fault lines, and also did not go deep enough.

C. Dug on **both sites east and west** of Vine Street.

D. Performed in a **fully transparent** manner, with unfettered access to the trenches by governmental (USGS and CGS) and other experts. Soil samples should also be competently collected under established protocols and the neutral authorities' watchful eyes and sent for Carbon-14 dating at a world class lab like Lawrence Livermore Labs. We will not stand for any more false claims by Millennium or the City of "contaminated" samples so that they can deny the truth.

11. Question: Will the City require the above A-D? If yes, which parts? If no, why not?

Please provide responses to the above questions 1-11 before close of business **March 22, 2021**.

Public Records Act request:

From December 10, 2020 through the date of the Planning Dept's and LADBS's compliance with this request, all documents, including emails and communications on personal devices, that refer or relate to any and all of the above-referenced topics, including but not limited to all internal agency communications, all inter- and intra-departmental communications, all communications with the project developer/applicant, and all communications with other governmental agencies, including but not limited to the California Geological Survey.

As to this CPRA request, pursuant to Govt. Code Sections 6253 and 6255, please ensure that responsive documents are provided to us by **March 28, 2021**.

Thank you.

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From: Robert Silverstein
To: Michael Van Do; Mindy Nguyen; Vince Bertoni; Wanda Walker; beatrice.pacheco@lacity.org; daniel.schneiderei@lacity.org
CC: Dan Wright; Esther Kornfeld; Naira Soghatyan; Veronica Lebron
Date: 12/10/2020 10:08 AM

Subject: Hollywood Center Project; status, seismic issues; Public Records Act request

Dear Mr. Bertoni, Ms. Nguyen and Ms. Pacheco [and as to the Public Records Act request below, also to Mr. Schneiderei and Mr. Van Do]:

Please advise regarding status of the Hollywood Center project, its EIR review, and its entitlement applications.

Questions about Hollywood Center project status, EIR, timing, seismic review, etc.:

1. What is expected or planned schedule for any new hearings?
2. Is there any tentative or actual schedule of upcoming events, or discussion of same?
3. What is status of the project's ELDP designation and/or its expected expiration and/or any new applications?
4. Are any CEQA or other documents being prepared for re-release or recirculation? If yes, regarding which subjects and when?
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10. Regarding "additional seismic review," we demand trenching of the proposed Hollywood Center site that is:
 - A. **Designed and overseen by independent, unpaid by the Applicant/Developer, neutral experts,** including from the United States Geological Survey (USGS) and California Geological Survey (CGS). The protocol these neutral experts design should be made public for review and comment before trenches are dug.
 - B. **Deep enough and far enough** north and south. The [USGS in their May 8, 2020 groundbreaking new study](#) found evidence of up to 4 active fault lines crossing the site. Therefore, the **entire site** must be trenched, north to south. The [CGS already noted in their July 16, 2020 letter](#) that Millennium's earlier trenching was incomplete and inadequate, as it fell short of the area mapped by the CGS as having one of the fault lines, and also did not go deep enough.
 - C. Dug on **both sites east and west** of Vine Street.
 - D. Performed in a **fully transparent** manner, with unfettered access to the trenches by governmental (USGS and CGS) and other experts. Soil samples should also be competently collected under established protocols and the neutral authorities' watchful eyes and sent for Carbon-14 dating at a world class lab like Lawrence Livermore Labs. We will not stand for any more false claims by Millennium or the City of "contaminated" samples so that they can deny the truth.

Question: Will the City require the above A-D? If yes, which parts? If no, why not?

Please provide responses to the above questions 1-10 before close of business **December 14, 2020**.

Public Records Act request:

From June 1, 2020 through the date of the Planning Dept's and LADBS's compliance with this request, all documents, including emails and communications on personal devices, that refer or relate to any and all of the above-referenced topics, including but not limited to all internal agency communications, all inter- and intra-departmental communications, all communications with the project developer/applicant, and all communications with other governmental agencies, including but not limited to the California Geological Survey.

As to this CPRA request, pursuant to Govt. Code Sections 6253 and 6255, please ensure that responsive documents are provided to us by **December 20, 2020**.

Please include our communications in the running administrative record for the project.

Thank you.

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