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July 27, 2023

Senate President pro Tempore Toni G. Atkins
1021 O Street, Suite 8518
Sacramento, CA 95814

Assembly Speaker Robert Rivas
State Capitol
P.O. Box 942849
Sacramento, CA 94249-0029

Re: Annual Report on AB 1936 Name Change Process and Restorative Justice Initiatives

Dear Senate President pro Tempore Atkins and Assembly Speaker Rivas:

Pursuant to Chapter 478, Statutes of 2022 (AB 1936) and EDC 92200 et seq. of the California Education Code, enclosed is the report of UC College of the Law San Francisco to the Legislature and Assembly Select Committee on Native American Affairs on the progress of effectuating AB 1936, including the College's name change and the various initiatives outlined in the bill.

If you have any questions, Jenny Kwon, Assistant Chancellor & Dean/Chief of Staff, would be pleased to speak with you. Jenny can be reached by telephone at (415) 565-4627, or by email at kwonjenny@uclawsf.edu.

Best regards,

David L. Faigman
Chancellor and Dean
UC Law San Francisco

Enclosure

cc: Assembly Member James Ramos; Chair, Select Committee on Native American Affairs
Assembly Budget Committee Chair, Assembly Member Phil Ting
Senate Budget and Fiscal Review Subcommittee #1, Chair, Senator John Laird
Assembly Budget Subcommittee #2, Chair, Kevin McCarty
Governor's Tribal Affairs Secretary Christina Snider
Governor's Chief Deputy Cabinet Secretary Ben Chida
Senate Judiciary Committee Chair Tom Umberg
Senator Scott Wiener
Ms. Linda Sacks Senior Consultant to the California Native American Caucus
Ms. Sue Parker, Chief Clerk, Office of the Chief Clerk of the Assembly
Ms. Erika Contreras, Secretary of the Senate
Ms. Gabriela Chavez, Department of Finance
Mr. Gabriel Petek, Legislative Analyst Office
Mr. Ian Klein, Legislative Analyst Office
Assistant Chancellor & Dean/Chief of Staff Jenny Kwon, UC Law SF
Provost and Academic Dean Morris Ratner, UC Law SF
Chief Financial Officer David Seward, UC Law SF
Chief Operating Officer Rhiannon Bailard, UC SF

2023 California Annual Report
Assembly Bill 1936
July 27, 2023

I. Introduction

Starting in 2017, the College studied the actions of its founder, Serranus Hastings, and his involvement in mass killings of Native Americans, particularly of the Round Valley Indian Tribes (RVIT) and Yuki People (also known as the Witukomno'm People of Eden Valley and Powe' N'om). As a result of this study and after several hearings with affected Indigenous People, alumni, students, staff, and faculty, in the fall of 2021, the College's Board of Directors voted to rename the school. In July 2022, the Board unanimously chose UC College of the Law, San Francisco as its new name. This was followed by a vote by the state Legislature that overwhelmingly approved [Assembly Bill 1936](#), authored by Assembly member James C. Ramos (D-San Bernadino), that changed the state Education Code to adopt the College's new name. On September 23, 2022 California Governor Gavin Newsom signed AB 1936 into law. AB 1936 became effective on January 1, 2023 as Chapter 478, Statutes of 2022.

II. Progress to Date on Name Change

Starting January 1, 2023, the College entered a 6-8 month transition period during which time a Name Change Committee began the work of assessing every existing iteration of the old name, including in physical format, formal records, and virtual spaces. This work included assessing all internal and external signage, bank account records, property titles, the names of student organizations, email addresses, website content and URLs, all logos and branding marks, Department of Education information, accreditation data, USCIS visa information, admissions materials, and much more (see Appendix A attached for status of workflow as of June 2023). As funding is limited, the College is rolling out all of these changes over time, and expects to complete the final large ticket changes (communications and signage) over the next few months.

III. Progress to Date on Restorative Justice Initiatives

The College continues to commit time and resources to various restorative justice initiatives wherever possible and appropriate. Chancellor & Dean Faigman's [Restorative Justice Advisory Board](#) continues to meet regularly about the status of initiatives where we are able to make forward progress. The College also continues to be in regular contact with the RVIT Tribal Council. We are aware that RVIT went through Tribal Council elections in November 2022, and then a recall and subsequent vote of a few councilmembers in June 2023. We are in contact with the new sitting President, Lewis ("Bill") Whipple and their Tribal Business Administrator, Jim Russ (also former RVIT President, and President during the time of the College's initial outreach many years ago and through the signing of AB 1936). We are in the process of scheduling an introductory meeting between the newly sitting Tribal Council, their Yuki Committee, and College leaders. The College remains committed to moving forward on whatever initiatives where there is mutual interest and engagement. See Appendix B for a status report on all of the 26 initiatives outlined in AB 1936.

Highlights of this year's key accomplishments are outlined below:

- Successfully fundraised and established placements for the first 2 cohorts of student summer fellows. Student fellows work fulltime with various legal organizations and judges in Mendocino and Humboldt Counties, helping members of California tribes, with prioritization wherever possible for any cases involving RVIT members. Placements for summer 2022 and 2023 included the following:
 - Mendocino County Superior Court's self-help desk
 - California Indian Legal Services, Eureka Office

- Legal Services of Northern California's Ukiah office
 - Chambers of Chief Tribal Judge Joseph Wiseman
 - California Tribal Families Coalition
- Introduced RVIT Tribal Business Administrator to attorneys at McDermott Will & Emery LLP after the College connected with alumni there. The law firm has agreed to offer pro bono legal support to the tribe wherever possible.
- Established and launched the Native American Opportunity Plan, a \$13,000 scholarship (equivalent to UC tuition and fees) to any incoming student who has established California residency and is also a member a federally recognized Native American, American Indian, or Alaska Native tribe. The College welcomes applicants to UC Law SF from RVIT. The admissions team is reviewing any existing applicants who may qualify, and is ready to discuss questions with individual applicants.
- Designated a commemorative space in the newly renovated and highly visible lobby of Mary Kay Kane Hall, the main administrative building for the College. The College has discussed the space with the various leaders/members of the Yuki Committee over the years. Our intention is to take the lead of Yuki Committee members on curating the space, which includes a TV screen and room for wall and other displays. With the space designated, the College awaits engagement from the Yuki Committee on curating its content.
- Continued to maintain [a central website](#) launched in 2020, which includes historical information about the College's founder and first dean, as well as restorative justice efforts.
- In partnership with Christina Snider, Tribal Affairs Secretary to Governor Newsom, hosted a day of the Truth & Healing Council quarterly meeting in Fall 2022. College representatives, members of the RVIT Tribal Council, and Yuki Committee representatives all participated in panel discussions about their relationship and restorative justice efforts.
- Continued to inform RVIT of known state and federal grant opportunities. The College connected RVIT with leadership within the California Public Utilities Commission, which led to a successful grant application in 2022 for technology/connectivity needs. The College also connected RVIT with EnerTribe, a Native-owned consulting firm that supports Native American tribes navigating the various state and federal grant opportunities. As of 2023, EnerTribe had successfully helped RVIT acquire a multimillion dollar federal grant from the National Telecommunications and Information Administration (NTIA), to support their internet connectivity improvements. The College has remained in contact with EnerTribe to support how they can.
- With the commitment of the College's head of the Moot Court Program, continued to engage RVIT Tribal Councilmembers on launching a program for RVIT students, including working with a teacher within Round Valley Unified School District (RVUSD) to prepare a group of students for a spring break trip to UC Law SF, hosting a moot court event with law students. After further positive discussions with Councilmembers in Spring 2023, College leaders reached out to the principal of Round Valley High School and await a response from that outreach. The College would need funding for such a program, but would help fundraise where possible.
- Acquired a grant of \$25,000 in 2021 to fund historical narratives of Yuki people. The College continues to discuss this with the Yuki Committee and other known descendants of Eden Valley. Descendants have informed us that they will reach out to their community and elders to build trust in participating in this project. UC Law SF awaits their readiness to engage.
- Continued commitment by the Indigenous Law Center (ILC) and other faculty to bring speakers

to host lectures/seminars on the topics of restorative justice with Indigenous Peoples. Thus far, the ILC has offered several seminars, including ones entitled Continuing Threads, Land Acknowledgement, and Enhanced Access to Land for Tribal Communities. Visiting professors and speakers thus far include Jonathan Cordero, Matthew Fletcher, Lindsey Robertson, Curtis Berkey, Erica Costa, and Benjamin Madley.

IV. Name Change Costs to Date

The Budget Act of 2022 included a one-time appropriation of \$885,000 for costs associated with the new name of the College. The College augmented this amount by \$1.9 million for legal and other related expense. Below is a summary of expenses as of June 30, 2023 to effectuate the name change, including across physical and virtual spaces. Costs are well above the \$885,000 appropriation.

Legal costs are resulting from litigation filed by several of Serranus Hastings’ descendants (not including the representative of the Hastings family sitting on the board until the expiration of his term) and a small group of alumni. The College is still in litigation. Thus far, legal costs have exceeded \$1.17 million (billings as of May 31, 2023).

Description	Budget	Actuals	Encumbrances	Total Cost	Balance
COMPUTER SOFTWARE	-	24	-	24	(24)
CONTRACT-OTHER	1,085,000	807,481	254,594	1,062,075	22,925
PRINTING & REPRODUCTION	-	2,841	-	2,841	(2,841)
LEGAL SERVICES	1,700,000	1,171,425	529,021	1,700,446	(446)
TOTAL	2,785,000	1,981,771	783,615	2,765,386	19,614

Given the cost of the litigation, the College has prioritized initial spending of the \$885,000 appropriation on new branding logos/marks and email and website transitions. Crucial communications outreach and new exterior and interior signage changes still remain, totaling about \$700,000. Completion of all name change efforts will occur over the coming months, and as budget allows. The College is in negotiations with its insurance carriers seeking recovery of legal cost incurred.

V. Restorative Justice Initiatives Allocations to Date

The College did not receive any funding for the restorative justice efforts indicated in AB 1936. That said, since the start of the College’s relationship in 2017, the College has supported RVIT in a variety of ways using internal staffing resources, fundraising efforts, grants, and networking connections. The Indigenous Law Center was established in Fall 2020, and continues to support the restorative justice efforts indicated in AB 1936 that fall under its scope and mission, including sponsoring visiting scholars and speakers in Indigenous law.

Additionally, the following funding has been allocated for restorative justice efforts via the College’s fundraising and grants efforts (sums rounded to the nearest \$1,000):

<u>Fundraising/Grant Allocations (FY19-FY24)</u>	<u>Amount</u>
Restorative Justice Summer Fellowships (12 fellows so far)	\$72,000.00
Indigenous Law Center launch funding/visiting scholars	\$50,000.00
RVIT meetings and travel expenses	\$15,000.00
Consultants to support research on S.C. Hastings	\$6,000.00
Grant for recording historic narratives	\$25,000.00
TOTAL	\$168,000.00

VI. Plans for Ongoing Efforts

The College will continue to make progress on the various remaining aspects of the name change effort, taking into consideration fiscal and resource constraints. A few of the largest final name change transitions will occur over the coming months, including external communications efforts and the installation of new building signage.

The College also looks forward to continuing to build a relationship with the RVIT Tribal Council and their Yuki Committee. A meeting is being scheduled to bring together College leadership, the newly elected Tribal Council, and the Yuki Committee. The College remains committed to a long-term relationship with RVIT and looks forward to mutual engagement on various initiatives.