



## LIBERTARIAN PARTY OF SAN FRANCISCO

520 Frederick St. #17, San Francisco CA 94117 · [www.LPSF.org](http://www.LPSF.org)

### **Resolution Condemning the Raid on Journalist Bryan Carmody's Home and Office in Connection with the Leak of the Adachi Police Report**

14 May, 2019

**Whereas**, independent voices responsive to the people are needed in a democracy to inform the voters of abuses of power by those vested with authority;

**Whereas** California government code Section 54950 states, "the people in delegating authority, do not give their public servants the right to decide what is good for them to know and what is good for them not to know. The people insist on remaining informed so that they may retain control over the instruments they have created";

**Whereas** the California Constitution's Sunshine Amendment, The California Journalist Shield Law, and the San Francisco Sunshine Ordinance establish principles of transparency in government and freedom of the press;

**Whereas** the circumstances surrounding the death of San Francisco public defender Jeff Adachi are a State and local affair outside the scope of the delegated powers of the Federal constitution;

**Whereas** the United States Supreme Court found in *Pruneyard Shopping Center v. Robins* that the California Constitution can establish broader rights and freedoms than enshrined by the first Amendment in the Federal Constitution;

**Whereas** secret grand juries, knockless searches on journalists, the seizure of their business and personal property, judge and venue shopping, and law enforcement threats create a chilling effect on freedom of the press in their service to the public;

**Whereas** law enforcement at all levels of government have a long and dark history of infringing on civil liberties through entrapment by process crimes such as "obstruction of justice", and

**Whereas** in an age of internet publishing We are all journalists,

**It is Resolved** by the Libertarian Party of San Francisco to express its severe concern over press reports regarding SFPD and Federal raids on journalist Bryan Carmody and the seizure of the tools needed to earn his living;

**It is Further Resolved** a copy of this resolution shall be sent to the Society of Professional Journalists, Northern California, the Federal Bureau of Investigation, the US Department of Justice, the San Francisco Police Department, the Office of the Mayor, and to news outlets in Northern California.

Mover: Thomas Busse, LPSF Secretary, [secretary@LPSF.org](mailto:secretary@LPSF.org)

Seconders: Nick Smith, LPSF Chair, [chair@LPSF.org](mailto:chair@LPSF.org)