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November 17, 2023

**CONFIDENTIAL DISCUSSIONS REGARDING POTENTIAL LIABILITY
SUBJECT TO EVIDENCE CODE SECTIONS 1152 & 1154**

VIA Email
bschultz@nationalcity.ca.gov

Barry J. Schultz
City Attorney
City of National City
1243 National City Boulevard
National City, CA. 91950-4301

Re: Commissioner Sandy Naranjo

Dear Mr. Shultz:

The San Diego Unified Port District (the “District” or “Port”) appreciates that the City of National City’s (the “City” or “National City”) recognizes the potentially serious legal implications caused by the actions of Commissioner Naranjo. Further, as we have stated in previous letters, she has created a significant risk of liability to the District and the City.

Such potential exposure grows as Commissioner Naranjo’s retaliatory actions continue, and the City must not facilitate such activity. We were pleased to see that your published agenda for your November 21 meeting does not include a specific agenda for the Commissioner and/or her attorney to lay out her case before the City Council as she previously announced. However, we are aware that she has been given an opportunity to speak under other agenda items such as Regional Boards and Committee Reports.

The City should not provide a public forum for Commissioner Naranjo, her attorney, or those acting on her behalf to further their retaliatory efforts, and make or repeat baseless accusations and inuendo. Specifically, we warn the City that agenzizing a specific item or allowing her time on other general agenda items, now or in the future, would likely lead to additional serious legal risk to the City for aiding the retaliatory actions of its appointed representative. Of course Commissioner Naranjo may participate as a public speaker at an open and public meeting. As previously conveyed to you, if claims are levied against the District as a result of Commissioner Naranjo’s actions, the District may have no choice but to seek reimbursement from the City for any resulting damages and expenses. We want to continue to work with you to avoid liability.

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The District thanks the City for taking this matter seriously and for its continued cooperation.

Sincerely,

A handwritten signature in blue ink that reads "Sonia R. Carvalho". The signature is fluid and cursive.

Sonia Rubio Carvalho
of BEST BEST & KRIEGER LLP

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