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May 1, 2017

By Email to:
hpierce@bakersfield.com and
U.S. Mail

Harold Pierce
The Bakersfield Californian
1707 Eye Street
Bakersfield, California 93301

Re: Public Records Act Request
Re: Tyson Reed

Dear Mr. Pierce:

Enclosed please find those documents located and determined to be non-exempt responsive documents, produced on behalf of the Kern High School District, pursuant to your California Public Records Act request for "...digital copies of any and all emails, written correspondence and memos between district officials, and between school site officials pertaining to this incident" (as related to the Tyson Reed/taser matter). As previously advised, the KHSD continues to assert all of the applicable exemptions and objections related to your request, including but not limited to:

1. Requests information or documents that are confidential personnel records pertaining to any police officer. The procedures for obtaining information contained in peace officer personnel records are governed by Evidence Code §1043 (i.e. Pitchess motion). Penal Code §832.7 specifically provides that peace officer personnel files and information obtained from such records, are confidential and shall not be disclosed in any proceeding except by a discovery motion pursuant to Evidence Code §1043. The procedures outlined in Evidence Code §1043 are the exclusive means by which to seek to obtain confidential information from peace officer personnel files. See *City of Fresno v. Superior Court* (1988) 205 Cal.App.3d 1459, 1474.
2. The request seeks records containing confidential witness and confidential juvenile information under Welfare and Institutions Code sections 827 and 828. (See *Westcott v. County of Yuba* (1980) 104 Cal.App.3d 103.) A court order is necessary to release such records.
3. The request seeks disclosure of exempt or prohibited records pursuant to federal or state law (see Gov. Code, § 6254 subd. (k)), or infringes upon the attorney-client privilege. (*Roberts v. City of Palmdale* (1993) 5 Cal.4th 363, 370-371) and the work product doctrine. (See Code Civ. Proc., § 2018; Evid. Code §§952, 954; Bus. & Prof. Code §6068.)

May 1, 2017
Page 2

4. The request seeks documents or information that constitute confidential student records and/or contains confidential student information. (Gov. Code, § 6254, subd. (k); FERPA, 20 U.S.C. § 1232g; Ed. Code, § 49076; *Rim of the World Unified School District v. Superior Court* (2002) 104 Cal.App.4th 1393, 1399.)
5. The request seeks preliminary drafts, notes or memoranda not retained in the usual course of business. (See Gov. Code, § 6254 subd. (a).)
6. The request seeks personnel files or other documents, the disclosure of which would constitute an unwarranted invasion of privacy. (See Gov. Code, § 6254 subd (c); *City of Hemet v. Superior Court* (1995) 37 Cal.App.4th 1411, 1421-22.)
7. The request seeks records that reveal deliberative process, legal research, theories or strategy, or requests information regarding closed session Board matters. (See Gov. Code, § 6254 subd. (p); *Kleitman v. Superior Court* (1999) 74 Cal.App.4th 324; Brown Act.)
8. The request seeks records subject to the confidential privilege under Government Code section 6255 subdivision (a).

You will note that some of the enclosed records have been redacted consistent with the objections and exemptions stated herein, and the otherwise non-exempt and non-privileged/protected records are enclosed herein.

At this time the District considers this CPRA request to be fulfilled, and we appreciate your patience as the District performed its search. Please feel free to contact me with any further questions or concerns.

Very truly yours,



Anthony N. DeMaria
McCormick Barstow LLP

AND:tlm
Encl.

78046-00101 4439518.1

From: Bryon Schaefer
To: David Reese; Brenda Lewis
Subject: RE: Tyson Reed
Date: Wednesday, March 11, 2015 4:11:00 PM

We agree....I will get involved with this.

-----Original Message-----

From: David Reese
Sent: Wednesday, March 11, 2015 3:42 PM
To: Bryon Schaefer; Brenda Lewis
Subject: Tyson Reed

You guys can talk me off the ledge but I am about ready to come to you and say this is wrong. This kid deserves an after school for defiance of authority. He should not be up for You want true transparency there it is. This is morally and ethically wrong. I have not said to anyone else but the two of you.

Sent from my iPhone

From: Brad Rappleye
To: Carey Jue
Subject: RE: Bret Bonetti in trouble for BHS tasing Incident
Date: Thursday, December 01, 2016 3:19:00 PM

Oh wow!!!! That's amazing. What is going to happen?
Brad

From: Carey Jue
Sent: Thursday, December 01, 2016 2:41 PM
To: Brad Rappleye <brappleye@kernhigh.org>
Subject: RE: Bret Bonetti in trouble for BHS tasing incident

Kid was late to class because he was in the office to talk about an unrelated incident. Student made a detour on the way back to get water and listen to music. Bonetti did not accept the hall pass. Student told to leave. Student refused to leave until the teacher marked him present. Security called. Two security guards responded. Student non compliant. Officer tased kid. Kid fell to the ground. Student tased again and handcuffed.
Carey

From: Brad Rappleye
Sent: Thursday, December 01, 2016 2:30 PM
To: Carey Jue <Carey_Jue@kernhigh.org>
Subject: RE: Bret Bonetti in trouble for BHS tasing incident

Was that a class demonstration or was the kid out of control? Why was he tasered?
Brad

From: Carey Jue
Sent: Thursday, December 01, 2016 2:23 PM
To: Clark Jue <Clark_Jue@kernhigh.org>; Brad Rappleye <brappleye@kernhigh.org>
Subject: Bret Bonetti in trouble for BHS tasing incident

Read Bakersfield Californian TMB on mobile app. Today. Brett Bonetti had a incident in 2015 where kid was tasered in his classroom.
Carey

Carey E. Jue,
*Head Swimming and Diving Coach,
Mathematics Teacher,
East Bakersfield High School;
Water Safety Instructor and Lifeguarding Instructor Trainer,
Kern High School District;
(661) 871-7221, ext. 71501 (work)
(661) (home)
(661) (cell).*

From: Carey Jue
To: Brad Rappleye
Subject: RE:
Date: Friday, December 02, 2016 8:38:40 AM

I don't think Bret did anything wrong but the kid must have been really rude and belligerent to get tased. Californian is having a field day muckraking on the district.
Carey

From: Brad Rappleye
Sent: Friday, December 02, 2016 8:28 AM
To: Carey Jue <Carey_Jue@kernhigh.org>
Subject:

Carey – There was a big article in the Californian today. Perhaps you saw it. From what was in the paper I'm not sure how guilty Bonetti is of any wrong. The other question is how much trouble had this kid caused at BHS in the past. Unfortunately, all teachers are targets of complaint and criticism.

Don't you love wearing a target?
Have a great weekend.
Brad

From: Roger Sanchez
To: John Goetten
Subject: FW: Google Alert - KHSD
Date: Wednesday, September 28, 2016 1:10:34 PM

And the hits keep coming ...

From: Google Alerts [mailto:googlealerts-noreply@google.com]
Sent: Wednesday, September 28, 2016 1:00 PM
To: Roger Sanchez <roger_sanchez@kernhigh.org>
Subject: Google Alert - KHSD



KHSD

Daily update - September 28, 2016

NEWS

Student Says He Was Tasered for a Tardy

Courthouse News Service

Tyson Reed and his mother, Linda Reed, sued Kern High School District, KHSD Officer Luis Pena, and teacher Brett Bonetti on Sept. 22 in Kern ...



Flag as irrelevant

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From: Carey Jue
To: Clark Jue
Subject: RE: Bret Bonetti in trouble for BHS tasing Incident
Date: Thursday, December 01, 2016 2:42:22 PM

It's amazing how much stuff goes on and they cover it up. I hope Bonnetti joined CTA or he's in deep with legal fees.

Carey

From: Clark Jue
Sent: Thursday, December 01, 2016 2:38 PM
To: Carey Jue <Carey_Jue@kernhigh.org>
Cc: Brad Rappleye <brappleye@kernhigh.org>
Subject: Re: Bret Bonetti in trouble for BHS tasing incident

And it's just getting out on the media now?

Sent from my iPhone

On Dec 1, 2016, at 2:23 PM, Carey Jue <Carey_Jue@kernhigh.org> wrote:

Read Bakersfield Californian TMB on mobile app. Today. Brett Bonetti had a incident in 2015 where kid was tasered in his classroom.

Carey

Carey E. Jue,
Head Swimming and Diving Coach,
Mathematics Teacher,
East Bakersfield High School;
Water Safety Instructor and Lifeguarding Instructor Trainer,
Kern High School District;
(661) 871-7221, ext. 71501 (work)
(661) (home)
(661) (cell).

From: Marivel Huizar
To: Luis Pena
Subject: RE: report
Date: Tuesday, March 10, 2015 1:37:38 PM

Yeah I checked. I told her I will get it to her as soon as Mike approves it
Thanks!

From: Luis Pena
Sent: Tuesday, March 10, 2015 1:35 PM
To: Marivel Huizar
Subject: Re: report

It hasn't been approved she had to wait

Sent from my iPhone

On Mar 10, 2015, at 1:24 PM, "Marivel Huizar" <marivel_huizar@khsd.k12.ca.us> wrote:

Brenda Lewis needs it

From: Luis Pena
Sent: Tuesday, March 10, 2015 1:24 PM
To: Marivel Huizar
Subject: Re: report

Who's asking

Sent from my iPhone

On Mar 10, 2015, at 1:23 PM, "Marivel Huizar" <marivel_huizar@khsd.k12.ca.us> wrote:

Hi Luis, confirm the incident with BHS student who you tazed is report #15-0158?

<image002.jpg> Marivel J. Huizar
Kern High School District/Emergency Operation Center
Pupil Personnel Services/KHSD Police Department
5701 Sundale Avenue
marivel_huizar@khsd.k12.ca.us

From: David Carter
To: Zach McMinch
Subject: Tyson Reed situation
Date: Tuesday, April 28, 2015 9:56:02 PM

How did that go at the end of the day for you guys?

Sent from my iPhone

From: David Carter
To: Zach McVinch
Subject: Tyson Reed situation
Date: Tuesday, April 28, 2015 9:56:02 PM

How did that go at the end of the day for you guys?

Sent from my iPhone

From: Dave Edmiston
To: Mike Collier
Cc: Shane Dishman
Subject: Taser Deployment
Date: Monday, March 09, 2015 7:32:45 AM

Good Morning Chief,

Advise when Pena has his report completed for the incident on Friday. Let Dishman or I know when it's completed and either Dishman or I can come to District Office and download the log. He will also need to turn in a Supervisor's Report which will be reviewed and approved by you. I reminded Pena about the report on Friday by text.

Thanks.

DE

From:
To: David Reese
Cc: Rashaan Shehee
Subject: RE: Hall of Fame video
Date: Friday, December 02, 2016 9:43:46 AM

Stay the course. You can only be responsible for you. Not your fault coach!

From: David Reese [mailto:David_Reese@kernhigh.org]
Sent: Thursday, December 01, 2016 8:07 PM
To:
Cc: Rashaan Shehee
Subject: Re: Hall of Fame video

Thanks buddy. I will let you know.... crazy newspaper day tomorrow. Story about CSUB hall of fame Reese etc will be buried by story about bhs kid Tyson reed being tased in 2015 by KHSD officer in Bonnetti's class.

Sent from my iPhone

On Dec 1, 2016, at 7:03 PM, < > wrote:

Absolutely yes! Congrats Dave Its quite an honor!

From: David Reese [David_Reese@kernhigh.org]
Sent: Thursday, December 01, 2016 10:57 AM
To: Rashaan Shehee;
Subject: RE: Hall of Fame video

Well, its not the Bob Elias HOF but it's a nice honor.

From: Rashaan Shehee
Sent: Thursday, December 01, 2016 10:56 AM
To: David Reese;
Subject: RE: Hall of Fame video

In all seriousness, congrats on the induction!!

From: David Reese
Sent: Thursday, December 01, 2016 10:55 AM
To: Rashaan Shehee <rashaan_shehee@kernhigh.org>;
< >
Subject: RE: Hall of Fame video

Now now.

From: Rashaan Shehee
Sent: Thursday, December 01, 2016 10:49 AM
To: David Reese;
Subject: RE: Hall of Fame video

Absolutely.... You better hope they don't call me. I'm telling all the stories lol

From: David Reese

Sent: Thursday, December 01, 2016 10:47 AM

To: > Rashaan Shehee

<rashaan_shehee@kernhigh.org>

Subject: Hall of Fame video

I was fortunate enough to be nominated to be an inductee into the CSUB Alumni Hall of Fame. They are making a video for the induction ceremony. Can I submit your names as possible people to make a short video statement about me? This is not sports related....

☺ Let me know.

From: Otis Jennings
To: Mike Collier
Subject: Re: Taser deployed
Date: Friday, March 06, 2015 8:42:16 PM

Thnaks Chief ... my e-mails did not come through until late this evening. Probably because they are setting up software to monitor our e-mails.

Sent from O's Pad

On Mar 6, 2015, at 3:03 PM, Mike Collier <mike_collier@khsd.k12.ca.us> wrote:

Otis,

Luis Pena used his Taser on a kid at BHS this afternoon. When you have a moment, I can brief you on what happened.

Chief

From: Roman Fabian
To: Jesse Aranda
Subject: email
Date: Monday, March 09, 2015 1:26:00 PM

On Friday March 6, 2015 after school at approximately 2:35pm we got a call that there was a student in Spindt Hall refusing to leave the classroom. As I walked into Spindt Hall 107 saw that Unit 3 Bridget L. AND Unit 5 Jose P. were already there with the student Tyson Reed. Moments later Officer Pena arrived he then approached the student Tyson Reed and asked him to walk with him to the deans office, student refused. He asked him again and the student refuse again. Officer Pena then asked him to stand up and put his hands behind his back. The student refusing saying "I'm not moving until I get marked here". Officer Pena asked him a couple more times and Tyson still refusing. Then Officer Pena got ahold of Tysons arm bringing the student up to his feet. Officer demanding Tyson to stop resisting, meanwhile trying to get his arm behind his back. Tyson then turned away from the officer facing the window with both hands clenched by his stomach. I tried to get ahold of his left arm and bring it back

From: Carol Stonecipher
To: Luis Pena
Subject: PW: Taser Deployed at BHS
Date: Tuesday, March 10, 2015 9:08:00 AM

FYI – got email from Edmiston.....

Not sure if he sent it to you, or if I'm supposed to send it to you.

See below.

From: Dave Edmiston
Sent: Friday, March 06, 2015 3:36 PM
To: Carol Stonecipher
Cc: Shane Dishman
Subject: Re: Taser Deployed at BHS

He will need to complete a use of force report.

From: David Carter
To: Otis Jennings
Subject: RE: blanket answer to parent that say we cannot have their child write a statement without their consent.
Date: Tuesday, March 10, 2015 4:22:56 PM

Perfect

Thank you Otis.

From: Otis Jennings
Sent: Tuesday, March 10, 2015 3:33 PM
To: David Carter
Subject: Re: blanket answer to parent that say we cannot have their child write a statement without their consent.

I don't have a blanket statement but I would offer the father a basic ... Unfortunately I am not familiar with any such law and what I am simply trying to do is thoroughly investigate an incident. She is not in any trouble and we take every precaution, if we use the statement to redact names or anything else that may identify her. I am charged with investigating in incidents that happen on this campus and in an attempt to be fair and provide due process for students I need to have eyewitness testimony.

Just a few thoughts.

TC & GB,
Sent from O's phone.

On Mar 10, 2015, at 2:24 PM, David Carter <david_carter@khsd.k12.ca.us> wrote:

The father of the student who witnessed what happen Friday was upset because I had her write a statement about what she witnessed during the Tyson Reed incident.

Father told me that is was not legal for her to write anything because she is a minor.

Is there a blanket answer that covers us with questions like this. I do not want to say the wrong thing.

David Carter
Dean of Students
Bakersfield High School
661-324-9841

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From: Otis Jennings
To: Elisa Machado
Subject: Re: Phone Message- BHS
Date: Friday, March 06, 2015 8:30:09 PM

Done ... thanks. My e-mail was tripping ... I didn't have this by the end of the day... thanks for telling me.

Sent from O's Pad

On Mar 6, 2015, at 3:04 PM, Elisa Machado <Elisa_Machado@khsd.k12.ca.us> wrote:

Phone Message:

Please call Sydney Peterson regarding the BHS incident and the student who was tased in the classroom- she has all of the info- 71035.

Thanks,
Elisa

From: David Reese
To: Sydney Peterson; Loma Wilkerson; Chieenne Bell
Subject: Re:
Date: Monday, January 11, 2016 6:42:00 PM

Never mind I found it March 6

Sent from my iPhone

- > On Jan 11, 2016, at 6:40 PM, David Reese <David_Reese@kernhigh.org> wrote:
- >
- > What was the date that Tyson Reed happened? Where was I and she did I find out about the incident ?
- >
- > Sent from my iPhone

From: David Reese
To: Otis Jennings
Subject: Friday
Date: Monday, March 09, 2015 9:02:00 AM

We probably need to get together and talk through the tasing incident on Friday.

From: David Reese
To: Paul Golla; Mitch Hesthuis; Joel Stewart; Brett Bonetti; Dana Mendoza; Julie Boden
Subject: I invite you to stop by and see me.....
Date: Thursday, March 12, 2015 9:40:00 AM

If you wish to know any information that I can share with you regarding Tyson Reed.

From: [Elisa Machado](#)
To: [Orla Jennings \(otls_jennings@khsd.k12.ca.us\)](#)
Subject: Phone Message- BHS
Date: Friday, March 06, 2015 3:04:00 PM

Phone Message:

Please call Sydney Peterson regarding the BHS incident and the student who was tased in the classroom- she has all of the info- 71035.

Thanks,
Elisa

From: Colleen Dawson
To: Adam Dawson
Subject: FW: Article
Date: Monday, December 05, 2016 9:13:44 AM

"It is not the brains that matter most, but that which guides them--the character, the heart, generous qualities, progressive ideas."
-Dostoyevsky

Colleen Dawson
North High School
(661) 399-3351, Ext. 75331

-----Original Message-----

From: Erica Zeimet
Sent: Friday, December 02, 2016 10:19 AM
To: Colleen Dawson; Tsogvik Granucci
Subject: Fw: Article

Erica Zeimet-Cameron
North High School
English 11 and Avid 9

From: Jan Kenney
Sent: Thursday, December 1, 2016 1:50 PM
To: Aaron Rothkopf; Alma Robledo; Erica Zeimet; Deanne Murphy; Jan Kenney
Cc: Jan Kenney
Subject: Article

Lawsuit: KHSD officer tased student twice

http://www.bakersfield.com/news/lawsuit-khsd-officer-tased-student-twice/article_64a14f3f-9b25-536a-8009-d47ec944f31a.html

(Via TBC Mobile)

Sent from my iPhone

132

From: Roger Patterson
To: Cody Bema; Jerald Pierucci; Mike Warner; Scott Parker; Rosemary Silverman; Eric Osborne
Subject: RE: Looks like BHS has a new tardy policy...
Date: Wednesday, September 28, 2016 11:34:36 AM

This is fact. I've already been approached about wearing a chicken suit to a rally by a colleague.

From: Cody Bema
Sent: Wednesday, September 28, 2016 11:28 AM
To: Jerald Pierucci; Mike Warner; Scott Parker; Rosemary Silverman; Roger Patterson; Eric Osborne
Subject: RE: Looks like BHS has a new tardy policy...

I guess tasing is an intervention as BHS was recognized as a Gold standard PBIS implementer...

<http://www.kerngoldenempire.com/news/four-high-schools-receive-state-recognition>

From: Jerald Pierucci
Sent: Wednesday, September 28, 2016 11:21 AM
To: Cody Bema <cody_bema@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

Great idea.....

From: Cody Bema
Sent: Wednesday, September 28, 2016 11:18 AM
To: Jerald Pierucci <jerald_pierucci@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

Once it's okay for teachers to carry, I plan on pistol whipping the late kids.

From: Jerald Pierucci
Sent: Wednesday, September 28, 2016 11:09 AM
To: Cody Bema <cody_bema@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

Man...that makes my pushup policy seem tame....Im buying a taser.....

From: Cody Bema
Sent: Wednesday, September 28, 2016 11:03 AM

To: Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>;
Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson
<roger_patterson@kernhigh.org>; Jerald Pierucci <jerald_pierucci@kernhigh.org>; Eric Osborne
<eric_osborne@kernhigh.org>

Subject: Looks like BHS has a new tardy policy...

<http://www.courthousenews.com/2016/09/28/student-says-he-was-tasered-for-a-tardy.htm>

From: Cody Bema
To: Jerald Pierucci; Mike Warner; Scott Parker; Rosemary Silverman; Roger Patterson; Eric Osborne
Subject: RE: Looks like BHS has a new tardy policy...
Date: Wednesday, September 28, 2016 11:18:00 AM

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Sent: Wednesday, September 28, 2016 11:09 AM
To: Cody Bema <cody_bema@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

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From: Cody Bema
Sent: Wednesday, September 28, 2016 11:03 AM
To: Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Jerald Pierucci <jerald_pierucci@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: Looks like BHS has a new tardy policy...

<http://www.courthousenews.com/2016/09/28/student-says-he-was-tasered-for-a-tardy.htm>

From: Rosemary Silverman
To: Eric Osborne; Cody Bema; Jerald Pierucci; Mike Warner; Scott Parker; Roger Patterson
Subject: RE: Looks like BHS has a new tardy policy...
Date: Wednesday, September 28, 2016 1:14:59 PM

I liked this paragraph out of this article —

Though famous for the distinctive Bakersfield sound in country music, featuring Merle Haggard and Buck Owens as its principal stars, the city also boasts several dubious national distinctions, such as having the deadliest police force, the second most-polluted air, and the least-educated population, ranking 100 among the top 100 metropolitan areas.

So are they saying these are Bad things?? I thought that was part of the Bakersfield Pride!

From: Eric Osborne
Sent: Wednesday, September 28, 2016 11:31 AM
To: Cody Bema <cody_bema@kernhigh.org>; Jerald Pierucci <jerald_pierucci@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

The L In FAMILY is Litigation

From: Cody Bema
Sent: Wednesday, September 28, 2016 11:28 AM
To: Jerald Pierucci <jerald_pierucci@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

I guess tasing is an intervention as BHS was recognized as a Gold standard PBIS implementer...

<http://www.kerngoldenempire.com/news/four-high-schools-receive-state-recognition>

From: Jerald Pierucci
Sent: Wednesday, September 28, 2016 11:21 AM
To: Cody Bema <cody_bema@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>; Scott Parker <scott_parker@kernhigh.org>; Rosemary Silverman <rsilverman@kernhigh.org>; Roger Patterson <roger_patterson@kernhigh.org>; Eric Osborne <eric_osborne@kernhigh.org>
Subject: RE: Looks like BHS has a new tardy policy...

Great Idea.....

From: Cody Bema
Sent: Wednesday, September 28, 2016 11:18 AM
To: Jerald Pierucci <jerald_pierucci@kernhigh.org>; Mike Warner <mike_warner@kernhigh.org>;

From: Otis Jennings
To: Brian Mendibury
Subject: Fwd: thoughts...
Date: Thursday, March 12, 2015 4:41:18 PM

Sent from O's Pad

Begin forwarded message:

From: Otis Jennings <otis_jennings@khsd.k12.ca.us>
Date: March 12, 2015 at 3:56:44 PM PDT
To: "amoou@icloud.com" <amoou@icloud.com>
Subject: Re: thoughts...

BJ,
Thanks for letting me know.

I totally disagree and would like to speak with Brenda about her suggested order. My department is continuously being bombarded with 'innovative' #%%€~¥|=!<€€ that does not make sense.

I would like to point out that the data (even our sketchy preliminary data) shows that most of the office referrals are generated/originates from the classroom. This is not a district phenomenon but a reoccurring theme across the nation, that is where the freakin elephant is ... in the classroom ... With that in mind the administration (Superintendency included) should go through Tia's training so that they are prepared to have those courageous conversations and can speak a common language with staff when staff goes through it later. This way Chief and I have gone through the training (with admin) and are also prepared to do likewise when the PD goes through the training. Some semblance of +¥+>+!n consistency/common sense.

I think I know where this is coming from ...

Case in fin point ... The recent incident at BHS which resulted in a taser being deployed, began as a classroom issue where perhaps if the teacher recognized that the student should've been marked present, per Ed code, then others would not have been called to his room. Also a similar situation happened just days prior to this one, without a taser being deployed. Additionally ... the student mentioned to the teacher that he was having an ... perhaps if we were training teachers in TETRIS or other EBI's or protocol, then the teacher would have known that the student mentioning this would have raised a red flag & prompted him to consider some other measures, even if he didn't know what to do, training would have prompted him to contact a counselor or admin to ask about this revelation. Some may want to question the taser protocol/use of the officer, but

had the protocol of notification been used (not blaming BHS, however when others start pointing fingers ... some point back to the pointer), perhaps we wouldn't be in this situation. Lastly ... who the f ok'd the purchase of tasers in the 1st place ... had the officer only had the tools that were issued to him through the proper channels, then we also would not be having this conversation ... the Officer was hesitant to use pepper spray (closed in classroom and he may have been rendered incapacitated), a baton would have been a bit much, and this was a non-lethal situation so I would bet he would not have pulled his firearm. Given people tools to use, may encourage use.

My bad dog ... more than you want/need to know about my world ... but it is annoying ...

So to your question ... I will attempt to tactfully bring up the training order when I mention what may be a more palatable option for teachers too ... as CTA had presenters here that addressed "unconscious biases," and they did a great job. If we do it in the aforementioned order the 'selling' of teaching this may be a little easier (shouldn't be the sole consideration) to get teachers to buy in ... as it is coming from their association. The presentation is free if the local CTA President requests them. Is that still the guy from GVHS????

TC & GB,
Sent from O's phone.

On Mar 12, 2015, at 3:18 PM, Brian Mendiburu
<brian_mendiburu@khsd.k12.ca.us> wrote:

O,

Confidential--

Brenda would like to bring in Tia (or who we suggest) in this order:

- <!--[if !supportLists]-->1. <!--[endif]-->Police and security first layer this spring
- <!--[if !supportLists]-->2. <!--[endif]-->Interested PBIS sites/leaders after that, maybe spring
- <!--[if !supportLists]-->3. <!--[endif]-->Create a plan for teachers and other PD for next fall and next year after that

Thoughts from you before I connect with Tia (or who you want)?

BJM

From: Brenda Lewis
To: Otis Jennings
Subject: RE: Taser deployed
Date: Monday, March 09, 2015 7:09:00 AM

Thank you.
Brenda

From: Otis Jennings
Sent: Saturday, March 07, 2015 8:14 PM
To: Brenda Lewis
Subject: Re: Taser deployed

BLL,
My e-mail is doing some strange things too ... guess it is the software or the efforts to read/gather e-mails. There have not been at this point and hopefully has calmed the situation with the kids that were around the car. I will follow up on Monday to see if their have been any inquiries or talk of video.

Sent from O's Pad

On Mar 7, 2015, at 11:40 AM, Brenda Lewis <blewis@khsd.k12.ca.us> wrote:

Hi Otis,
This just came through this morning (my email is not working properly).Any outside inquiries?

Brenda
Sent from my iPhone

On Mar 6, 2015, at 8:41 PM, "Otis Jennings" <otis_jennings@khsd.k12.ca.us> wrote:

BL,
FYI and I mentioned this to Krch after speaking with Sydney Peterson (AP of Admin at BHS)

The student was confrontational with his teacher (Bret Bonetti) after coming to class 45 minutes after being released from the office. Student was adamant that the teacher should mark him as present for the period. Students refused to leave even after the 7th period bell rang. Pena asked the student to leave and after attempting to escort him out ... he became combative. As they went to the floor Pena warned the student and then deployed the taser. The reason that I alerted Krch is because we are not sure if other students observed/videoed the encounter from outside of

the room. There were several students that taunted the officers as they escorted him to the police vehicle ... ambulance was called but not used, and BPD was present (so the call may have gone over the BPD/ambulance radio). I believe that teacher, ... was effective in diffusing the students but just in case this hits the media I wanted you to know.

Student has been at IHS and was also in ... for a semester. It was mentioned that he may be on ... but this was not told to the site prior to this incident. Student was upset that the teacher would not take the pass and mark him present. I did mention the obvious ... teacher could have marked him present (avoiding the confrontation) and then changed it ... but the lens of classroom teachers needs to be adjusted. :-)

Sent from O's Pad

Begin forwarded message:

From: Mike Collier <mike_collier@khsd.k12.ca.us>
Date: March 6, 2015 at 3:03:11 PM PST
To: Otis Jennings <otis_jennings@khsd.k12.ca.us>
Subject: Taser deployed

Otis,
Luis Pena used his Taser on a kid at BHS this afternoon.
When you have a moment, I can brief you on what happened.

From: Brenda Lewis
To: Bryon Schaefer; Mike Zuffa; Scott Cole; Dean McGee
Subject: Fwd: Taser deployed
Date: Saturday, March 07, 2015 10:12:19 AM

FYI below. This just came through on my email this morning (my email has not worked properly this week).

Brenda
Sent from my iPhone

Begin forwarded message:

From: Otis Jennings <otis_jennings@khsd.k12.ca.us>
Date: March 6, 2015, 8:41:18 PM PST
To: Brenda Lewis <blewis@khsd.k12.ca.us>
Subject: Fwd: Taser deployed

BL,
FYI and I mentioned this to Krch after speaking with Sydney Peterson (AP of Admin at BHS)

The student was confrontational with his teacher (Bret Bonetti) after coming to class 45 minutes after being released from the office. Student was adamant that the teacher should mark him as present for the period. Students refused to leave even after the 7th period bell rang. Pena asked the student to leave and after attempting to escort him out ... he became combative. As they went to the floor Pena warned the student and then deployed the taser. The reason that I alerted Krch is because we are not sure if other students observed/videoed the encounter from outside of the room. There were several students that taunted the officers as they escorted him to the police vehicle ... ambulance was called but not used, and BPD was present (so the call may have gone over the BPD/ambulance radio). I believe that teacher, , was effective in diffusing the students but just in case this hits the media I wanted you to know.

Student has been at IHS and was also in , for a semester.
It was mentioned that he may be on ... but this was not told to the site prior to this incident. Student was upset that the teacher would not take the pass and mark him present. I did mention the obvious ... teacher could have marked him present (avoiding the confrontation) and then changed it ... but the lens of classroom teachers needs to be adjusted. :-)

Sent from O's Pad

Begin forwarded message:

From: Mike Collier <mike_collier@khsd.k12.ca.us>

Date: March 6, 2015 at 3:03:11 PM PST
To: Otis Jennings <otis_jennings@khsd.k12.ca.us>
Subject: Taser deployed

Otis,

Luis Pena used his Taser on a kid at BHS this afternoon. When you have a moment, I can brief you on what happened.

From: Dave Edmiston
To: Carol Stonecipher
Cc: Shane Dishman
Subject: Re: Taser Deployed at BHS
Date: Friday, March 06, 2015 3:36:04 PM

10-4. He will need to complete a use of force report.

Sent from my iPhone

On Mar 6, 2015, at 3:22 PM, "Carol Stonecipher" <cstonecipher@khsd.k12.ca.us> wrote:

Case 15-0158

D12 Pena deployed taser, medical aide was started - approx 1441 hrs on 3/6/2015

D1 copied traffic - he was in District Office.

Probs came out, 10/22 med aide

Transported to KMC for med clearance prior to juv hall.

Suspect - BHS student -

UID 459032

Home add

D12 10/6 at KMC

Info only.

Carol Stonecipher

Dispatch

Kern High School Police Department

Emergency Operation Center

Pupil Personnel Services

Phone (661) 827-3218 Extension 53218

Fax (661) 396-2916

Email: cstonecipher@khsd.k12.ca.us

From: Brenda Lewis
To: Otis Jennings
Subject: Re: RE:
Date: Wednesday, April 15, 2015 12:08:51 PM

David Reese delegated David Carter to call the parent. Sydney called yesterday to say that the Dad told David Carter that his daughter would not participate and not to call again. The investigator is not contacting anyone. I will make contact with BHS admin and let them know not to call the parent again.

Brenda Lewis
Sent from my iPhone

On Apr 15, 2015, at 11:42 AM, "Otis Jennings" <otis_jennings@khsd.k12.ca.us> wrote:

BL,

Do I know that? That no one will call from KHSD or investigator (can I have contact info to the investigator to convey that or will someone else convey that to the investigator?)

... I am not sure who attempted to contact the daughter ... I will call and inquire.

TC & GB,

<image001.jpg>

Otis "O" Jennings

Director, Pupil Personnel

Kern High School District

(661) 827-3118 ext.#53118

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From: Brenda Lewis
Sent: Tuesday, April 14, 2015 5:05 PM
To: Otis Jennings
Subject: Re:

Hi Otis,

I would keep Chief out of the situation. Please call the father and assure him that no one from the KHSD or the Investigator will contact his daughter again to ask her to participate in an interview regarding this incident. Please let me know when you make contact with the father. Thank you.

Brenda
Sent from my iPhone

On Apr 14, 2015, at 4:15 PM, "Otis Jennings" <otis_jennings@khsd.k12.ca.us> wrote:

BL,

I was going to send the note below to Chief. Please advise if you prefer to have someone else return the call.

Chief ... FYI ... k(') called our office and spoke with Serena, per Serena he stated that someone attempted to contact his daughter about the Taser incident. He stated that his daughter has given her statement and that he is not interested in having her interviewed again. Per Serena he stated that they "are done and would like to put this behind them." Serena did state that he wanted a call back. I cc'd Brenda so she can advise as to if one of us should return the call or if the investigator should return the call so she can hear this first hand.

TC & GB,
<image001.jpg>
Otis "O" Jennings
Director, Pupil Personnel
Kern High School District
(661) 827-3118 ext.#53118

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From: Otis Jennings
To: Brenda Lewis
Date: Tuesday, April 14, 2015 4:15:44 PM

BL,

I was going to send the note below to Chief. Please advise if you prefer to have someone else return the call.

Chief ... FYI ...) called our office and spoke with Serena, per Serena he stated that someone attempted to contact his daughter about the Taser incident. He stated that his daughter has given her statement and that he is not interested in having her interviewed again. Per Serena he stated that they "are done and would like to put this behind them." Serena did state that he wanted a call back. I cc'd Brenda so she can advise as to if one of us should return the call or if the investigator should return the call so she can hear this first hand.

TC & GB,



Otis "O" Jennings
Director, Pupil Personnel
Kern High School District
(661) 827-3118 ext.#53118

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From: Sydney Peterson
To: Brigitte Leung; Jose Palacios; Roman Fabian; Brett Bonetti; Luis Pena
Subject: Tyson Reed Incident Reports
Date: Monday, March 09, 2015 5:00:00 PM

Good afternoon, all:

Please get your incident reports in to both me and David Carter by the end of the day on Tuesday. It is critical that we have all of your statements so we can accurately make the appropriate decision regarding Tyson's pending discipline.

Thanks,

Sydney A. Peterson
Assistant Principal, Administration
Bakersfield High School
661-324-9841

Behave with Honor and Service to others by living the DRILLER Way!

This e-mail may contain confidential and privileged material for the sole use of the intended recipient(s). Any review, use, distribution or disclosure by others is strictly prohibited. If you are not the intended recipient (or authorized to receive the e-mail, document or information on behalf of the recipient), please contact the sender by reply e-mail and delete all copies of this message.

From: [Brett Bonetti](#)
To: [David Carter](#)
Cc: [Cheyenne Bell](#); [Sydney Peterson](#); [Luis Pena](#)
Subject: incident report
Date: Tuesday, March 10, 2015 2:53:55 PM

March 10, 2015

To whom it may concern:

On Friday, March 6, Tyson Reed came to class at 2:26 with a note and told me he had been in the office because some guys had gotten in trouble and after questioning they had let him go because he wasn't part of it. He was told to take a seat. I quickly realized his note had been marked 1:48 so I had him come back up to my desk. When asked about the :40 gap he said he had been experiencing "anxiety". I said I understood and that he must have seen someone about it and told him, "there's no problem just go ahead and go on back to the office and just chill down there". He told me, "no". I said it's no big deal, you're not in trouble, just go on down there". He told me "no" again. I said, "just be cool, you're not in trouble, just take it easy down there". He again refused. He then pointed out, "they're not doing nothing". When I briefly explained what they were doing Tyson pointed out, "they have their heads down".

I had told him that I didn't want to call the dean but he challenged me to do so while making the demand that I mark him here. I told him we could deal with it later but he persisted. As I stood he told me, "I'm not intimidated by you, don't play that game with me because I'm not intimidated by you". I turned and called the dean's office telling them I had a student that needed to be picked up because he wouldn't leave the room when told to do so. They asked who it was and security showed up a few minutes later.

The security guard arrived and I pointed Tyson out to her. He told her, "no" when told, "to come on, let's go". Tyson told her, "I'm not going to leave until he marks me here". Security told Tyson that it wasn't his place to make demands but he continued his defiance. By that time the bell had rang and the students left. The argument went back and forth and when security finally explained that she could call the officer, "if I have to" Tyson challenged, "go ahead, call the cops. I'll go to juvenile hall before I leave. I'm not leaving until he marks me here". The second security guard had anxiously approached from Tom Sakowski's room (there had evidently been a mix up with the room number when the call went out) but quickly realized there was no threat and immediately relaxed. Officer Pena was 30 feet behind and appeared to be relaxed, and said hello as he passed. I was stepping outside and ushering students out who had arrived to take make-up tests. Several seconds went by and I re-entered the room to figure out what to do about testing. At that point I realized that Tyson was still not conforming to commands and I needed to leave. As I was leaving and once out the door I could hear all involved trying to get Tyson to comply. I didn't hear any commotion or loud sounds until a minute or so had passed. I eventually heard several voices hollering and desks being pushed around. I opened the door and saw a group of people on the ground. Tyson was shouting, "what did I do, I didn't do anything"! I heard several responses including Officer Pena telling him, "I gave you chance after chance". I heard others saying, "stop it! Just quit"! I was told to, "get out!" I did!

A couple of minutes had gone by and I was told to take my students upstairs, I dismissed them once we were there. They left out another exit opposite from the one I assumed they would take Tyson out of. I went downstairs and soon saw them leading Tyson off in cuffs. Tyson said, "all this just because I didn't want to leave class. Man, Bonetti".

Additionally, on Wednesday, March 4, Tyson was tardy to class and wasn't following directions to work quietly. I told him to come up and call his mom. He refused and would not even give me the number to call her. He argued with me for a minute as I was trying to coax him into helping me out. I told him to sit in his seat, so he sat in a place of his choosing to listen in on the conversation between his mother and I. The bell had rang and I told him to go ahead and leave. He stayed and eventually left when he wanted to.

Brett M. Bonetti

From: Brigitte Leung
To: My E Mail
Date: Monday, March 09, 2015 8:43:07 AM

IBridget Leong was dispatched to spend tall 1084 defiant student. upon my arrival I made contact with the teacher Benetti he informed me that Tyson read was not participating in the class activities I would like for me to escort him to the Dean's office. At that time I make contact with Tyson and I asked him to come with me he tell me know that he wasn't going anywhere until the teacher marked him here. I asked him again to come with me so we can talk about it and once again he stated no he wasn't going I asked him for a third time will come outside the classroom and talk to me about was going on and we could try to figure something out, he then just repeated himself by saying no I'm not going anywhere until he marked me here. At that time the bell rang for class to end and school to let out, all the kids exited the classroom except for him and one other female student that was staying to take a test. At that time I walked in the classroom and shut the door behind me and approach Tyson who was sitting in a chair and a table table ass Tyson what's the deal why he won't leave I he kept telling me was I'm not leaving till he Marks me here he kept telling the teacher Tamarkin here he wasn't leaving till you mark some here I've been advised Tyson that it's not the teachers job to do what he tells him to do that the teacher can mark them here at any time and just step out side with me and we can talk about the situation, I asked him at least four times at that time to just come outside not worry about being marked here and come with me, he kept refusing and he kept talking over me telling the teacher that he better mark him here or he needs to mark him here. at that time I told the teacher to just exit the classroom so I could try to talk to Tyson alone. Tyson tell me he didn't want to leave the classroom because he had a probation officer and if the teacher does not mark them here that the probation officer is going to take him to juvenile hall. I then stated what do you think your probation officer would say or feel about you not listening to me or if I have to get the dinar please officer over here to escort you out of the classroom because you're refusing to follow authority he then stated I don't care call the police call and Dean I'm not leaving till he marks me here. so at that time I ask the Dean and the police officer Pinyan District 12 to respond to my location to assist me on the student. A couple minutes later to other security showed up Joe and Roman to assist me at that time I asked Tyson again to come with me and he's just making things worse than they need to be and he just refused said he's not leaving he has nothing else to say because we already called the police. About a minute after that officer opinion shows up and walks in and stated to Tyson come on let's go and a friendly manner Tyson said no the teacher needs to mark him here. Pena then asked him again hey let's just go to the office and will talk about it there Tyson just kept refusing and said no I'm not going to go anywhere until the teacher marks me here. After about three times of Pinion asking him nicely to walk to the office then tells him okay then stand up and put your hands behind your back. Tyson said for what and yeah then stated because I've asked you nicely to walk with me to the office numerous times and you refusing so now I'm telling you to stand up and put your hands behind your back. at that time the girl that was in there taking a test I did ask her to leave I forgot that she was in there and she was at the back of the classroom. Tyson just kept telling paying him know I'm not going to leave until the teacher might after numerous times and asking them to stand up and put his hands behind his back Pena then reached for Tysons right arm and shoulder and lifted him up to a standing position, at that time Tyson started to pull away from Pena and started to resist pulling his arm away from him trying to jerk his arm out of Pena's grip and kept saying why are you doing this to me I just want to be mark here, leave me alone. Pena repeatedly told him stop resisting, quit pulling away just put your hands between your back, man... why are you doing this knock it off just put your hands behind your back, at that time the other two security offices Joe and Roman can see that Pena was struggling with him so they assisted Pena by trying to help get Tyson's arms behind his back by this time Tyson was bent over the table with his hands somewhat underneath his chest just refusing to cooperate, resisting and would not give up his hands and just kept yelling just mark me here just mark me here why you doing this. I also noticed that Tyson had his right leg between Pena's legs and what looked to me like he was kicking pain yet in his crotch area, I was trying to grab Tysons legs and keep him from kicking anybody because at this point all three of them were really struggling with Tyson he was just continue to fight and kick and yell and resist. At the same time as all this is going on Pinyan is telling him dude just stop put your hands behind your back just stop stop resisting what are you doing this. Once Tyson started kicking Pena, he then told him quit resisting or I'm going to tase you Pena told him this at least five times that I can remember and Tyson just refuse continue to fight so at this time Pena tased him. After paying a tased him Tyson was still fighting and resisting and yelling by this time all three of them were on the ground struggling with him and he still would not stop paying again told him quit it stop I'm going to tase you again and he just would not listen kept fighting and yelling and then Pena tased him again for the second time. At that point paying it was able to place

hang cuffs on him and put him in restraints Pena then called for an ambulance to be dispatched on his radio and I got on my radio and asked for administrator and/or Dean to respond to where we are and have a unit lookout for the ambulance and escort them to the classroom. A couple minutes later the assistant Dean Miss Dixon and the assistant principal Sydney Peterson Dean.
Sent from my iPhone