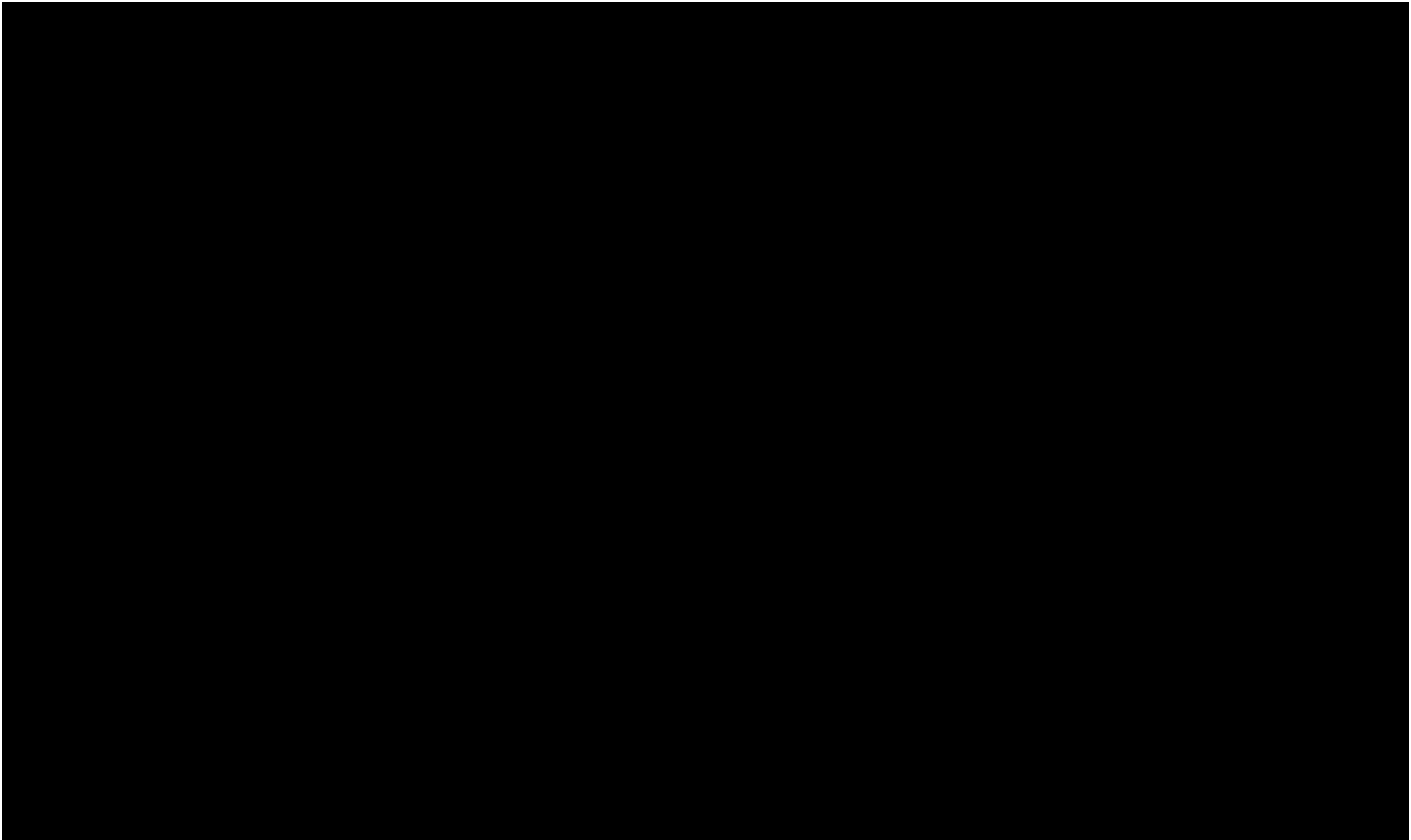




Robert Byrd <robert@prolifef.com>

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**From:** Dellner, Tom <Tom.Dellner@ucsf.edu>  
**Sent:** Monday, June 14, 2021 10:01 AM  
**To:** Craig Alexander <craig@craigalexanderlaw.com>  
**Subject:** UCSF PRA 107-020

Hello and good morning, Mr. Alexander. I hope this finds you well.

Attached hereto is the beginning of a rolling production of documents regarding the researcher collections that we had discussed. Redactions have been applied to Medical Record Number information pursuant to California Government Code section 6254(c). Redactions have been applied to the names of researchers and staff, as well as specific date and time of the collection pursuant to California Government Code sections 6254(k) and 6255. The names of researchers and staff and the specific time of the specimen collection do not shed any light on the work of the University, whereas the potential harm to UCSF employees could be quite great.

The estimated date of production for the next set of logs is on or before Friday 6/25/21.

Thank you, kind regards,

td

**TOM DELLNER**

he/him/his

**Analyst**

**UC Legal – San Francisco**

UCSF Office of Legal Affairs

[745 Parnassus Ave, San Francisco, CA 94143-0986](#)

(415) 476-2812

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**From:** Craig Alexander  
**Sent:** Tuesday, June 22, 2021 10:54 AM

**To:** Dellner, Tom <Tom.Dellner@ucsf.edu>  
**Subject:** RE: UCSF PRA 107-020

Good morning Mr. Dellner,

I have been able to discuss this with my client and I would like to have a discussion with you about this. When would be a good day and time to discuss?

Thank you,

Craig Alexander

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**Sent:** Tuesday, June 22, 2021 4:28 PM  
**To:** Dellner, Tom <Tom.Dellner@ucsf.edu>  
**Subject:** RE: UCSF PRA 107-020

Dear Mr. Dellner,

I am sorry you now wish to only communicate in writing as our telephone calls rendered this process much more helpful and productive.

Here are my questions:

When you contacted me you advised that the “log” or check out sheets for researchers checking out various fetal tissue parts from the Women’s Options Center for research were hand written logs complete with penmanship (including errors), “coffee stains”, etc. You previously advised that the Women’s Options Centers do not keep a record of the fetal tissue parts (or as a whole of the fetal body) that are “incoming” or donated by patients of the centers. In other words there are **no records** of fetal tissue collections into the Women’s Options Centers but only a log of outgoing parts (parts leaving the Options Centers) when a researcher picks them up from the centers going to various research projects at the university. Did I understand our prior conversation on this issue correctly?

What you sent me (copy attached) is what I understand to be the log for collections by researchers **from** the Women's Options Centers. It appears to be a list of e-mails with partial dates blocked out, names of the sender and recipient blocked out and some other information redacted. Is this document something UCSF created just for this disclosure? A substitute for the original check out sheets? Or is there another explanation? Is what you sent a reproduction of the original or a substitute document? Please advise.

Under the PRA my client is entitled to a reproduction of the original document – perhaps with redactions or perhaps without redactions.

I have attached a copy of what you sent but with some yellow highlights on page two. Please let me know if the highlights do not show up when you open this.

Some of the highlights have the fetal tissue parts in “singular” (i.e. “bladder”) while others illustrated by the highlights list fetal tissue parts in plural (i.e. “kidneys”). Next to the fetal tissue parts list are redactions. My question is why was that redacted? Is it an “A. B. C.” of the items collected? Is it something else? If it was just A., B., C. of each list of the items collected it seems to be something that should not be redacted. That would not have anything to do with the identification of the researcher, or the specific date or time of collection (I am not sure how the date or time of collection endangers any researcher or staff warranting redaction) or any other UCSF employee or the Medical Record Number information requiring redaction.

If this document is a substitute for the original log, did the original log have individual numbers of fetal tissue parts listed (i.e. “3 kidneys”) when those tissues were checked out?

If any of my questions need explanation or clarification, I am at your service to have a telephone call to discuss.

I look forward to hearing from you,

Craig Alexander

949-481-6400

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**From:** Dellner, Tom <Tom.Dellner@ucsf.edu>  
**Sent:** Tuesday, June 22, 2021 3:32 PM  
**To:** Craig Alexander <craig@craigalexanderlaw.com>  
**Subject:** RE: UCSF PRA 107-020

Hello and good afternoon, Mr. Alexander. I hope this finds you well.

Do you have follow-up requests or questions concerning the release we made on June 14? If so, may I ask you to provide me those items in writing so we have a clear record? Also, as a quick note, we are on target to have the next production on or before Friday of this week as estimated.

Thank you, kind regards, td

**TOM DELLNER**

he/him/his

**Analyst**

**UC Legal – San Francisco**

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[745 Parnassus Ave, San Francisco, CA 94143-0986](#)

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**From:** Craig Alexander <[craig@craigalexanderlaw.com](mailto:craig@craigalexanderlaw.com)>

**Sent:** Tuesday, June 22, 2021 10:54 AM

**To:** Dellner, Tom <[Tom.Dellner@ucsf.edu](mailto:Tom.Dellner@ucsf.edu)>

**Subject:** RE: UCSF PRA 107-020

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This Message Is From an External Sender


This message came from outside your organization.

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 **6-14-2021 disclosure PRA 020-107 6.14.21 ver 2.pdf**  
1269K

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**From:** Dellner, Tom <[Tom.Dellner@ucsf.edu](mailto:Tom.Dellner@ucsf.edu)>  
**Sent:** Thursday, June 24, 2021 10:01 AM  
**To:** Craig Alexander <[craig@craigalexanderlaw.com](mailto:craig@craigalexanderlaw.com)>  
**Subject:** FW: UCSF PRA 107-020

Hello and good morning, Mr. Alexander. I hope this finds you well.

I have inserted below in blue highlight the responses to your questions. As I indicated in my email below we plan to make our next production by tomorrow.

Thank you, kind regards, td

**TOM DELLNER**

he/him/his

**Analyst**

**UC Legal – San Francisco**

UCSF Office of Legal Affairs

[745 Parnassus Ave, San Francisco, CA 94143-0986](#)

(415) 476-2812

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**From:** Craig Alexander <[craig@craigalexanderlaw.com](mailto:craig@craigalexanderlaw.com)>  
**Sent:** Tuesday, June 22, 2021 4:28 PM  
**To:** Dellner, Tom <[Tom.Dellner@ucsf.edu](mailto:Tom.Dellner@ucsf.edu)>  
**Subject:** RE: UCSF PRA 107-020

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This Message Is From an External Sender

This message came from outside your organization.

Dear Mr. Dellner,

I am sorry you now wish to only communicate in writing as our telephone calls rendered this process much more helpful and productive.

Here are my questions:

When you contacted me you advised that the “log” or check out sheets for researchers checking out various fetal tissue parts from the Women’s Options Center for research were hand written logs complete with penmanship (including errors), “coffee stains”, etc. You previously advised that the Women’s Options Centers do not keep a record of the fetal tissue parts (or as a whole of the fetal body) that are “incoming” or donated by patients of the centers. In other words there are **no records** of fetal tissue collections into the Women’s Options Centers but only a log of outgoing parts (parts leaving the Options Centers) when a researcher picks them up from the centers going to various research projects at the university. Did I understand our prior conversation on this issue correctly?

As I believe I told you a number of times, the records include “incoming”. By “incoming”, I assume you would include the patients’ fully executed consent, which as I told you is scanned into the Electronic Medical Record (EMR). The challenge I explained to you was how to aggregate or extract those data into something responsive to “how many donations by year”. I don’t recall saying anything about “coffee stains”.

What you sent me (copy attached) is what I understand to be the log for collections by researchers **from** the Women’s Options Centers. It appears to be a list of e-mails with partial dates blocked out, names of the sender and recipient blocked out and some other information redacted. Is this document something UCSF

created just for this disclosure? A substitute for the original check out sheets? Or is there another explanation? Is what you sent a reproduction of the original or a substitute document? Please advise.

What I sent you was not a substitute for the originals or something created for disclosure. This is the method used by researchers when the pandemic caused the process to change.

Under the PRA my client is entitled to a reproduction of the original document – perhaps with redactions or perhaps without redactions.

What I sent you is a reproduction of the original document with redactions.

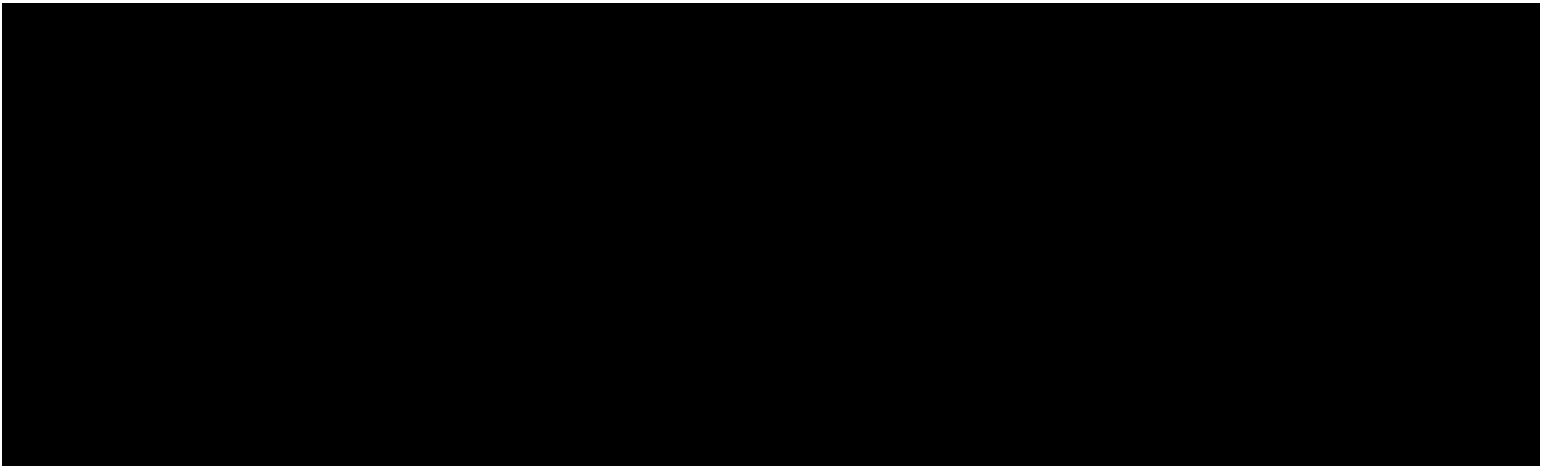
I have attached a copy of what you sent but with some yellow highlights on page two. Please let me know if the highlights do not show up when you open this.

Some of the highlights have the fetal tissue parts in “singular” (i.e. “bladder”) while others illustrated by the highlights list fetal tissue parts in plural (i.e. “kidneys”). Next to the fetal tissue parts list are redactions. My question is why was that redacted? Is it an “A. B. C.” of the items collected? Is it something else? If it was just A., B., C. of each list of the items collected it seems to be something that should not be redacted. That would not have anything to do with the identification of the researcher, or the specific date or time of collection (I am not sure how the date or time of collection endangers any researcher or staff warranting redaction) or any other UCSF employee or the Medical Record Number information requiring redaction.

The redactions you are asking about are four digits from the patient’s Medical Record Number.

If this document is a substitute for the original log, did the original log have individual numbers of fetal tissue parts listed (i.e. “3 kidneys”) when those tissues were checked out?

To my knowledge, there are no individual numbers of specimens listed, only the Medical Record Number information.





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**Sent:** Friday, June 25, 2021 2:10 PM  
**To:** Craig Alexander <[craig@craigalexanderlaw.com](mailto:craig@craigalexanderlaw.com)>  
**Subject:** RE: UCSF PRA 107-020


Hi, Mr. Alexander.

Attached hereto is the next in a rolling production of documents regarding the researcher collections that we had discussed. These documents are a reproduction of the original record with redactions. Redactions have been applied to Medical Record Number information pursuant to California Government Code section 6254(c). Redactions have been applied to the names of researchers and staff, as well as specific date and time of the collection pursuant to California Government Code sections 6254(k) and 6255. The names of researchers and staff and the specific time of the specimen collection do not shed any light on the work of the University, whereas the potential harm to UCSF employees could be quite great.

The estimated date of production for the next set of logs is on or before Friday 7/9/21.

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