

In the
Supreme Court of the United States

DAVID TANGIPA, *et al.*,

Applicants,

v.

GAVIN NEWSOM, *et al.*,

Respondents.

ON APPLICATION FOR WRIT OF INJUNCTION FROM THE U.S. DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

To the Honorable Elena Kagan

**Associate Justice of the Supreme Court of the United States and Circuit Justice
for the Ninth Circuit**

**APPENDIX TO EMERGENCY APPLICATION FOR WRIT OF INJUNCTION
PART 2**

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**2020 Census**

	01	02	03	04	05	06	07	08	09
Population	760,065	760,065	760,067	760,065	760,066	760,067	760,065	760,066	760,065
Deviation	-1	-1	1	-1	0	1	-1	0	-1
Deviation %	-0.0%	-0.0%	0.0%	-0.0%	0.0%	0.0%	-0.0%	0.0%	-0.0%
Other	523,144	606,989	496,639	435,860	478,414	450,475	369,399	292,991	245,353
Other %	68.8%	79.9%	65.3%	57.3%	62.9%	59.3%	48.6%	38.5%	32.3%
Latino	198,815	112,645	141,407	236,841	219,949	169,635	176,798	238,586	288,030
Latino %	26.2%	14.8%	18.6%	31.2%	28.9%	22.3%	23.3%	31.4%	37.9%
Asian	27,489	31,013	82,986	70,893	46,888	89,139	150,498	131,301	142,995
Asian %	3.6%	4.1%	10.9%	9.3%	6.2%	11.7%	19.8%	17.3%	18.8%
Black	10,617	9,418	39,035	16,471	14,815	50,818	63,370	97,188	83,687
Black %	1.4%	1.2%	5.1%	2.2%	1.9%	6.7%	8.3%	12.8%	11.0%

Citizen Voting Age Population (CVAP)

	01	02	03	04	05	06	07	08	09
Total CVAP	548,648	567,772	546,805	535,082	550,500	531,282	548,294	513,705	501,043
Other CVAP	414,210	474,372	378,205	339,142	372,767	324,899	283,519	217,120	186,892
Other CVAP %	75.5%	83.5%	69.2%	63.4%	67.7%	61.2%	51.7%	42.3%	37.3%
Latino CVAP	100,965	56,557	79,213	125,083	130,591	98,792	103,298	120,045	155,537
Latino CVAP %	18.4%	10.0%	14.5%	23.4%	23.7%	18.6%	18.8%	23.4%	31.0%
Asian CVAP	21,957	25,465	52,822	52,713	32,224	65,016	106,512	95,862	96,249
Asian CVAP %	4.0%	4.5%	9.7%	9.9%	5.9%	12.2%	19.4%	18.7%	19.2%
Black CVAP	11,516	11,378	36,565	18,144	14,918	42,575	54,965	80,678	62,365
Black CVAP %	2.1%	2.0%	6.7%	3.4%	2.7%	8.0%	10.0%	15.7%	12.4%



2020 Census

	10	11	12	13	14	15	16	17	18
Population	760,066	760,067	760,065	760,067	760,065	760,066	760,066	760,067	760,066
Deviation	0	1	-1	1	-1	0	0	1	0
Deviation %	0.0%	0.0%	-0.0%	0.0%	-0.0%	0.0%	0.0%	0.0%	0.0%
Other	428,804	380,316	307,417	188,414	234,353	267,088	369,295	197,375	170,354
Other %	56.4%	50.0%	40.4%	24.8%	30.8%	35.1%	48.6%	26.0%	22.4%
Latino	151,209	107,106	179,534	492,863	177,264	201,867	151,126	130,456	500,484
Latino %	19.9%	14.1%	23.6%	64.8%	23.3%	26.6%	19.9%	17.2%	65.8%
Asian	150,844	232,590	156,144	52,698	313,556	271,935	225,345	416,497	77,477
Asian %	19.8%	30.6%	20.5%	6.9%	41.3%	35.8%	29.6%	54.8%	10.2%
Black	29,209	40,055	116,970	26,092	34,892	19,176	14,300	15,739	11,751
Black %	3.8%	5.3%	15.4%	3.4%	4.6%	2.5%	1.9%	2.1%	1.5%

Citizen Voting Age Population (CVAP)

	10	11	12	13	14	15	16	17	18
Total CVAP	524,308	544,105	522,733	415,543	464,109	490,568	483,495	424,767	412,566
Other CVAP	312,031	265,528	222,959	135,349	164,956	183,124	252,784	137,624	126,693
Other CVAP %	59.5%	48.8%	42.7%	32.6%	35.5%	37.3%	52.3%	32.4%	30.7%
Latino CVAP	80,445	62,690	85,819	223,570	93,757	101,204	76,093	69,266	218,496
Latino CVAP %	15.3%	11.5%	16.4%	53.8%	20.2%	20.6%	15.7%	16.3%	53.0%
Asian CVAP	103,114	180,975	116,513	36,147	174,608	188,931	140,622	204,198	55,939
Asian CVAP %	19.7%	33.3%	22.3%	8.7%	37.6%	38.5%	29.1%	48.1%	13.6%
Black CVAP	28,718	34,912	97,442	20,477	30,788	17,309	13,996	13,679 Ex. 190	11,438
Black CVAP %	5.5%	6.4%	18.6%	4.9%	6.6%	3.5%	2.9%	3.2%	2.8%



2020 Census

	19	20	21	22	23	24	25	26	27
Population	760,067	760,065	760,067	760,066	760,066	760,065	760,066	760,067	760,067
Deviation	1	-1	1	0	0	-1	0	1	1
Deviation %	0.0%	-0.0%	0.0%	0.0%	0.0%	-0.0%	0.0%	0.0%	0.0%
Other	414,266	402,996	171,122	129,317	343,181	417,826	245,987	362,114	272,963
Other %	54.5%	53.0%	22.5%	17.0%	45.2%	55.0%	32.4%	47.6%	35.9%
Latino	187,658	288,988	482,325	563,305	324,842	294,734	464,876	317,496	346,015
Latino %	24.7%	38.0%	63.5%	74.1%	42.7%	38.8%	61.2%	41.8%	45.5%
Asian	141,729	45,270	71,545	35,132	29,686	37,890	23,690	63,926	67,289
Asian %	18.6%	6.0%	9.4%	4.6%	3.9%	5.0%	3.1%	8.4%	8.9%
Black	16,414	22,811	35,075	32,312	62,357	9,615	25,513	16,531	73,800
Black %	2.2%	3.0%	4.6%	4.3%	8.2%	1.3%	3.4%	2.2%	9.7%

Citizen Voting Age Population (CVAP)

	19	20	21	22	23	24	25	26	27
Total CVAP	540,894	512,729	458,902	398,979	514,103	532,407	494,546	503,784	491,708
Other CVAP	322,791	295,310	137,159	95,023	254,813	339,167	197,163	272,151	191,818
Other CVAP %	59.7%	57.6%	29.9%	23.8%	49.6%	63.7%	39.9%	54.0%	39.0%
Latino CVAP	102,722	163,165	249,611	260,843	190,014	150,929	257,693	170,702	194,051
Latino CVAP %	19.0%	31.8%	54.4%	65.4%	37.0%	28.3%	52.1%	33.9%	39.5%
Asian CVAP	99,372	33,814	44,824	19,905	22,557	30,697	17,043	44,656	48,679
Asian CVAP %	18.4%	6.6%	9.8%	5.0%	4.4%	5.8%	3.4%	8.9%	9.9%
Black CVAP	16,009	20,440	27,308	23,208	46,719	11,614	22,647	16,275 Ex. 190	57,160
Black CVAP %	3.0%	4.0%	6.0%	5.8%	9.1%	2.2%	4.6%	3.2%	11.6%

**2020 Census**

	28	29	30	31	32	33	34	35	36
Population	760,065	760,066	760,066	760,066	760,065	760,067	760,067	760,066	760,066
Deviation	-1	0	0	0	-1	1	1	0	0
Deviation %	-0.0%	0.0%	0.0%	0.0%	-0.0%	0.0%	0.0%	0.0%	0.0%
Other	231,227	195,337	460,657	165,868	447,933	167,505	103,292	167,836	474,998
Other %	30.4%	25.7%	60.6%	21.8%	58.9%	22.0%	13.6%	22.1%	62.5%
Latino	210,705	477,560	178,511	429,185	189,453	459,436	497,280	446,255	126,932
Latino %	27.7%	62.8%	23.5%	56.5%	24.9%	60.4%	65.4%	58.7%	16.7%
Asian	288,737	58,158	95,096	140,443	94,693	56,399	128,548	101,513	131,473
Asian %	38.0%	7.7%	12.5%	18.5%	12.5%	7.4%	16.9%	13.4%	17.3%
Black	29,396	29,011	25,802	24,570	27,986	76,727	30,947	44,462	26,663
Black %	3.9%	3.8%	3.4%	3.2%	3.7%	10.1%	4.1%	5.8%	3.5%

Citizen Voting Age Population (CVAP)

	28	29	30	31	32	33	34	35	36
Total CVAP	519,416	452,149	547,252	502,061	548,661	475,755	430,418	481,931	545,928
Other CVAP	175,492	139,842	333,360	121,938	335,861	118,596	77,745	124,220	337,185
Other CVAP %	33.8%	30.9%	60.9%	24.3%	61.2%	24.9%	18.1%	25.8%	61.8%
Latino CVAP	133,810	242,495	110,511	262,046	110,131	259,509	236,352	255,710	80,469
Latino CVAP %	25.8%	53.6%	20.2%	52.2%	20.1%	54.5%	54.9%	53.1%	14.7%
Asian CVAP	181,708	42,451	72,569	93,452	73,284	36,866	85,671	64,071	100,377
Asian CVAP %	35.0%	9.4%	13.3%	18.6%	13.4%	7.7%	19.9%	13.3%	18.4%
Black CVAP	28,406	27,361	30,812	24,625	29,385	60,784	30,650	37,930 Ex. 190	27,897
Black CVAP %	5.5%	6.1%	5.6%	4.9%	5.4%	12.8%	7.1%	7.9%	5.1%

**2020 Census**

	37	38	39	40	41	42	43	44	45
Population	760,066	760,067	760,067	760,066	760,065	760,067	760,067	760,067	760,066
Deviation	0	1	1	0	-1	1	1	1	0
Deviation %	0.0%	0.0%	0.0%	0.0%	-0.0%	0.0%	0.0%	0.0%	0.0%
Other	131,743	118,512	178,497	405,171	190,955	389,327	81,626	84,841	180,920
Other %	17.3%	15.6%	23.5%	53.3%	25.1%	51.2%	10.7%	11.2%	23.8%
Latino	409,691	450,094	473,263	243,980	461,976	240,878	433,512	535,795	263,412
Latino %	53.9%	59.2%	62.3%	32.1%	60.8%	31.7%	57.0%	70.5%	34.7%
Asian	47,245	182,917	43,859	79,899	78,136	88,034	62,451	67,863	297,463
Asian %	6.2%	24.1%	5.8%	10.5%	10.3%	11.6%	8.2%	8.9%	39.1%
Black	171,387	8,544	64,448	31,016	28,998	41,828	182,478	71,568	18,271
Black %	22.5%	1.1%	8.5%	4.1%	3.8%	5.5%	24.0%	9.4%	2.4%

Citizen Voting Age Population (CVAP)

	37	38	39	40	41	42	43	44	45
Total CVAP	438,620	465,896	486,150	543,973	509,320	547,320	434,357	437,942	492,914
Other CVAP	86,261	89,906	133,237	300,038	148,870	306,806	50,844	59,698	137,833
Other CVAP %	19.7%	19.3%	27.4%	55.2%	29.2%	56.1%	11.7%	13.6%	28.0%
Latino CVAP	174,716	245,091	263,801	152,392	280,278	134,603	201,766	272,815	139,346
Latino CVAP %	39.8%	52.6%	54.3%	28.0%	55.0%	24.6%	46.5%	62.3%	28.3%
Asian CVAP	33,768	122,795	33,846	63,206	56,755	69,836	43,559	49,777	201,275
Asian CVAP %	7.7%	26.4%	7.0%	11.6%	11.1%	12.8%	10.0%	11.4%	40.8%
Black CVAP	143,875	8,104	55,266	28,337	23,417	36,075	138,188	55,652	14,460
Black CVAP %	32.8%	1.7%	11.4%	5.2%	4.6%	6.6%	31.8%	12.7%	2.9%

**2020 Census**

	46	47	48	49	50	51	52
Population	760,066	760,065	760,066	760,067	760,066	760,067	760,066
Deviation	0	-1	0	1	0	1	0
Deviation %	0.0%	-0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Other	155,233	399,795	372,920	485,717	472,232	441,328	151,060
Other %	20.4%	52.6%	49.1%	63.9%	62.1%	58.1%	19.9%
Latino	486,278	137,878	304,909	164,145	140,896	205,434	459,616
Latino %	64.0%	18.1%	40.1%	21.6%	18.5%	27.0%	60.5%
Asian	104,743	209,399	52,867	94,807	125,897	62,598	98,430
Asian %	13.8%	27.6%	7.0%	12.5%	16.6%	8.2%	13.0%
Black	13,812	12,993	29,370	15,398	21,041	50,707	50,960
Black %	1.8%	1.7%	3.9%	2.0%	2.8%	6.7%	6.7%

Citizen Voting Age Population (CVAP)

	46	47	48	49	50	51	52
Total CVAP	446,787	514,402	518,620	525,988	560,570	573,012	490,770
Other CVAP	120,859	292,459	281,580	345,015	360,404	342,684	119,463
Other CVAP %	27.1%	56.9%	54.3%	65.6%	64.3%	59.8%	24.3%
Latino CVAP	235,309	78,502	166,118	96,790	90,355	132,681	254,254
Latino CVAP %	52.7%	15.3%	32.0%	18.4%	16.1%	23.2%	51.8%
Asian CVAP	79,274	130,254	43,349	67,875	88,402	53,569	73,711
Asian CVAP %	17.7%	25.3%	8.4%	12.9%	15.8%	9.3%	15.0%
Black CVAP	11,345	13,187	27,573	16,308	21,409	44,078	43,342
Black CVAP %	2.5%	2.6%	5.3%	3.1%	3.8%	7.7%	8.8%

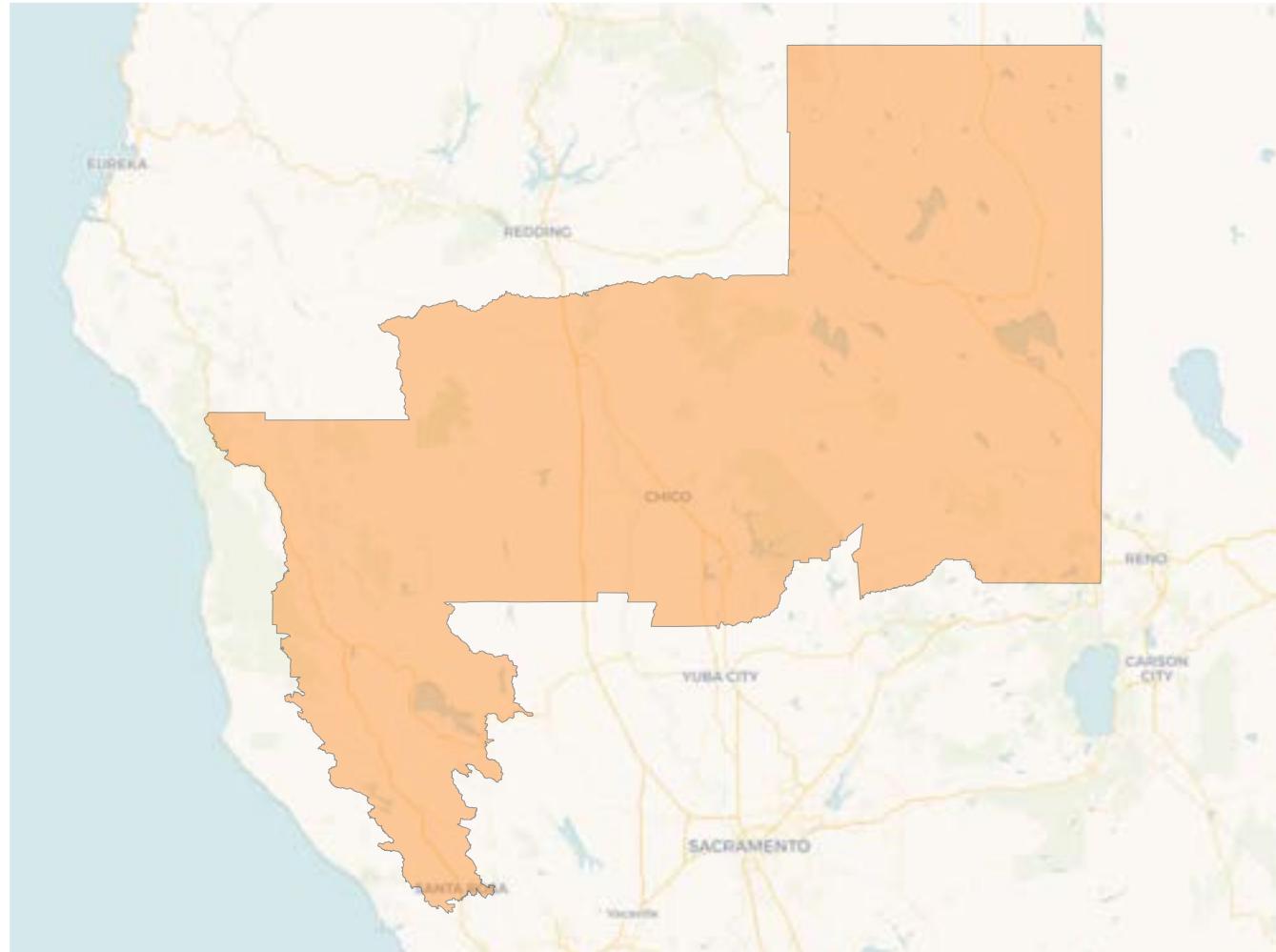
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California Congress

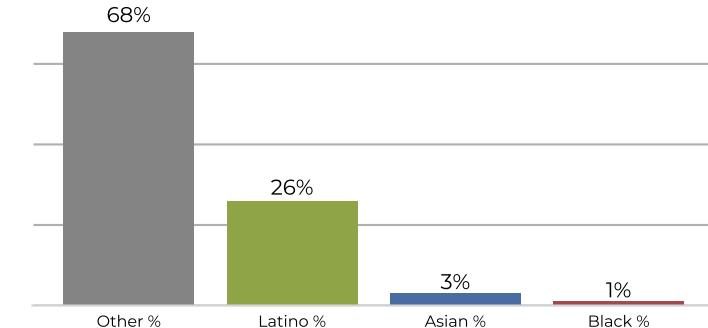
AB 604

District 01

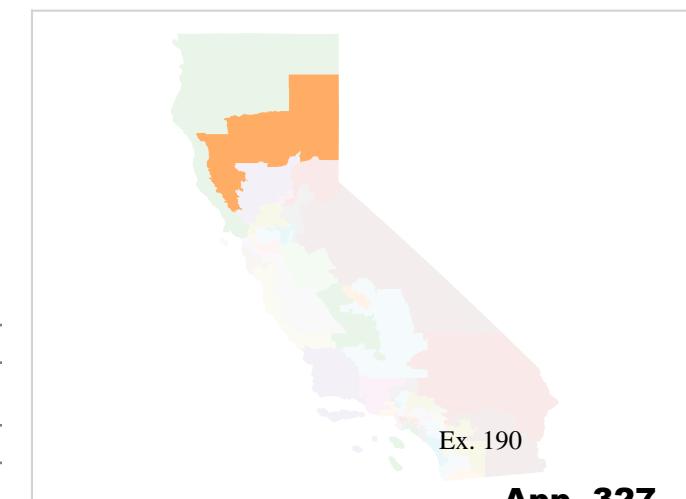
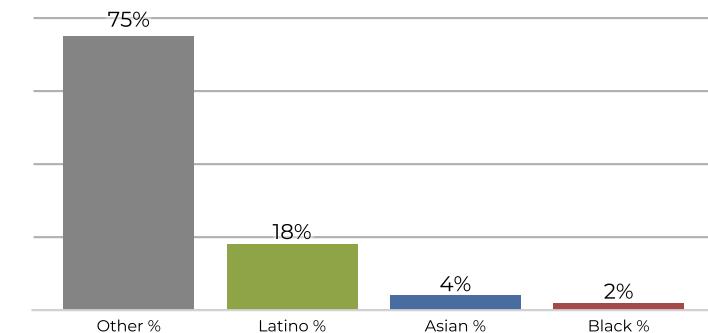


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	523,144	68.8%	198,815	26.2%	27,489	3.6%	10,617	1.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
548,648	414,210	75.5%	100,965	18.4%	21,957	4.0%	11,516	2.1%		

2020 Census



Citizen Voting Age Population

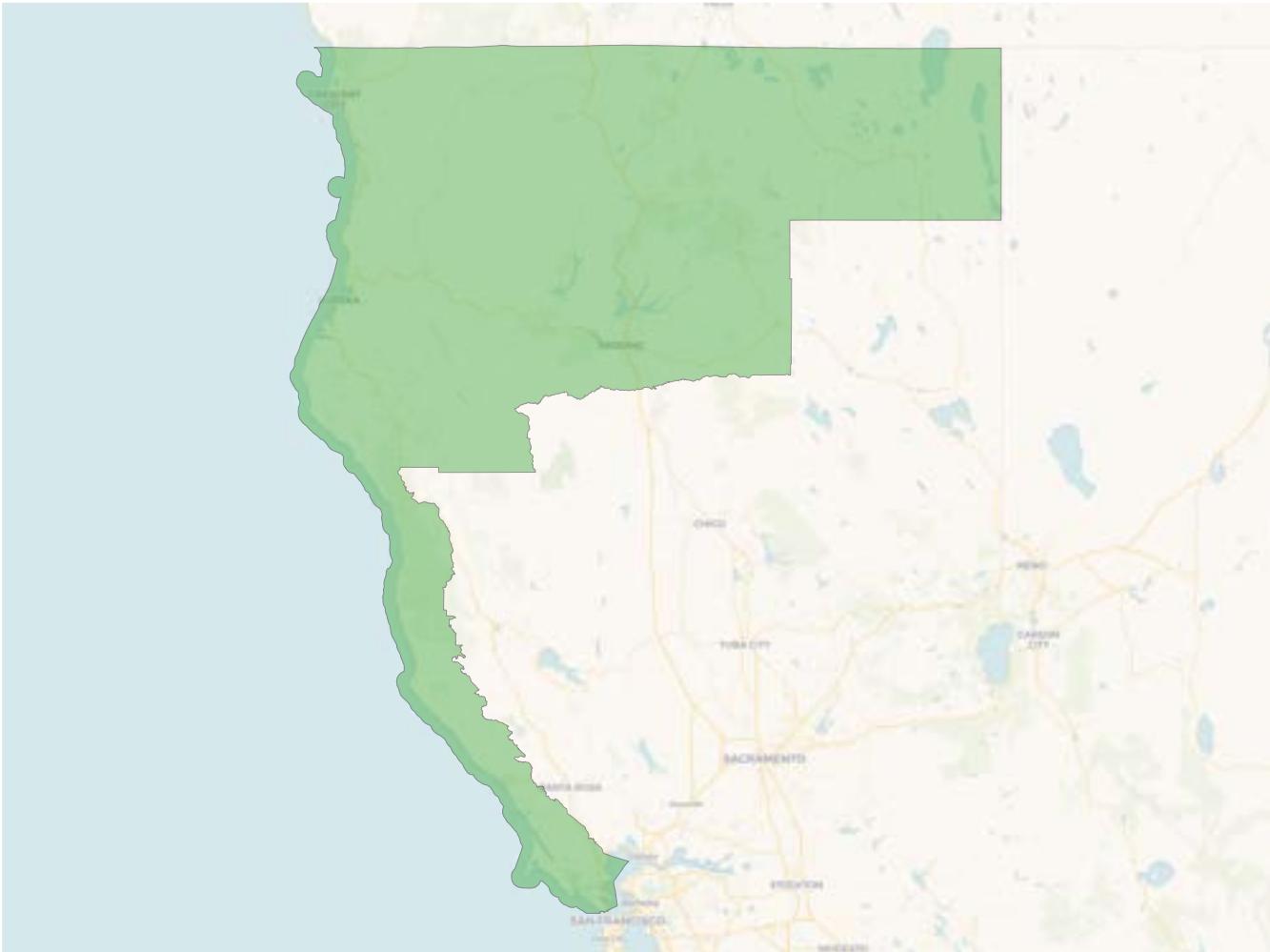




California Congress

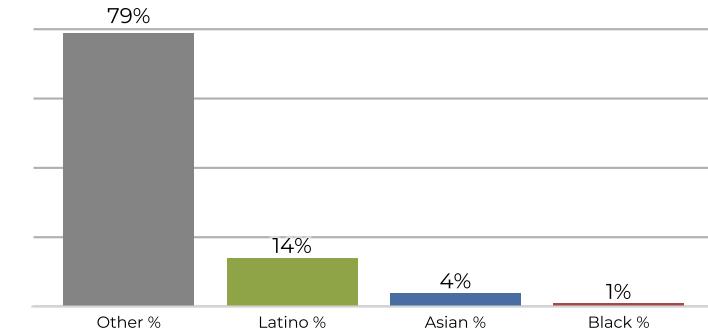
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District 02

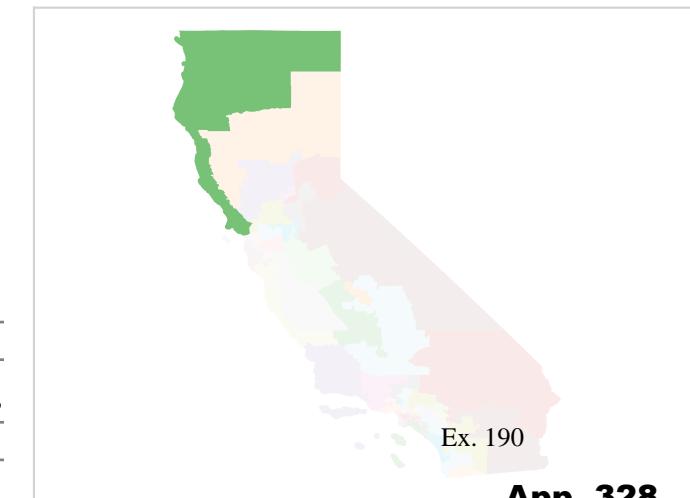
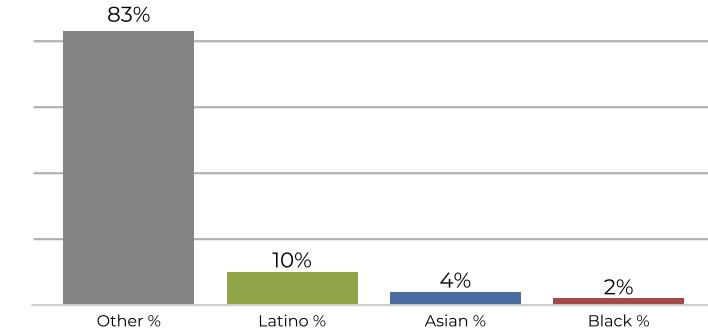


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	606,989	79.9%	112,645	14.8%	31,013	4.1%	9,418	1.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
567,772	474,372	83.5%	56,557	10.0%	25,465	4.5%	11,378	2.0%		

2020 Census



Citizen Voting Age Population



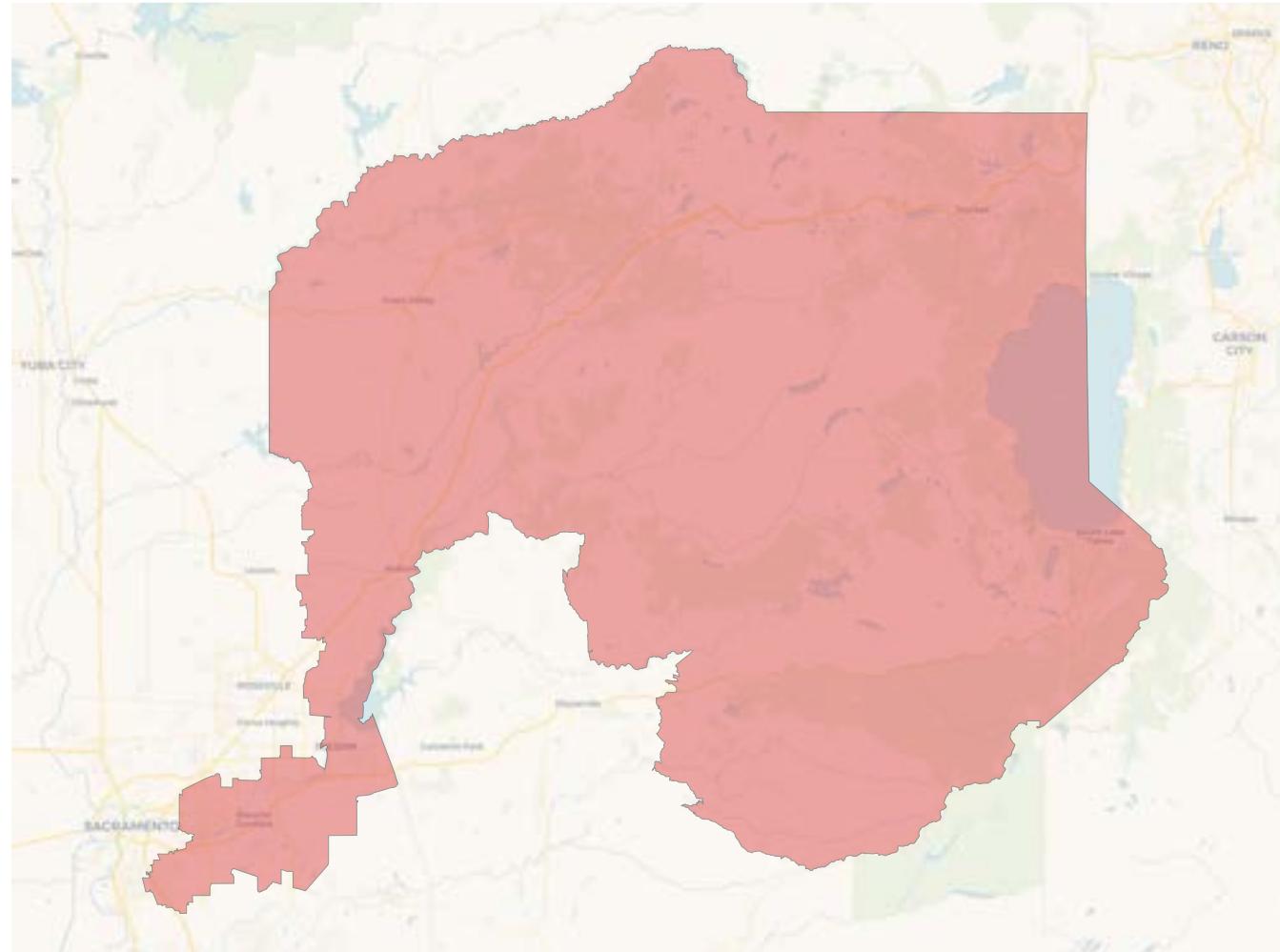
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California Congress

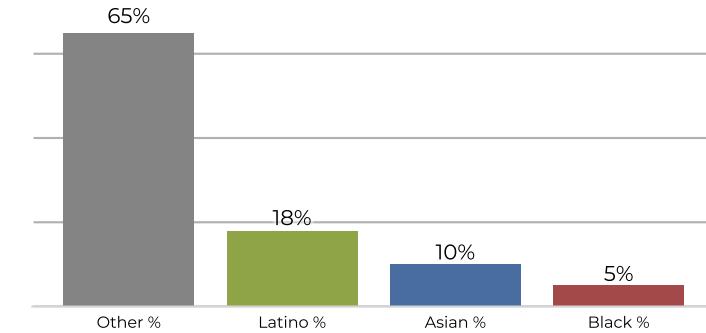
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District 03

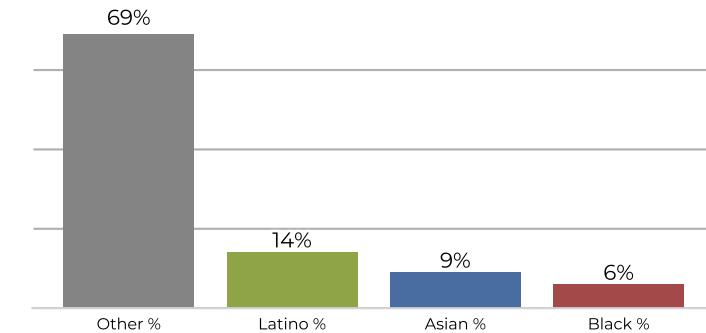


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	496,639	65.3%	141,407	18.6%	82,986	10.9%	39,035	5.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
546,805	378,205	69.2%	79,213	14.5%	52,822	9.7%	36,565	6.7%		

2020 Census



Citizen Voting Age Population





California Congress

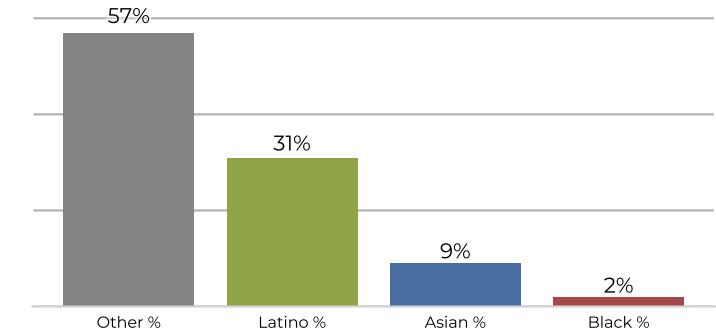
AB 604

District 04

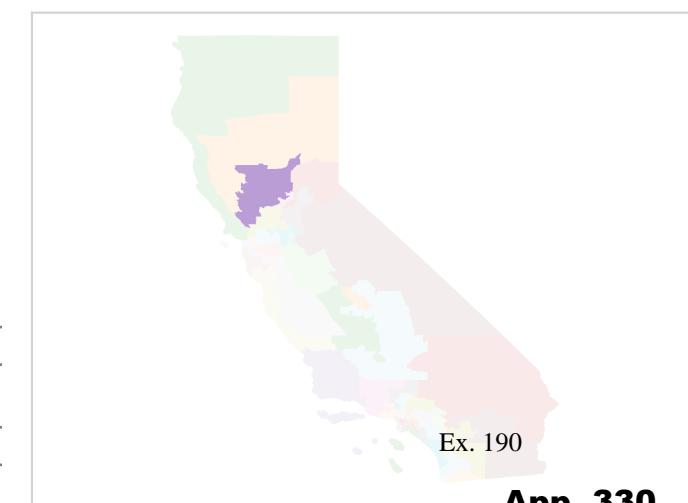
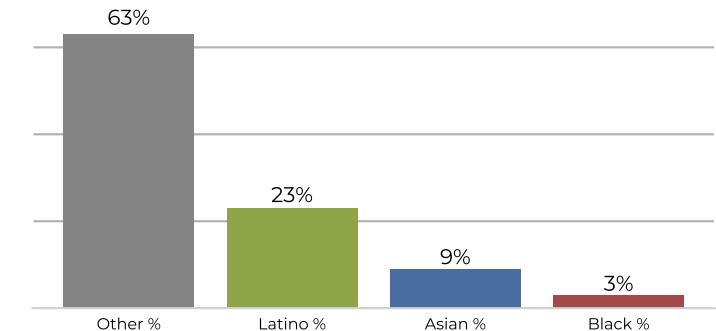


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	435,860	57.3%	236,841	31.2%	70,893	9.3%	16,471	2.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
535,082	339,142	63.4%	125,083	23.4%	52,713	9.9%	18,144	3.4%		

2020 Census



Citizen Voting Age Population



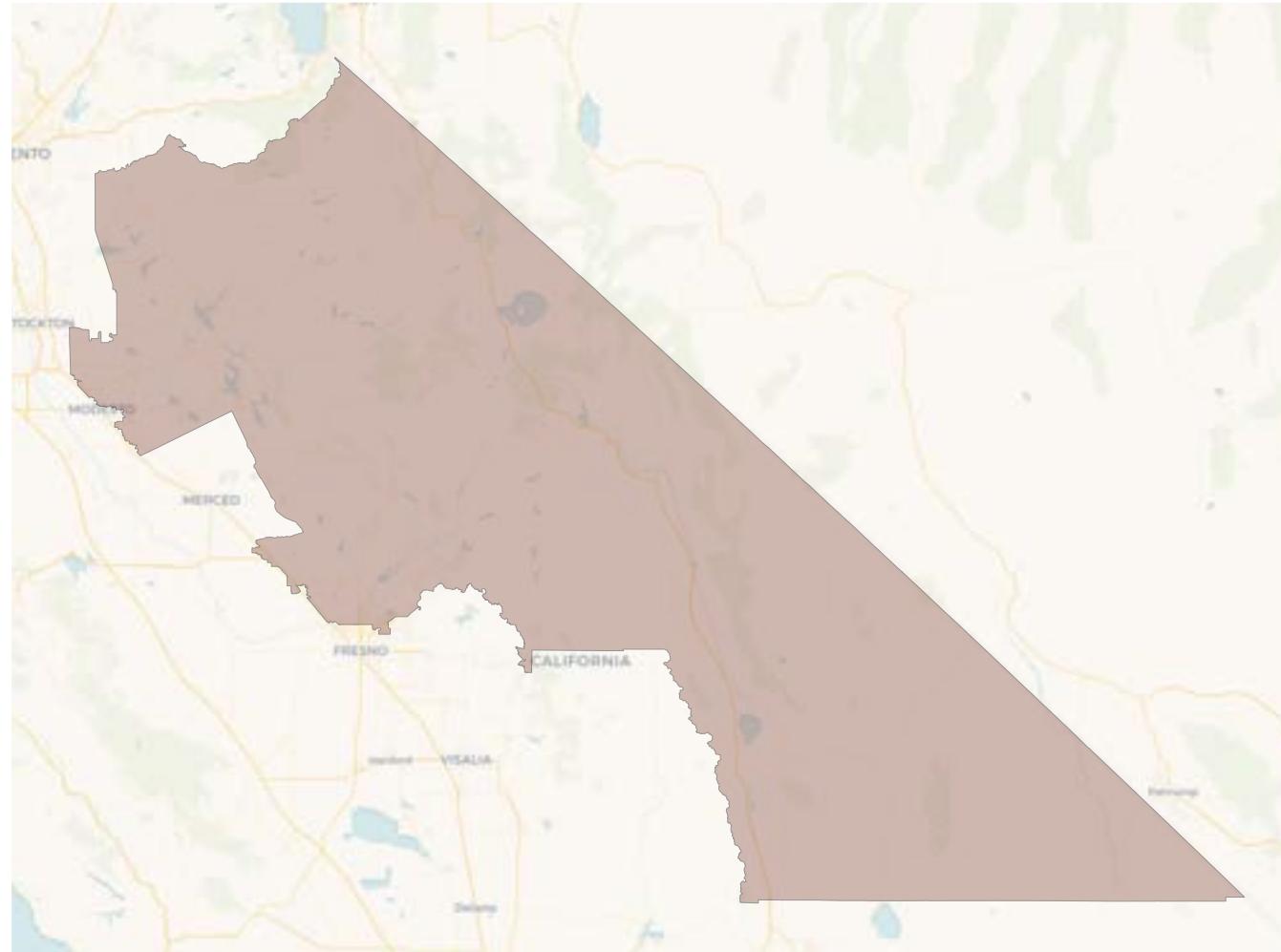
Ex. 190



California Congress

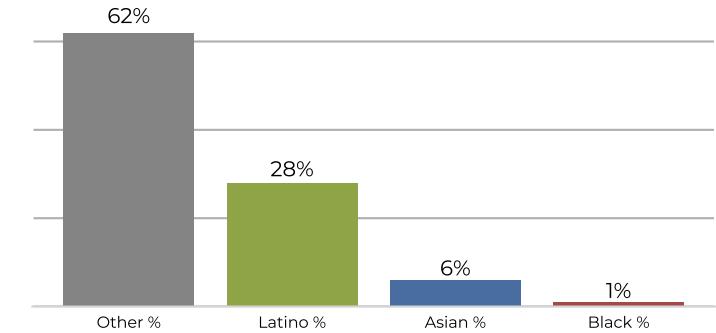
AB 604

District 05

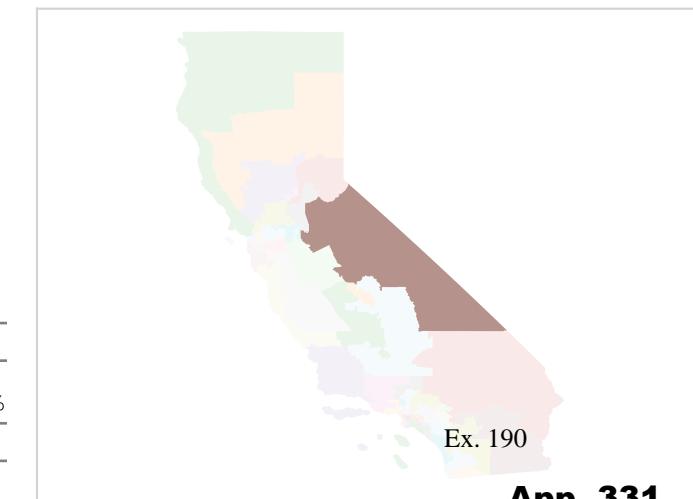
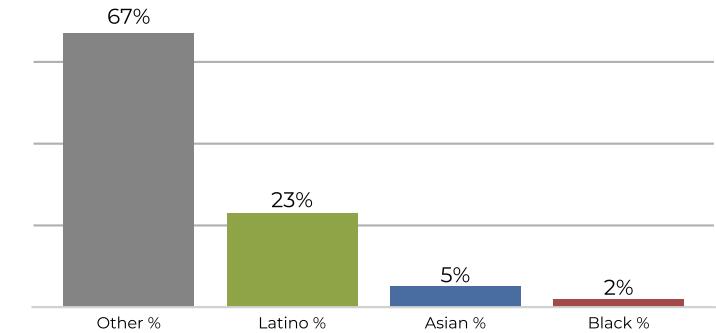


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	478,414	62.9%	219,949	28.9%	46,888	6.2%	14,815	1.9%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
550,500	372,767	67.7%	130,591	23.7%	32,224	5.9%	14,918	2.7%		

2020 Census



Citizen Voting Age Population

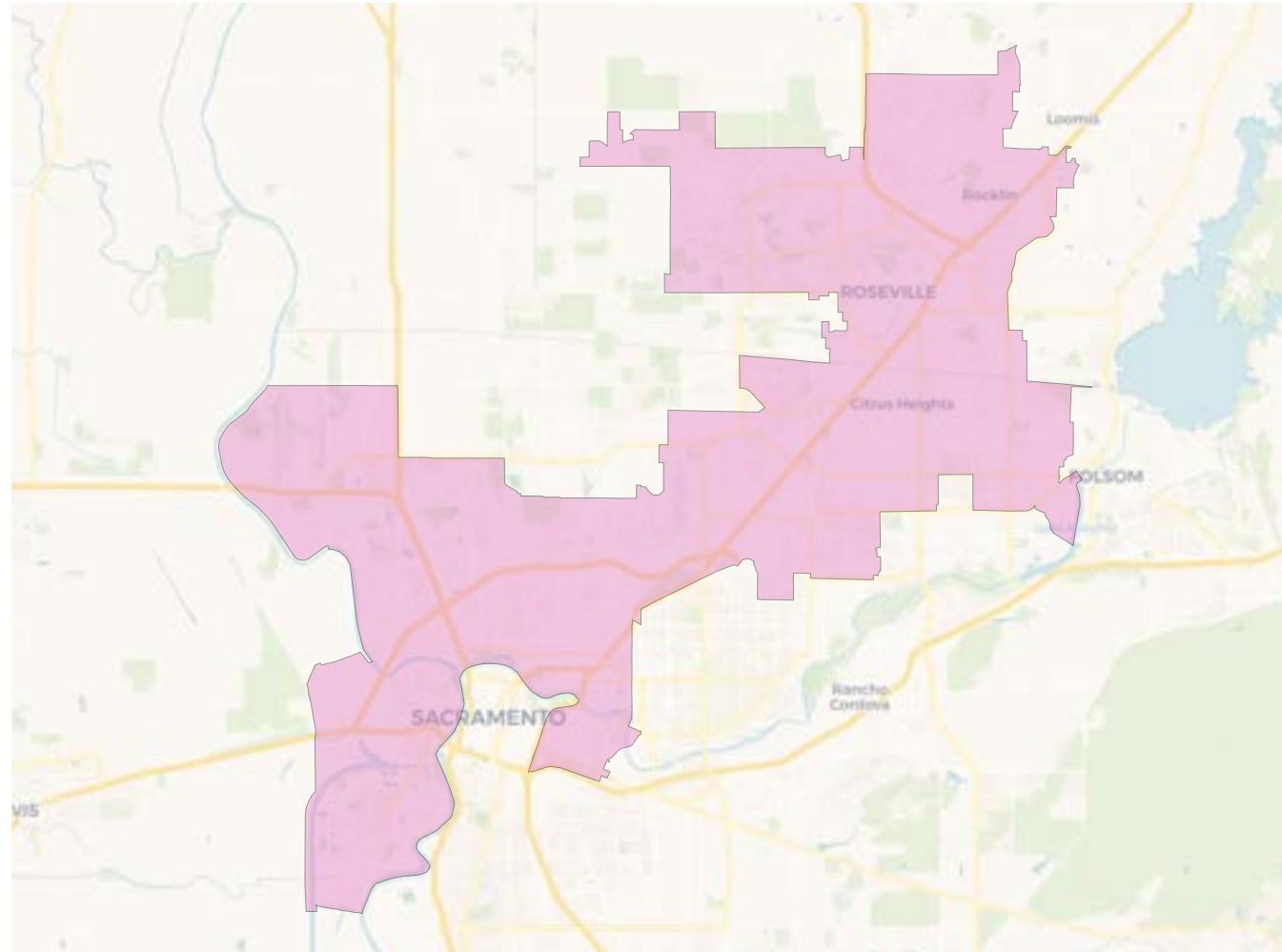




California Congress

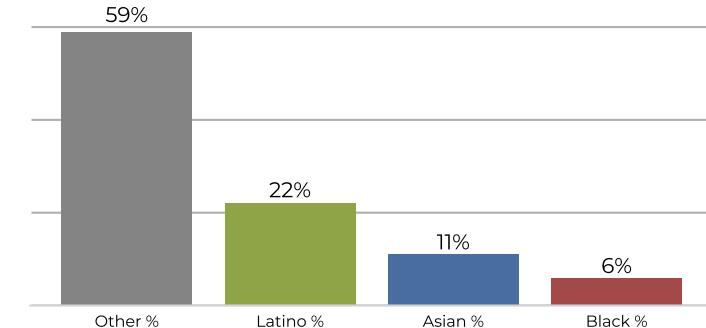
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District 06

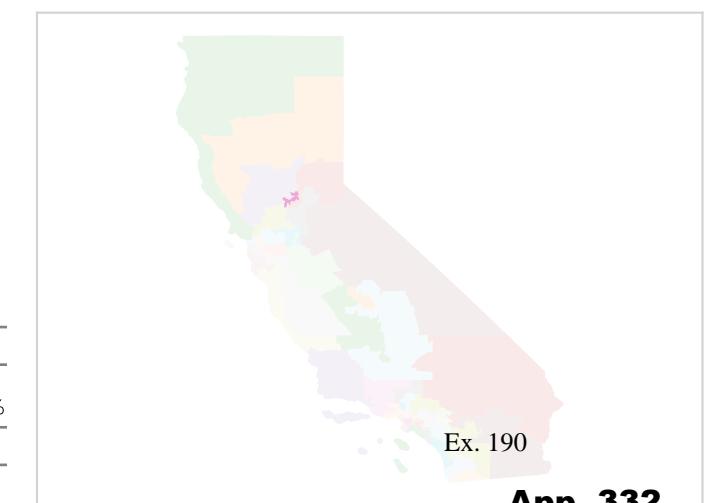
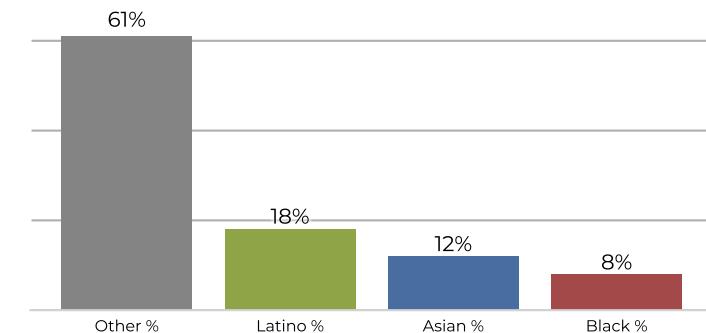


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	450,475	59.3%	169,635	22.3%	89,139	11.7%	50,818	6.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
531,282	324,899	61.2%	98,792	18.6%	65,016	12.2%	42,575	8.0%		

2020 Census



Citizen Voting Age Population

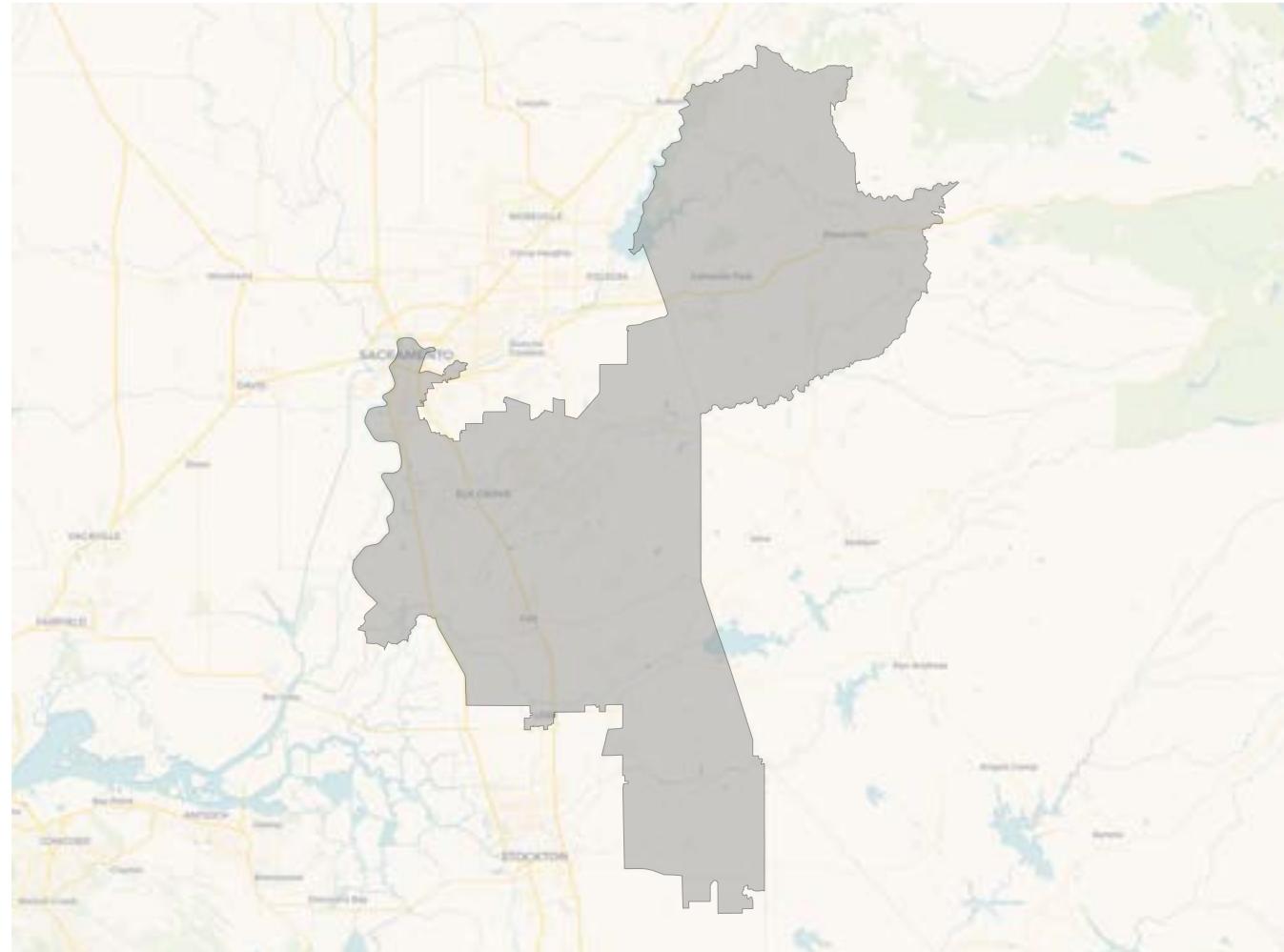




California Congress

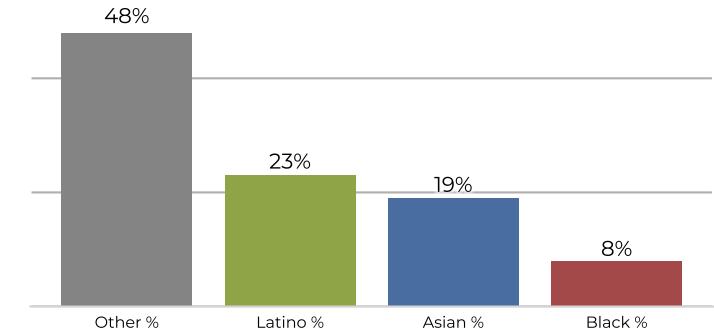
AB 604

District 07

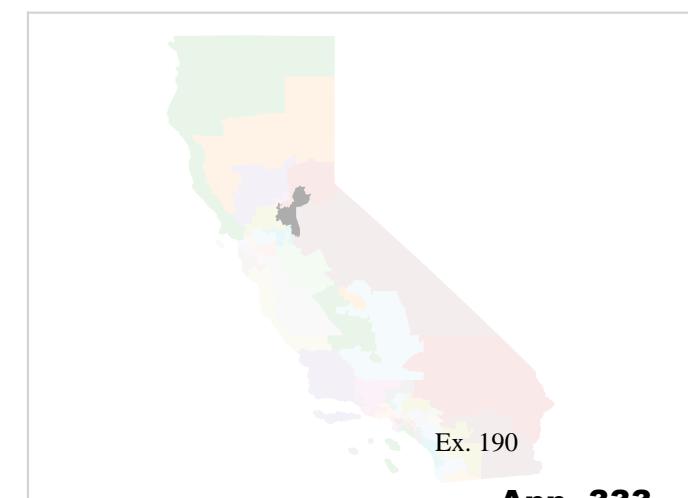
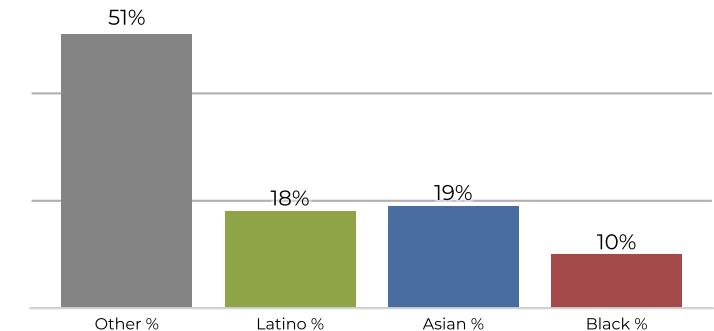


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	369,399	48.6%	176,798	23.3%	150,498	19.8%	63,370	8.3%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
548,294	283,519	51.7%	103,298	18.8%	106,512	19.4%	54,965	10.0%		

2020 Census



Citizen Voting Age Population

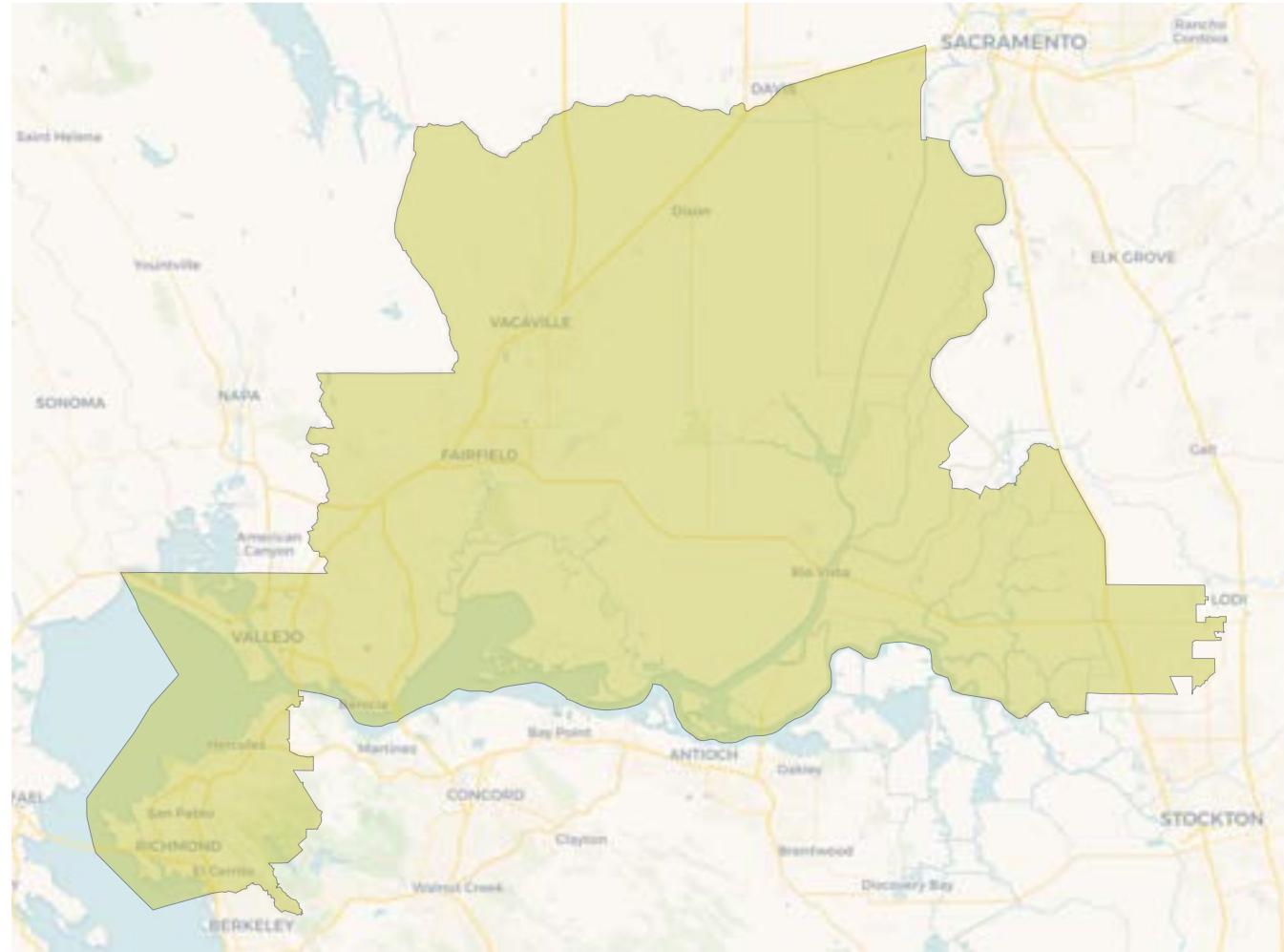




California Congress

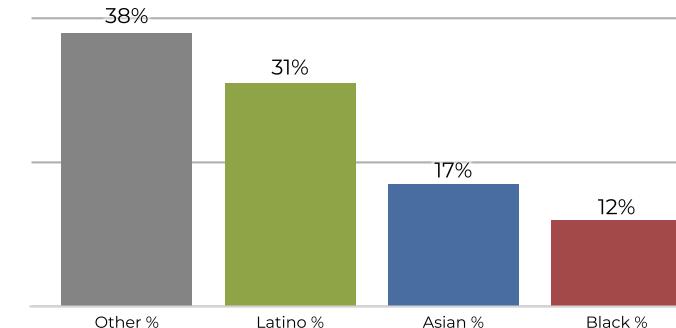
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District 08

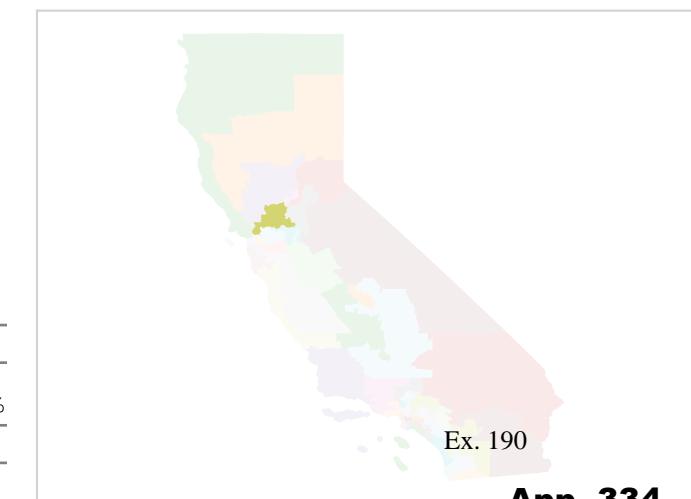
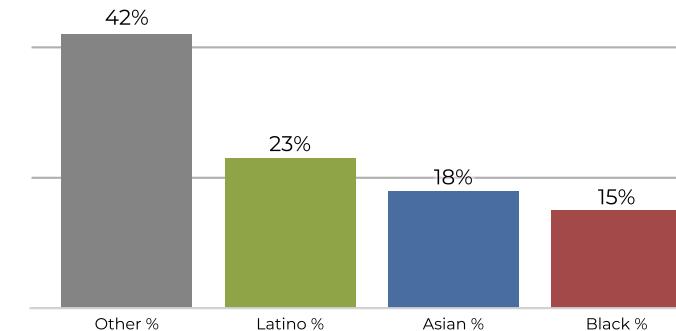


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	292,991	38.5%	238,586	31.4%	131,301	17.3%	97,188	12.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
513,705	217,120	42.3%	120,045	23.4%	95,862	18.7%	80,678	15.7%		

2020 Census



Citizen Voting Age Population

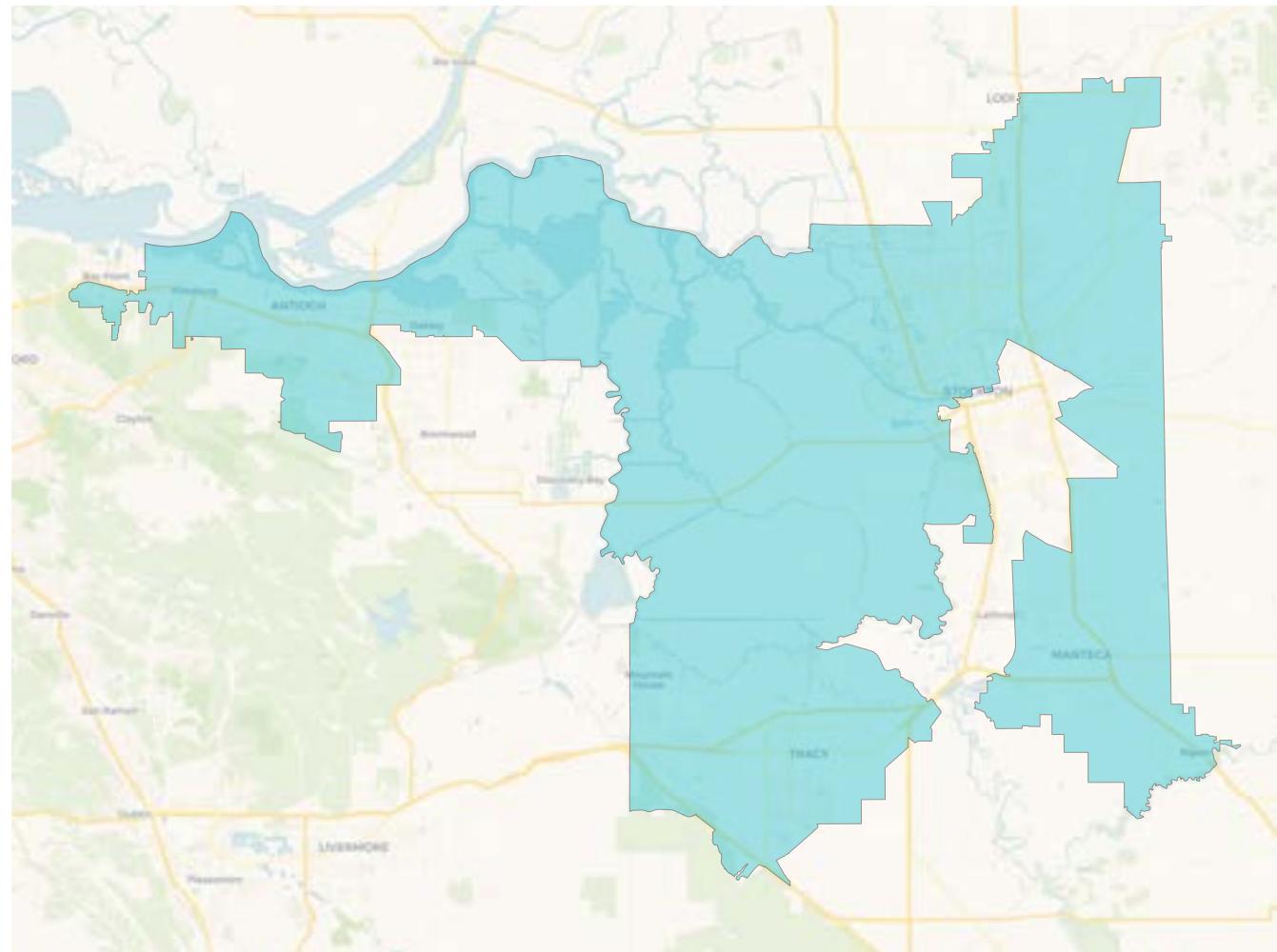




California Congress

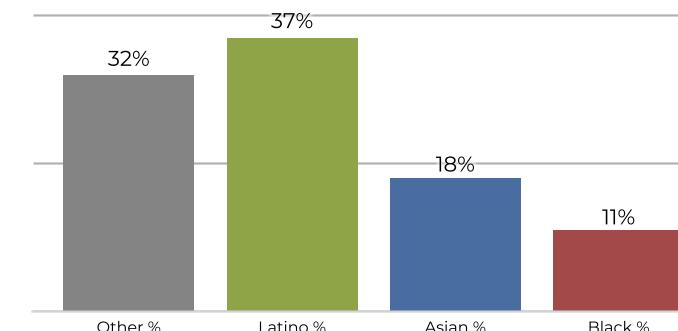
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District 09

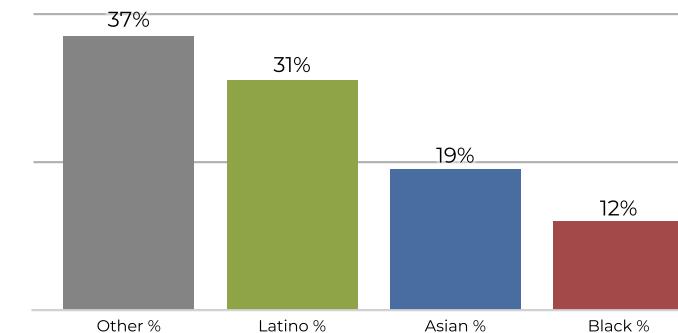


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	245,353	32.3%	288,030	37.9%	142,995	18.8%	83,687	11.0%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
501,043	186,892	37.3%	155,537	31.0%	96,249	19.2%	62,365	12.4%		

2020 Census



Citizen Voting Age Population





California Congress

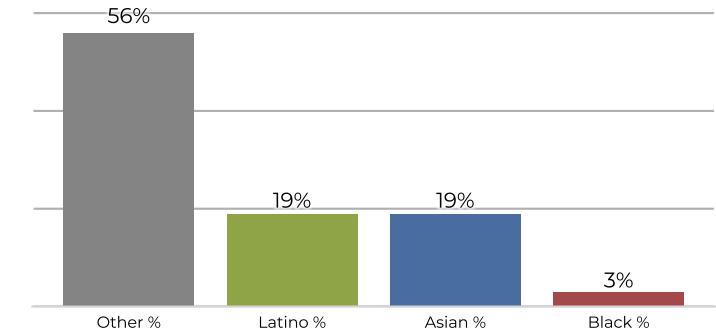
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District 10

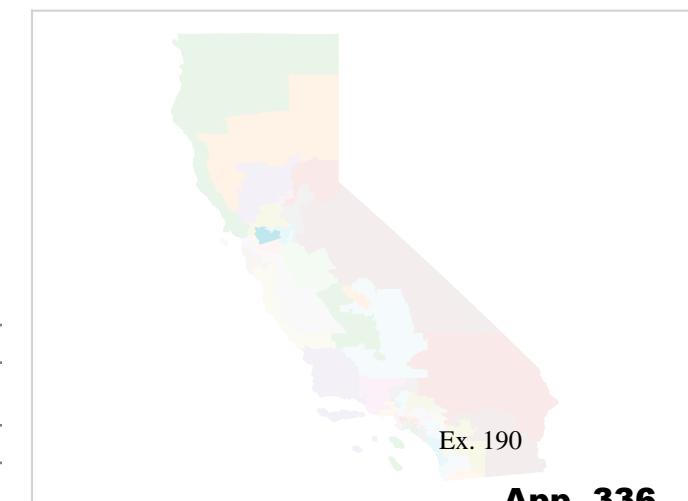
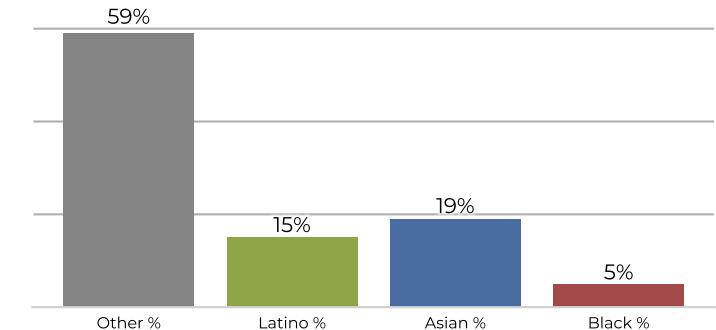


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	428,804	56.4%	151,209	19.9%	150,844	19.8%	29,209	3.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
524,308	312,031	59.5%	80,445	15.3%	103,114	19.7%	28,718	5.5%		

2020 Census



Citizen Voting Age Population

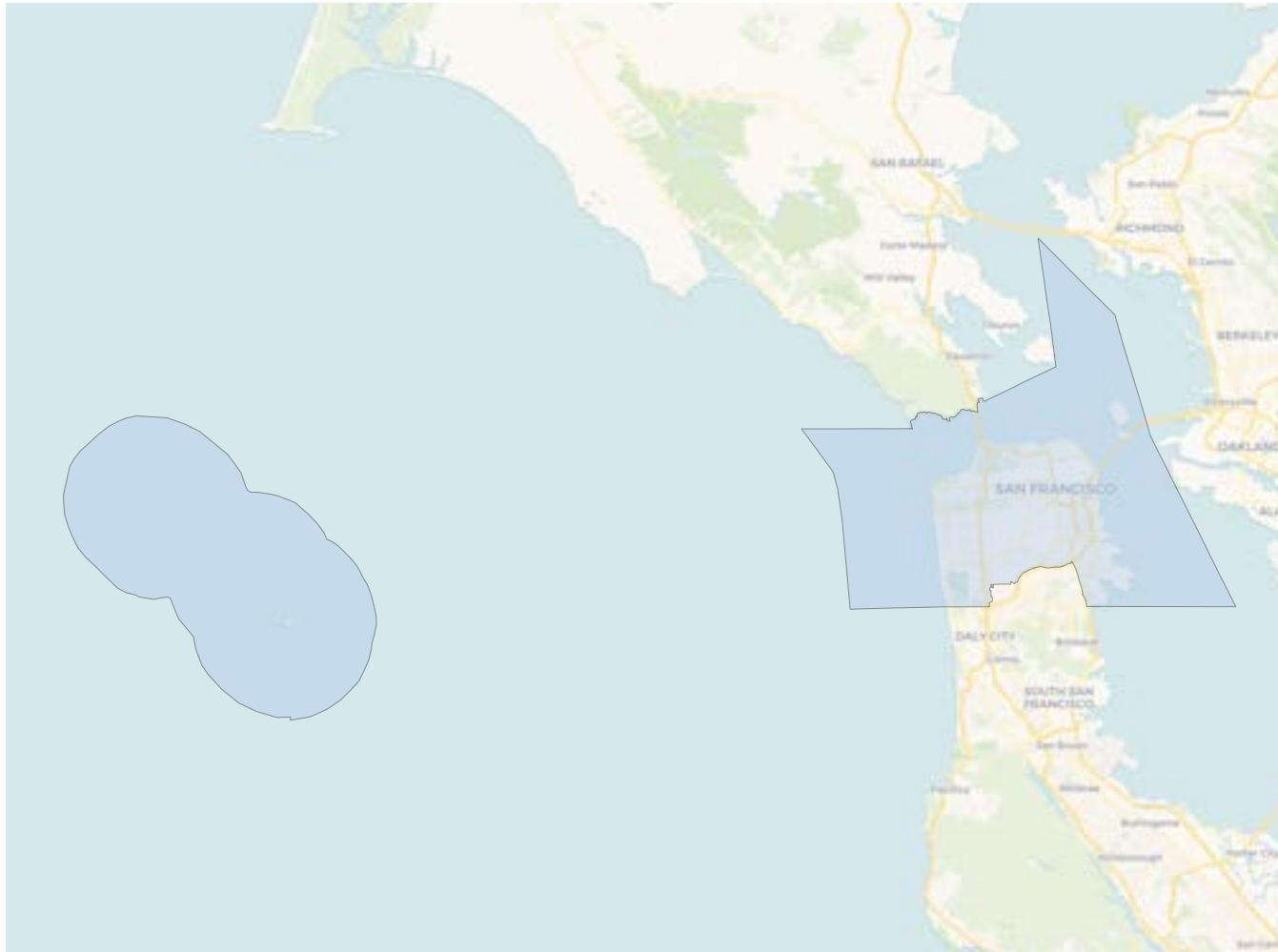




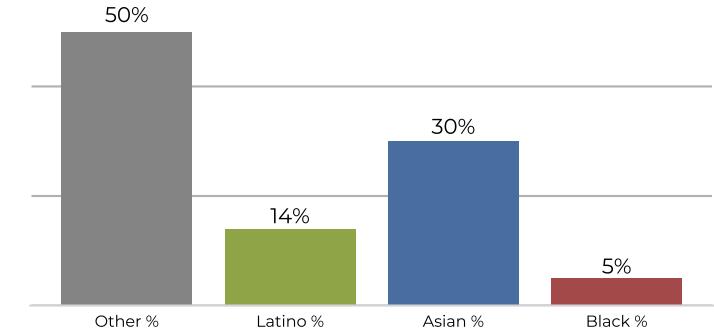
California Congress

AB 604

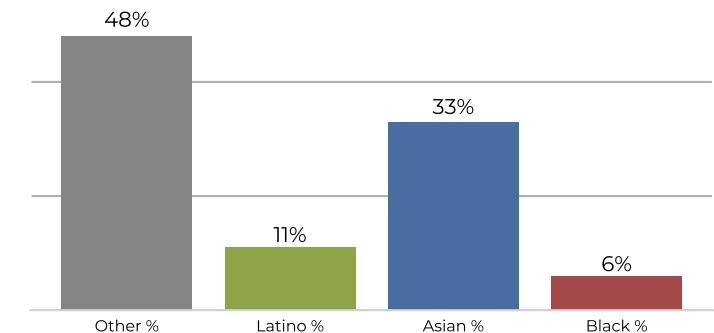
District 11



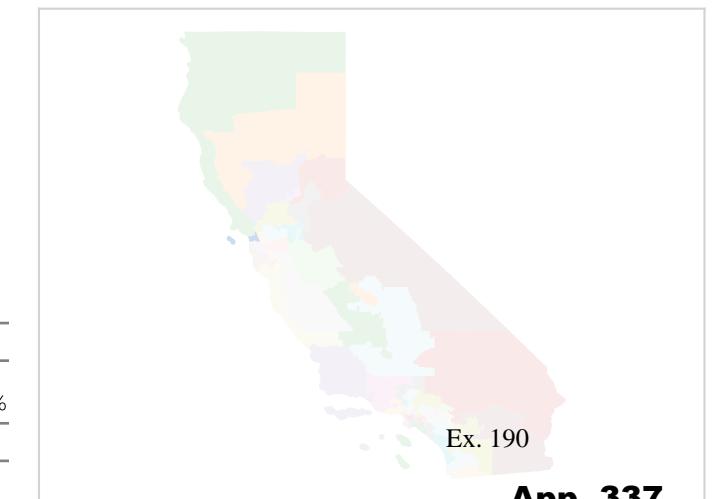
2020 Census



Citizen Voting Age Population



Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	380,316	50.0%	107,106	14.1%	232,590	30.6%	40,055	5.3%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
544,105	265,528	48.8%	62,690	11.5%	180,975	33.3%	34,912	6.4%		

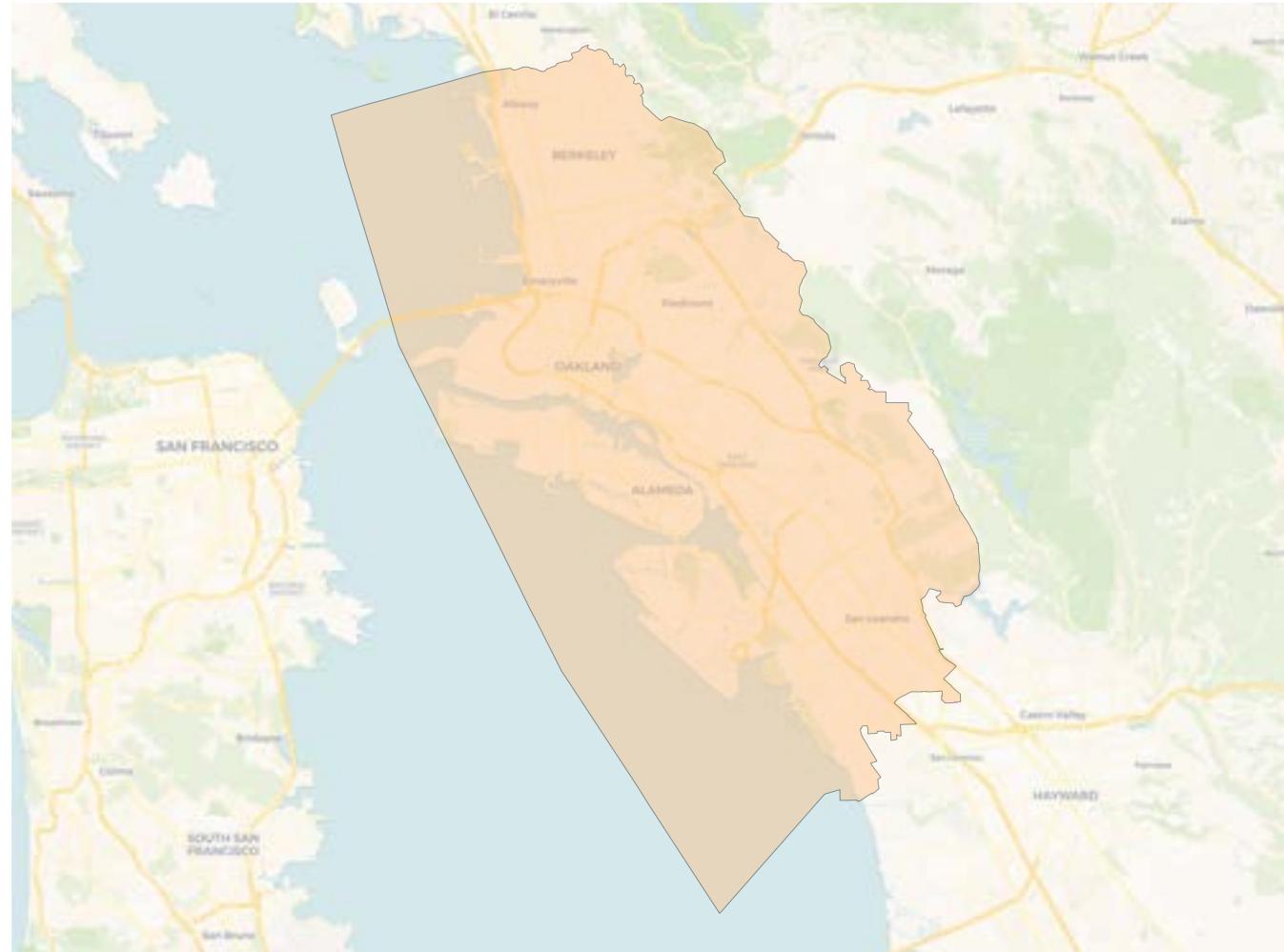




California Congress

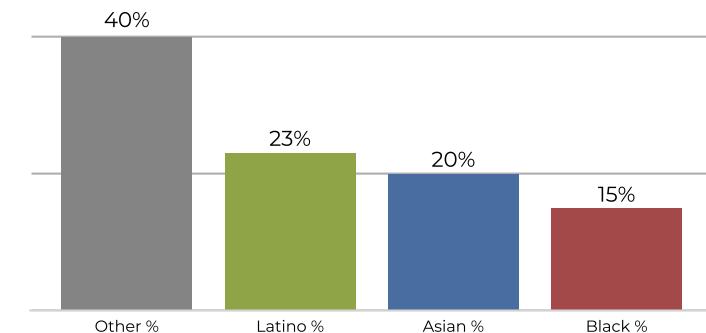
AB 604

District 12

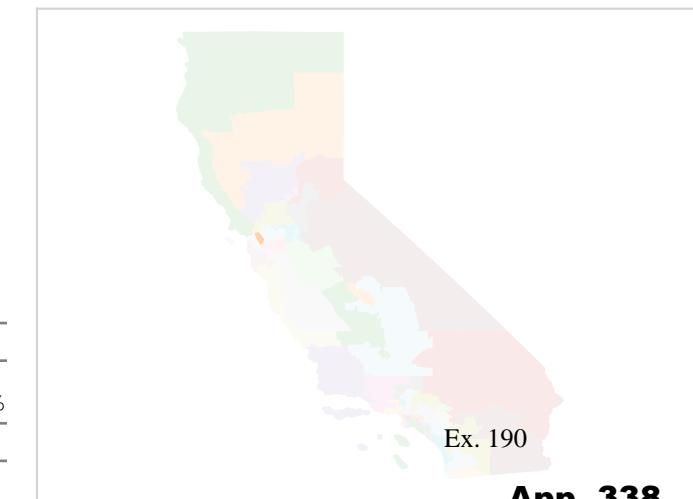
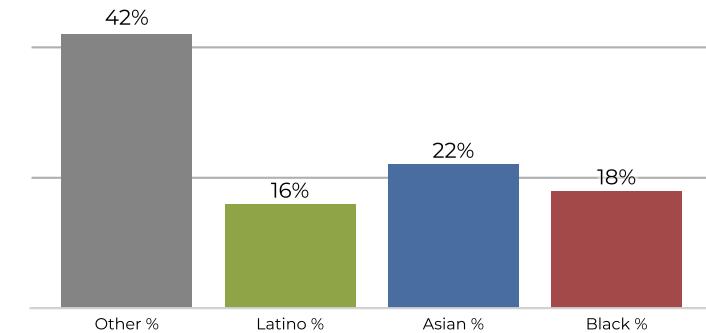


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	307,417	40.4%	179,534	23.6%	156,144	20.5%	116,970	15.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
522,733	222,959	42.7%	85,819	16.4%	116,513	22.3%	97,442	18.6%		

2020 Census



Citizen Voting Age Population

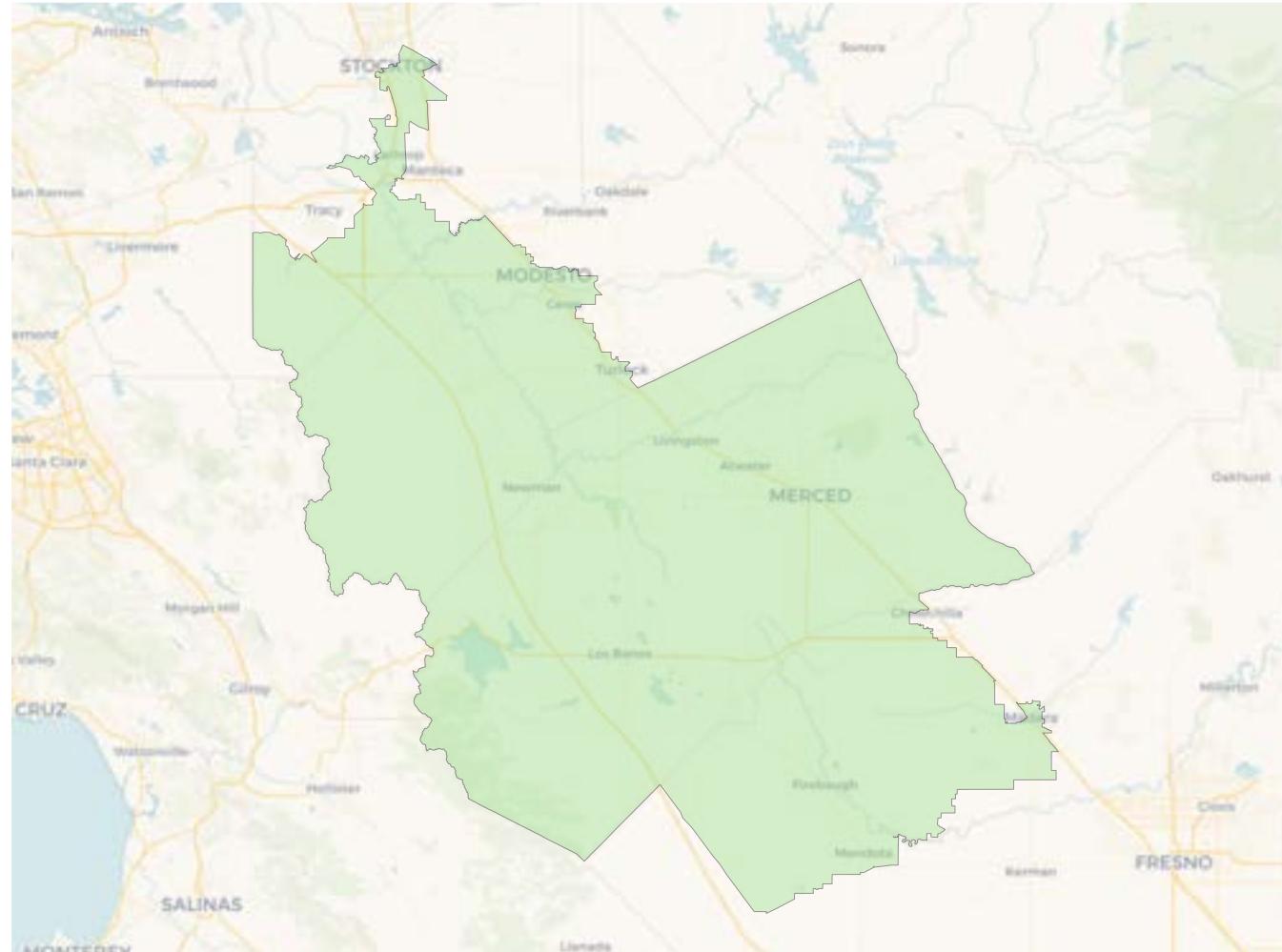




California Congress

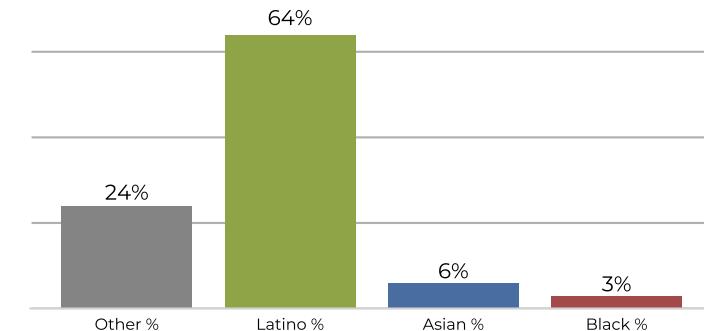
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District 13

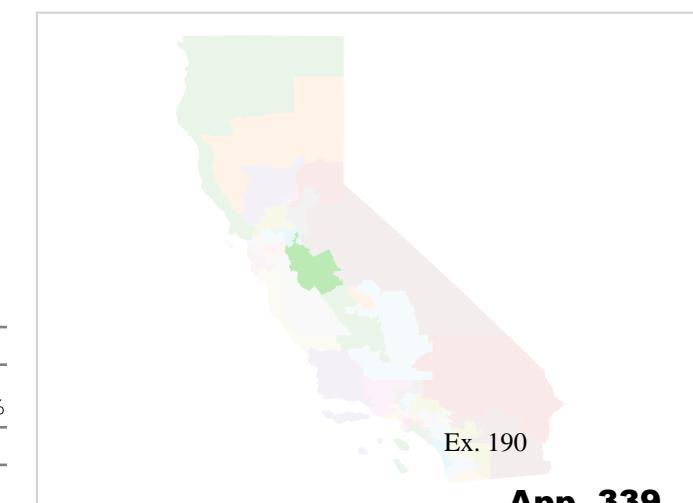
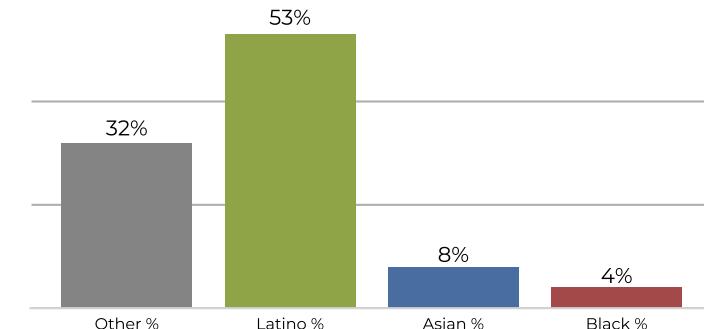


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	188,414	24.8%	492,863	64.8%	52,698	6.9%	26,092	3.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
415,543	135,349	32.6%	223,570	53.8%	36,147	8.7%	20,477	4.9%		

2020 Census



Citizen Voting Age Population

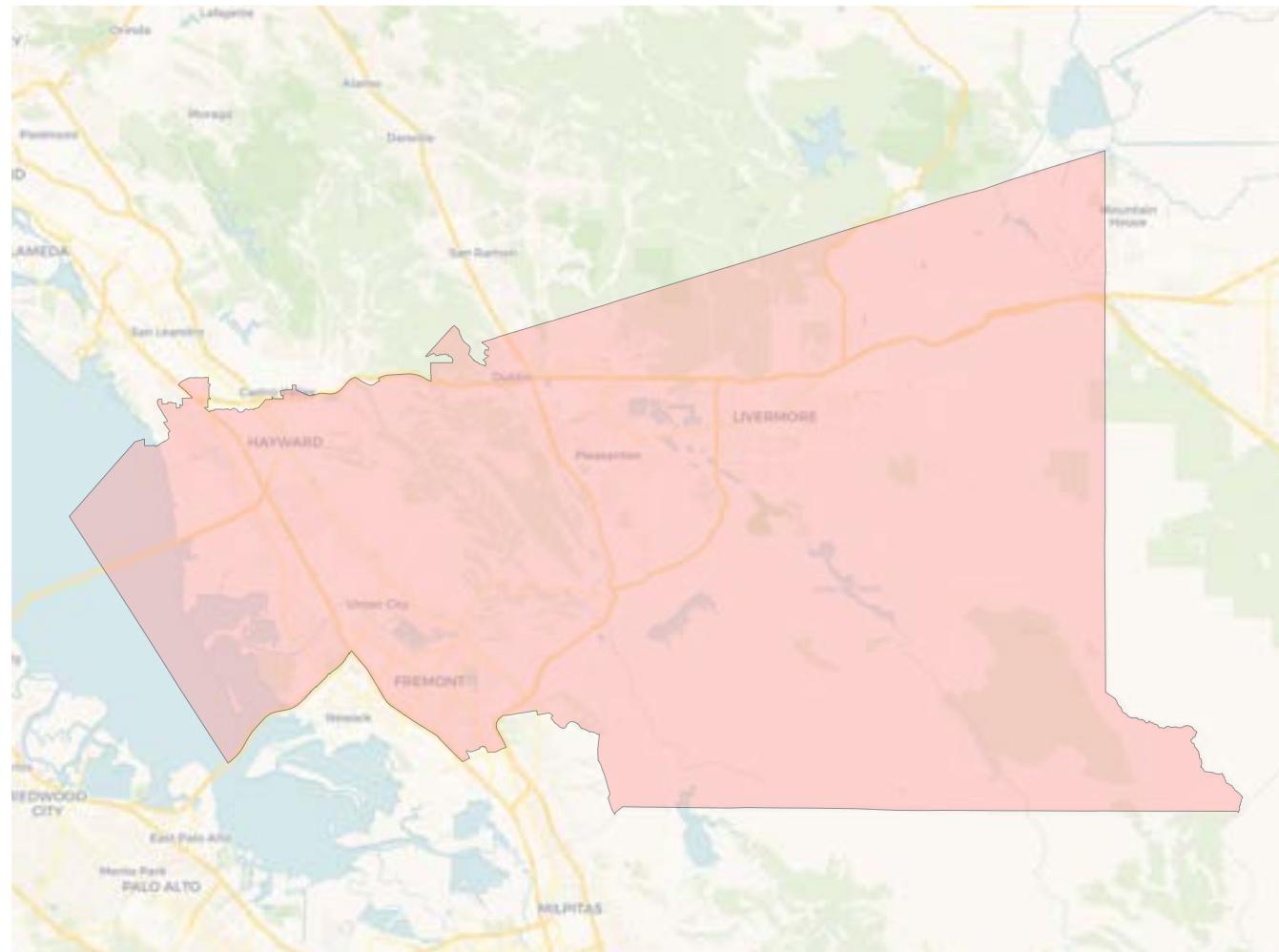




California Congress

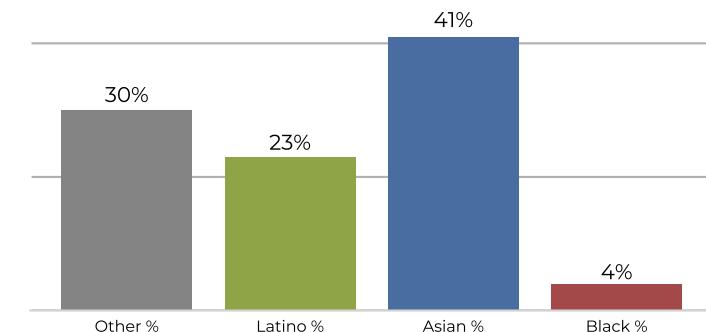
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District 14

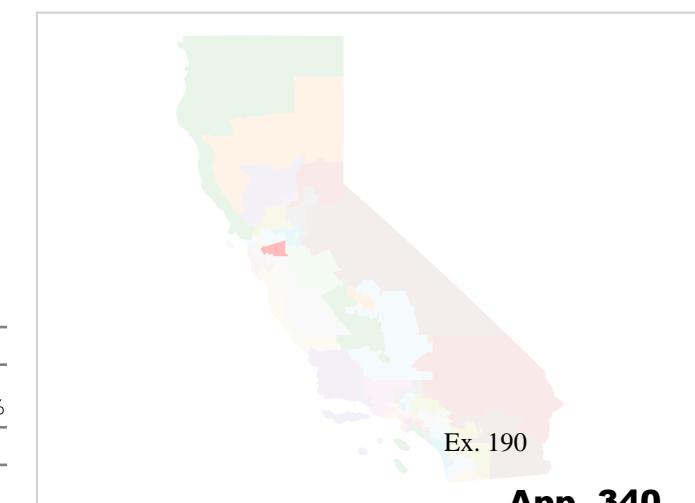
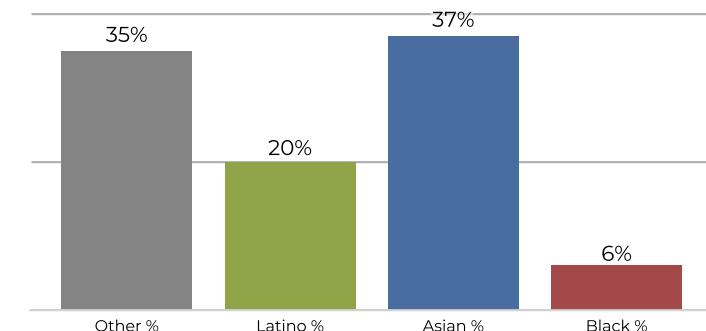


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	234,353	30.8%	177,264	23.3%	313,556	41.3%	34,892	4.6%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
464,109	164,956	35.5%	93,757	20.2%	174,608	37.6%	30,788	6.6%		

2020 Census



Citizen Voting Age Population

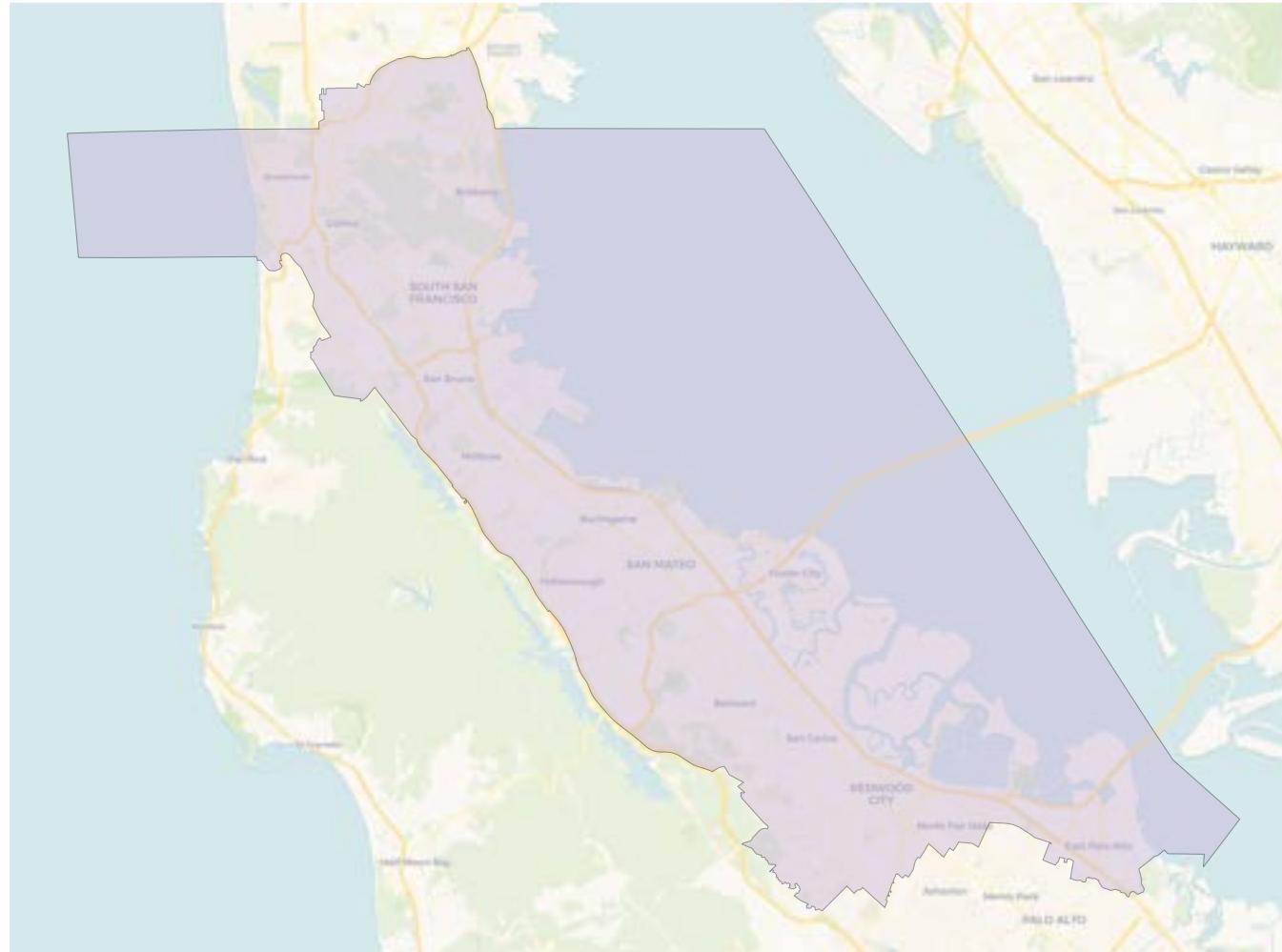




California Congress

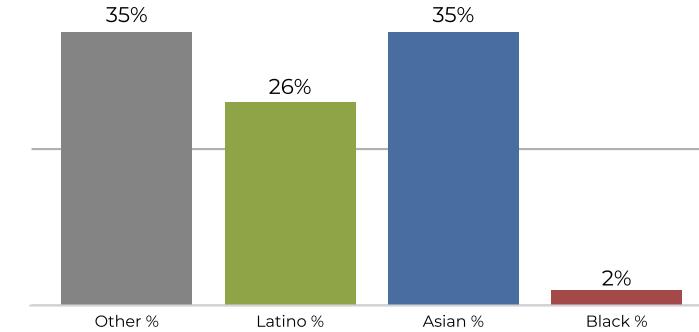
AB 604

District 15

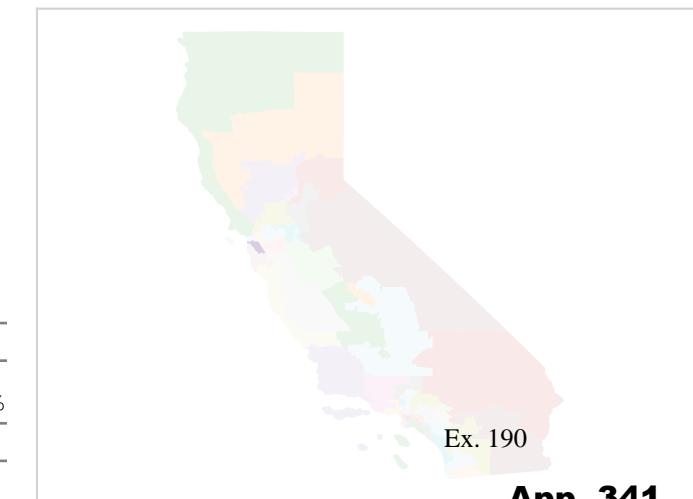
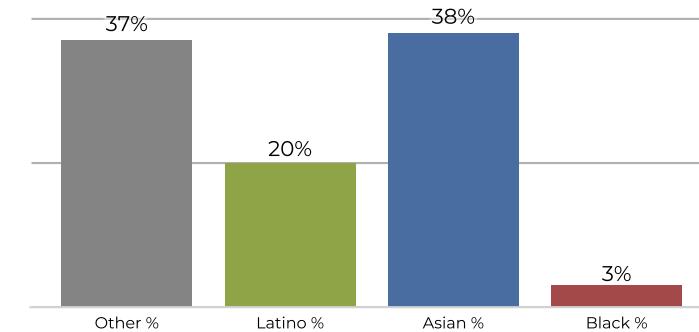


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	267,088	35.1%	201,867	26.6%	271,935	35.8%	19,176	2.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
490,568	183,124	37.3%	101,204	20.6%	188,931	38.5%	17,309	3.5%		

2020 Census



Citizen Voting Age Population

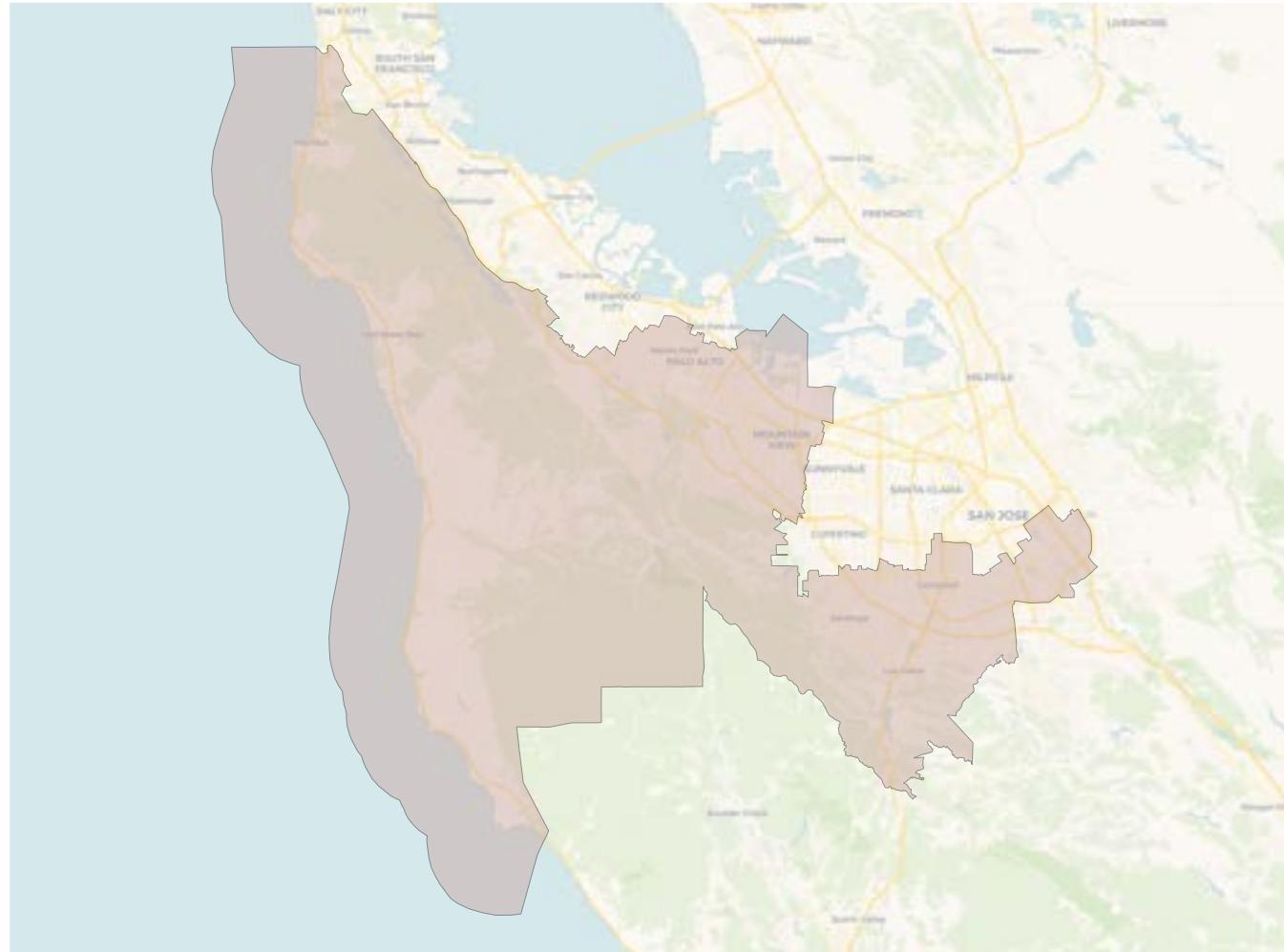




California Congress

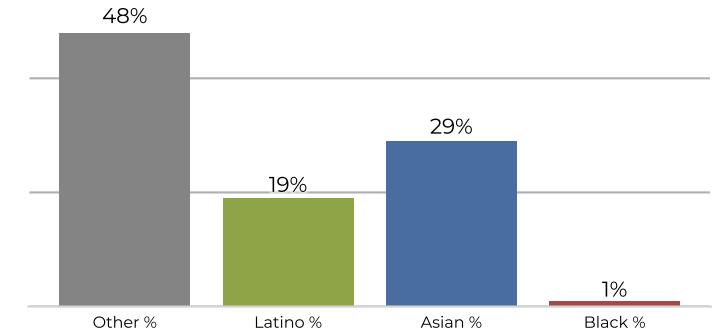
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District 16

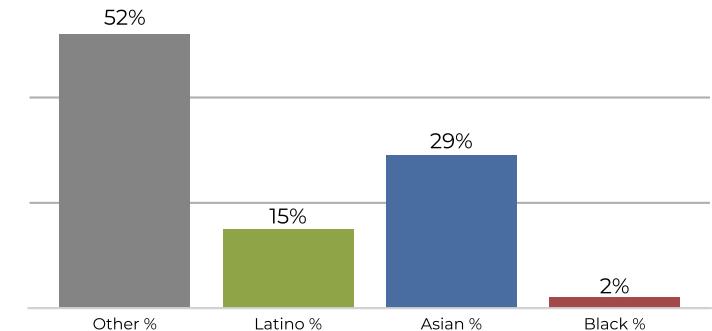


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	369,295	48.6%	151,126	19.9%	225,345	29.6%	14,300	1.9%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
483,495	252,784	52.3%	76,093	15.7%	140,622	29.1%	13,996	2.9%		

2020 Census



Citizen Voting Age Population





California Congress

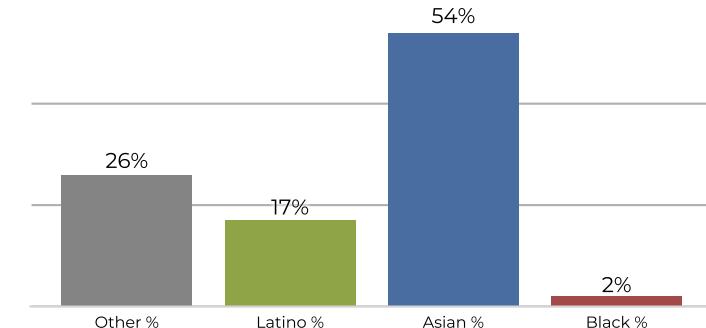
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District 17

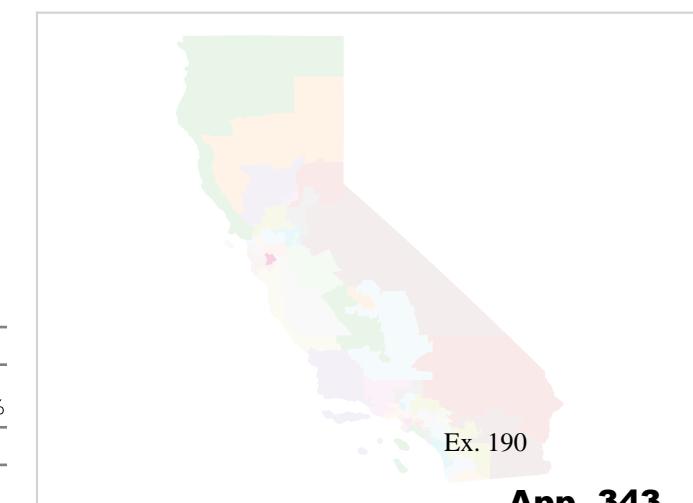
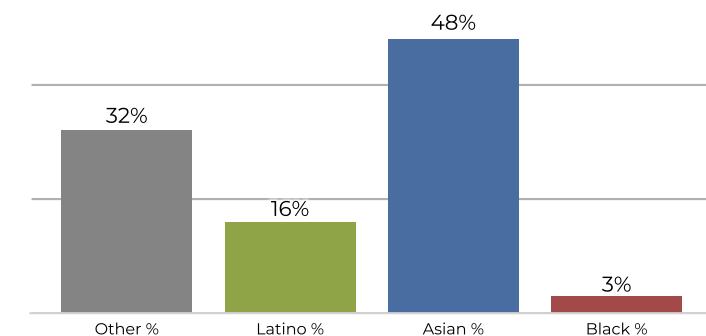


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	197,375	26.0%	130,456	17.2%	416,497	54.8%	15,739	2.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
424,767	137,624	32.4%	69,266	16.3%	204,198	48.1%	13,679	3.2%		

2020 Census



Citizen Voting Age Population



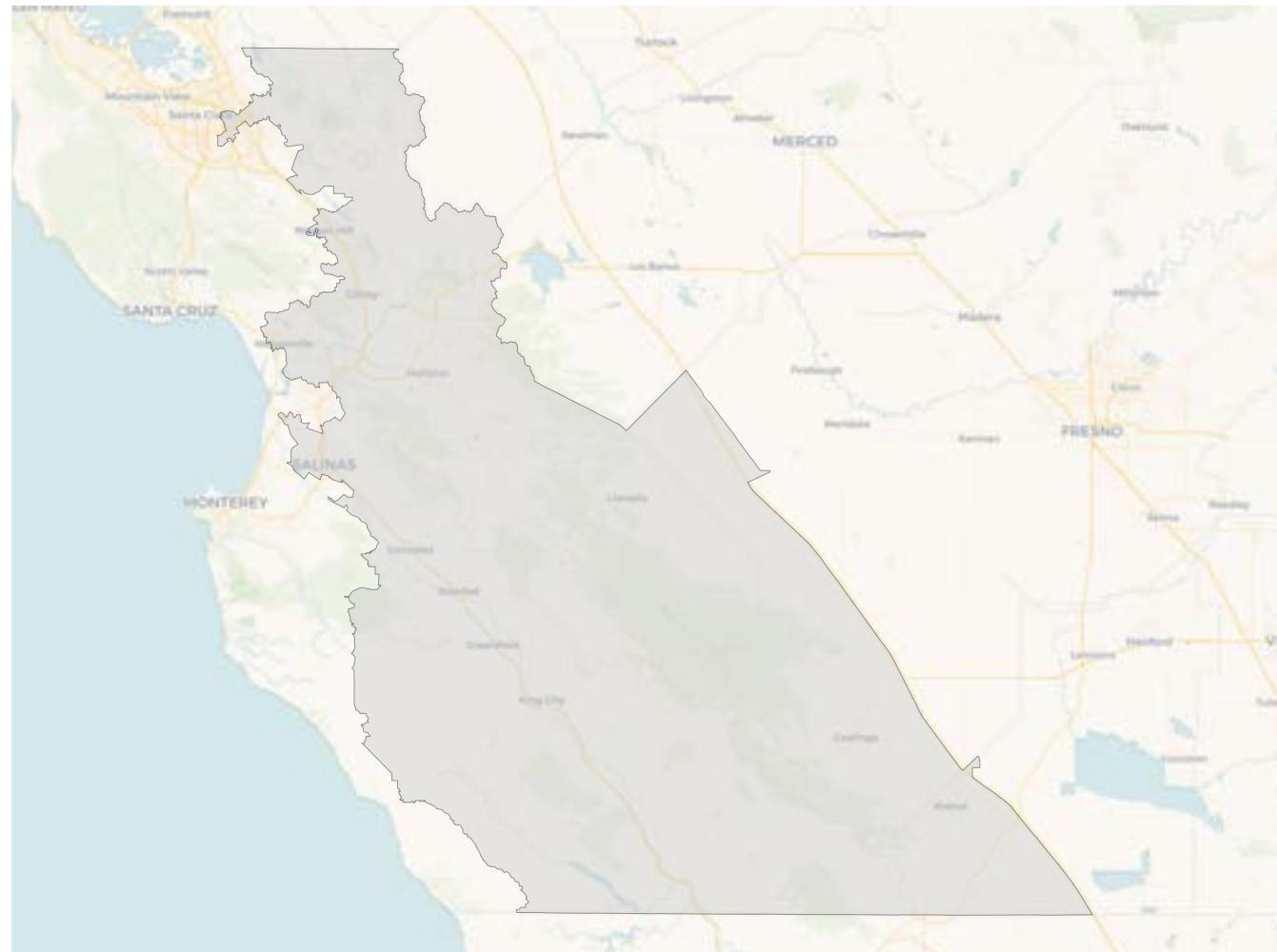


California Congress

AB 604

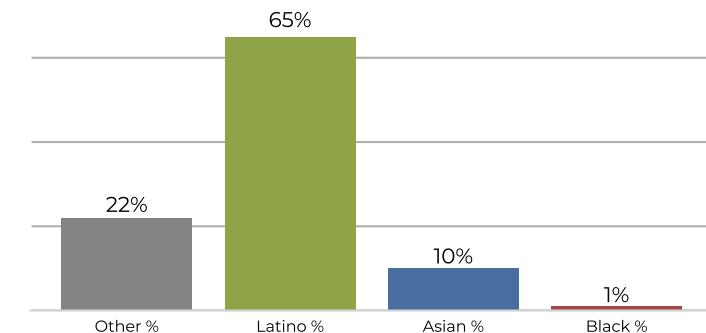
Page 12 of 3889

District 18

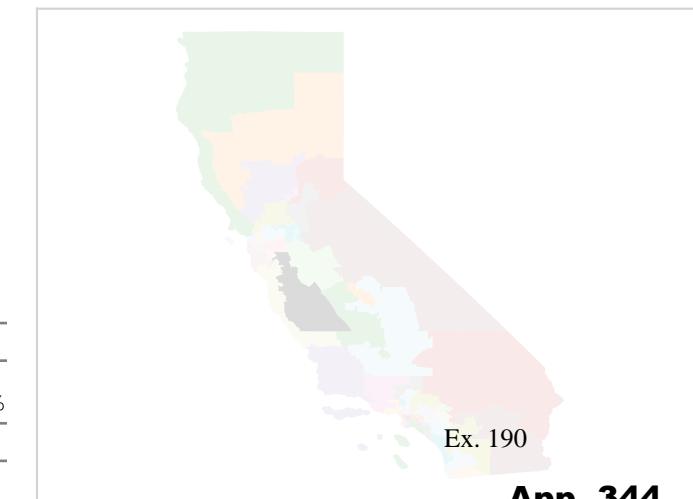
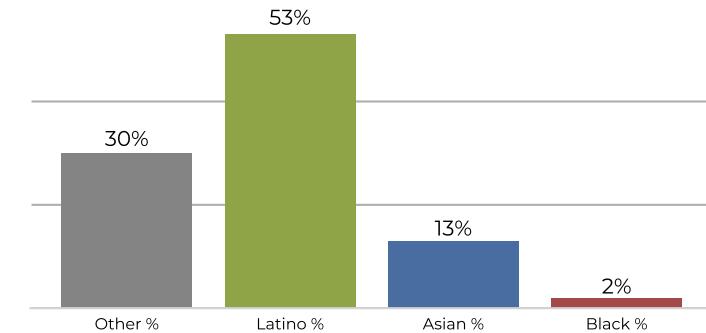


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	170,354	22.4%	500,484	65.8%	77,477	10.2%	11,751	1.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
412,566	126,693	30.7%	218,496	53.0%	55,939	13.6%	11,438	2.8%		

2020 Census



Citizen Voting Age Population



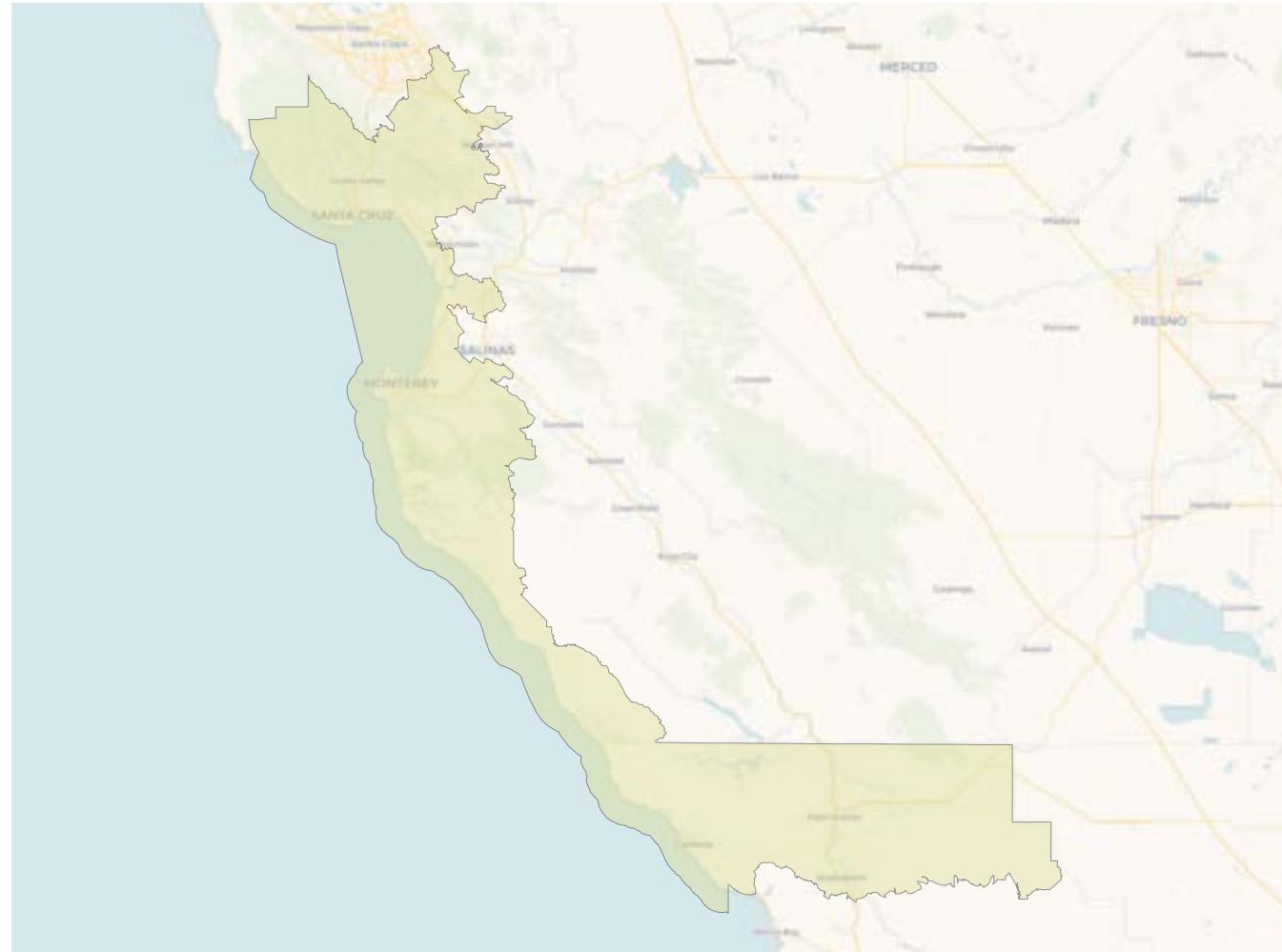
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California Congress

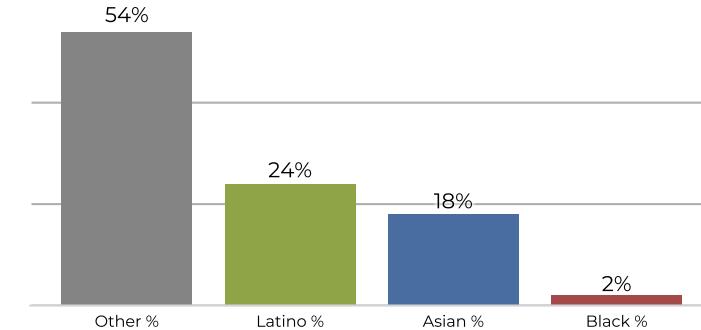
AB 604

District 19

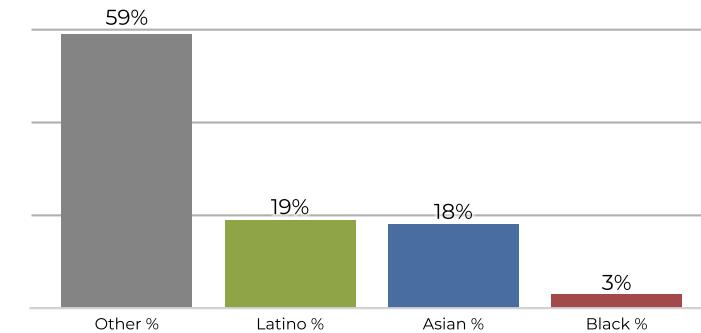


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	414,266	54.5%	187,658	24.7%	141,729	18.6%	16,414	2.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
540,894	322,791	59.7%	102,722	19.0%	99,372	18.4%	16,009	3.0%		

2020 Census



Citizen Voting Age Population

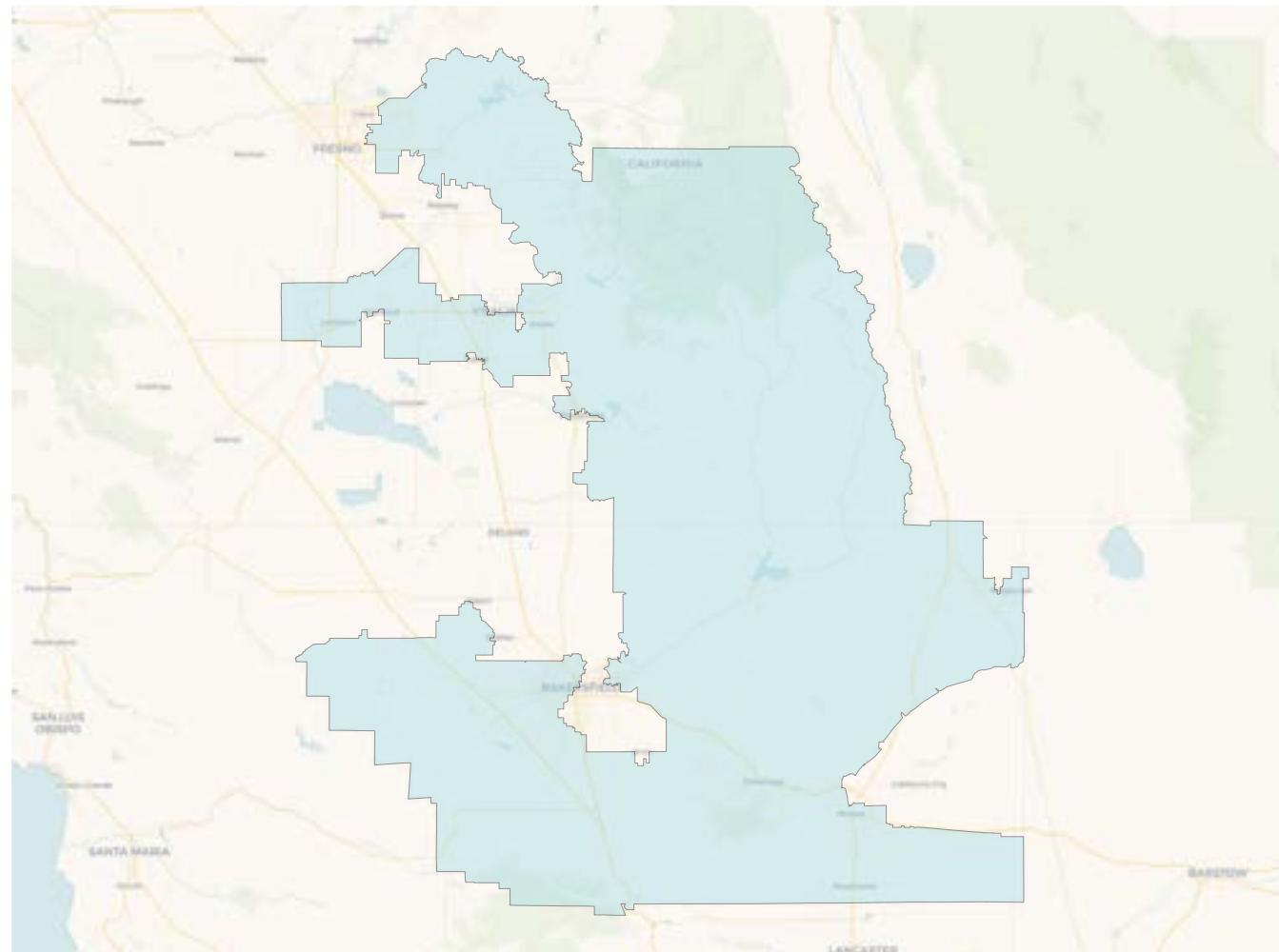




California Congress

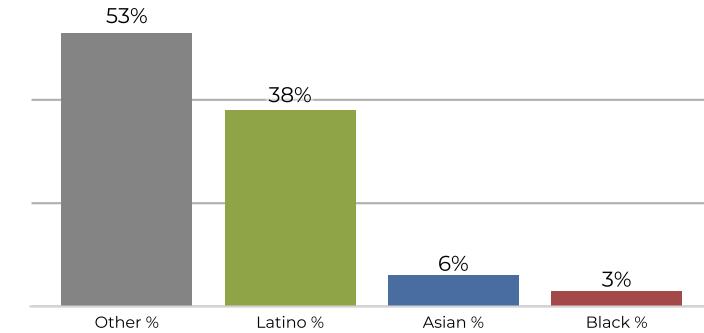
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District 20

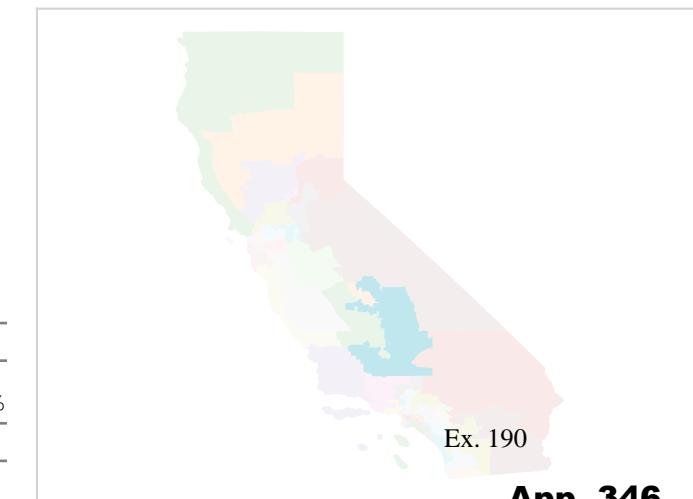
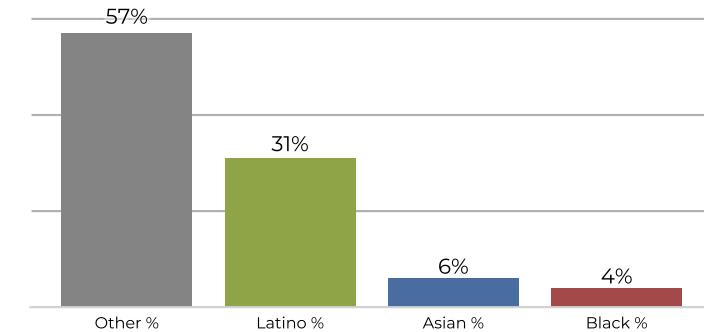


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	402,996	53.0%	288,988	38.0%	45,270	6.0%	22,811	3.0%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
512,729	295,310	57.6%	163,165	31.8%	33,814	6.6%	20,440	4.0%		

2020 Census



Citizen Voting Age Population

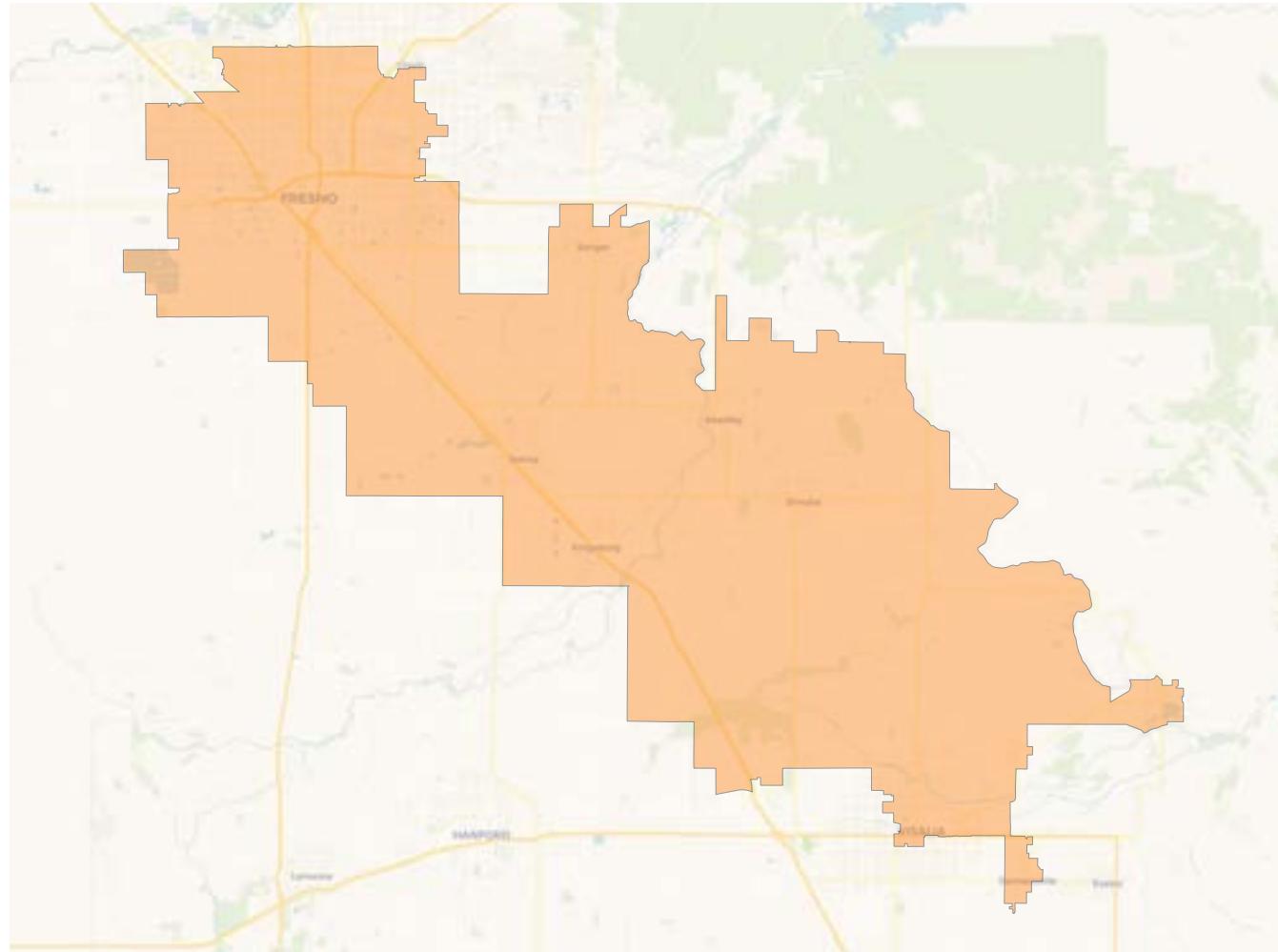




California Congress

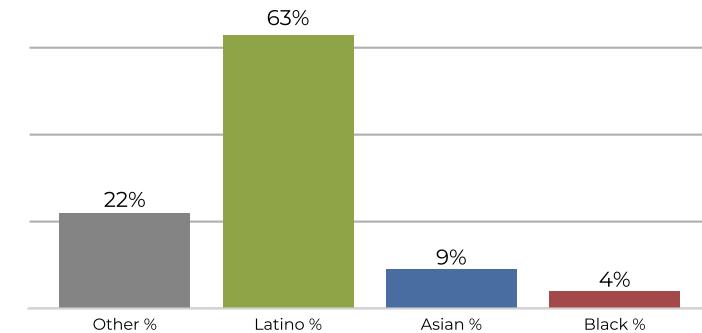
AB 604

District 21

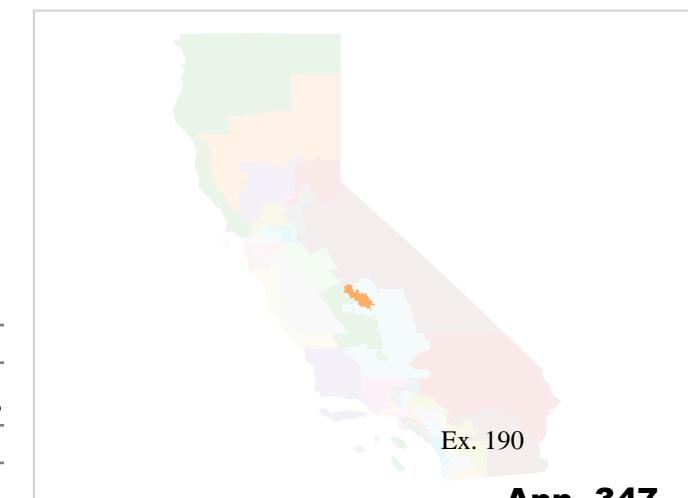
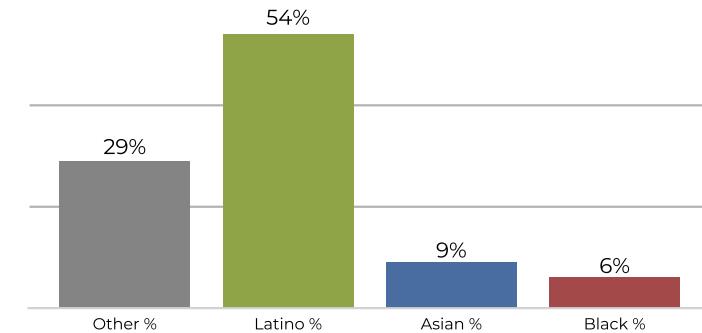


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	171,122	22.5%	482,325	63.5%	71,545	9.4%	35,075	4.6%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
458,902	137,159	29.9%	249,611	54.4%	44,824	9.8%	27,308	6.0%		

2020 Census



Citizen Voting Age Population



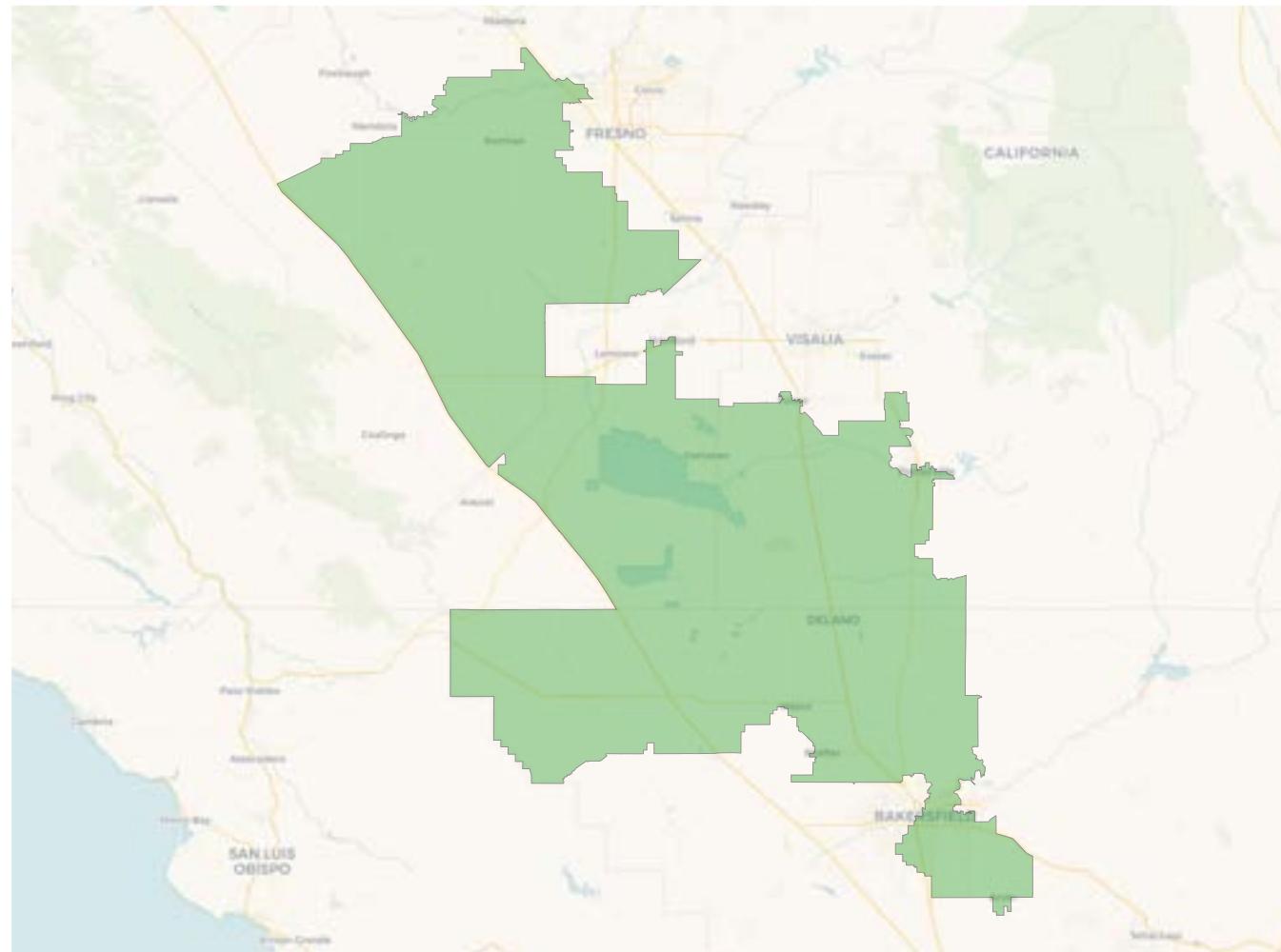
Ex. 190



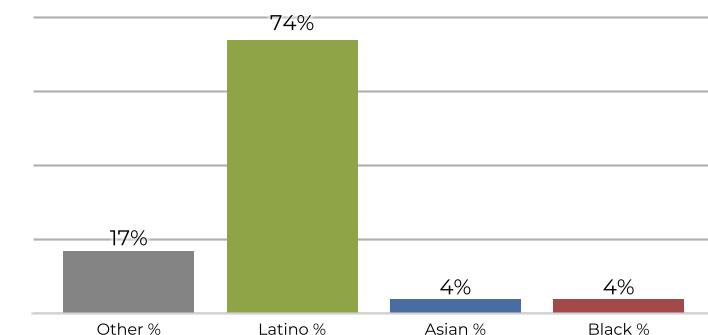
California Congress

AB 604

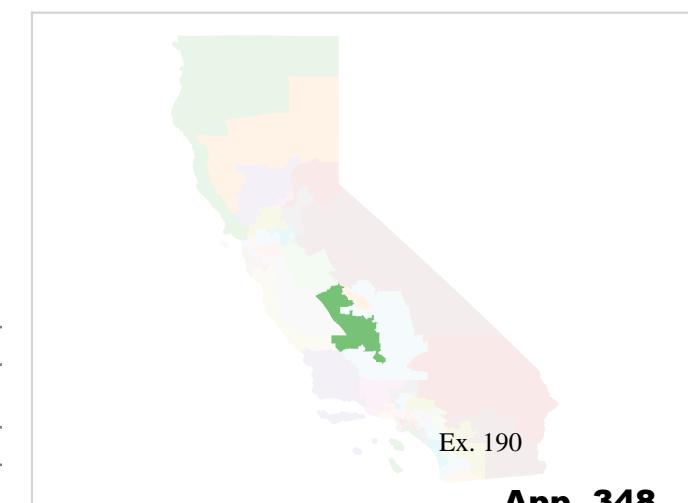
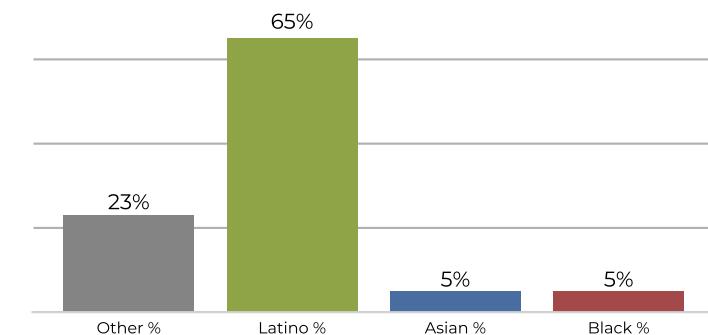
District 22



2020 Census



Citizen Voting Age Population



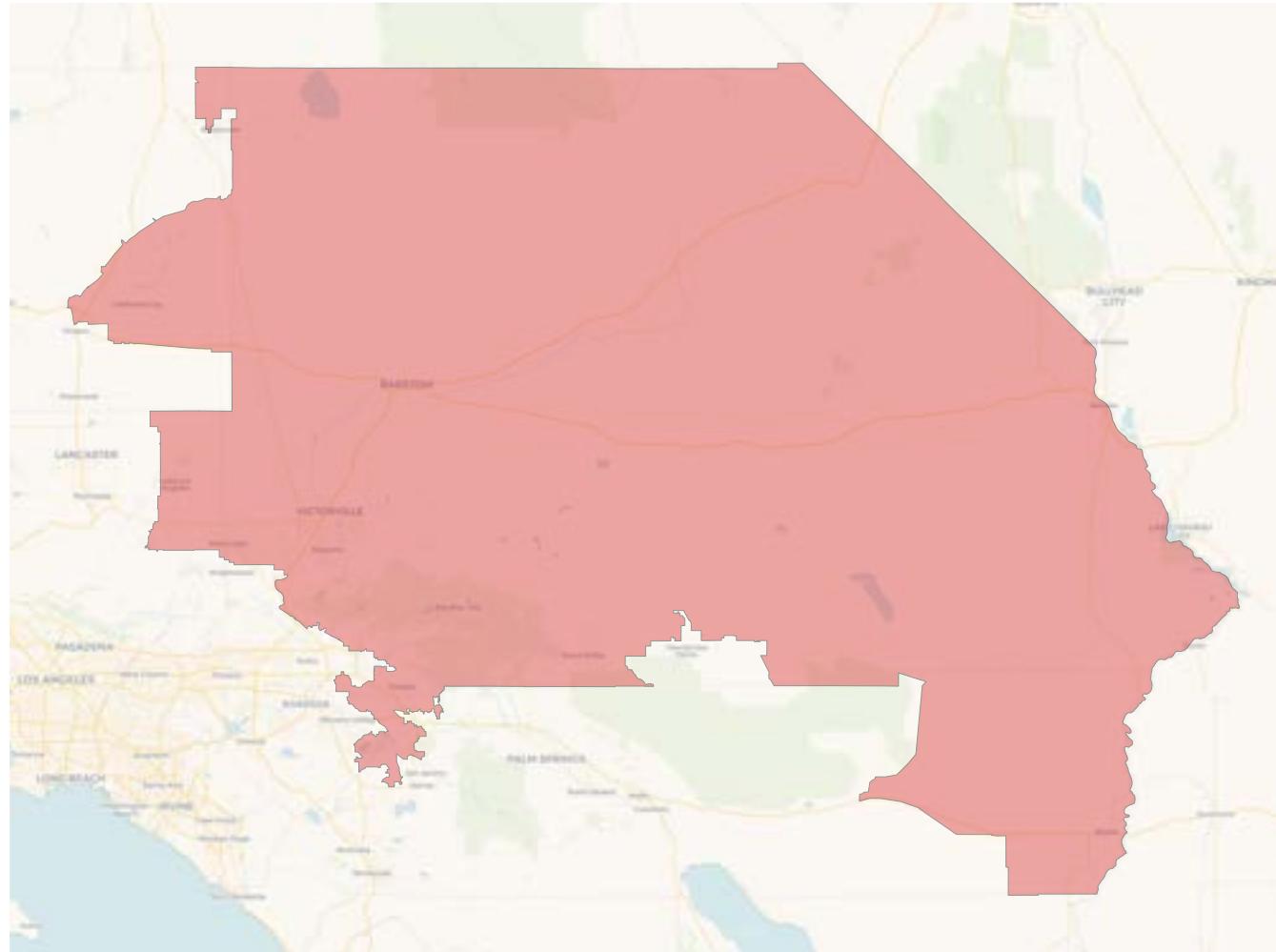
Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	129,317	17.0%	563,305	74.1%	35,132	4.6%	32,312	4.3%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
398,979	95,023	23.8%	260,843	65.4%	19,905	5.0%	23,208	5.8%		



California Congress

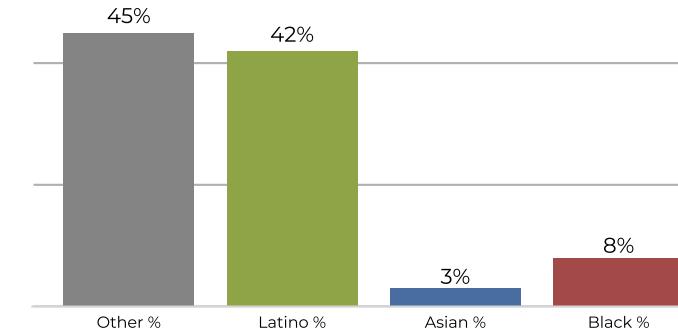
AB 604

District 23

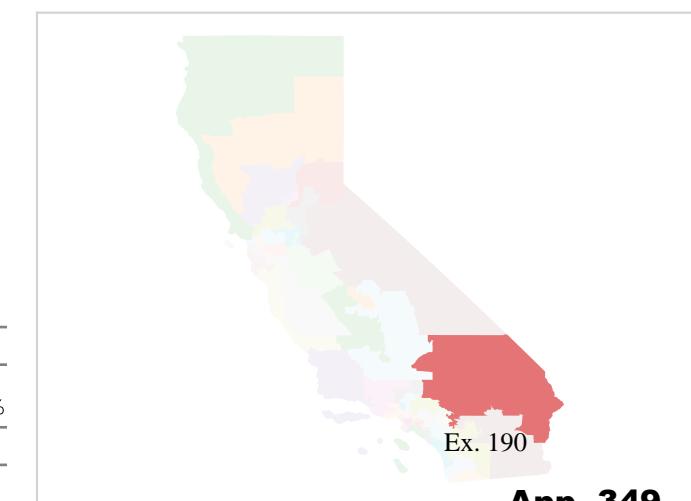
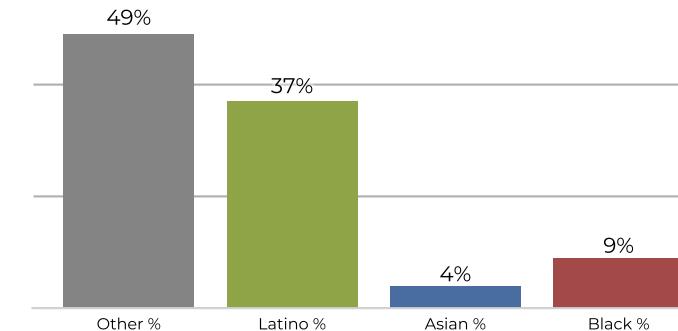


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	343,181	45.2%	324,842	42.7%	29,686	3.9%	62,357	8.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
514,103	254,813	49.6%	190,014	37.0%	22,557	4.4%	46,719	9.1%		

2020 Census



Citizen Voting Age Population

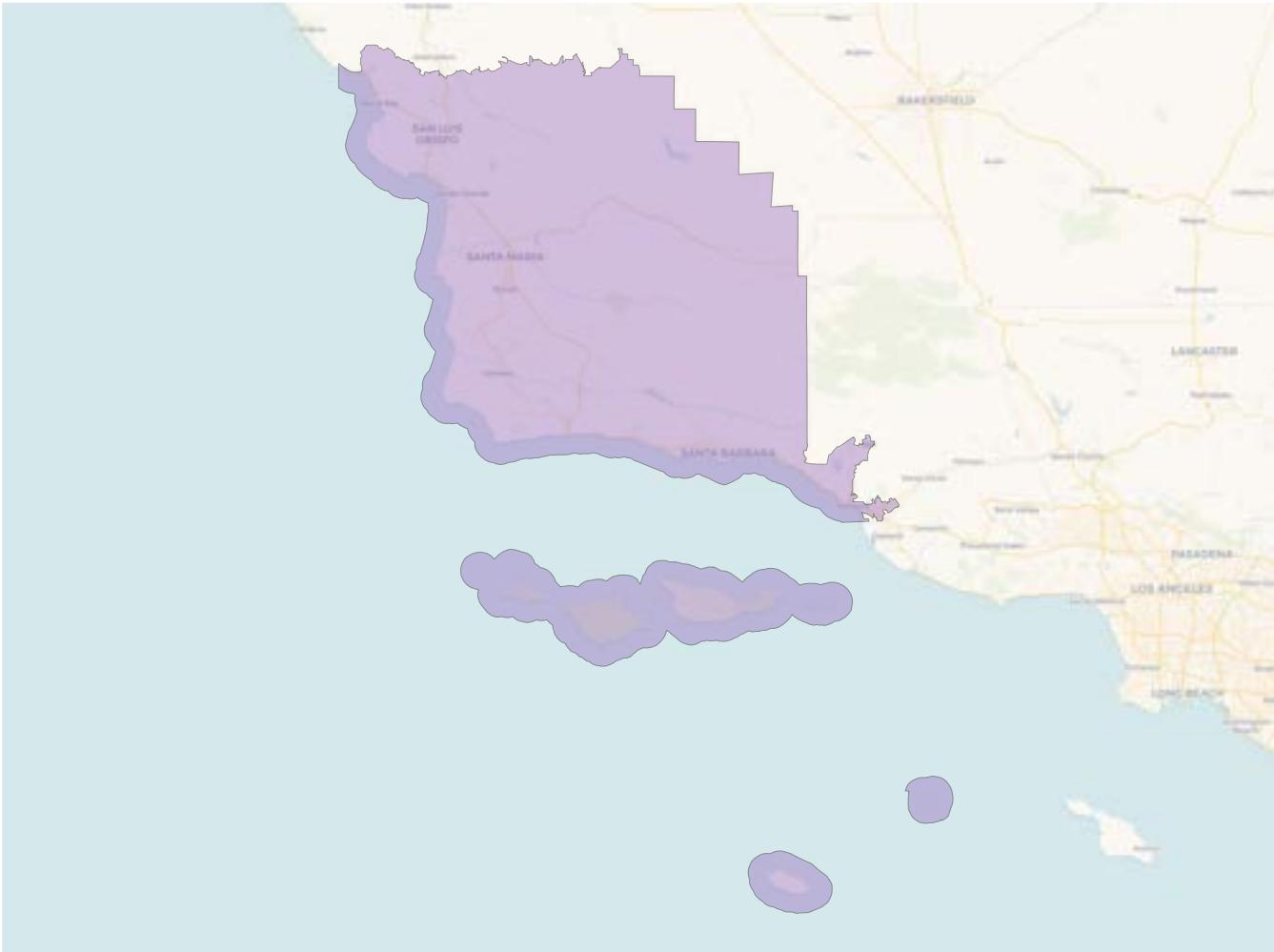




California Congress

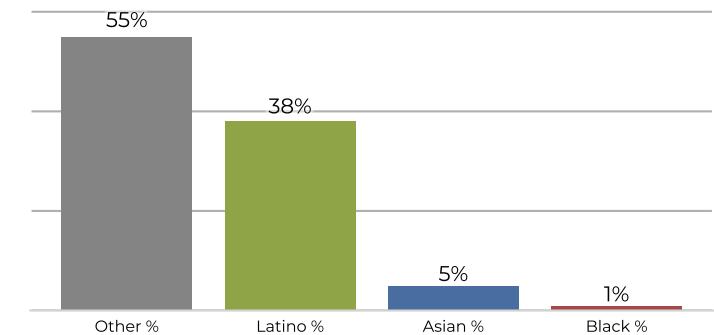
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District 24

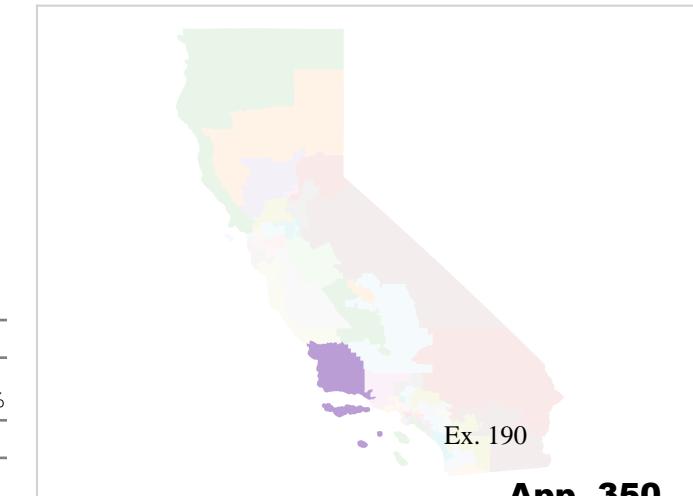
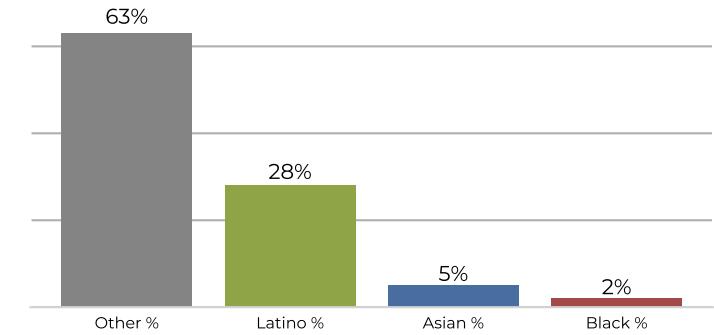


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	417,826	55.0%	294,734	38.8%	37,890	5.0%	9,615	1.3%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
532,407	339,167	63.7%	150,929	28.3%	30,697	5.8%	11,614	2.2%		

2020 Census



Citizen Voting Age Population

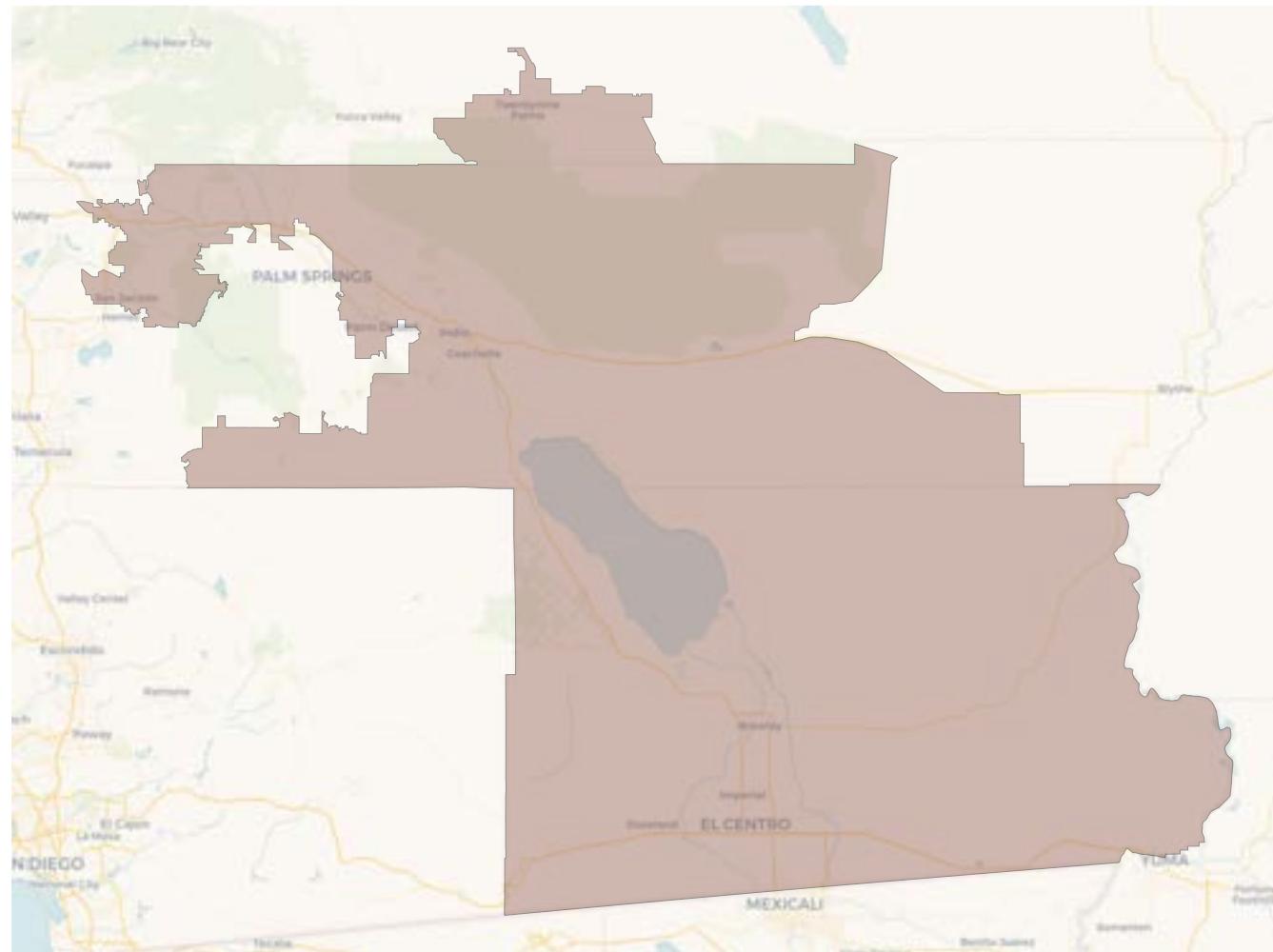




California Congress

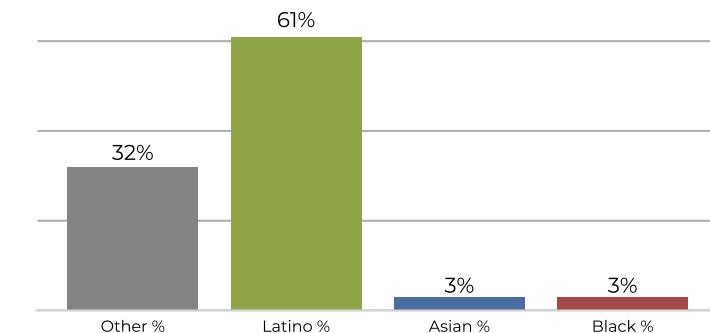
AB 604

District 25

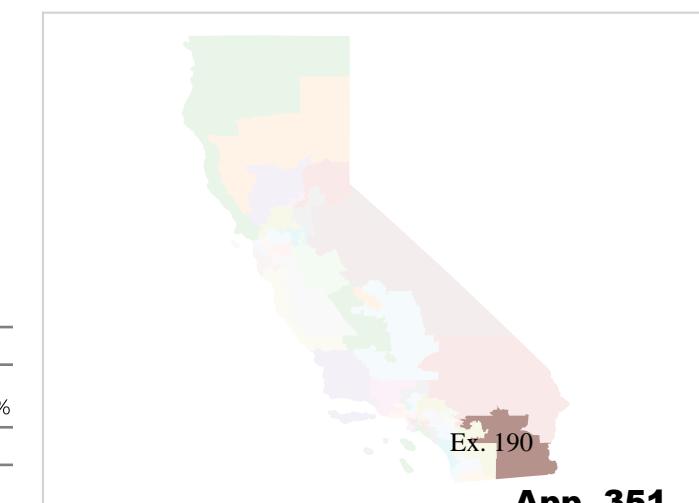
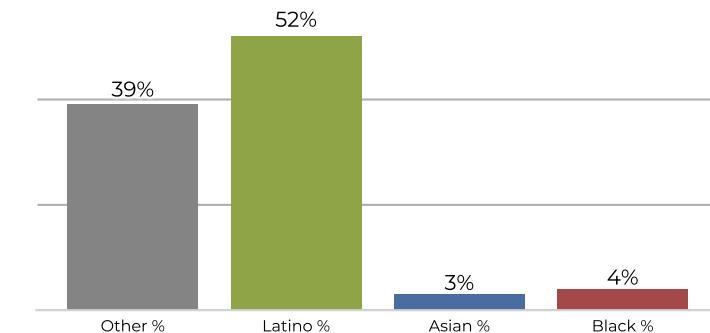


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	245,987	32.4%	464,876	61.2%	23,690	3.1%	25,513	3.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
494,546	197,163	39.9%	257,693	52.1%	17,043	3.4%	22,647	4.6%		

2020 Census



Citizen Voting Age Population



Ex. 190

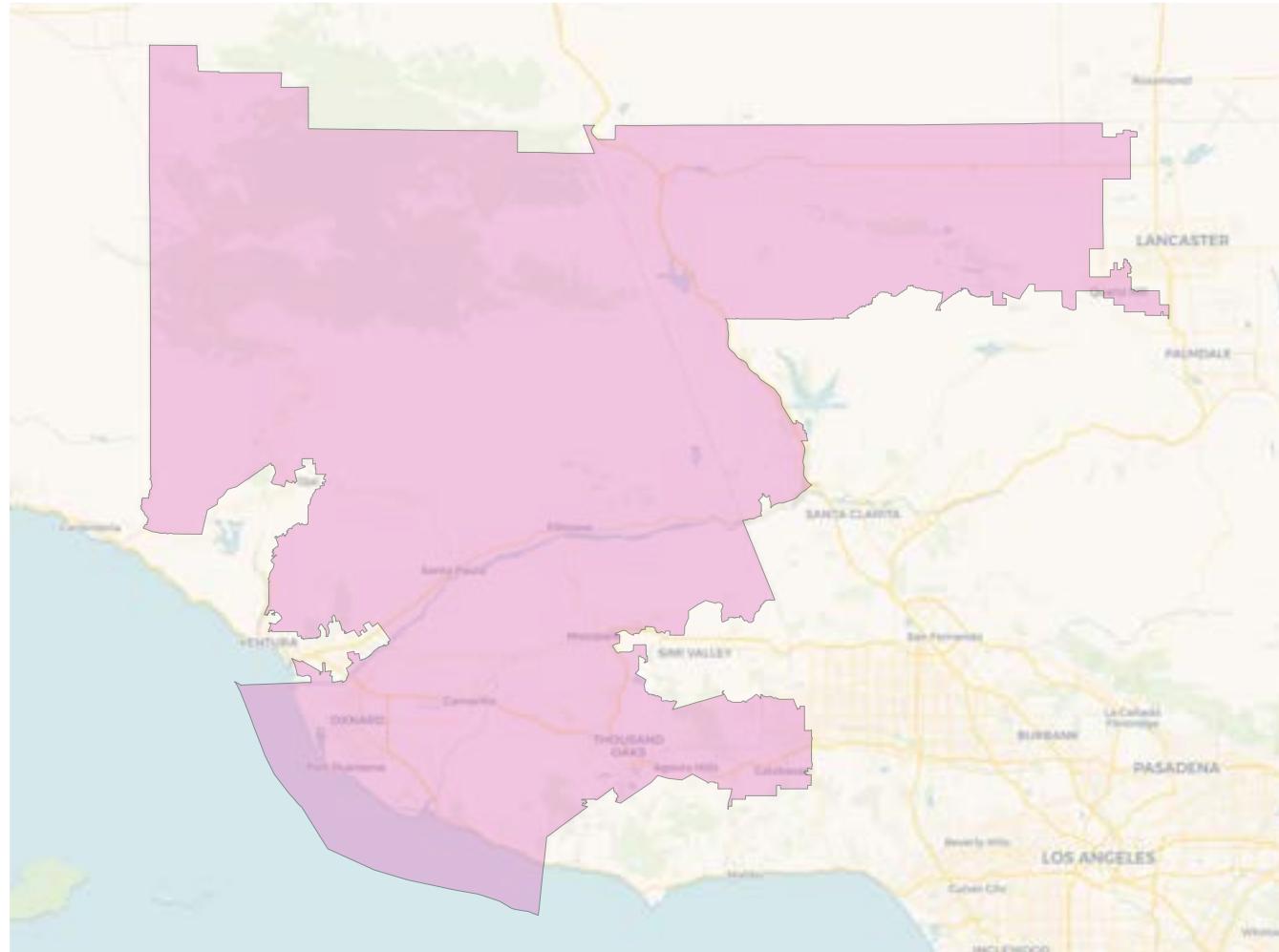
App. 351



California Congress

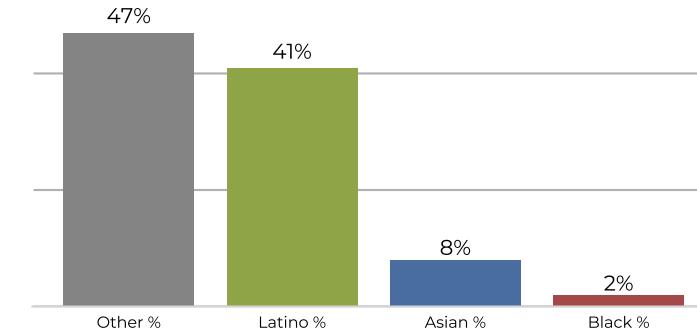
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District 26

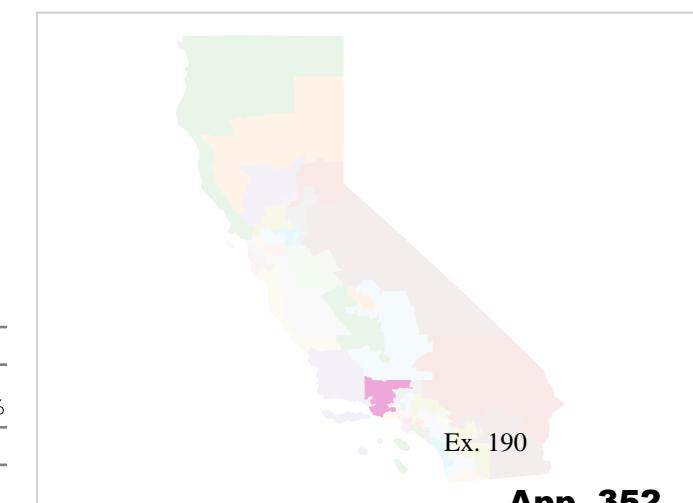
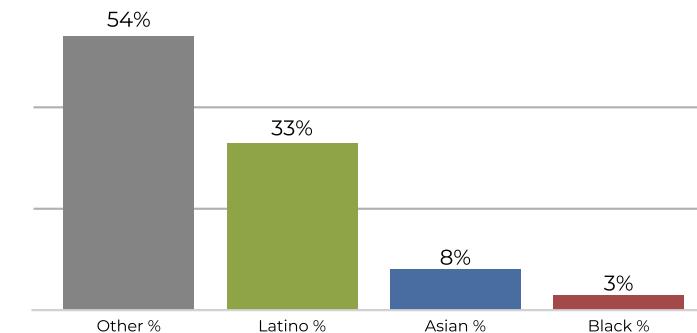


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	362,114	47.6%	317,496	41.8%	63,926	8.4%	16,531	2.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
503,784	272,151	54.0%	170,702	33.9%	44,656	8.9%	16,275	3.2%		

2020 Census



Citizen Voting Age Population

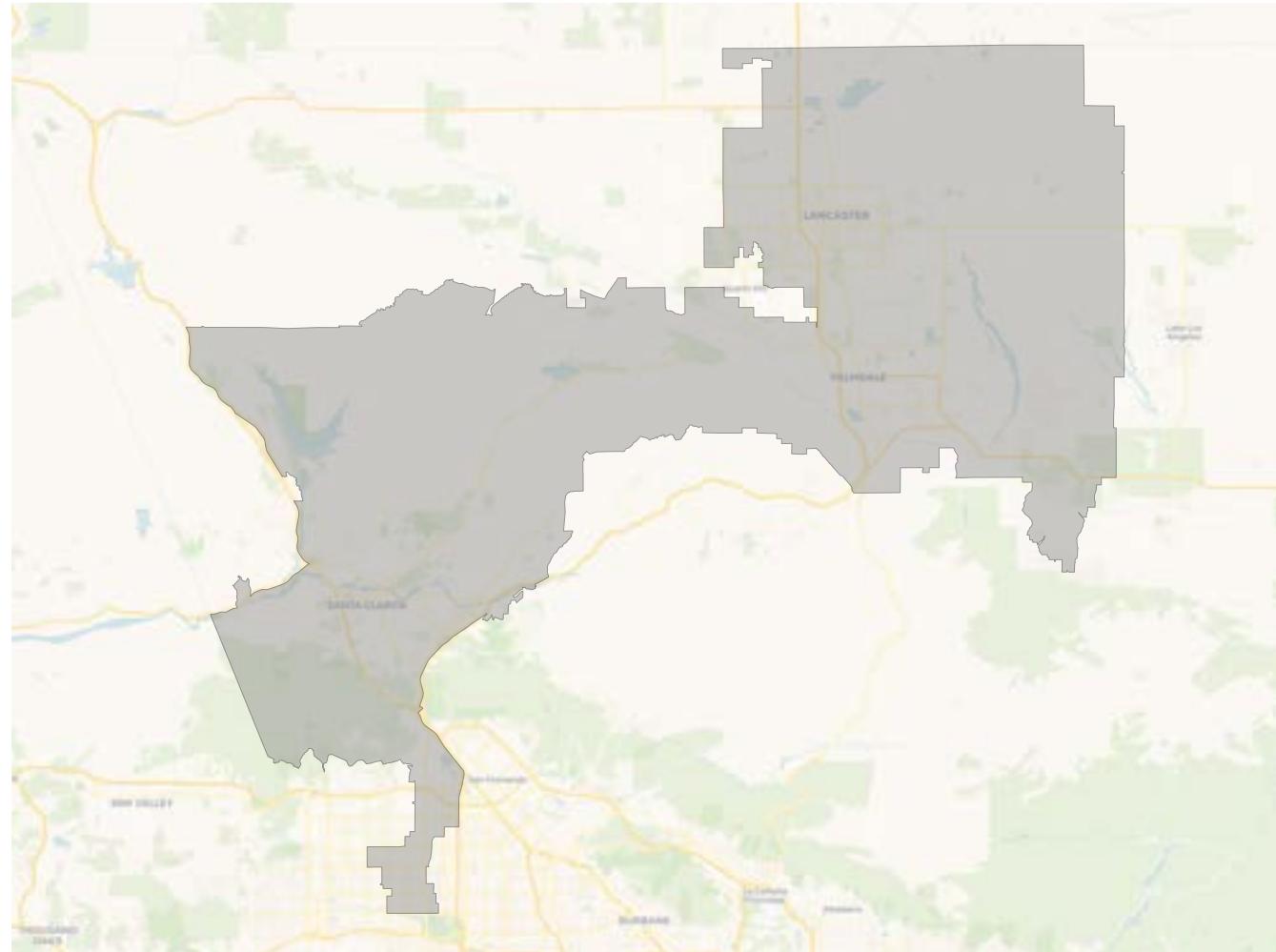




California Congress

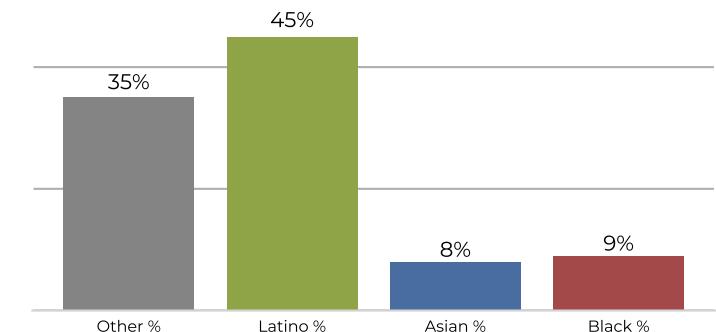
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District 27

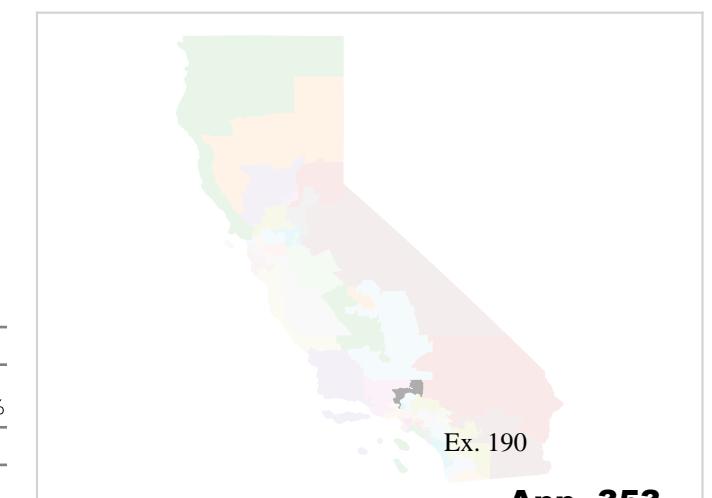
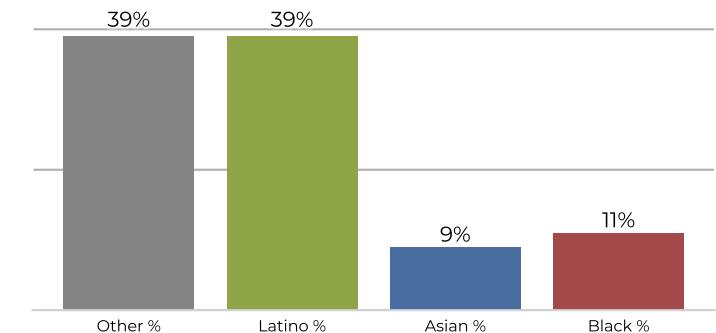


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	272,963	35.9%	346,015	45.5%	67,289	8.9%	73,800	9.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
491,708	191,818	39.0%	194,051	39.5%	48,679	9.9%	57,160	11.6%		

2020 Census



Citizen Voting Age Population

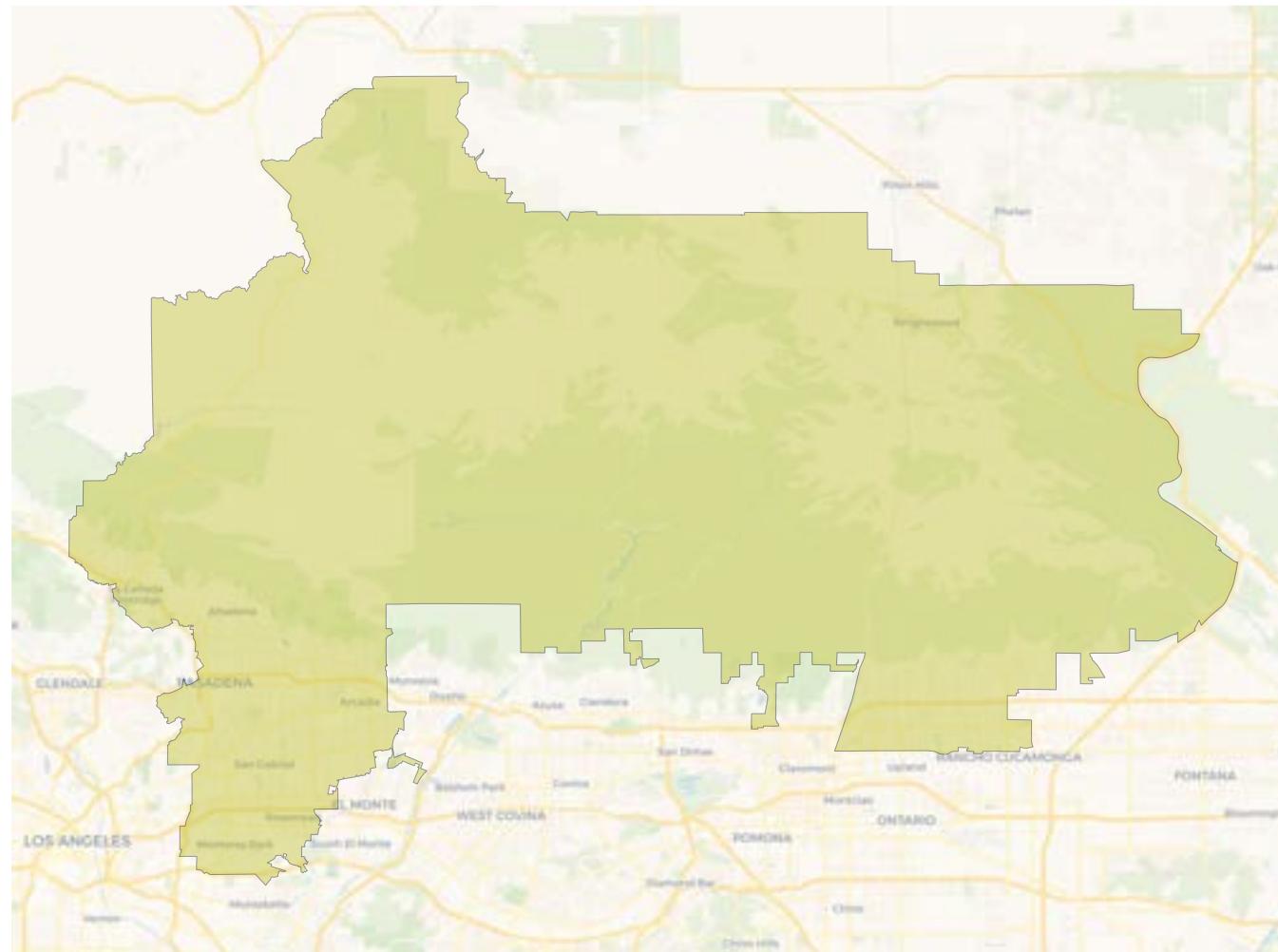




California Congress

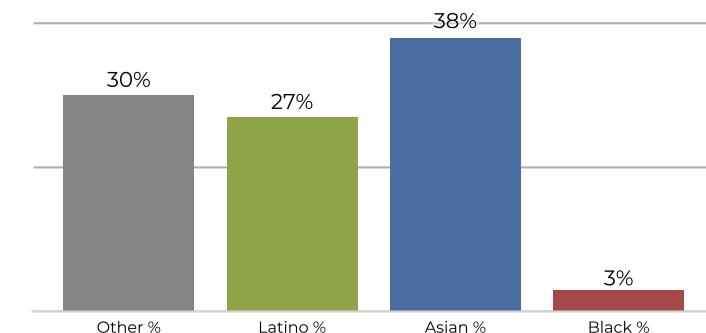
AB 604

District 28

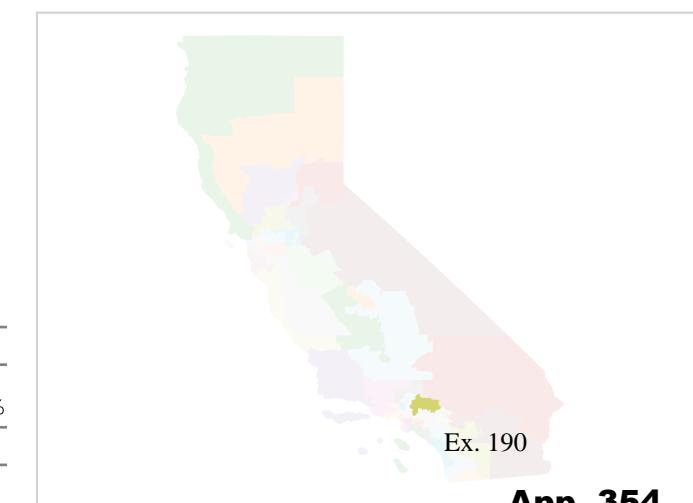
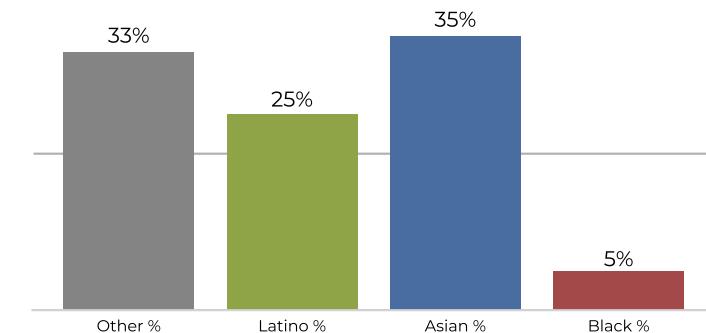


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	231,227	30.4%	210,705	27.7%	288,737	38.0%	29,396	3.9%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
519,416	175,492	33.8%	133,810	25.8%	181,708	35.0%	28,406	5.5%		

2020 Census



Citizen Voting Age Population

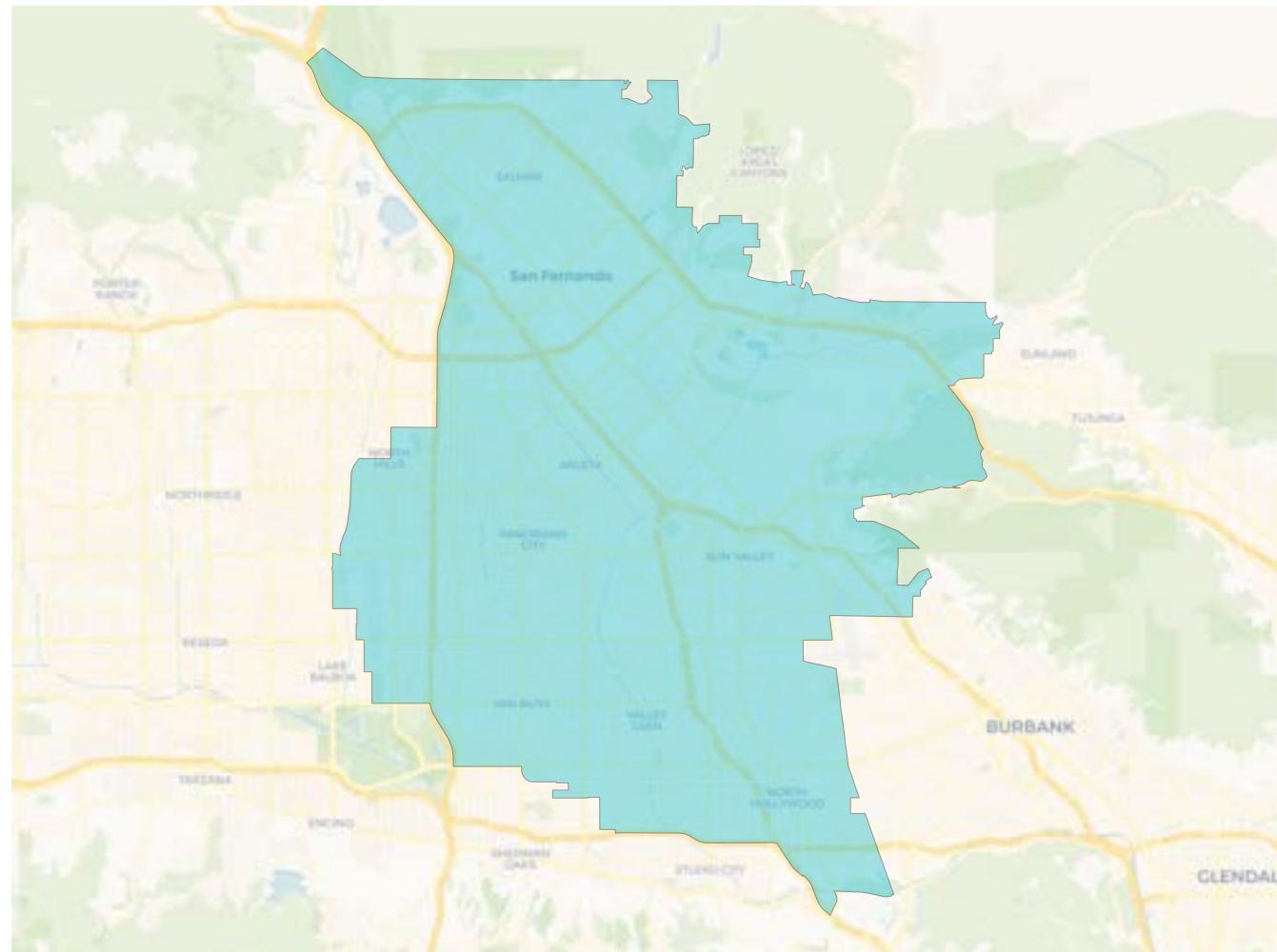




California Congress

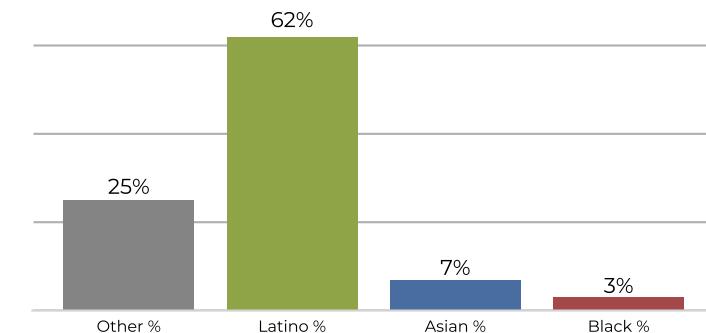
AB 604

District 29

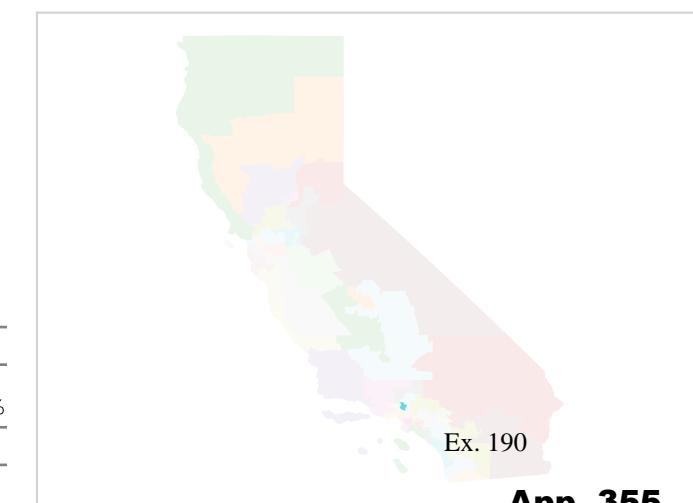
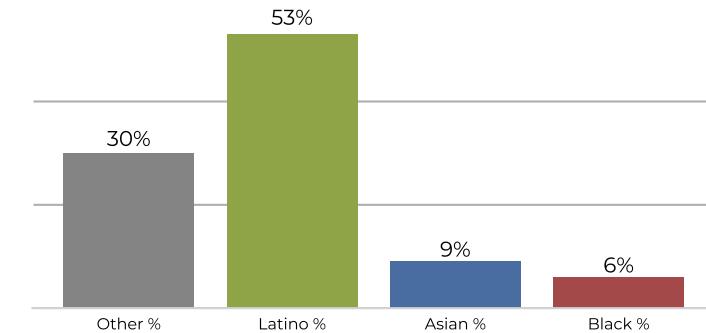


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	195,337	25.7%	477,560	62.8%	58,158	7.7%	29,011	3.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
452,149	139,842	30.9%	242,495	53.6%	42,451	9.4%	27,361	6.1%		

2020 Census



Citizen Voting Age Population



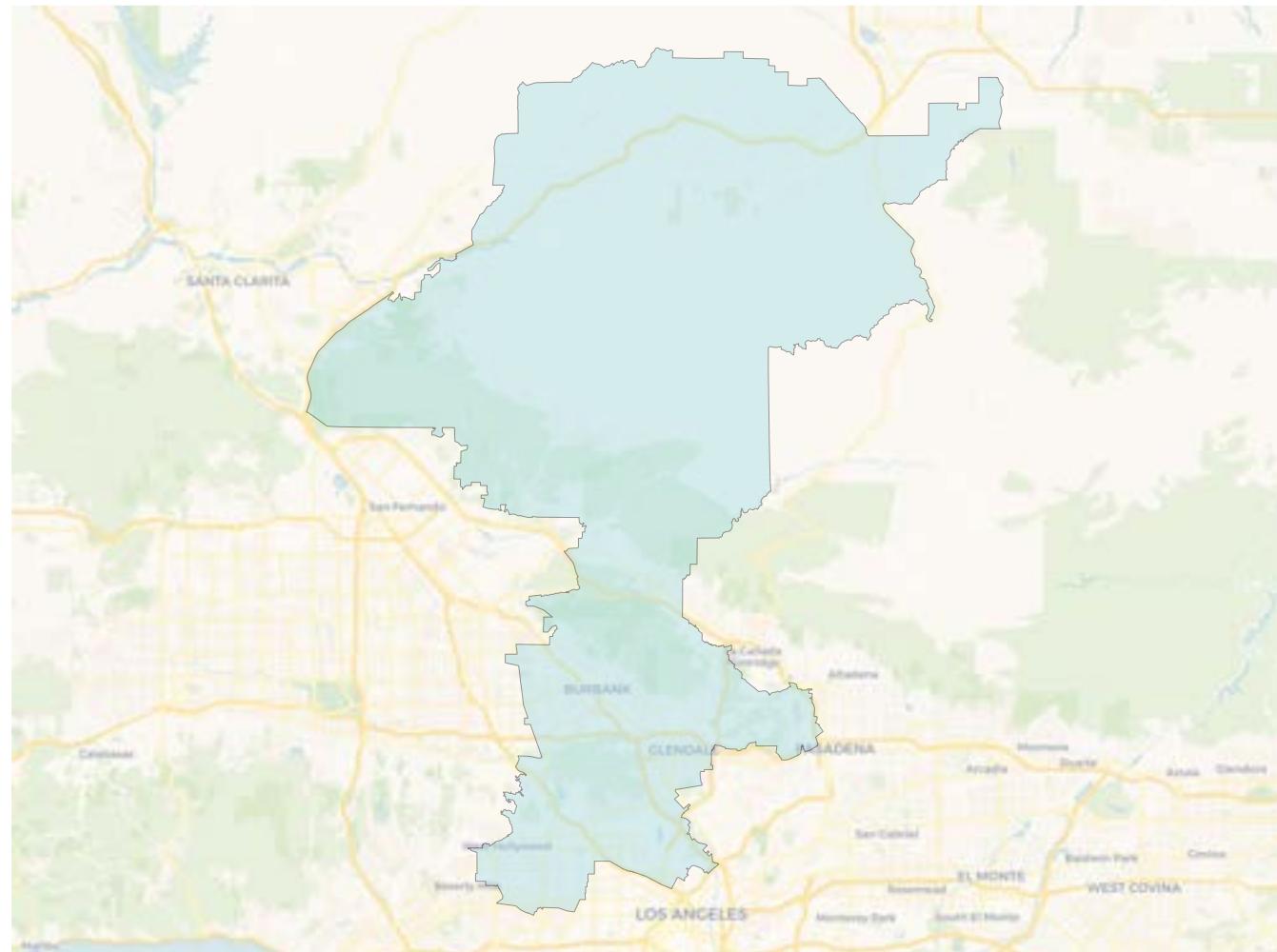
Ex. 190



California Congress

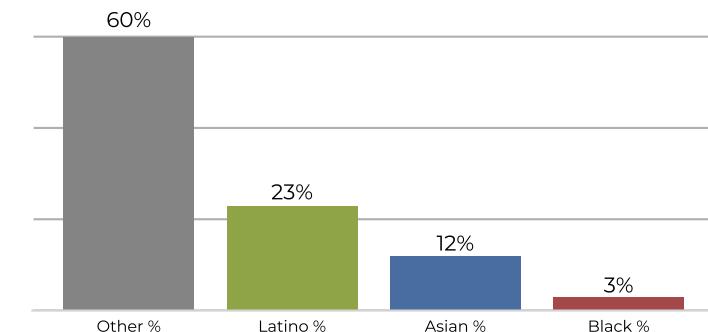
AB 604

District 30

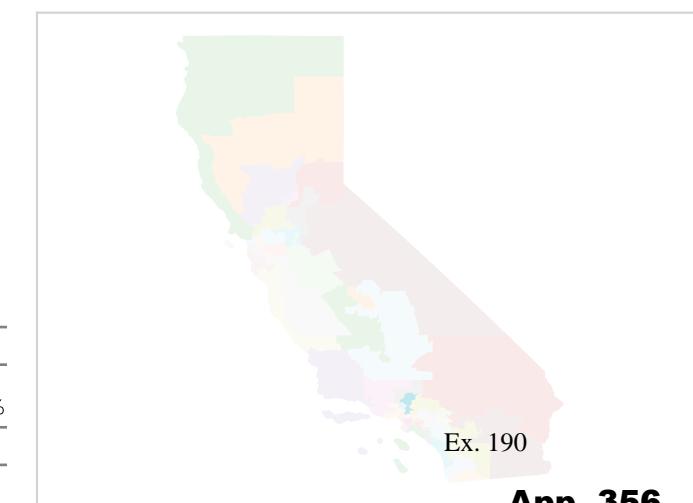
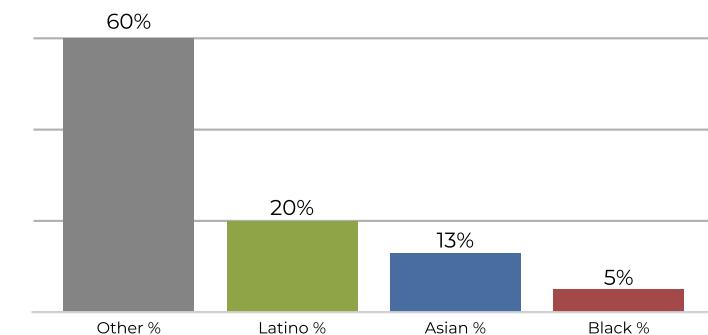


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	460,657	60.6%	178,511	23.5%	95,096	12.5%	25,802	3.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
547,252	333,360	60.9%	110,511	20.2%	72,569	13.3%	30,812	5.6%		

2020 Census



Citizen Voting Age Population

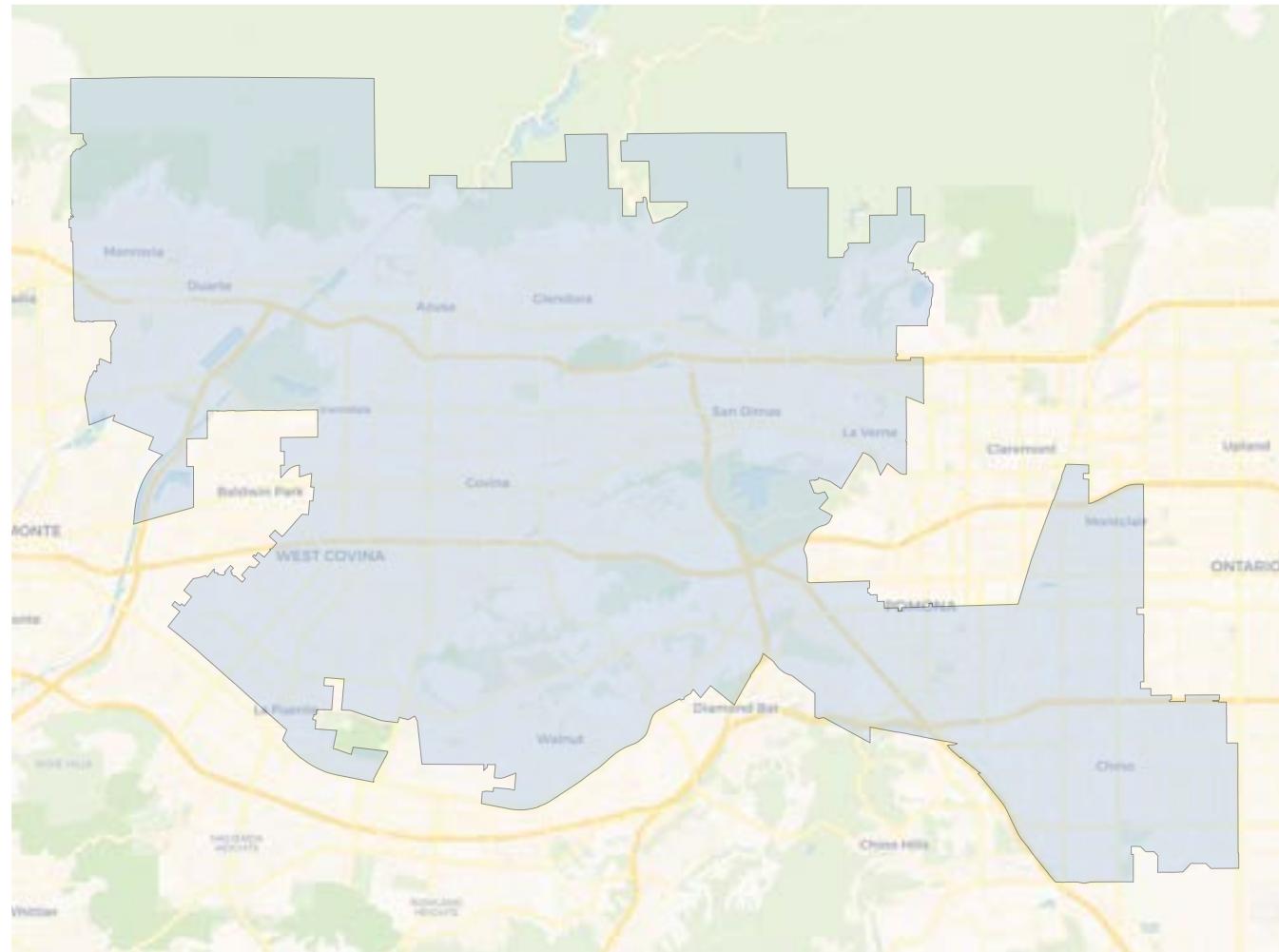




California Congress

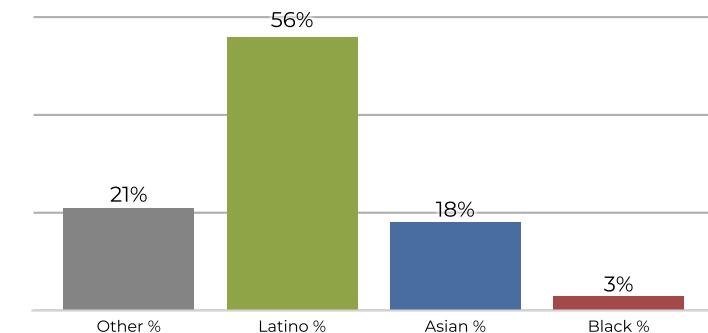
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District 31

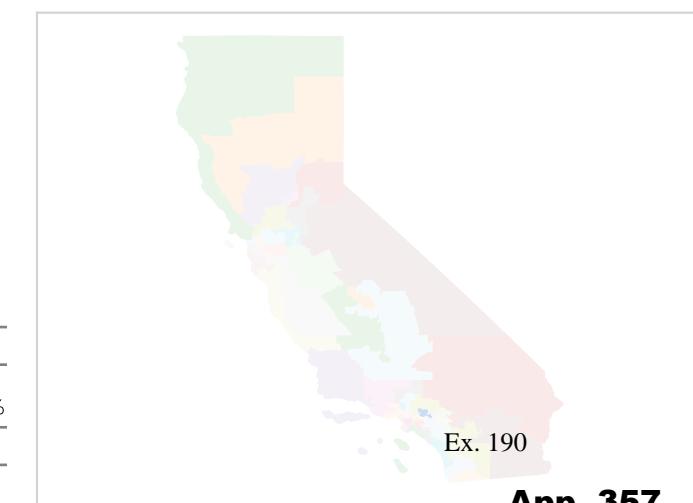
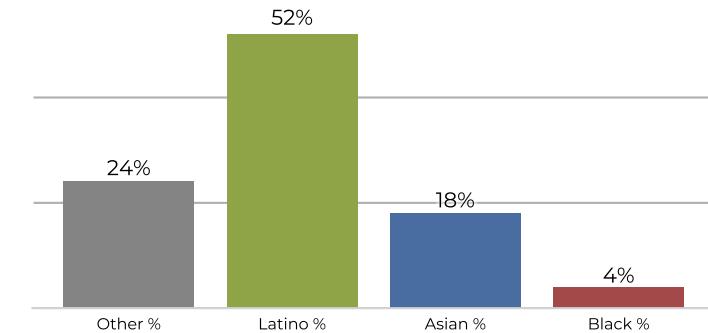


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	165,868	21.8%	429,185	56.5%	140,443	18.5%	24,570	3.2%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
502,061	121,938	24.3%	262,046	52.2%	93,452	18.6%	24,625	4.9%		

2020 Census



Citizen Voting Age Population

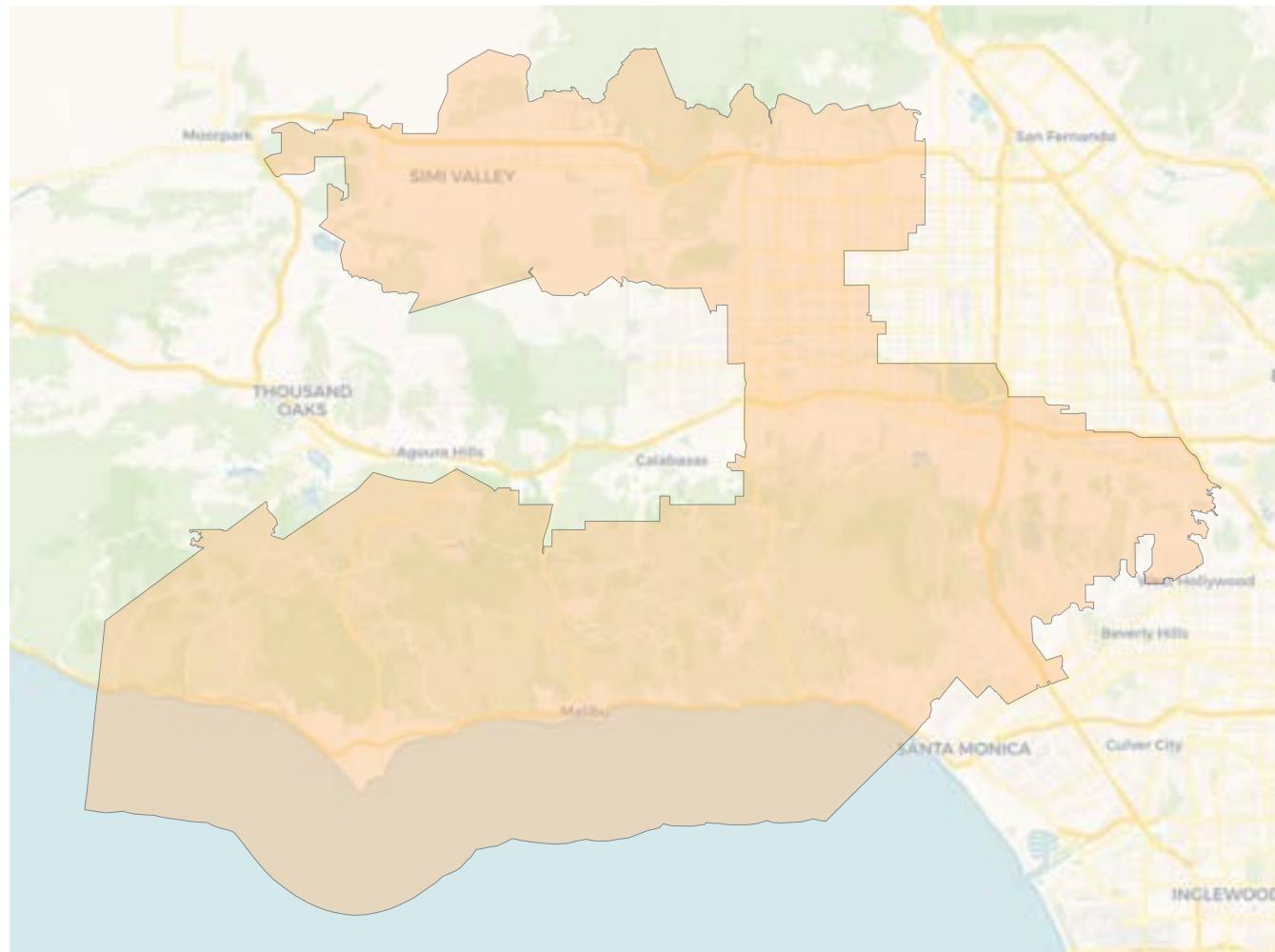




California Congress

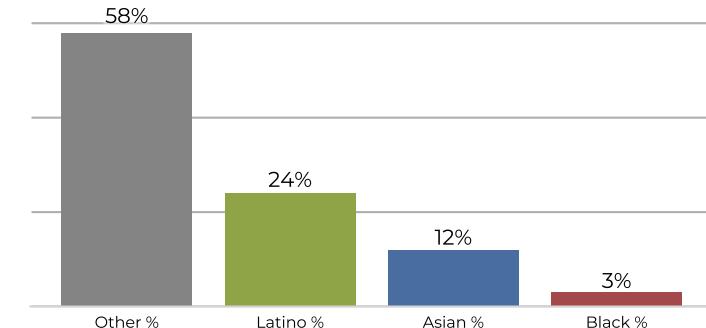
AB 604

District 32

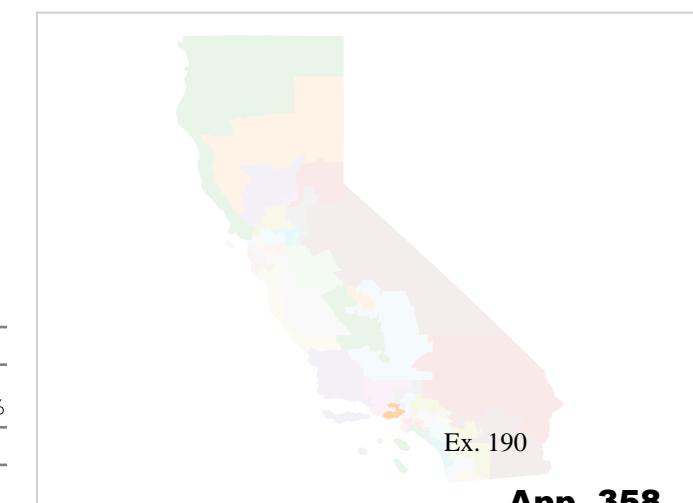
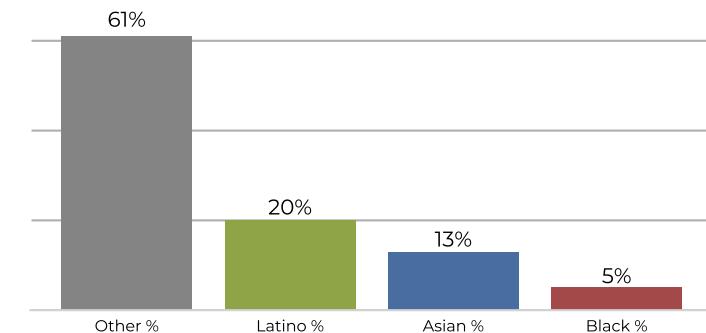


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	447,933	58.9%	189,453	24.9%	94,693	12.5%	27,986	3.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
548,661	335,861	61.2%	110,131	20.1%	73,284	13.4%	29,385	5.4%		

2020 Census



Citizen Voting Age Population

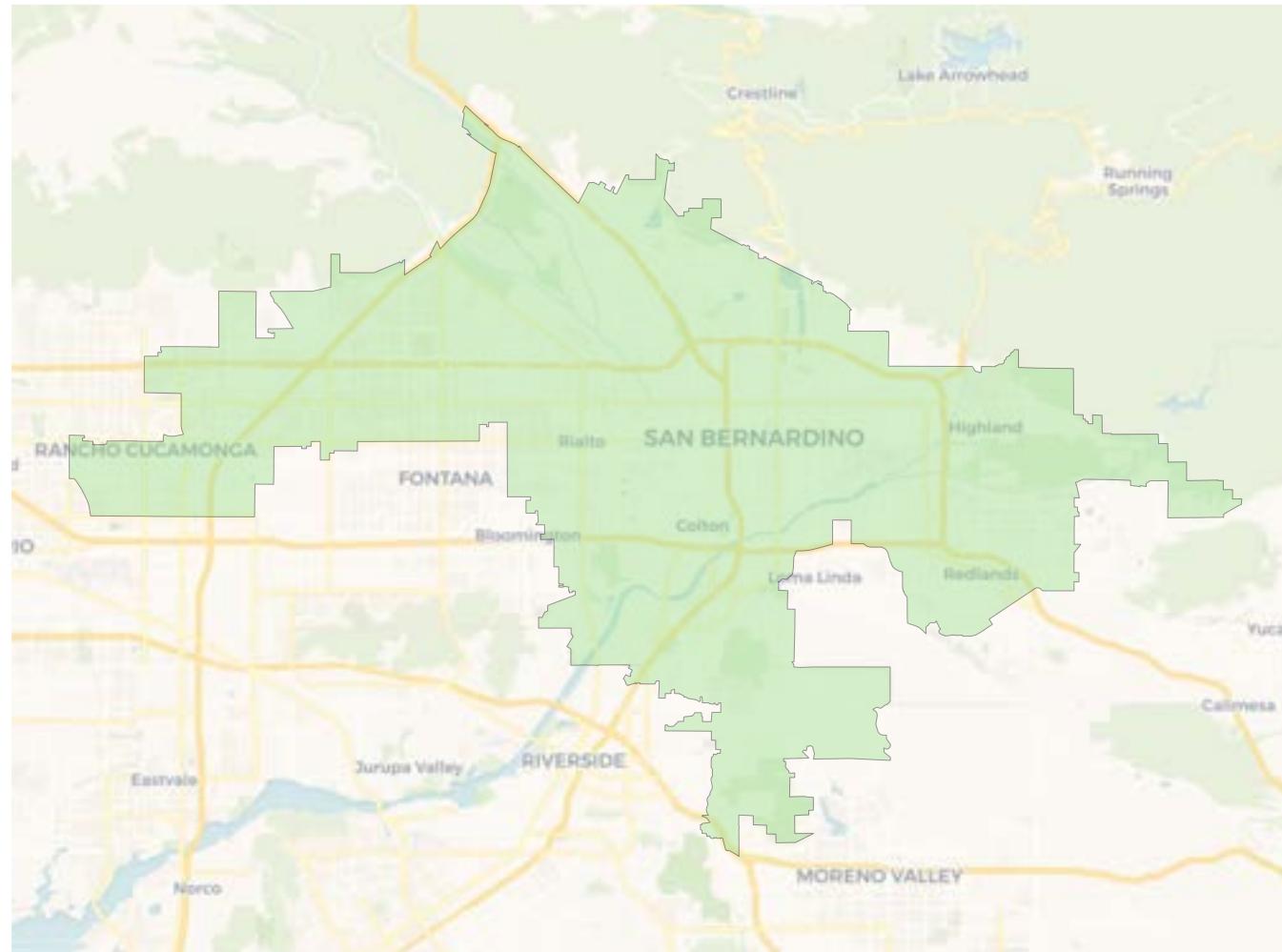




California Congress

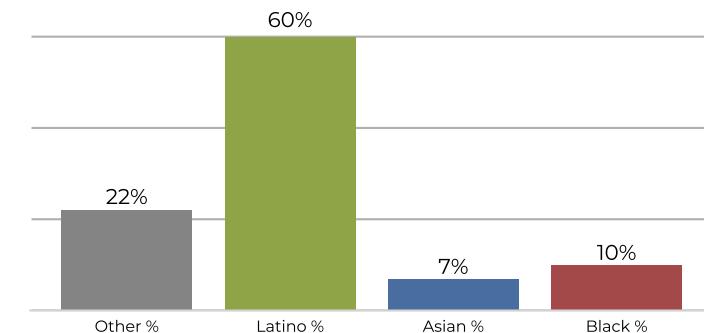
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District 33

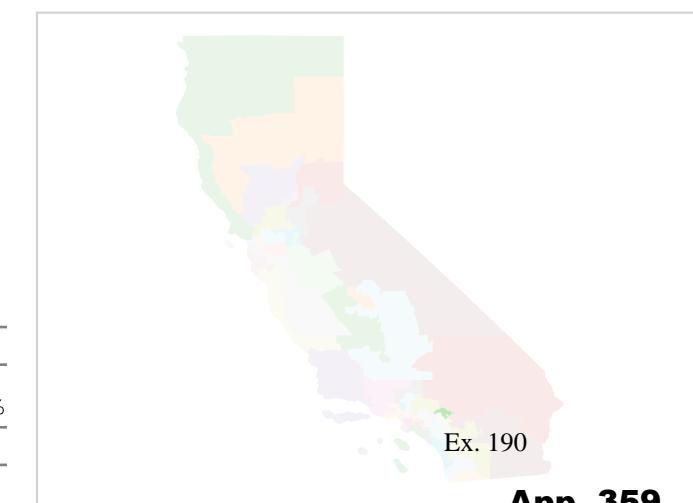
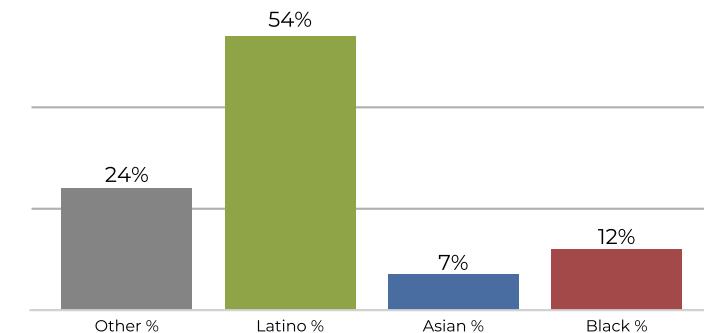


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	167,505	22.0%	459,436	60.4%	56,399	7.4%	76,727	10.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
475,755	118,596	24.9%	259,509	54.5%	36,866	7.7%	60,784	12.8%		

2020 Census



Citizen Voting Age Population

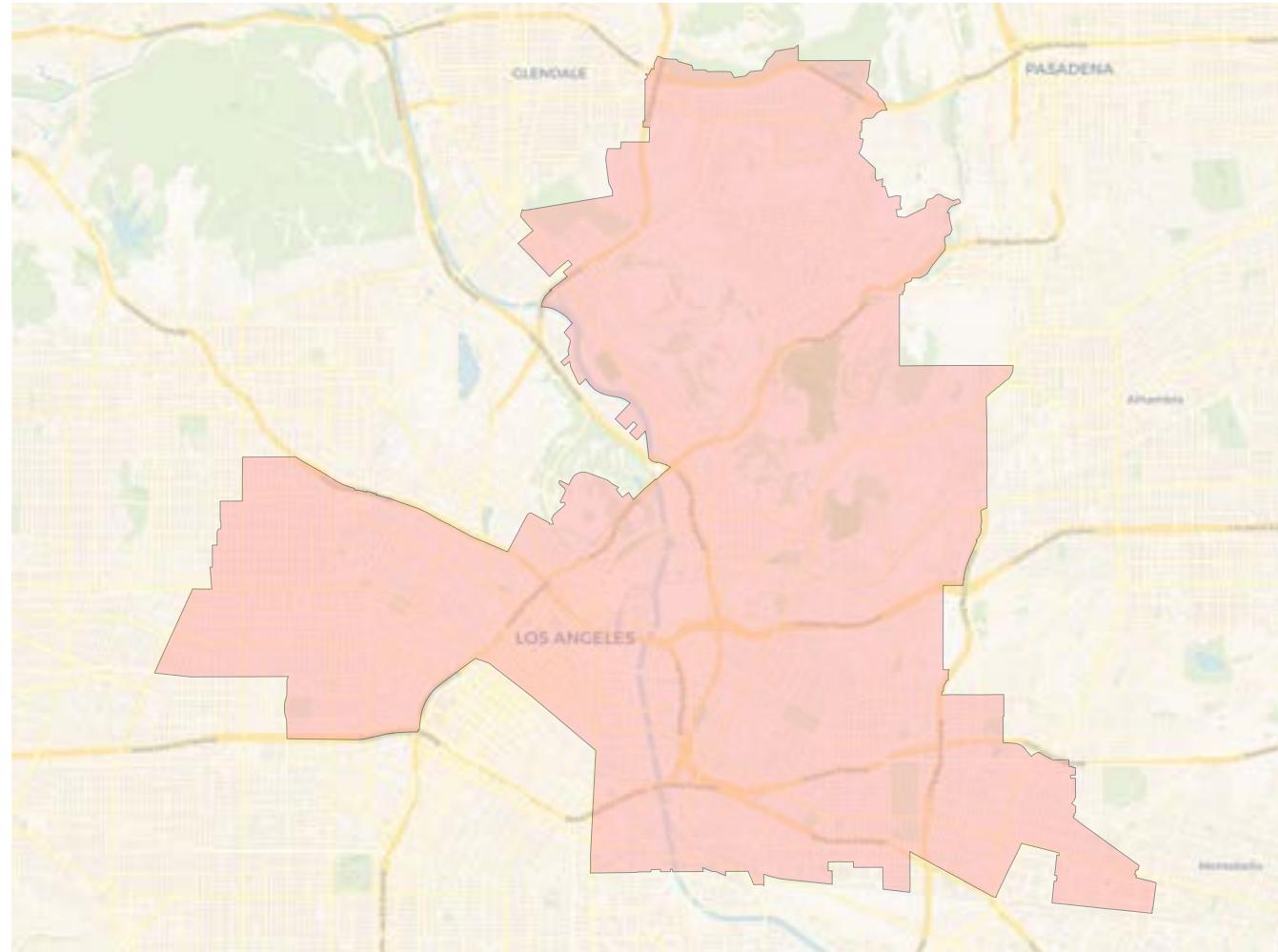




California Congress

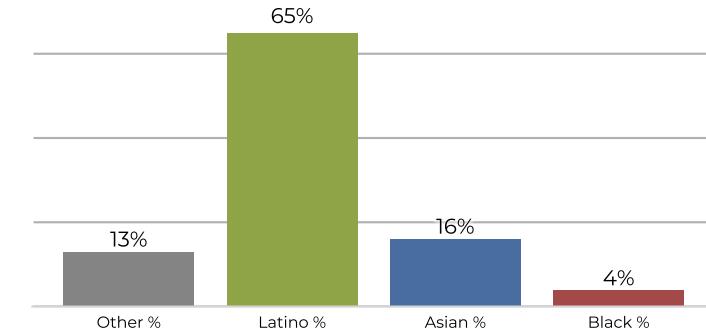
AB 604

District 34

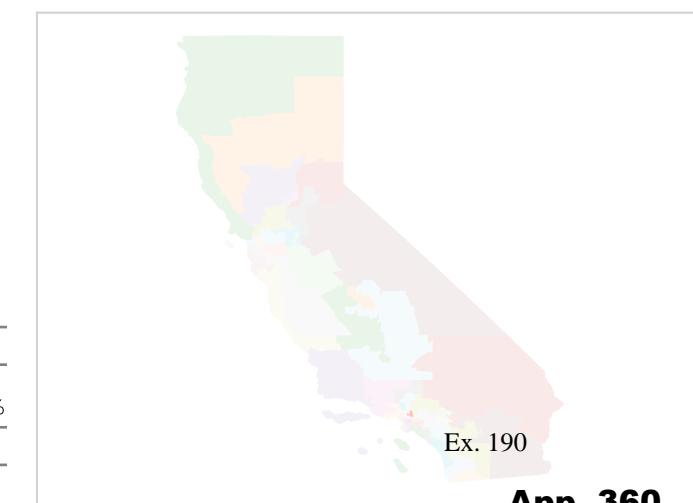
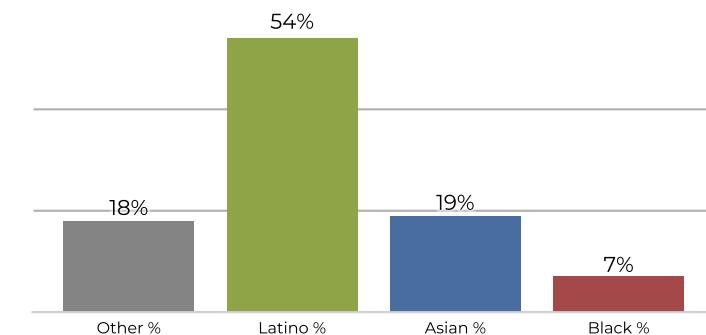


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	103,292	13.6%	497,280	65.4%	128,548	16.9%	30,947	4.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
430,418	77,745	18.1%	236,352	54.9%	85,671	19.9%	30,650	7.1%		

2020 Census



Citizen Voting Age Population

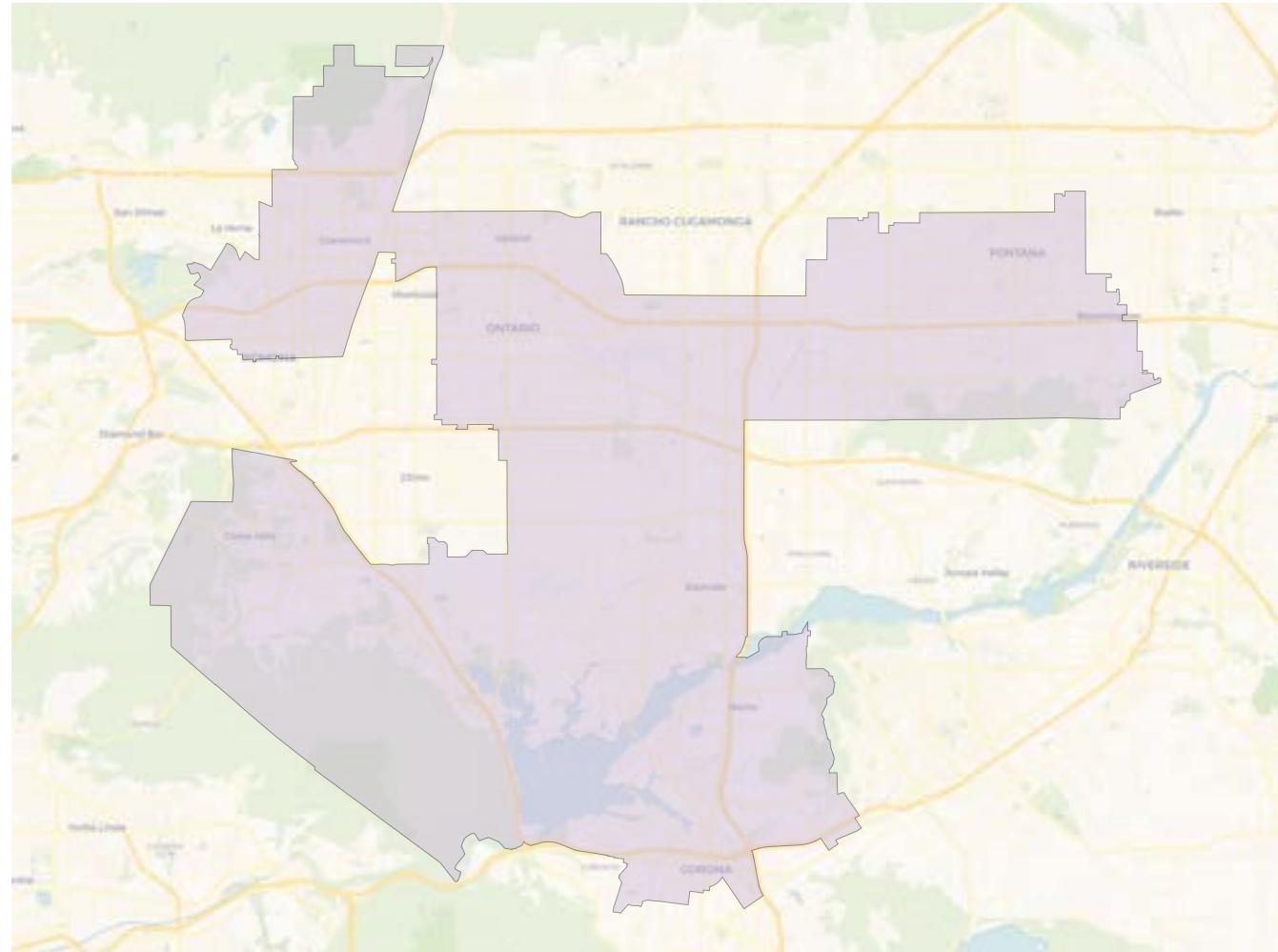




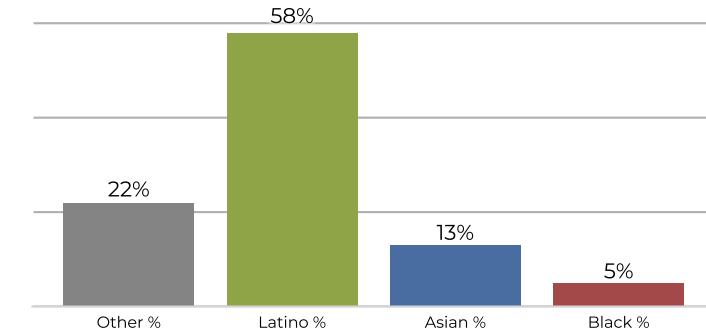
California Congress

AB 604

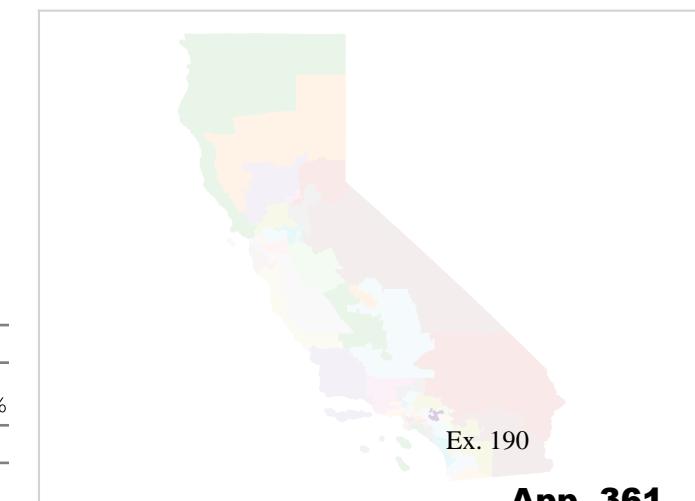
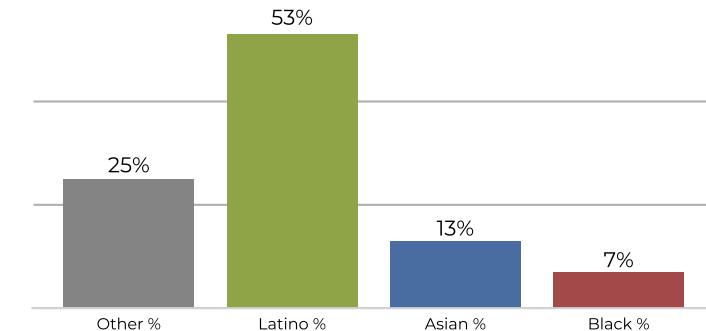
District 35



2020 Census



Citizen Voting Age Population



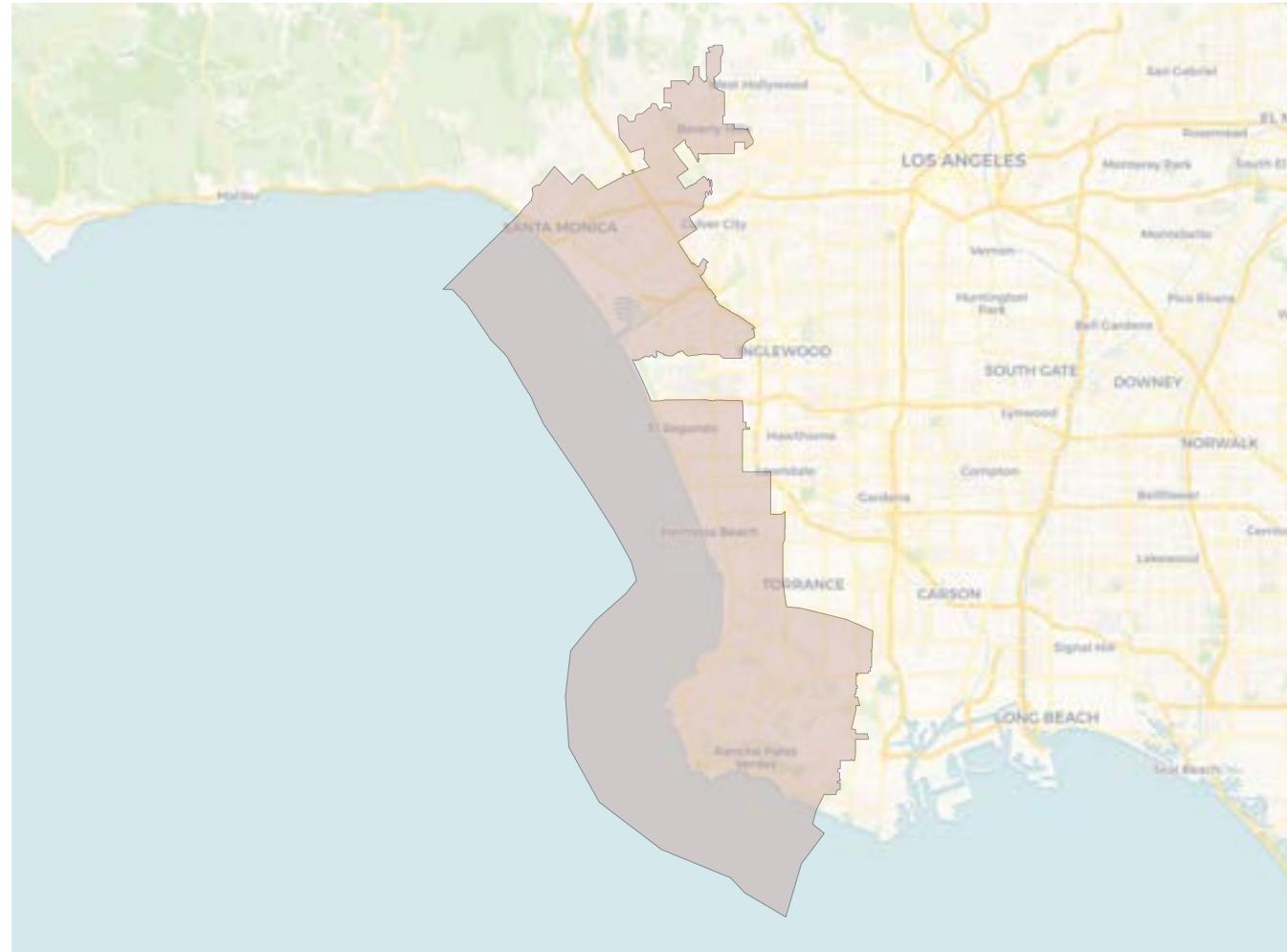
Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	167,836	22.1%	446,255	58.7%	101,513	13.4%	44,462	5.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
481,931	124,220	25.8%	255,710	53.1%	64,071	13.3%	37,930	7.9%		



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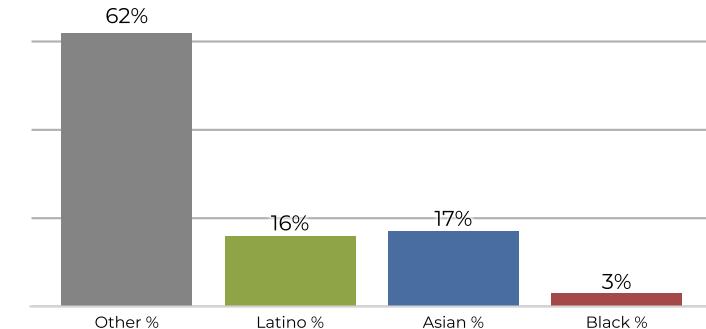
AB 604

District 36

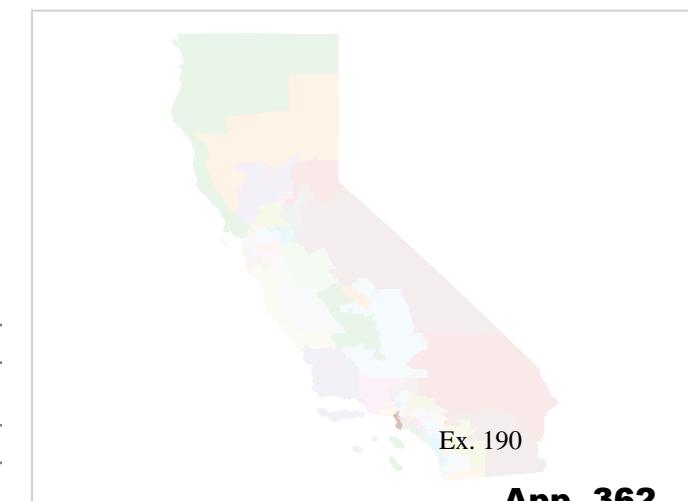
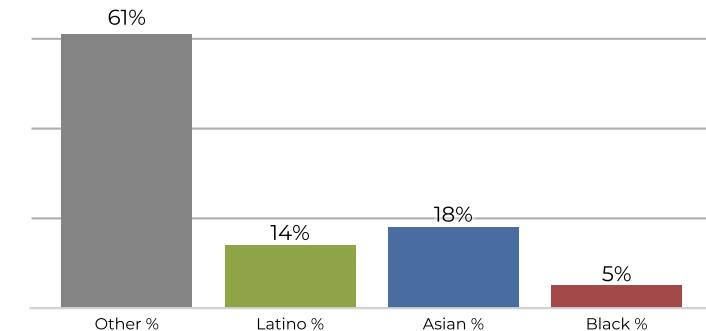


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	474,998	62.5%	126,932	16.7%	131,473	17.3%	26,663	3.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
545,928	337,185	61.8%	80,469	14.7%	100,377	18.4%	27,897	5.1%		

2020 Census



Citizen Voting Age Population

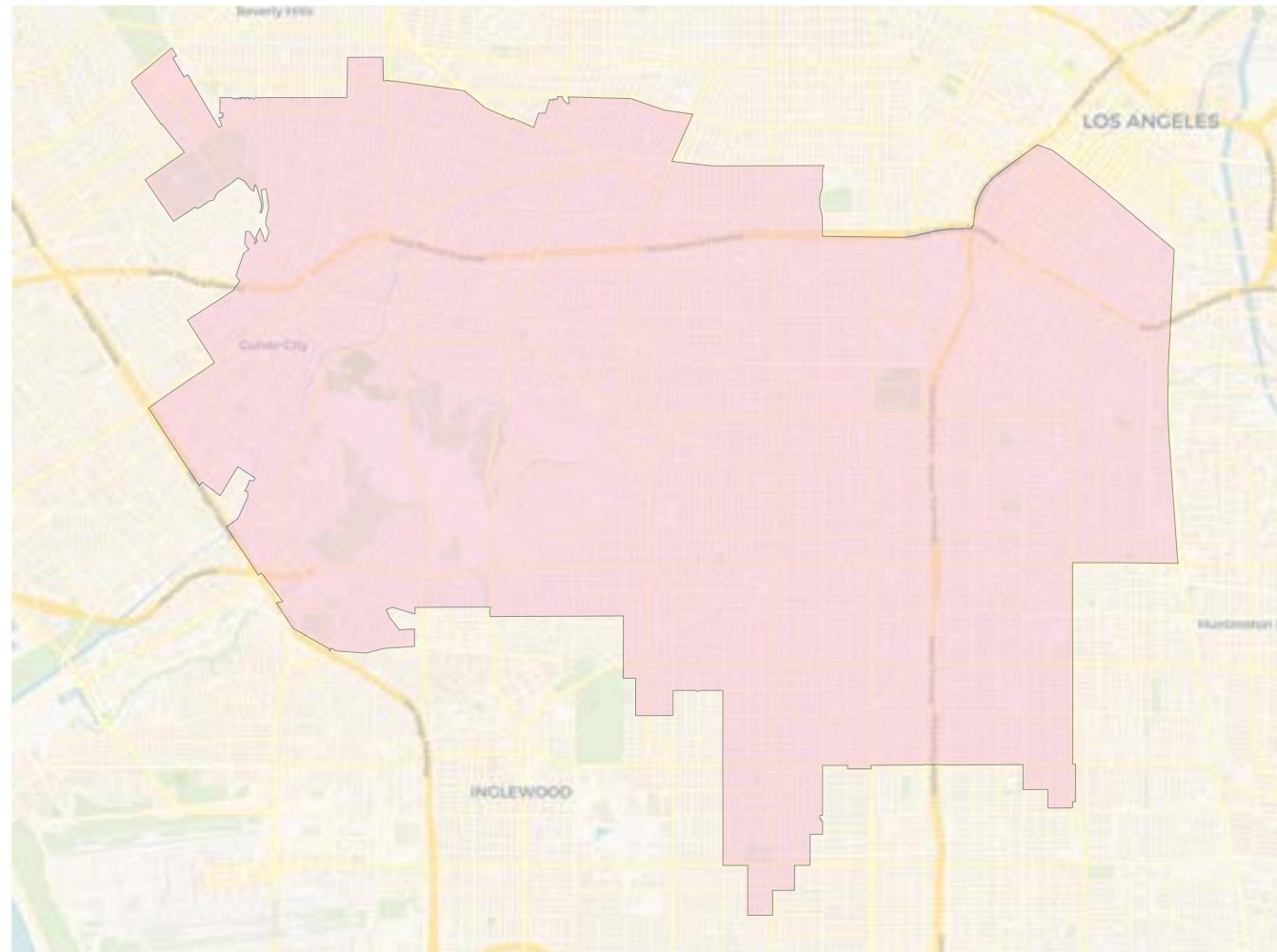




California Congress

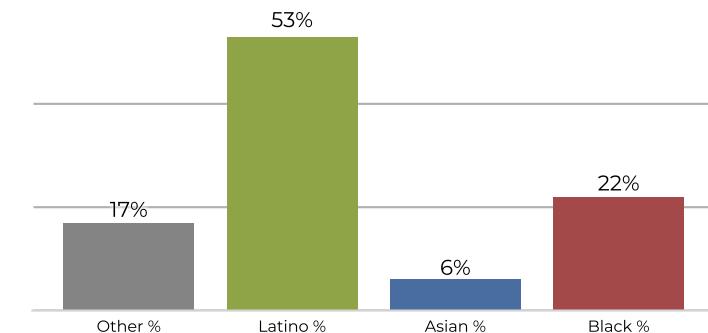
AB 604

District 37

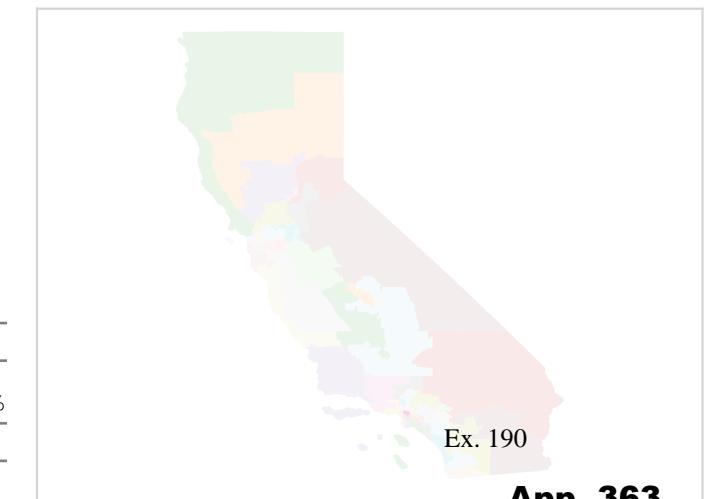
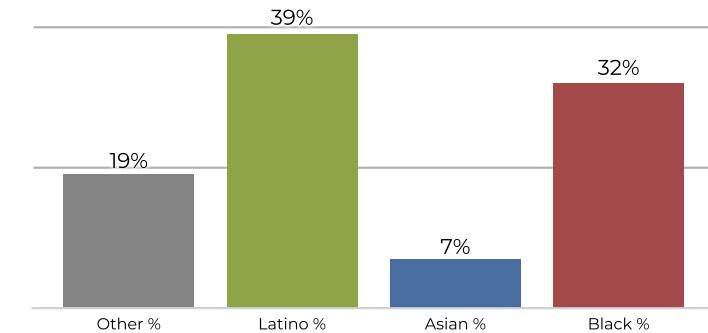


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	131,743	17.3%	409,691	53.9%	47,245	6.2%	171,387	22.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
438,620	86,261	19.7%	174,716	39.8%	33,768	7.7%	143,875	32.8%		

2020 Census



Citizen Voting Age Population

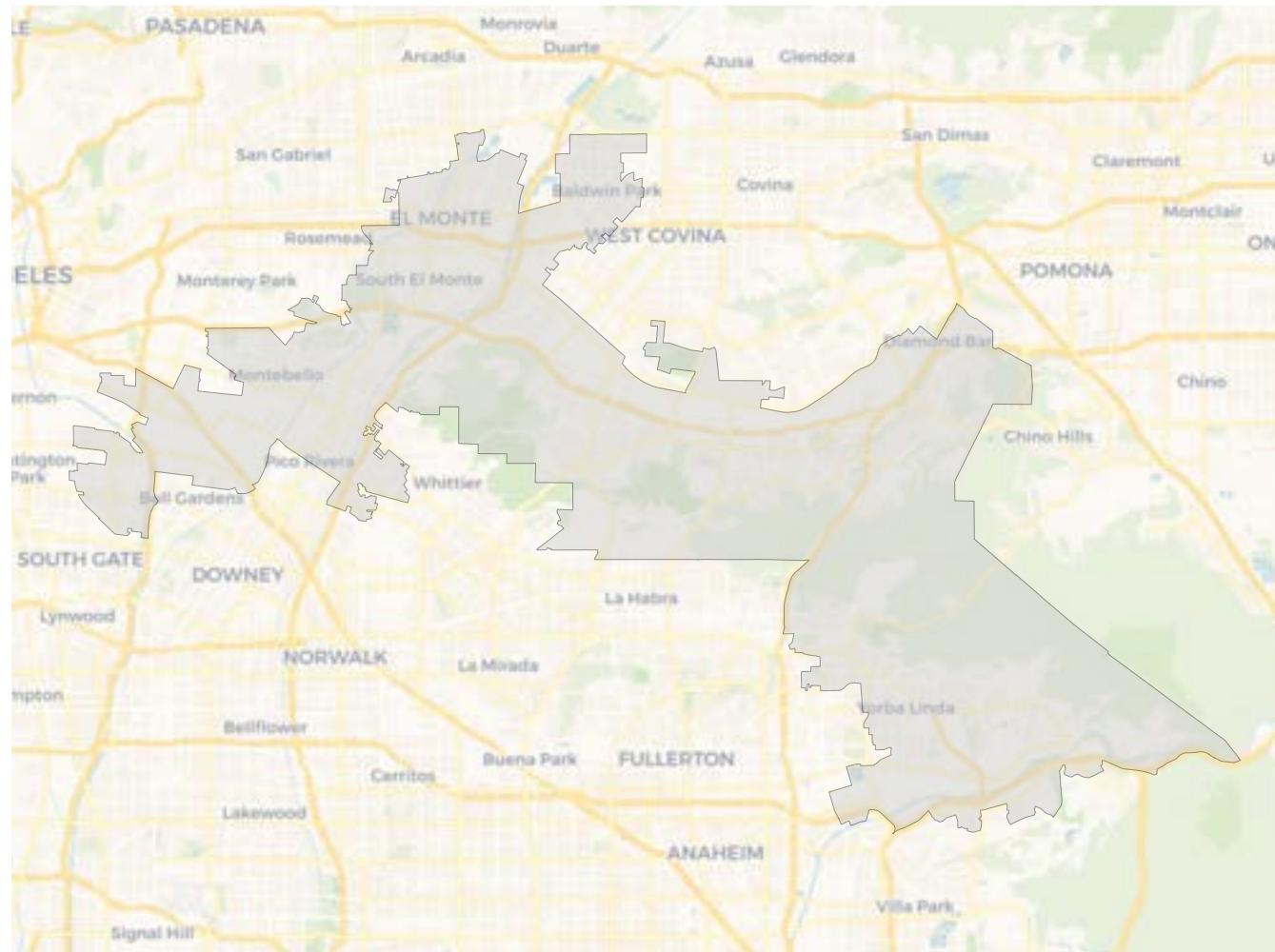




California Congress

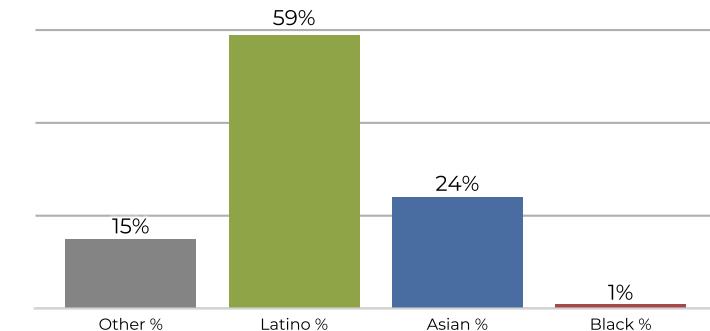
AB 604

District 38

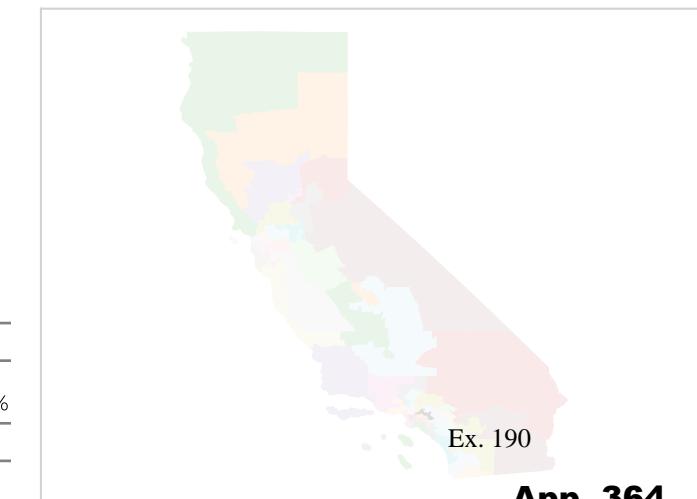
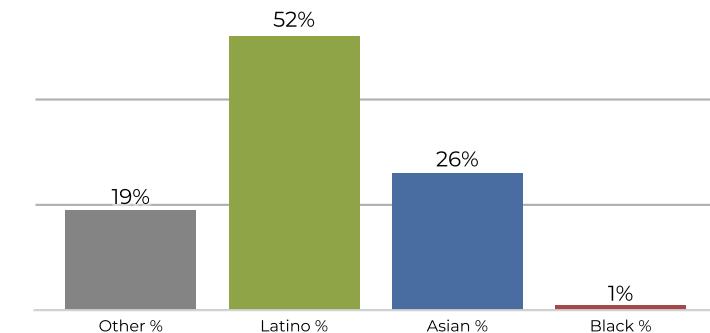


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	118,512	15.6%	450,094	59.2%	182,917	24.1%	8,544	1.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
465,896	89,906	19.3%	245,091	52.6%	122,795	26.4%	8,104	1.7%		

2020 Census



Citizen Voting Age Population

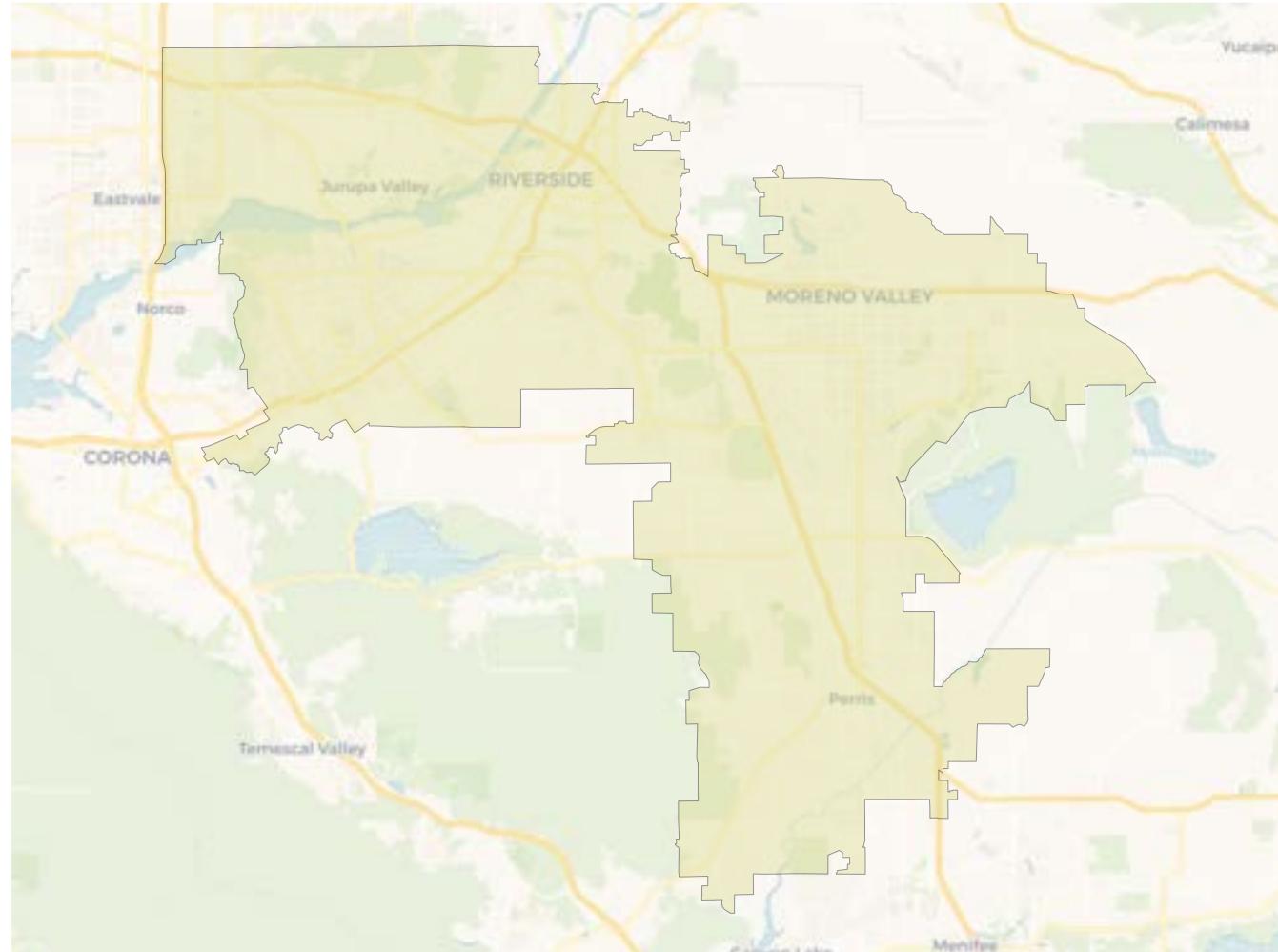




California Congress

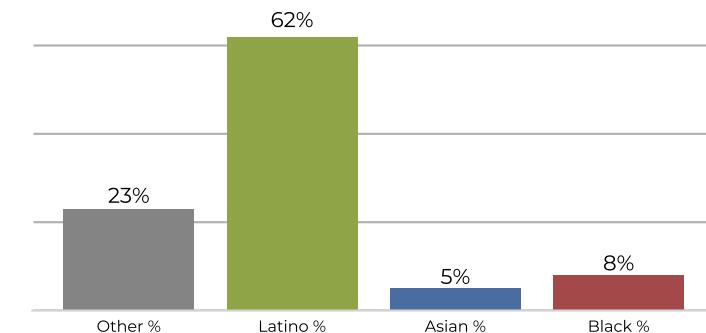
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District 39

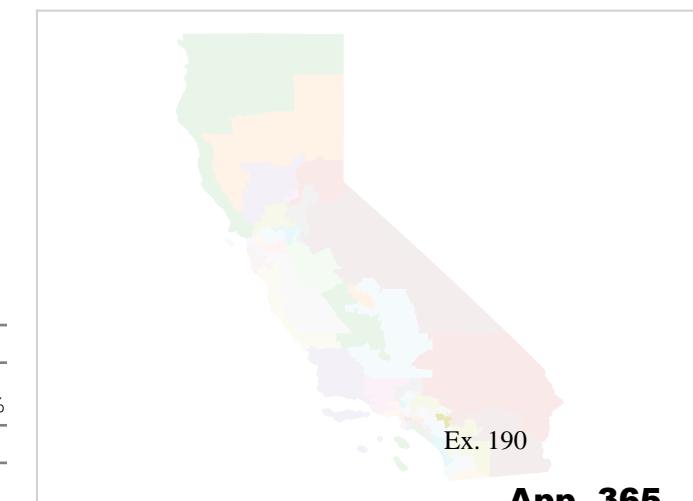
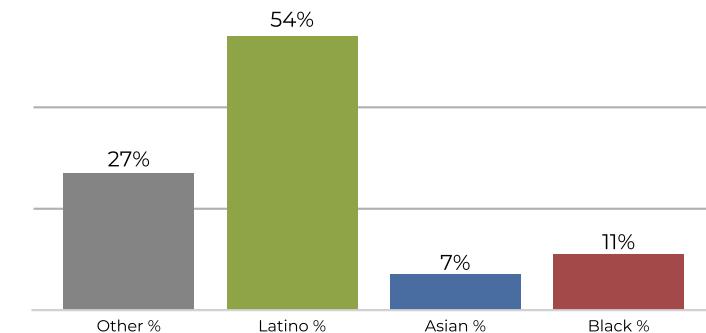


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	178,497	23.5%	473,263	62.3%	43,859	5.8%	64,448	8.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
486,150	133,237	27.4%	263,801	54.3%	33,846	7.0%	55,266	11.4%		

2020 Census



Citizen Voting Age Population





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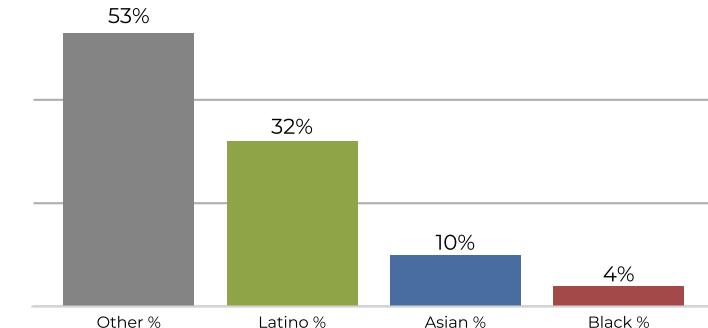
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District 40

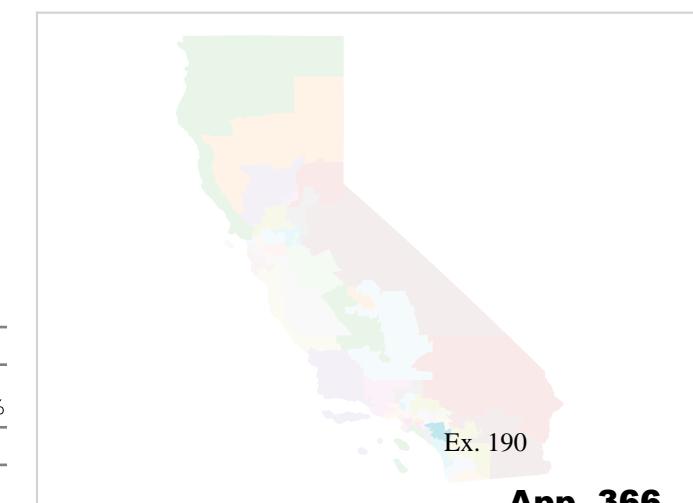
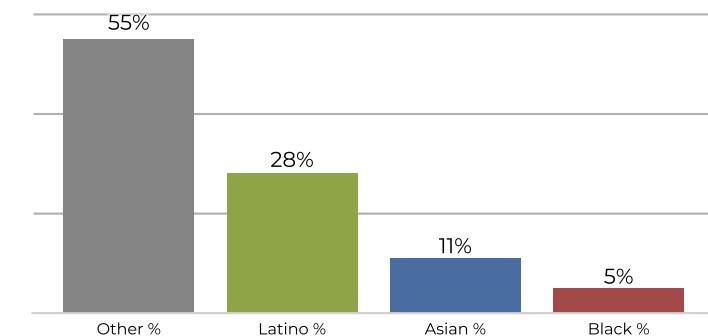


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	405,171	53.3%	243,980	32.1%	79,899	10.5%	31,016	4.1%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
543,973	300,038	55.2%	152,392	28.0%	63,206	11.6%	28,337	5.2%		

2020 Census



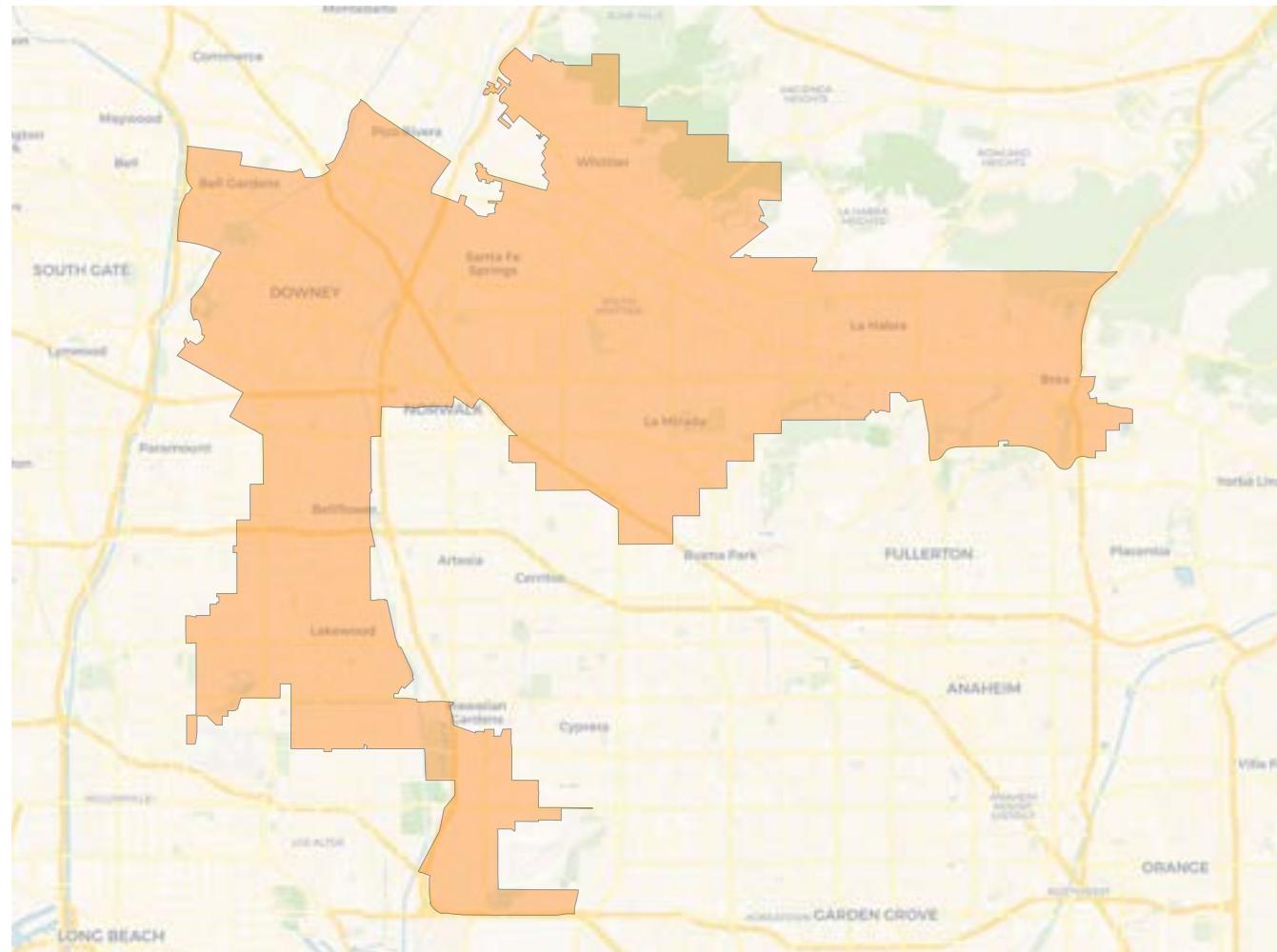
Citizen Voting Age Population



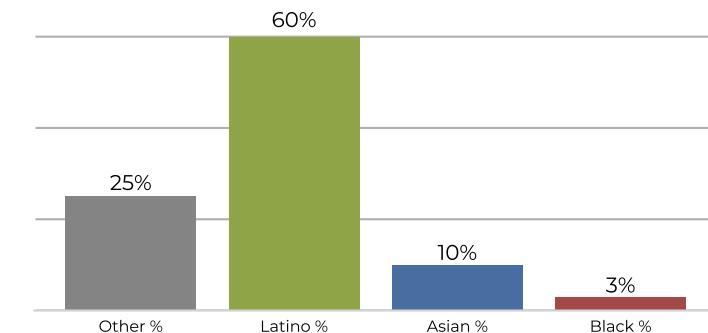
Ex. 190



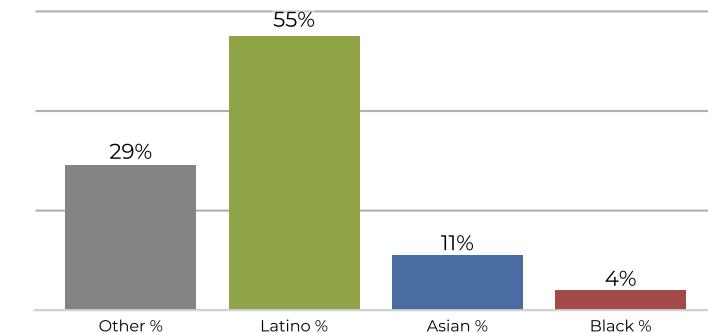
District 41



2020 Census



Citizen Voting Age Population



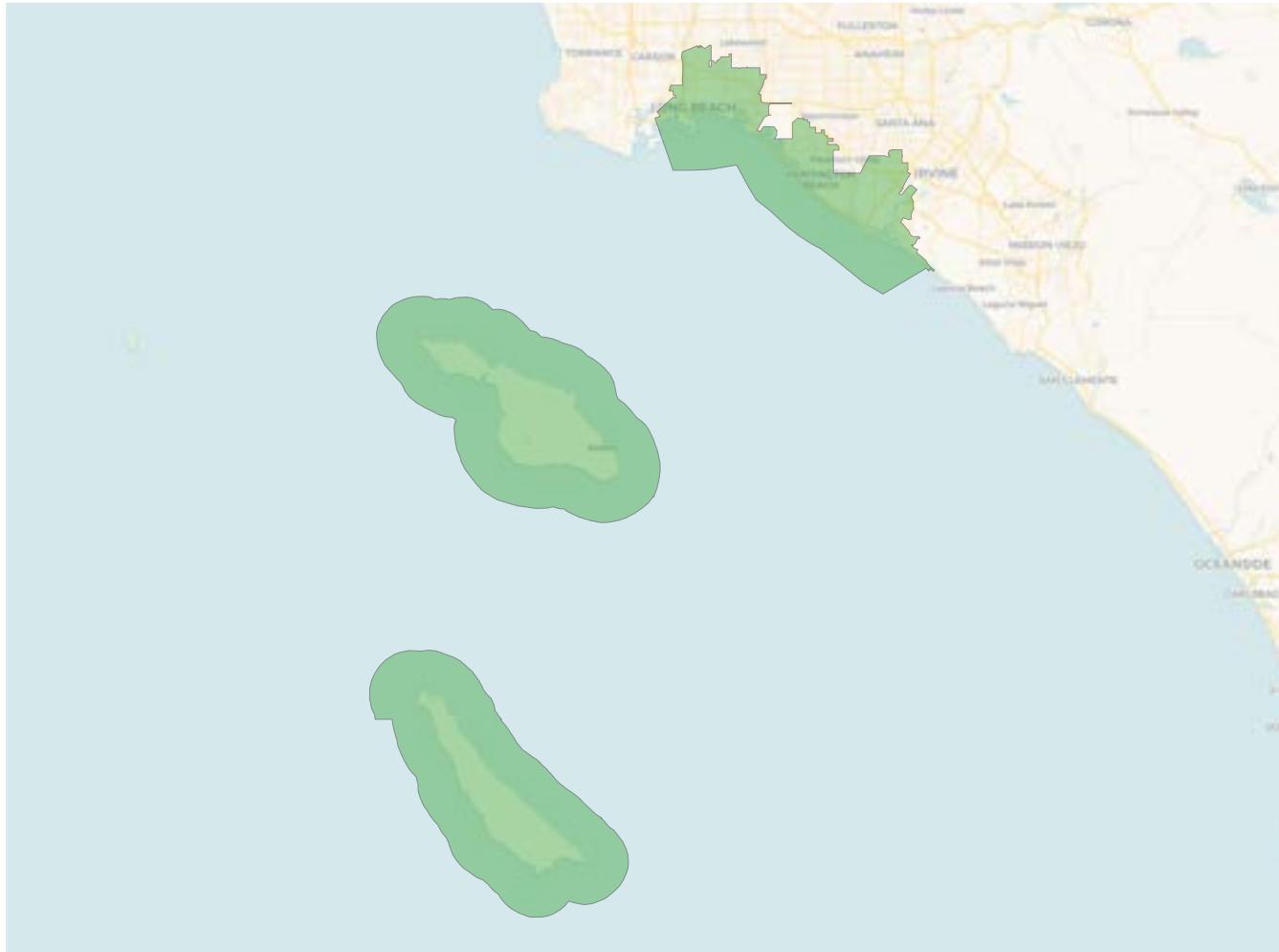
Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	190,955	25.1%	461,976	60.8%	78,136	10.3%	28,998	3.8%
<hr/>										
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP		
509,320	148,870	29.2%	280,278	55.0%	56,755	11.1%	23,417	4.6%		



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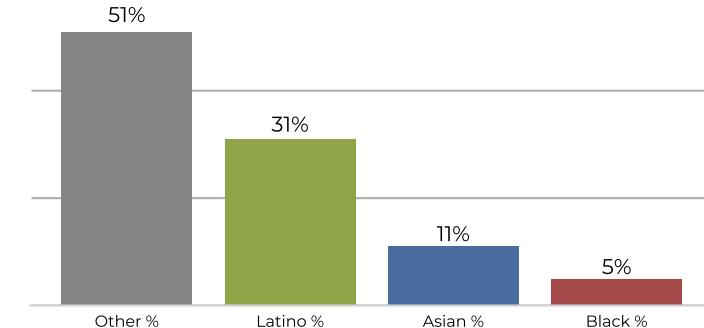
AB 604

District 42

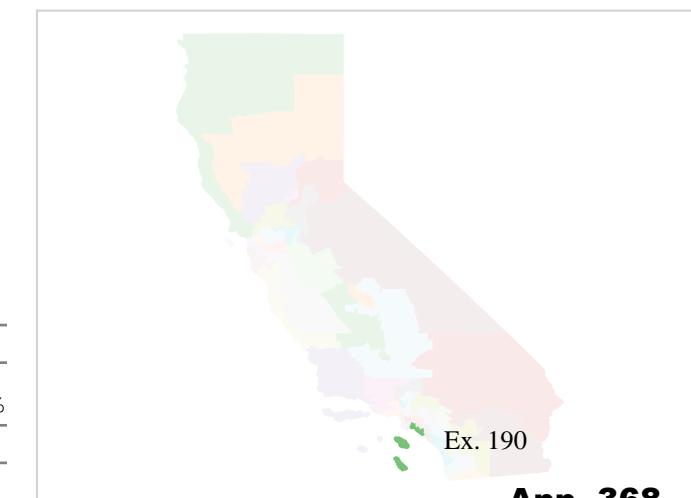
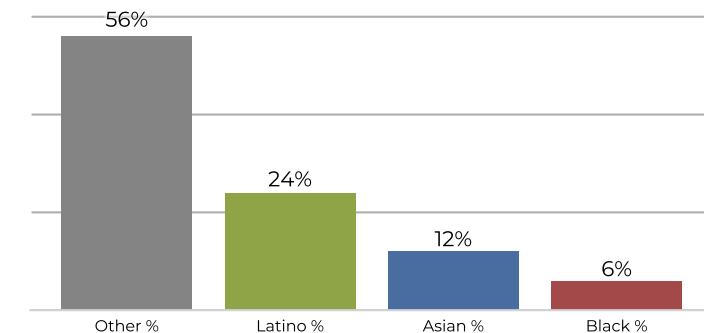


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	389,327	51.2%	240,878	31.7%	88,034	11.6%	41,828	5.5%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
547,320	306,806	56.1%	134,603	24.6%	69,836	12.8%	36,075	6.6%		

2020 Census



Citizen Voting Age Population

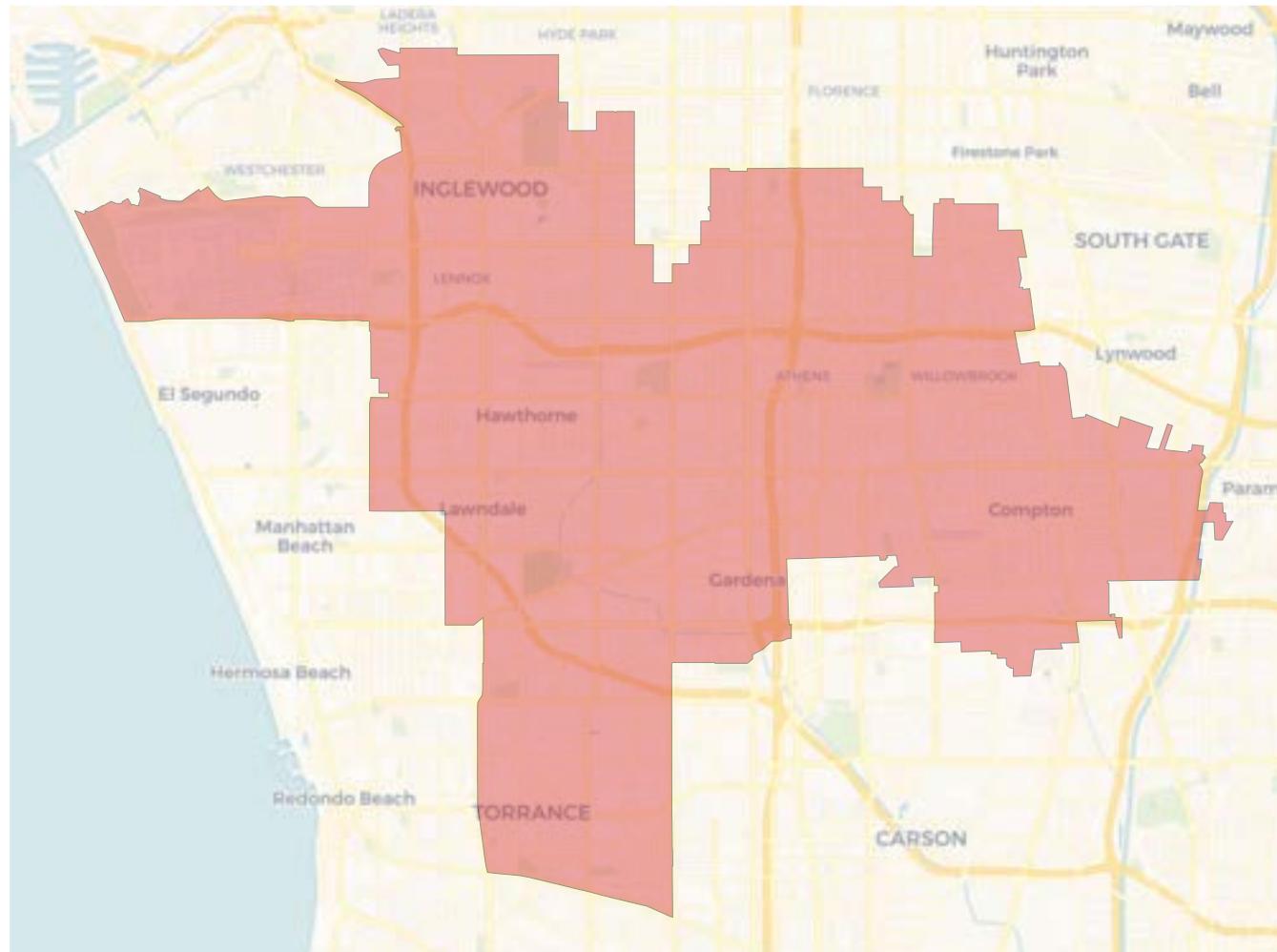




California Congress

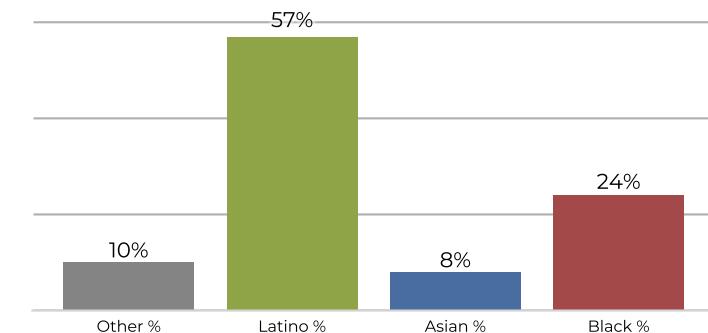
AB 604

District 43

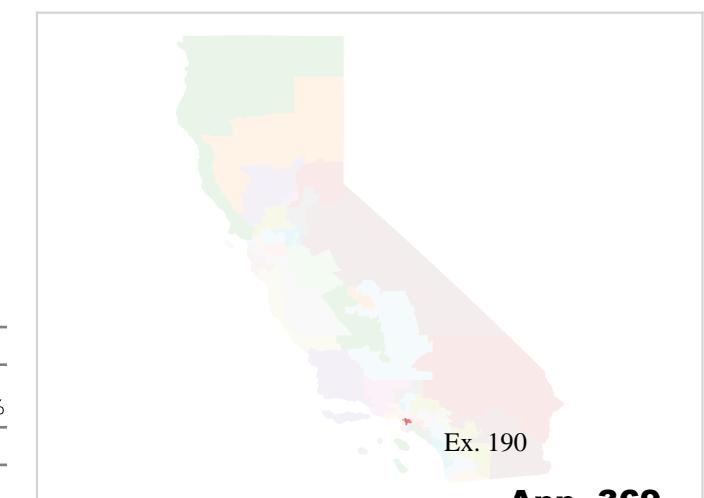
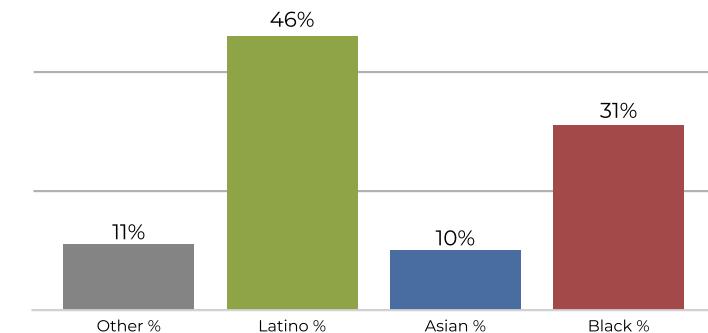


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	81,626	10.7%	433,512	57.0%	62,451	8.2%	182,478	24.0%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
434,357	50,844	11.7%	201,766	46.5%	43,559	10.0%	138,188	31.8%		

2020 Census



Citizen Voting Age Population

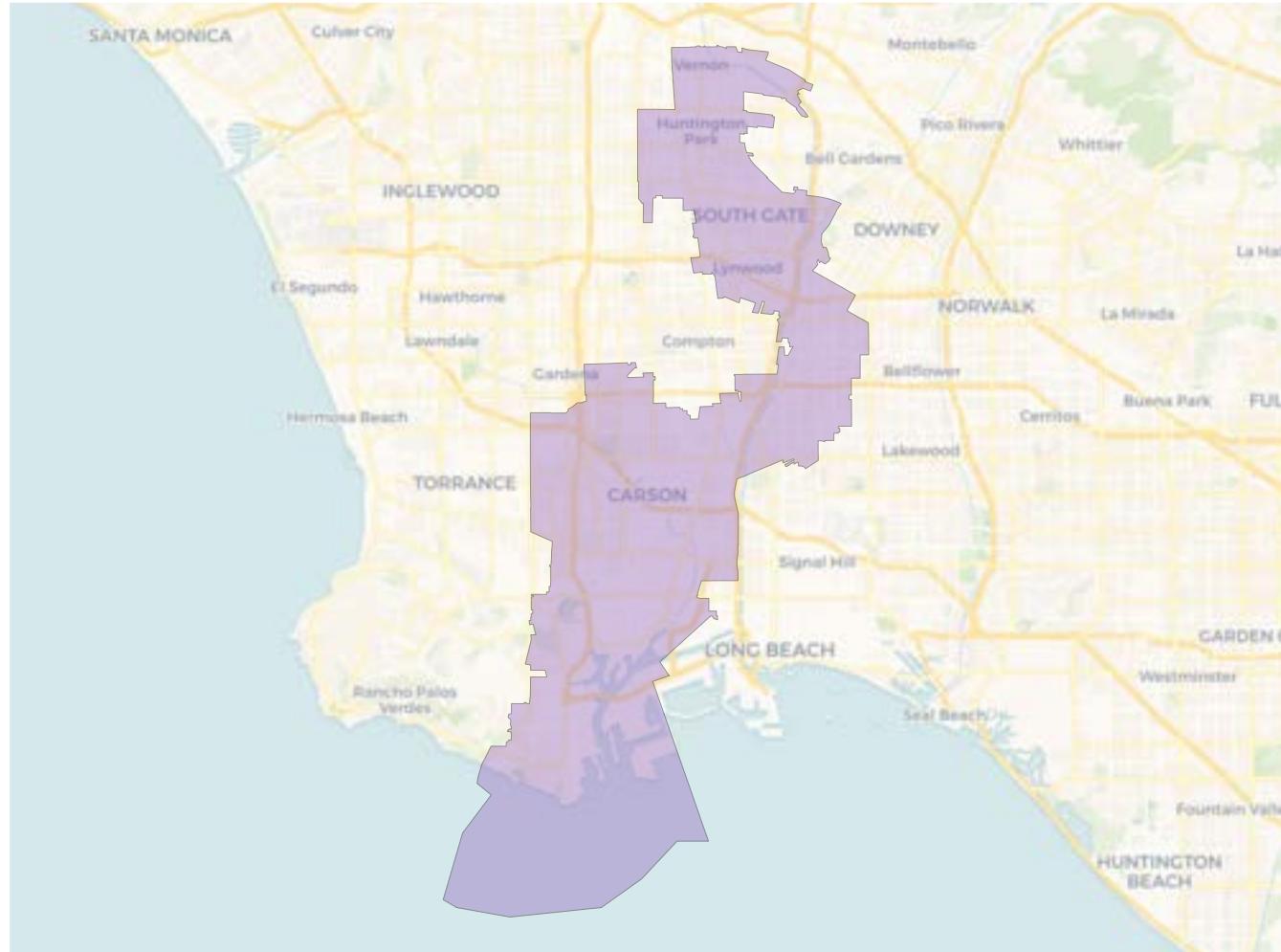




California Congress

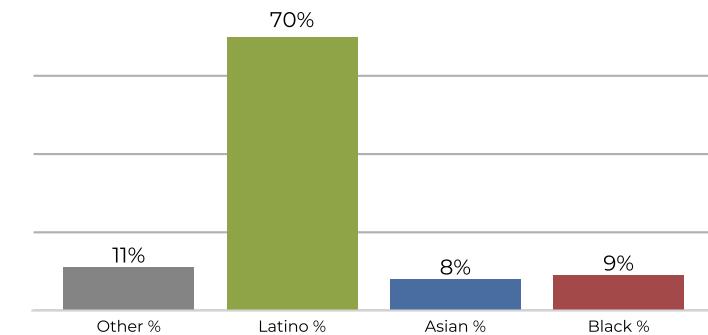
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District 44

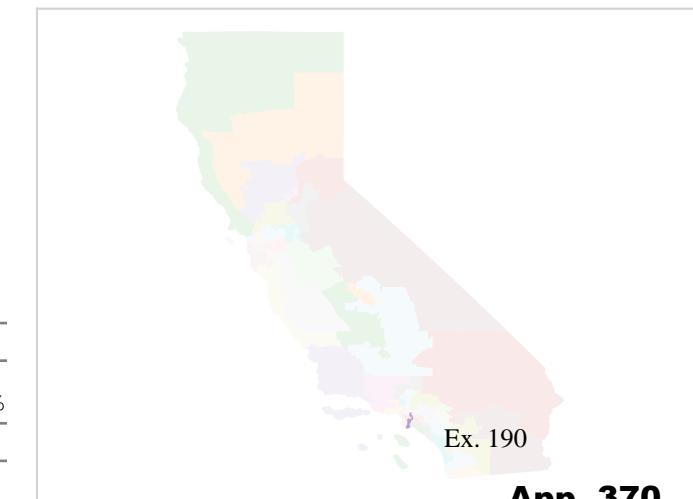
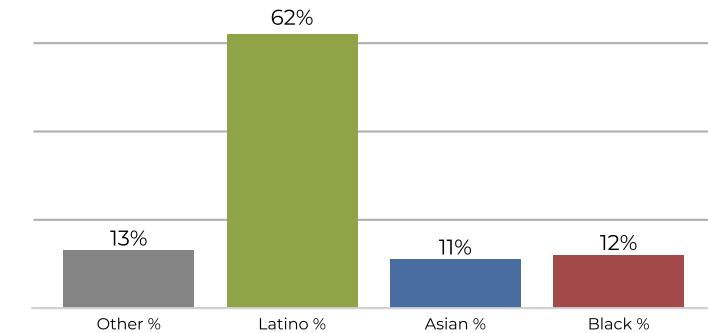


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	84,841	11.2%	535,795	70.5%	67,863	8.9%	71,568	9.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
437,942	59,698	13.6%	272,815	62.3%	49,777	11.4%	55,652	12.7%		

2020 Census



Citizen Voting Age Population

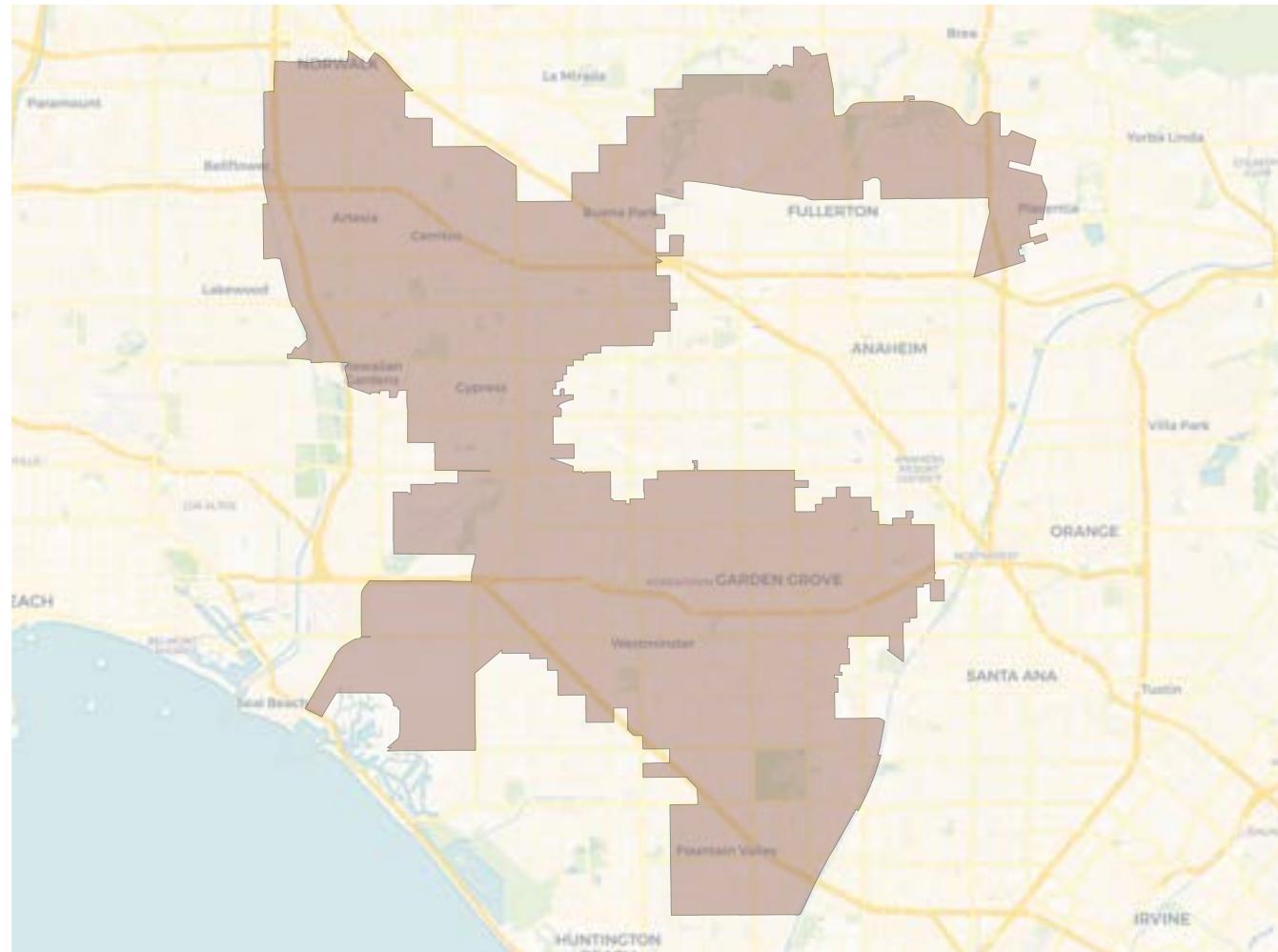




California Congress

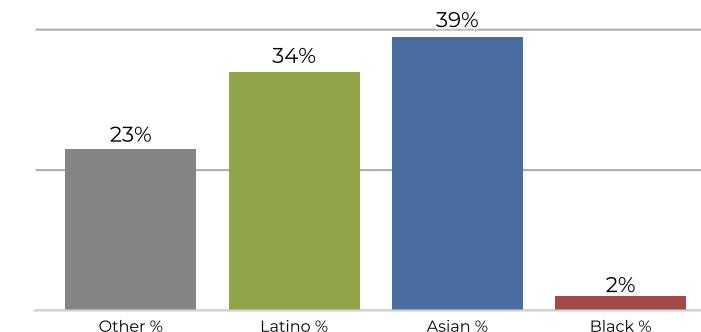
AB 604

District 45

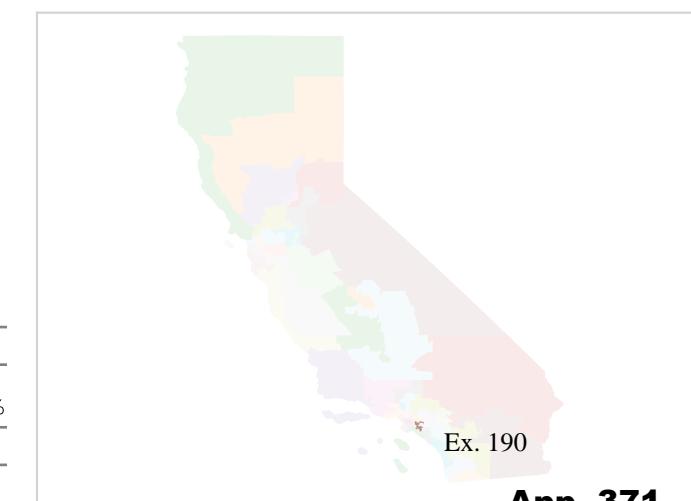
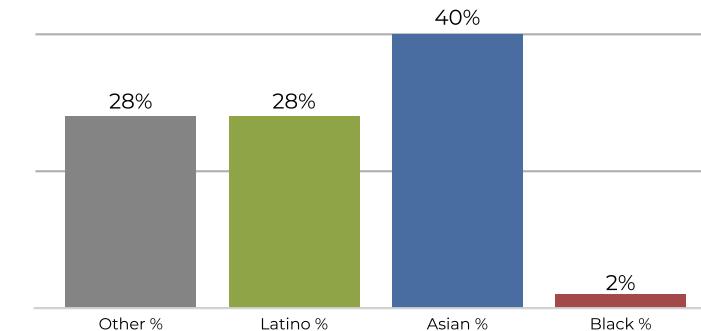


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	180,920	23.8%	263,412	34.7%	297,463	39.1%	18,271	2.4%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
492,914	137,833	28.0%	139,346	28.3%	201,275	40.8%	14,460	2.9%		

2020 Census



Citizen Voting Age Population



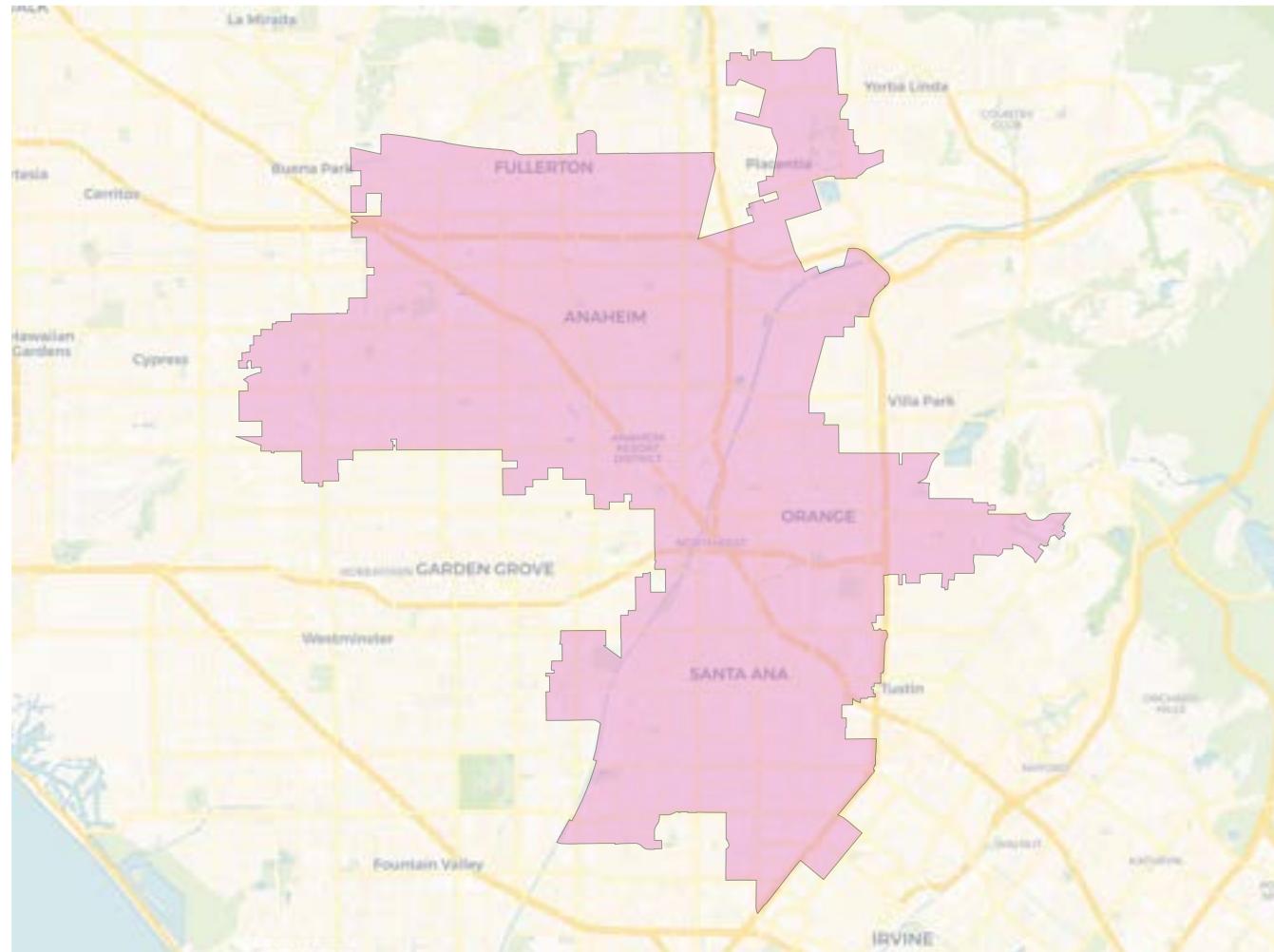
Ex. 190



California Congress

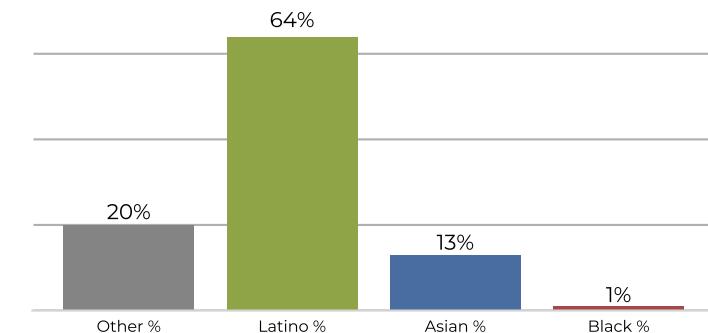
AB 604

District 46

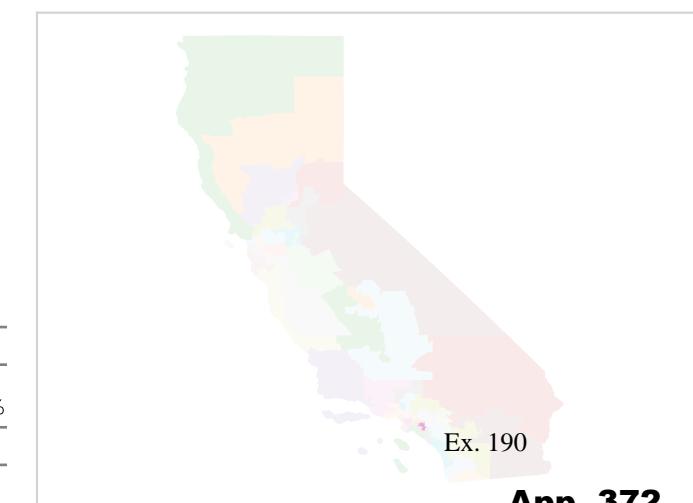
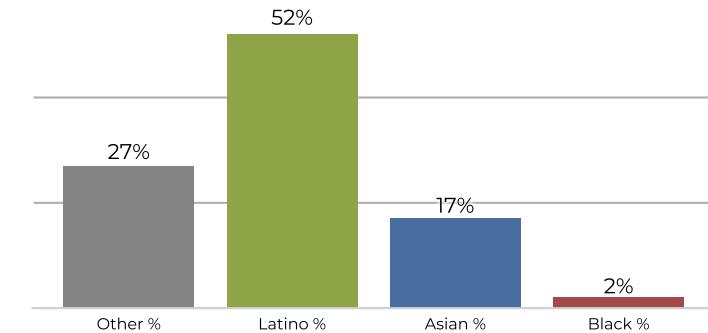


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	155,233	20.4%	486,278	64.0%	104,743	13.8%	13,812	1.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
446,787	120,859	27.1%	235,309	52.7%	79,274	17.7%	11,345	2.5%		

2020 Census



Citizen Voting Age Population





California Congress

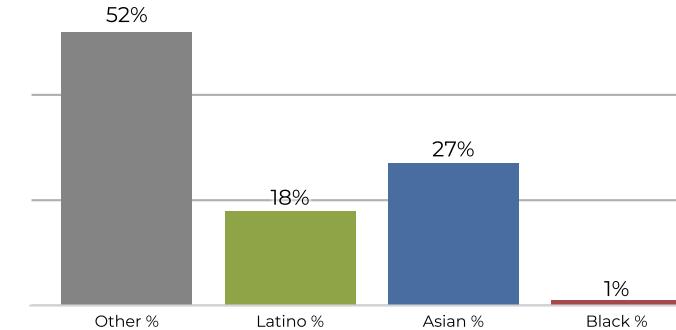
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District 47

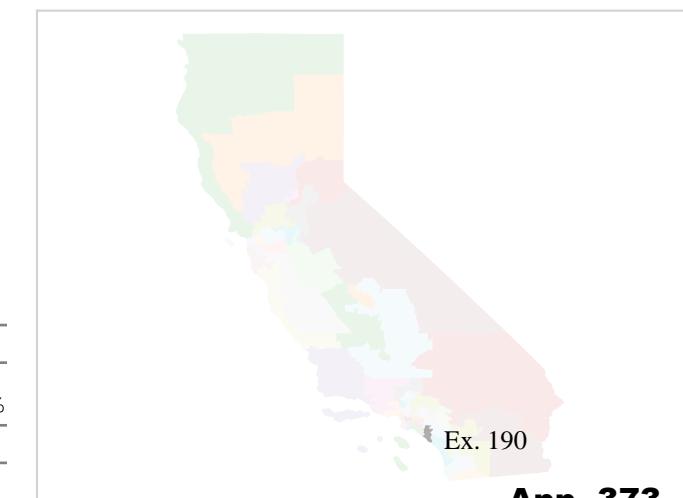
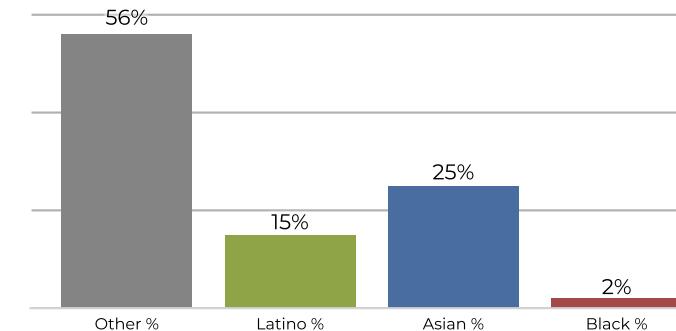


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,065	-1	-0.0%	399,795	52.6%	137,878	18.1%	209,399	27.6%	12,993	1.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
514,402	292,459	56.9%	78,502	15.3%	130,254	25.3%	13,187	2.6%		

2020 Census



Citizen Voting Age Population

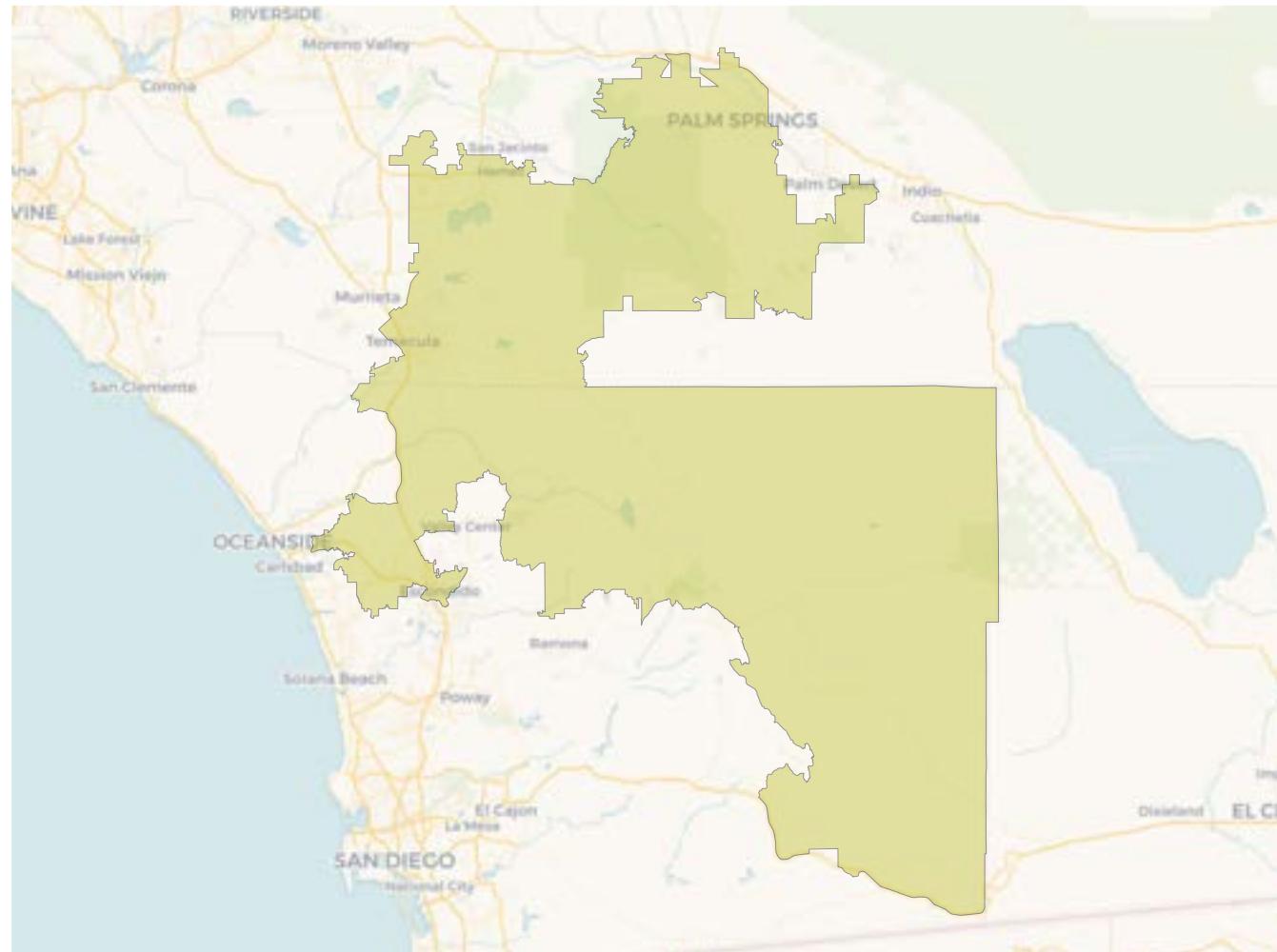




California Congress

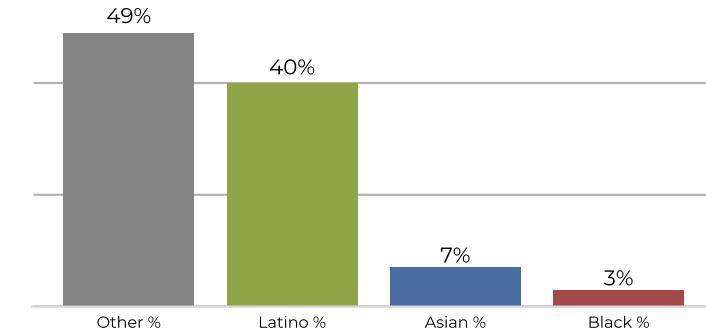
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District 48

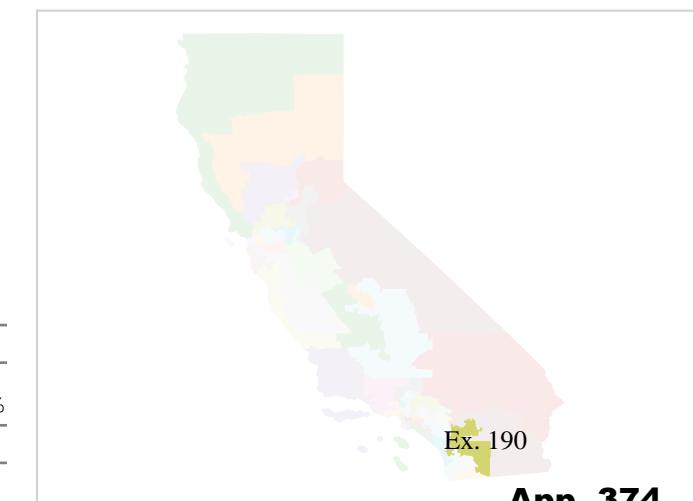
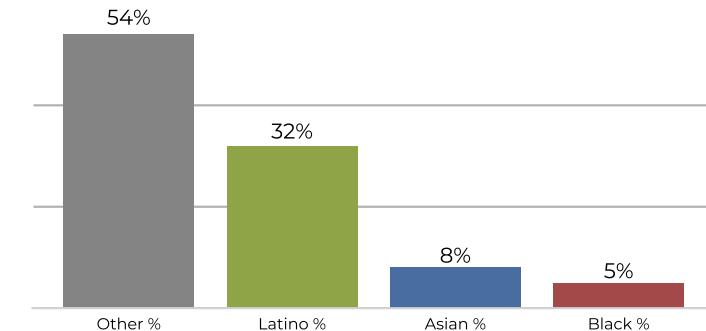


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	372,920	49.1%	304,909	40.1%	52,867	7.0%	29,370	3.9%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
518,620	281,580	54.3%	166,118	32.0%	43,349	8.4%	27,573	5.3%		

2020 Census



Citizen Voting Age Population

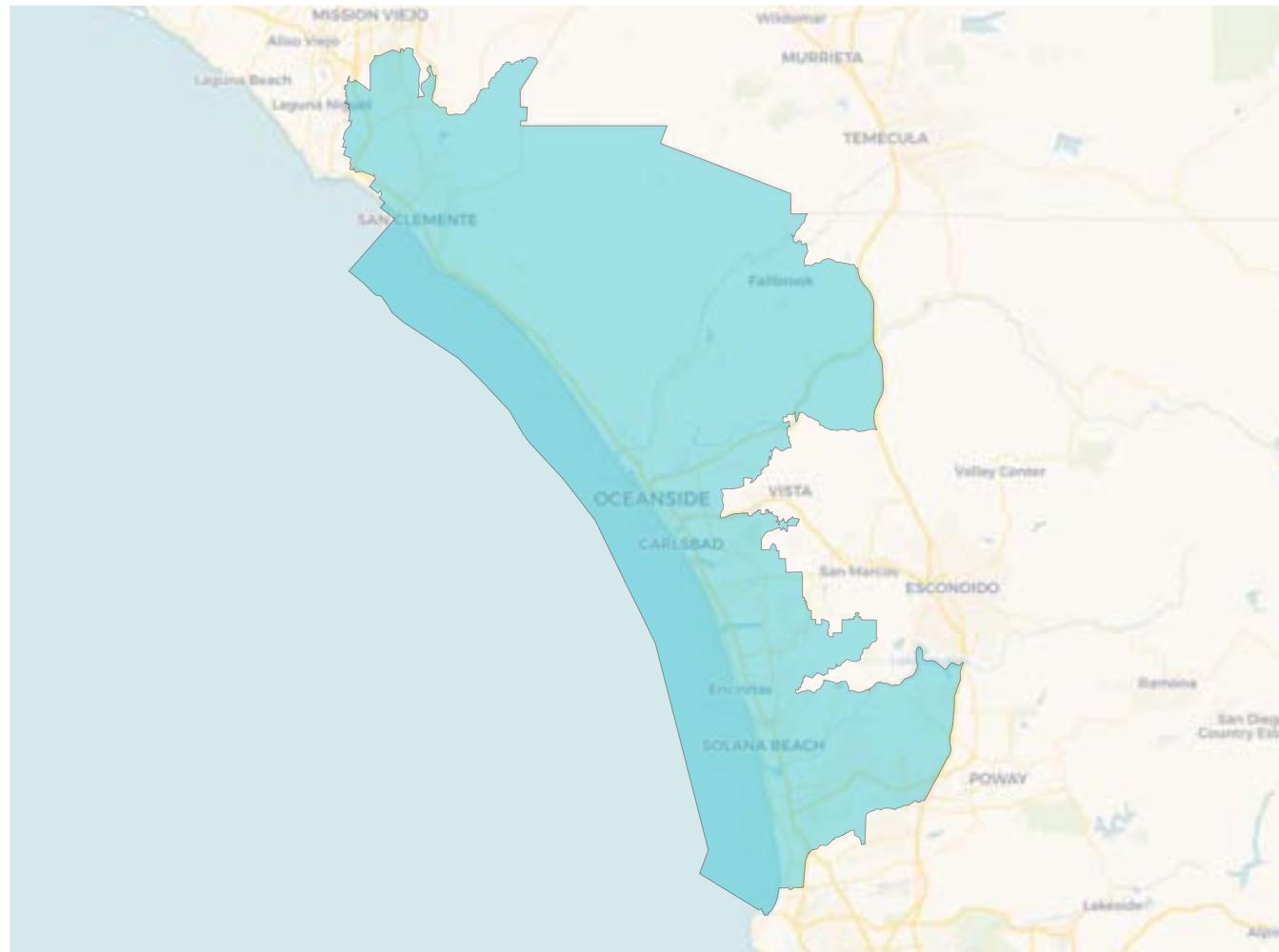




California Congress

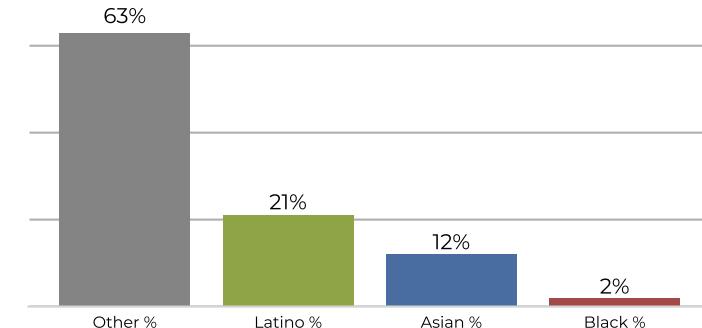
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District 49

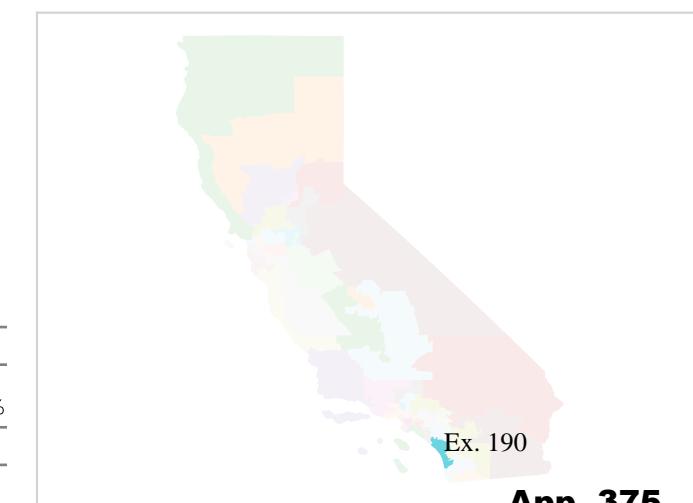
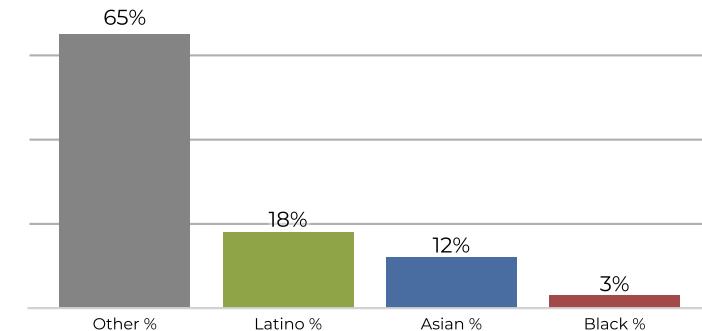


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	485,717	63.9%	164,145	21.6%	94,807	12.5%	15,398	2.0%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
525,988	345,015	65.6%	96,790	18.4%	67,875	12.9%	16,308	3.1%		

2020 Census



Citizen Voting Age Population





California Congress

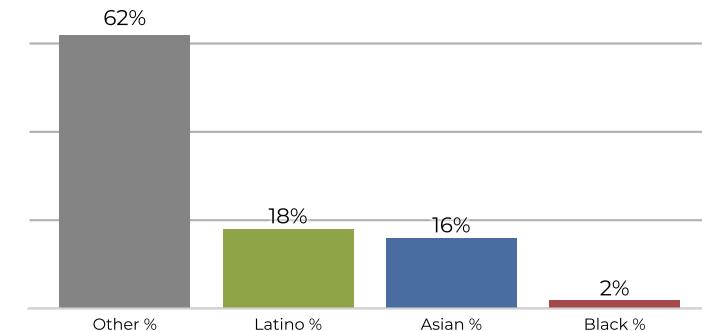
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District 50

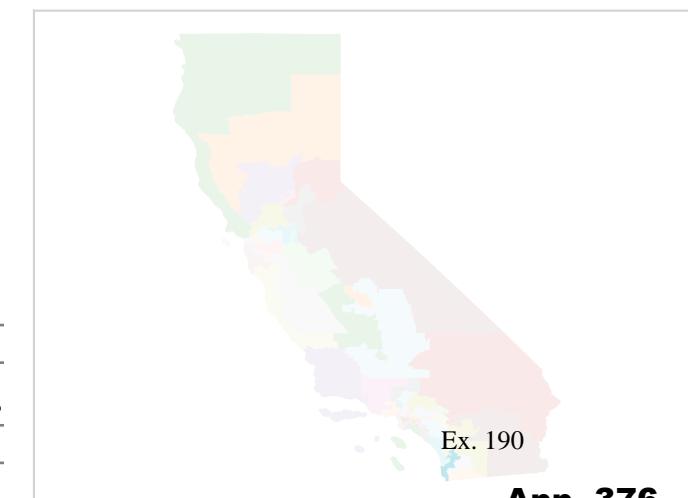
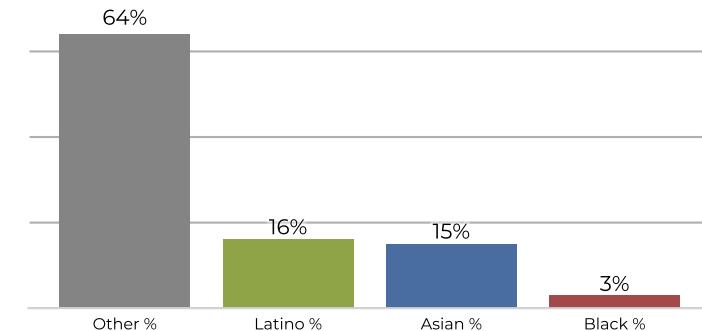


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	472,232	62.1%	140,896	18.5%	125,897	16.6%	21,041	2.8%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
560,570	360,404	64.3%	90,355	16.1%	88,402	15.8%	21,409	3.8%		

2020 Census



Citizen Voting Age Population

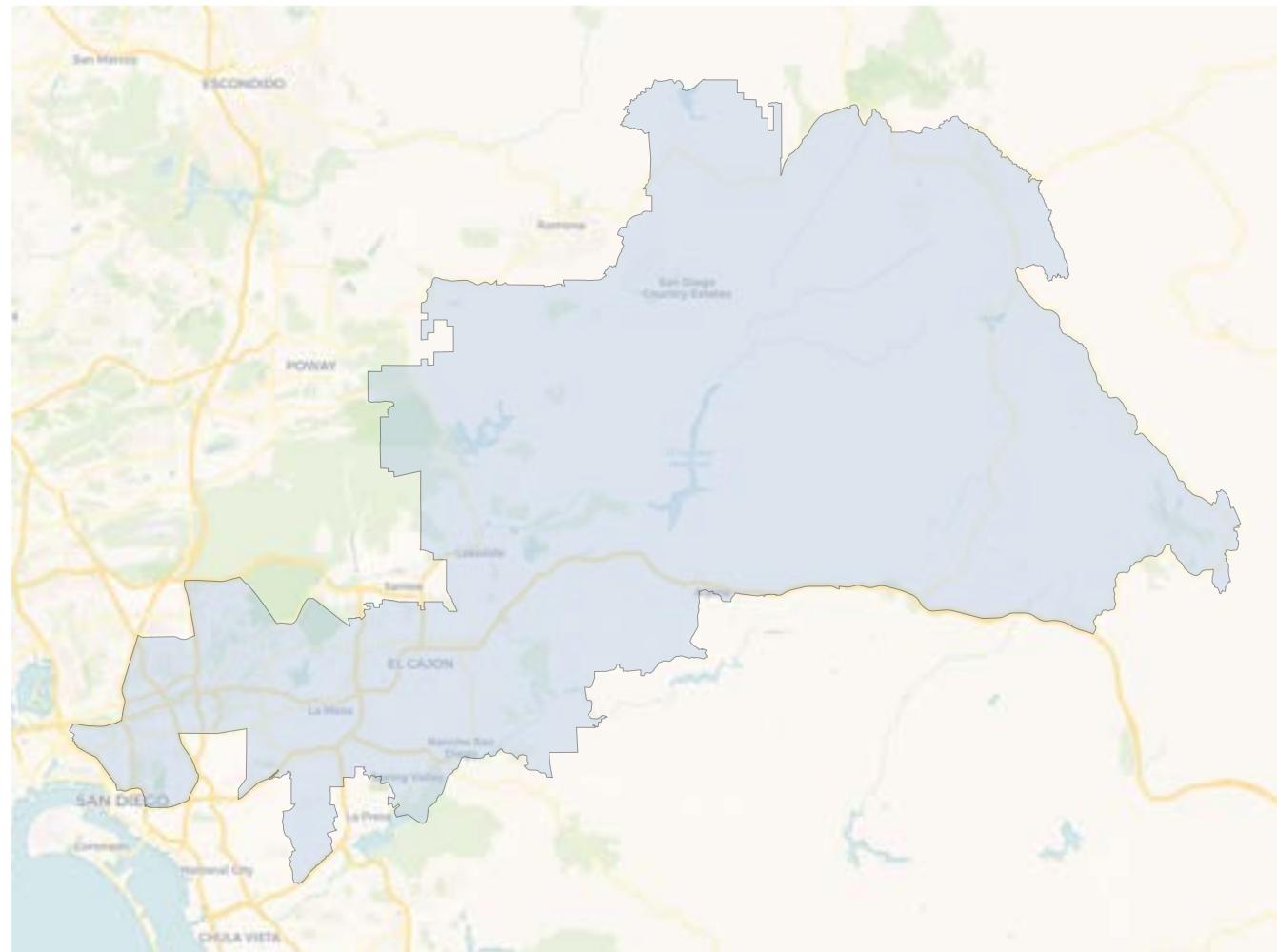




California Congress

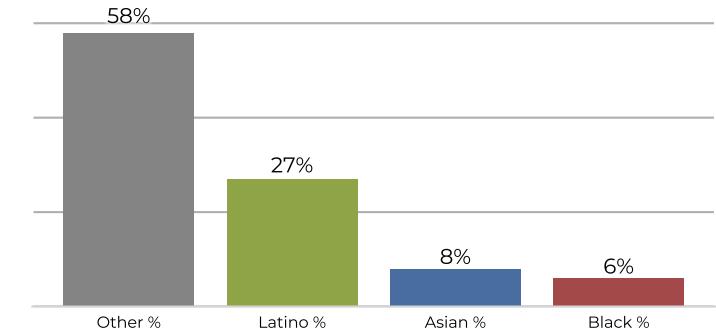
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District 51

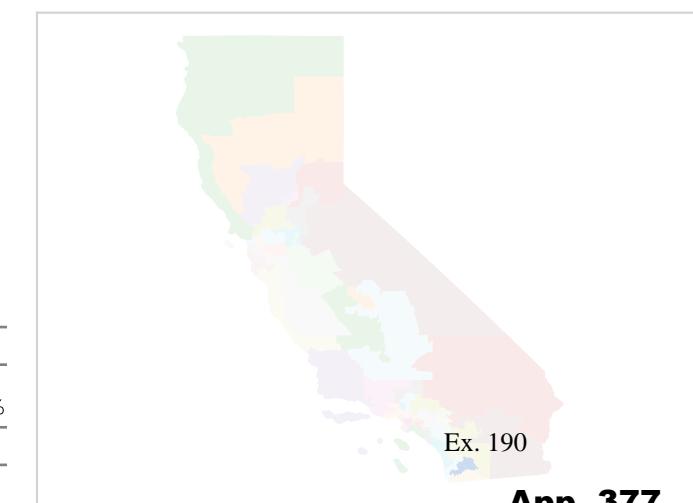
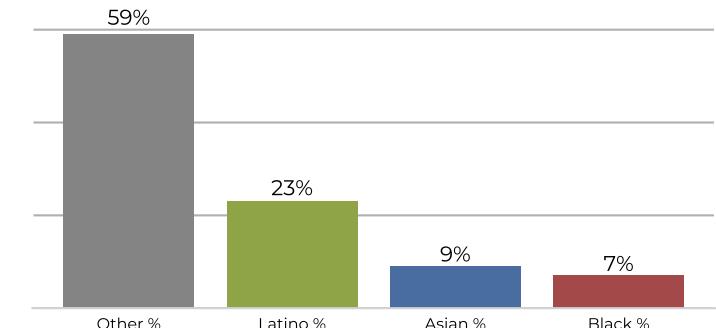


Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,067	1	0.0%	441,328	58.1%	205,434	27.0%	62,598	8.2%	50,707	6.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
573,012	342,684	59.8%	132,681	23.2%	53,569	9.3%	44,078	7.7%		

2020 Census



Citizen Voting Age Population

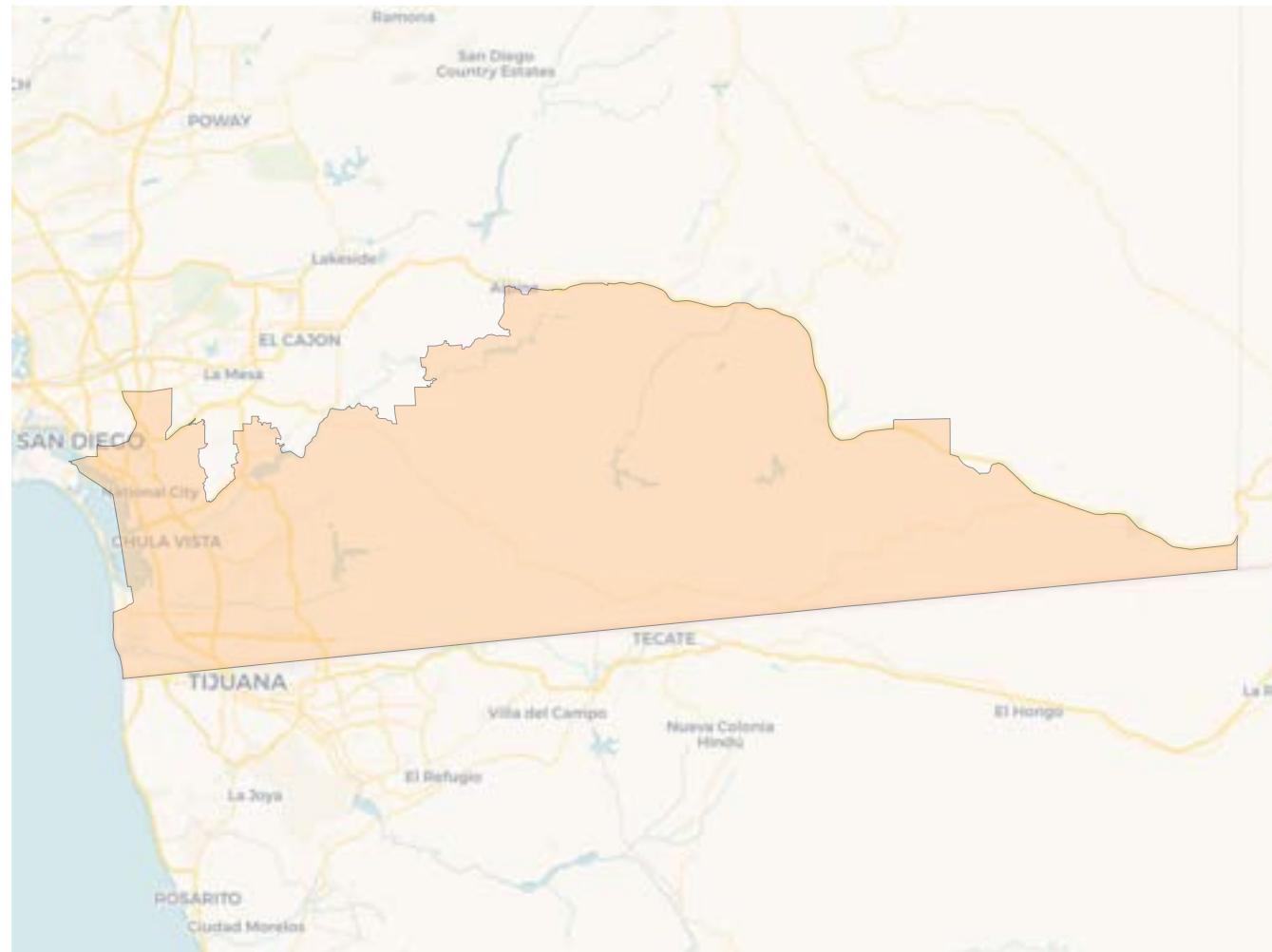




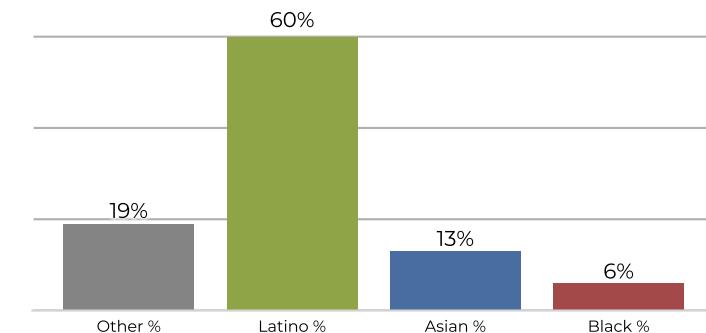
California Congress

AB 604

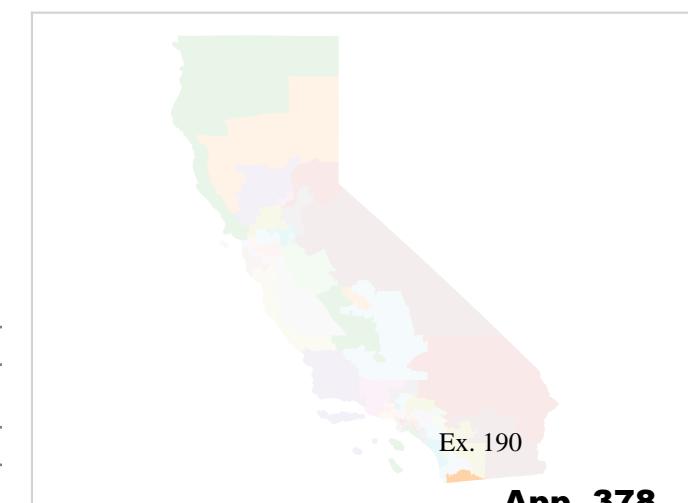
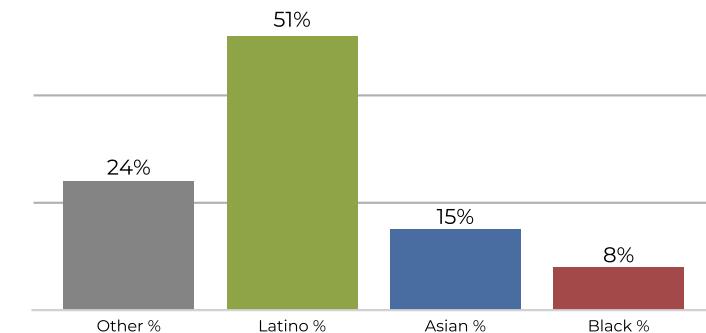
District 52



2020 Census



Citizen Voting Age Population



Population	Deviation	Deviation %	Other	Other %	Latino	Latino %	Asian	Asian %	Black	Black %
760,066	0	0.0%	151,060	19.9%	459,616	60.5%	98,430	13.0%	50,960	6.7%
Total CVAP	Other CVAP	Other CVAP %	Latino CVAP	Latino CVAP %	Asian CVAP	Asian CVAP %	Black CVAP	Black CVAP %		
490,770	119,463	24.3%	254,254	51.8%	73,711	15.0%	43,342	8.8%		

Ex. 190

App. 378

EXHIBIT 31



IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

DAVID TANGIPA, *et al.*,

Plaintiffs,

and

UNITED STATES OF AMERICA,

Plaintiff-Intervenor,

v.

**GAVIN NEWSOM, in his official
capacity as the Governor of California,
et al.,**

Defendants,

**DEMOCRATIC CONGRESSIONAL
CAMPAIGN COMMITTEE, *et al.*,**

Defendant-Intervenors.

2:25-cv-10616-JLS-WLH-KKL
Three-Judge Court

**EXPERT REPORT OF DR.
JONATHAN RODDEN IN
SUPPORT OF DCCC'S
RESPONSE IN OPPOSITION TO
PLAINTIFFS' AND THE
UNITED STATES'S MOTIONS
FOR A PRELIMINARY
INJUNCTION**

I have expertise in the use of large data sets and geographic information systems (GIS) and conduct research and teaching on applied statistics related to elections. I frequently work with geo-coded voter files and other large administrative data sets, including in recent papers published in the *Annals of Internal Medicine* and *The New England Journal of Medicine*. I have developed a national data set of geo-coded precinct-level election results that has been used extensively in policy-oriented research related to redistricting and representation.

I have been accepted and testified as an expert witness in over a dozen election law and redistricting cases, all of which are listed in my CV. Much of the testimony in these cases had to do with geography, electoral districts, voting, ballots, and election administration.

III. MATERIALS CONSULTED

I obtained district boundaries for congressional districts promulgated in 2021 and used in the 2022 and 2024 elections (henceforth the “2021 Map”) from the California Citizens Redistricting Commission, and the boundaries of AB 604 from the California State Legislature. I obtained geographic boundary files and demographic data at the level of census blocks and block groups from the 2020 decennial census via the National Historical GIS (nhgis.org). I obtained block-level estimates of the citizen voting-age population (CVAP) and results of the 2020 presidential election imputed to the level of census blocks from the Redistricting Data Hub. I obtained boundaries of precincts as well as past congressional districts from the California Statewide Database. Following Dr. Trende’s approach, I also consulted demographic data and election results from 2016 to 2024 imputed to census blocks and block groups that have been assembled and distributed as part of a collaborative data-sharing endeavor among the redistricting community spearheaded by the computer scientist David Bradlee. These data and all relevant documentation are available at https://github.com/dra2020/block_data.

IV. THE RECONFIGURATION OF DISTRICT 13

Dr. Trende’s report focuses primarily on a visual inspection and interpretation of maps of three very small portions of District 13 of AB 604. One of those areas, around the city of Madera, he characterizes as an example of partisan predominance in district-drawing. He characterizes the other two areas—one around Modesto and the other around Stockton—as examples of racial predominance.¹ However, he provides no images, data, or other information about the rest of the district, or about the earlier version of the district in the 2021 Map. In Figure 1, I provide a map of

¹ The United States Census Department considers “Hispanic” to be an ethnic identity rather than a race. In census surveys, Hispanic identity is elicited through a question that is completely distinct from questions about race. Since Dr. Trende provides no information or data about race in his report and discusses the distinction between Hispanic and non-Hispanic voters, I will assume means “ethnic” predominance. I will use this term throughout the report.

the boundaries of District 13 in both the 2021 Map and AB 604, with green boxes that indicate the extent of the areas examined in Dr. Trende's report.

Figure 1: District 13 in the 2021 Map and AB 604

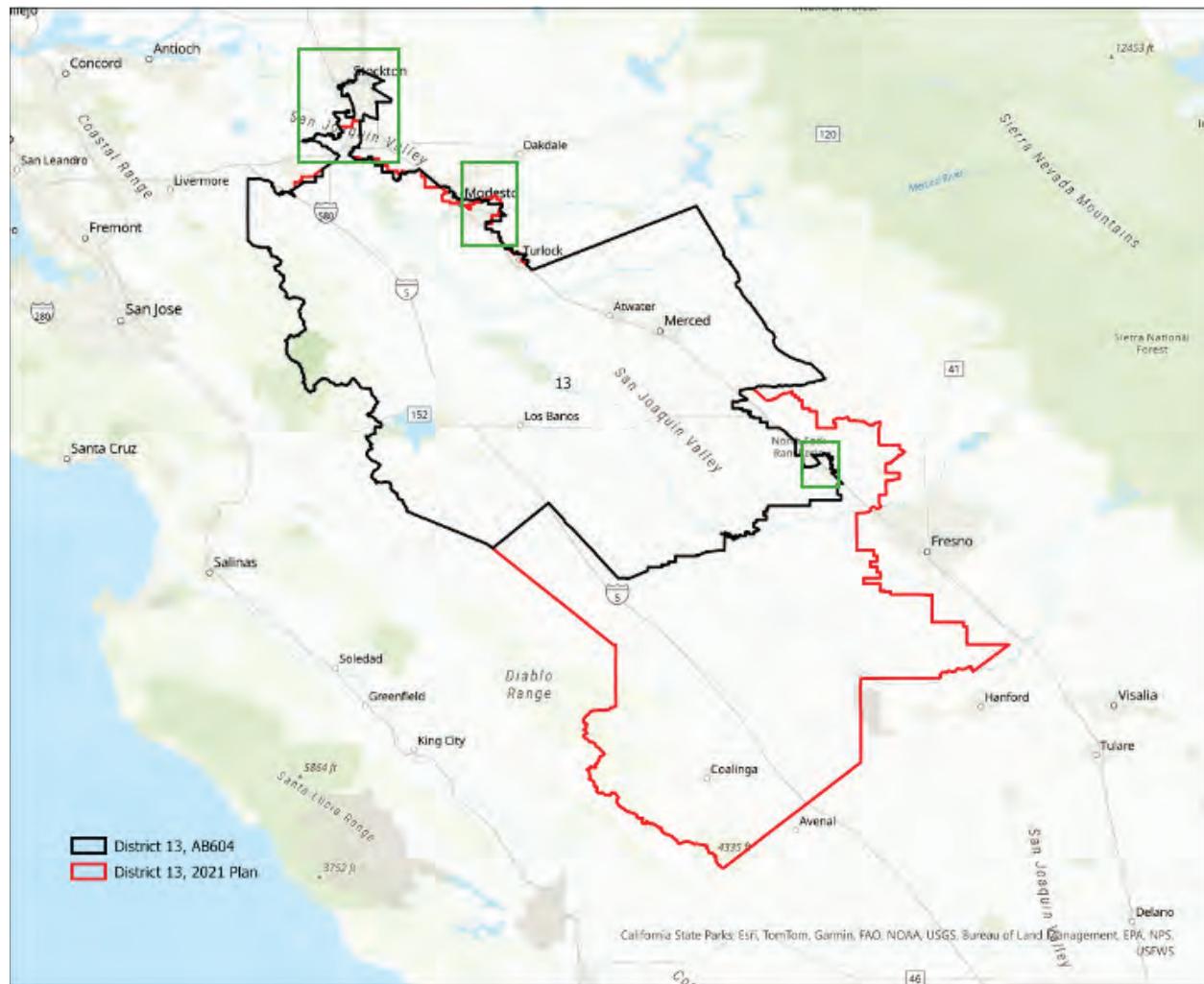


Figure 1 shows that the entire southern portion of District 13 in Fresno County was removed. This made the district less elongated and hence more compact according to the “Reock” measure of district compactness often used in court cases.² This removed an area of 5,928 square kilometers that contains 76,772 people. The removed territory is a rather rural part of the Central Valley, with a population density of only around 13 people per square kilometer. In the part of San Joaquin County that was added to District 13—the area around Stockton on which Dr. Trende focuses—only 100 square kilometers were added, but this small area contains 100,133 people, with a

² The Reock compactness score is computed by dividing the area of the district by the area of the smallest circle that would completely enclose it.

population density of 1,001 people per square kilometer. In other words, the reconfiguration of District 13 removed rural areas and added urban areas.

The rural area that was removed from District 13 in Fresno County has a Hispanic voting-age population share of 72 percent, and a Hispanic citizen voting-age share of 60 percent. Dr. Trende does not address the southern part of District 13 at all.

The census blocks *added* to District 13 in San Joaquin County, in and around Stockton, have a Hispanic voting-age population share of 68 percent, and a Hispanic citizen voting-age population share of 62 percent. In other words, both the rural area in Fresno County that was removed from District 13, as well as the urban area around Stockton that was added, were heavily Hispanic.

However, their partisanship was completely different. Based on an average comprised of data from several statewide elections between 2016 and 2024,³ the rural areas in Fresno County that were removed from District 13 have an average Democratic share of the two-party vote of 45.9 percent, whereas the urban areas added to District 13 around Stockton have a Democratic vote share of around 71.4 percent: a difference of 25.5 percentage points.⁴

This simple comparison of the trade of rural Fresno County areas for urban San Joaquin County areas reveals that the redesign of District 13 had an overwhelmingly political rather than ethnic logic. Figure 2 demonstrates that the California Central Valley has something in common with the rest of the United States: a very high correlation between population density and voting. I have taken all the census blocks in the counties that contain District 13—San Joaquin, Stanislaus, Merced, Madera, and Fresno—and placed them into deciles of population density, which are displayed on the horizontal axis. For each decile, I calculate the average Democratic vote share, which is displayed on the vertical axis. Figure 2 demonstrates that there is a very strong relationship between population density and Democratic voting. The bottom three density deciles lean Republican, and there is a large jump in Democratic voting when one goes from the third to the fourth decile.

³ The 2016 and 2020 presidential elections, the 2018 gubernatorial and attorney general elections, as well the 2022 general elections for Treasurer, Secretary of State, Lieutenant Governor, Attorney General, Governor, and U.S. Senator, and the 2024 U.S. Senate and presidential election.

⁴ Because the political behavior of this area has been shifting over time, it is also useful to examine only the most recent general elections from 2022 and 2024. With this indicator, the Democratic vote share in the areas moved out of the Southern part of the district was 42.8 percent, and the Democratic vote share in the urban areas moved in was 67.5 percent—a difference of around 25 percentage points.

The approaches of Demonstration Maps B and C in the Stockton area were very similar to one another. In addition to removing Garden Acres and August, they dropped a larger chunk of Stockton, which also has a relatively high Hispanic voting-age population. Both maps introduce a new city split of Tracy, the home of District 9 representative Josh Harder, which is entirely in District 9 in AB 604, adding a section of it to District 13. Like Weston Ranch, Tracy is a heterogeneous area, with a Hispanic population of around 39 percent and a relatively large Asian population.

Tracy is also quite Democratic in its voting behavior, but not quite as much so as the parts of Stockton that Dr. Trende removed in configuring Demonstration Maps B and C. To achieve his attempted reductions in the size of the Hispanic population, Dr. Trende was forced to reduce the district's Democratic vote share (from 54.41 percent to 53.87 percent).¹³ Moreover, like Demonstration Map A, Demonstration Map B keeps most of the Modesto-area boundary that Dr. Trende characterized as racially motivated.

Relative to AB 604, Demonstration Map A reduced the Hispanic voting-age population by 1.6 percentage points. Demonstration Map B reduced the Hispanic voting-age population by 4.5 percentage points by trading parts of the Stockton area for a slice of Tracy. Demonstration Map C makes further changes in the Modesto area that bring the Hispanic voting-age population lower than AB 604 by 5.4 percentage points. However, this is achieved by splitting the city of Ceres, which had been kept whole in AB 604 in District 13. As can be seen in Figure 14, Demonstration Map C moves a part of Ceres with a relatively large Hispanic population out of District 13, and in the city of Modesto, more heterogeneous areas were moved into District 13 to make up for the loss, with a net effect of reducing the overall district Hispanic population share. As with Demonstration Map B, these moves also made the district slightly less Democratic. Using the partisan index introduced above, the Democratic vote share in District 13 in AB 604 is 54.41 percent, whereas it is 53.76 percent in Demonstration Map C.¹⁴

In sum, Dr. Trende's efforts to make small changes around the district boundary aimed at removing Hispanic voters from District 13 appear to reveal a trade-off. As border-adjacent Hispanic voters are removed from the district, its Democratic vote share decreases. This trade-off can be visualized in Figure 15, which plots the change in Hispanic voting-age population share vis-à-vis AB 604 on the horizontal axis (-1.6 percentage points for Map A, -4.5 for Map B, and -5.4 for Map C), and the change in Democratic vote share vis-à-vis AB 604 on the vertical axis (-.06 percentage points for Map A, -.54 for Map B, and -.64 for Map C). Small decreases in the Hispanic voting-age population share of District 13 in Dr. Trende's demonstration maps correspond to small decreases in the Democratic vote share.

¹³ Using only the most recent elections, District 13 in Demonstration Map B has a Democratic vote share of 51.16 percent, compared with 51.30 percent for AB 604.

¹⁴ Using only the most recent general elections, the Democratic vote share in District 13 in AB 604 is 51.30 percent, whereas in Demonstration Map C it is 51.17 percent.

Exhibit 434



In the Matter Of:

DAVID TANGIPA

vs

GAVIN NEWSOM

PAUL H. MITCHELL

December 10, 2025

CERTIFIED COPY

Tangipa v. Newsom

DX434

2:25-cv-10616-JLSWLH-KKL

App. 300

DX434-0001

DAVID TANGIPA vs GAVIN NEWSOM
Paul H. Mitchell on 12/10/2025

UNITED STATES DISTRICT COURT

FOR THE

CENTRAL DISTRICT OF CALIFORNIA

--o0o--

DAVID TANGIPA, et al.,)
)
)
Plaintiffs,)
)
vs.) No.
) 2:25-cv-10616-JLS-WLH-
GAVIN NEWSOM, in his) KKL
official capacity as the)
Governor of California,)
et al.,)
)
)
Defendants.)
)

CERTIFIED COPY

--o0o--

Videoconferencing Videotaped Deposition of

PAUL H. MITCHELL

Wednesday, December 10, 2025

--o0o--

ARRAY - JOB NO. 103797

Certified Shorthand Reporters

Reported by: LINDA J. HART, CSR License 4357, RMR/CRR

DAVID TANGIPA vs GAVIN NEWSOM
Paul H. Mitchell on 12/10/2025

2.5

1	2	Page 2	1	ZOOM APPEARANCES:	Page 4
2			2	DOMENIC AULISI, Esq.	
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2	STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE		2	Examination by:	Page
3	OFFICE OF THE ATTORNEY GENERAL		3	Ms. Hamill	13
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1	For the DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE:		1	I N D E X	Page 5
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1	For the LEAGUE OF UNITED LATIN AMERICAN CITIZENS:		1	I N D E X	Page 5
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25			25		
1	For the Witness PAUL H. MITCHELL:		1	I N D E X	Page 5
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DAVID TANGIPA vs GAVIN NEWSOM
 Paul H. Mitchell on 12/10/2025

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1	Exhibit 11 Sacramento Observer article.	173	1	Page 93, lines 17 - 22
2	Exhibit 12 Non-Party Paul Mitchell's Response and Objections to Plaintiffs' and Plaintiff Intervenor's Subpoenas to Testify and Produce Documents, Information, or objects at Deposition in a Civil Action.	180	2	Page 98, lines 1 & 2, 6 - 8, 11, 15, 19 - 21
3			3	Page 103, lines 20 - 22
4			4	Page 104, lines 1-4, 20 - 21
5			5	Page 104, lines 24 & 25 and page 105, line 1
6	Exhibit 13 Federal subpoena, dated 12/10/2025.	184	6	Page 107, lines 7 - 11
7			7	Page 120, lines 3 & 4
8	Exhibit 14 Letter from Julie Merz, DCCC, undated, with attachments.	185	8	Page 129, lines 5 - 8
9	Exhibit 15 California Congress, AB604 atlas.	189	9	Page 129, lines 23 - 25 and page 130, line 1
10			10	Page 130, lines 6 - 9
11	Exhibit 16 MALDEF California Statewide Redistricting Plans.	211	11	Page 130, line 23
12	Exhibit 17 Paul Mitchell, X post.	214	12	Page 131, lines 7 & 8, 13 - 15, 17 - 19, 22 - 24
13	Exhibit 18 Paul Mitchell, X post.	218	13	Page 132, lines 17 - 19
14	Exhibit 19 Paul Mitchell, X post.	221	14	Page 134, lines 23 - 25 and page 135, line 1
15	Exhibit 20 Cal Poly Pomona, Latino Voters and the November 2025 Special Election: Redistricting and Representation.	222	15	Page 135, lines 15 & 16
16			16	Page 139, lines 8 - 10
17			17	Page 141, lines 3 - 7, 9 & 10, 13 - 16
18	Exhibit 21 PPIC blog post, dated 10/8/2025, How Would the Prop 50 Redistricting Plan Affect Racial and Geographic Representation?	222	18	Page 143, lines 3 - 5
19			19	Page 147, lines 1 - 4, 17 - 25
20	Exhibit 22 UCLA, Asian American and Pacific Islander Policy Initiative: August 2025, Special Election November 2025: Redistricting and the Consequences for Asian American Voters.	222	20	Page 153, lines 7 - 9
21			21	Page 155, lines 13 & 14, 18 - 20
22			22	Page 158, lines 16 & 17
23			23	Page 159, line 21
24	Exhibit 23 Redistricting Partners, invoice to DCCC dated 8/15/2025 for \$108,333.33.	228	24	Page 160, line 4
25			25	Page 161, lines 17 & 18
		Page 7		Page 9
1	Exhibit 24 ABC 10 article, "The Next Steps in California Democrats' plan to counter Texas Republicans' redistricting push.	308	1	Page 161, lines 21 - 25 and page 162, line 1
2			2	Page 162, lines 5 & 6, 9 - 10, 13 & 14, 20 - 22
3			3	Page 162, line 25 and page 163, lines 1 - 7
4			4	Page 163, lines 13 - 15, 18 - 24
5			5	Page 167, line 19
6			6	Page 168, line 9, 12 & 13, 16 - 18, 21 - 23
7			7	Page 169, lines 2 & 3, 6 & 7, 19 - 21
8			8	Page 173, lines 5 & 6
9			9	Page 175, lines 10 - 12
10			10	Page 177, lines 4 & 5, 13 & 14, 17 - 20
11			11	Page 178, lines 32 - 25
12	Exhibit 24 ABC 10 article, "The Next Steps in California Democrats' plan to counter Texas Republicans' redistricting push.	308	12	Page 179, lines 3 & 4
13			13	Page 182, lines 22 & 23
14			14	Page 184, lines 7 & 8
15			15	Page 192, line 1, 13 - 16
16			16	Page 194, lines 2 - 4
17			17	Page 196, lines 9 & 10
18			18	Page 209, lines 22 - 24
19			19	Page 210, lines 16 - 20
20			20	Page 220, lines 24 & 25, and page 221, lines 1 & 2
21			21	Page 225, line 5
22			22	Page 226, line 25 and page 227, lines 1 - 3
23			23	Page 227, line 13
24			24	Page 227, line 25 and page 228, line 1
25			25	Page 232, lines 5 & 6, and 12

DAVID TANGIPA vs GAVIN NEWSOM
 Paul H. Mitchell on 12/10/2025

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	Page 10	Page 12
1	Page 236, lines 7 -	1 state whom you represent?
2	Page 242, lines 19 - 21	2 MS. HAMILL: Julie Hamill, the United States
3	Page 244, lines 15 - 18	3 of America.
4	Page 248, lines 21 & 22	4 MR. MEUSER: Mark Meuser, Dhillon Law Group on
5	Page 253, lines 1 & 2	5 behalf of the plaintiff.
6	Page 256, lines 9 - 16	6 MR. WOODS: Clinton Woods from the California
7	Page 260, lines 9 & 10	7 Department of Justice on behalf of the State defendants.
8	Page 261, lines 6 & 7	8 MR. GREEN: David Green with the California
9	Page 263, line 25 and page 264, line 1	9 Department of Justice, also on behalf of State entities.
10	Page 264, lines 15 - 25	10 MR. ZARONE: Jake Zarone, Hansen Bridgett, on
11	Page 265, lines 22 - 25	11 behalf of Mr. Mitchell.
12	Page 266, lines 9 - 12, 19 - 21	12 MR. MANOLIUS: Kimon Manolius, the same.
13	Page 269, lines 12 - 15	13 MS. MADDURI: My name is Lali Madduri from
14	Page 270, lines 12 & 13, 23 - 25	14 Elias law group on behalf of the democratic
15	Page 271, lines 17 - 20	15 congressional committee and I will be joined by my
16	Page 274, lines 17 - 24	16 colleague, Christopher Dodge.
17	Page 275, lines 13 - 15	17 MR. deNEVERS: Orion deNevers, Arnold and
18	Page 276, lines 2 - 7	18 Porter, on behalf of the LULAC defendants.
19	Page 281, lines 8 - 9	19 MS. FERNANDEZ-GOLD: Sofiya Fernandez-Gold,
20	Page 282, lines 9 & 10	20 Democracy Defenders, on behalf of defendant intervenor
21	Page 285, lines 22 - 25 and page 286, lines 1 - 3	21 LULAC.
22	Page 286, lines 6 - 15	22 MR. OSETE: Jesus Osete for the plaintiff
23	Page 288, lines 19 - 22	23 intervenor United States of America.
24	Page 294, lines 14 & 15	24 MR. RIVERA: Thomas Rivera on behalf of
25	Page 295 lines 10 & 11, 18 & 19 and 296, 14-17	25 defendant intervenor LULAC.
	Page 11	Page 13
1	BE IT REMEMBERED, that on Wednesday, the 10th	1 MR. COLOMBO: Michael Colombo on behalf of
2	day of December, 2025, commencing at the hour of 10:08	2 plaintiffs.
3	a.m. thereof, at Hansen Bridgett, LLP, 500 Capitol Mall,	3 THE WITNESS: They keep popping out, there's
4	Suite 1500, Sacramento, California, before me, Linda J.	4 more and more.
5	Hart, a Certified Shorthand Reporter, in and for the	5 MR. AULISI: Dominic Aulisi on behalf of the
6	County of Sacramento, State of California, there	6 plaintiffs.
7	personally appeared	7 THE VIDEOGRAPHER: Would the reporter please
8	PAUL H. MITCHELL,	8 swear in the witness?
9	called, as a witness, by the Plaintiffs, who, being by	9 THE REPORTER: Good day. My name is Linda
10	me first duly sworn, was thereupon examined and	10 Hart, Certified Shorthand Reporter No. 4357, from L.J.
11	interrogated as hereinafter set forth:	11 Hart & Associates.
12	THE VIDEOGRAPHER: Good morning. Here begins	12 Can I ask you to raise your right hand,
13	media number one of the deposition of Paul Mitchell,	13 please?
14	Volume 1 in the matter of David Tangpia, et al. versus	14 Do you solemnly swear to tell the truth, the
15	Gavin Newsom, et al., versus -- scratch verse.	15 whole truth, and nothing but the truth in this matter
16	This case is in the United States District	16 now pending?
17	Court for the Central District of California and the	17 THE WITNESS: Yes.
18	case number is 2:25-cv-10616-JLS-WLH-KKL.	18 THE REPORTER: Go ahead.
19	Today's date is December 10th, 2025 and the	19 MS. HAMILL: Thank you.
20	time is 10:08 a.m.	20 EXAMINATION
21	This deposition is taking place at Hansen	21 By: JULIE HAMILL, Attorney at Law, counsel on behalf of
22	Bridgett, LLP, 500 Capitol Mall, Suite 1500, Sacramento,	22 the Plaintiffs:
23	California. The videographer is Nicholas Coulter	23 MR. MANOLIUS: Do you want them up on the
24	appearing on behalf of Array Legal Services.	24 screen or --
25	Would counsel please identify yourselves and	25 MR. MEUSER: If we could, less delaying right

DAVID TANGIPA vs GAVIN NEWSOM
 Paul H. Mitchell on 12/10/2025

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	Page 14		Page 16
1	now.	1	refresher?
2	MS. HAMILL: Is it okay to proceed while we're	2	A Please.
3	working that out.	3	Q I'm sure your counsel explained to you how
4	MR. MANOLIUS: Yeah, of course. I had sent	4	this is going to go, we're not in a courtroom but you're
5	you the number I think --	5	under oath so everything you say here is under penalty
6	MS. HAMILL: Judge.	6	of perjury. We're going to try to talk slow or speak
7	MR. MEUSER: Well, I sent you the Zoom that	7	slowly so that the court reporter can get down
8	they are working off of.	8	everything that is said.
9	MR. MANOLIUS: Okay.	9	(Zoom interruption.)
10	MR. MEUSER: So what you have got there is	10	Let's try not to talk over each other and then
11	your Zoom and what they, you know, what he's working off	11	when you answer my questions, please use words like
12	is the official Zoom so --	12	"yes" or "no" instead of sounds like uh-huh, huh-uh, or
13	MR. MANOLIUS: Do you have the other Zoom	13	a nod or a shake of the head.
14	number?	14	Does that make sense?
15	THE WITNESS: Looks like she's doing	15	A Yes.
16	something.	16	Q Perfect. Okay. I'm going to ask you
17	MS. HAMILL: If it's okay I'd like to begin.	17	questions. Your attorney is going to object. I also
18	A Go for it.	18	understand that your attorney intends to instruct you
19	Q Okay. Thank you for being here today?	19	not to answer on the grounds of privilege for certain
20	A Of course.	20	questions unless your attorney instructs you not to
21	Q You're obviously very popular, Mr. Mitchell?	21	answer, you must answer my questions.
22	A I can't confirm or deny that.	22	A (Witness nodding head.)
23	Q Have you had your deposition taken	23	Q Okay. Is there any reason why you can't give
24	before?	24	your best testimony today?
25	A Once.	25	A No. I do have a little bit of a cold but that
	Page 15		Page 17
1	Q When was that?	1	shouldn't impair me, I have some cough drops.
2	A I can't -- I don't know the exact year.	2	Q Are you taking any medication that would
3	Q 10, 20 years ago?	3	impede your ability to recall events?
4	MR. MANOLIUS: If you know.	4	A No.
5	A Ten-ish.	5	Q And as the map drawer in this case, I suspect
6	MS. HAMILL: Okay. And what was the case	6	the Judicial Panel is going to have questions for you
7	about?	7	next week at the preliminary injunction hearing.
8	A The case was about a CVRA case in Santa	8	Are you willing to come down to Los Angeles
9	Clarita somewhere.	9	next week to testify at the preliminary injunction
10	Q Do you remember the case name?	10	hearing in this case?
11	A No.	11	A I haven't made a decision.
12	Q Santa Clarita California Voting Rights Act	12	MR. MANOLIUS: Yeah, objection. He's not under
13	case?	13	subpoena, so he doesn't need to answer that now for that
14	A Yeah, it was maybe a community college	14	proceeding.
15	district or something like that.	15	MR. WOODS: I'd also object that it calls for
16	Q Were you an expert witness?	16	a legal conclusion.
17	A No, why you.	17	MS. HAMILL Q: I was just asking if you would
18	Q Were you a percipient witness?	18	be willing to come down to testify during the
19	A I don't know the terminology.	19	preliminary injunction hearing next week in this case?
20	Q Did you draw maps in that case?	20	MR. MANOLIUS: Same objections. All of them.
21	A I did an analysis jurisdiction.	21	MR. WOODS: Same.
22	Q Okay. Who did you do the analysis for?	22	THE WITNESS: (Shrugging shoulders.)
23	A I don't recall the exact client.	23	MS. HAMILL: Is that a yes or a no?
24	Q So you had your deposition taken before	24	A I am not willing to commit to anything.
25	probably a long time ago, you probably need a little	25	Q Unwilling to commit to anything?

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<p style="text-align: right;">Page 18</p> <p>1 A Thank you.</p> <p>2 Q And are you available next Monday?</p> <p>3 MR. MANOLIUS: Objection, vague. For what?</p> <p>4 THE WITNESS: I don't know.</p> <p>5 MS. HAMILL Q: Do you have any travel or work 6 obligations scheduled for next Monday?</p> <p>7 A I don't know.</p> <p>8 MR. MANOLIUS: Objection. Relevance.</p> <p>9 MS. HAMILL: And would you be available for 10 remote video testimony if not available to travel to Los 11 Angeles next week?</p> <p>12 MR. MANOLIUS: Same objections.</p> <p>13 MR. WOODS: Join.</p> <p>14 MS. HAMILL: Yes or no?</p> <p>15 A I don't know.</p> <p>16 Q You don't know? And you live in Sacramento, 17 which is more than 100 miles away from Los Angeles; is 18 that correct?</p> <p>19 A Yes.</p> <p>20 Q When did you first learn about this case?</p> <p>21 MR. MANOLIUS: Objection. As to what?</p> <p>22 A Could you clarify?</p> <p>23 MS. HAMILL: Do you know why we're here today.</p> <p>24 A Yes. You mean the lawsuit. I first learned 25 about the lawsuit when, I don't know, I don't know the</p>	<p style="text-align: right;">Page 20</p> <p>1 you understand what I'm referring to?</p> <p>2 A Yes.</p> <p>3 Q What is your understanding of that?</p> <p>4 A It is the map that was approved by voters on 5 the ballot on the November election.</p> <p>6 Q Okay.</p> <p>7 (Whereupon Plaintiff's Exhibit 1 8 was marked for identification.)</p> <p>9 MS. HAMILL: Okay. I am marking as Exhibit 1 10 the subpoena to Paul Mitchell to testify at a deposition 11 in a civil action. This was dated for a December 5th 12 appearance and it was issued on November 26th. And all 13 the counsel on the line received a copy of this via an 14 e-mail. Have you seen this document before? Your 15 counsel --</p> <p>16 A This looks like a document I received.</p> <p>17 Q And when did you receive it?</p> <p>18 A I don't recall the exact date I received it. 19 It was on two different dates.</p> <p>20 Q You received a subpoena on two different 21 dates?</p> <p>22 A Yes.</p> <p>23 Q When? Do you know what dates?</p> <p>24 A Maybe twice on Monday, two different servings.</p> <p>25 Q I am going to mark as Exhibit 2 the proof of</p>
<p style="text-align: right;">Page 19</p> <p>1 exact date, whenever it first popped up.</p> <p>2 Q Was it before you received your subpoena?</p> <p>3 A Yes.</p> <p>4 Q How long before your subpoena?</p> <p>5 A I don't recall.</p> <p>6 Q Did you learn about it the day that it was 7 filed?</p> <p>8 MR. MANOLIUS: Objection, calls for 9 speculation.</p> <p>10 A I don't have that information.</p> <p>11 Q So I don't want you to guess or speculate but 12 I am entitled to your best estimate?</p> <p>13 A My best estimate is that I would have known 14 when it was publicized in the news, but I wouldn't have 15 had knowledge about it before then.</p> <p>16 Q So you've known about it since November?</p> <p>17 MR. MANOLIUS: Objection, calls for 18 speculation. He's already said he doesn't know.</p> <p>19 A I don't recall the exact date. I wouldn't 20 know. I mean, if that's when the case was -- you 21 apparently know the date that it was filed so whenever 22 the date it was filed or whenever it was publicized in 23 the news, I'm up-to-date in the news so whenever it was 24 filed in the news is when I would have known about it.</p> <p>25 Q And so when I say the phrase Prop 50 map do</p>	<p style="text-align: right;">Page 21</p> <p>1 service of subpoena. (Whereupon Plaintiff's Exhibit 2 3 was marked for identification.)</p> <p>4 THE WITNESS: No, not 5-foot-7 inches. I 5 object to being five foot seven inches in this 6 declaration.</p> <p>7 MR. WOODS: Object to that.</p> <p>8 MS. HAMILL: And how tall --</p> <p>9 A 180 pounds. Mark, you can be bad.</p> <p>10 MR. MEUSER: I didn't do that. I didn't do 11 that.</p> <p>12 MS. HAMILL Q: And how tall are you 13 Mr. Mitchell?</p> <p>14 A 5'10".</p> <p>15 Q And do you live at 545 Wilhagen Drive?</p> <p>16 A Yes.</p> <p>17 Q Have you seen this document before?</p> <p>18 A No.</p> <p>19 Q We'll mark as Exhibit 3 subpoena to testify at 20 a deposition in a civil action, and this is with a date 21 of December 10th, 2025, which is today's date.</p> <p>22 (Whereupon Plaintiff's Exhibit 3 23 was marked for identification.)</p> <p>24 MR. WOODS: Sorry, counsel. Shouldn't he be 25 referring to the exhibits that you're marking rather</p>

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<p>1 than the counsel copy? 2 MS. HAMILL: Sure. 3 MR. WOODS: That's just -- 4 MS. HAMILL: If that's how you want to play. 5 Q Have you seen this document before, 6 Mr. Mitchell? 7 A Yes, I believe so. 8 Q And is this the document that reflects the 9 meeting location and the time of the deposition today? 10 A Yes, it does look like that. 11 Q Okay. And can you look down to the second 12 check mark on this document is for production. Have you 13 seen this before? 14 MR. MANOLIUS: The check mark. 15 MS. HAMILL Q: The section of the document 16 that says "production" and the text that follows. 17 A I've seen something that looks like this, yes. 18 Q Okay. So it says your files, including 19 without limitation all correspondence, memoranda, 20 analysis, reports, tables, figures, charts, invoices, 21 slide decks, talking points, electronic maps and data 22 files and other documents relating to your conception 23 drafting revision analysis or presentation of the 24 California congressional map placed on the November 2025 25 ballot as Proposition 50.</p>	<p>Page 22</p> <p>1 Q And Liz Stitt serves as chief administrative 2 officer and senior line drawer with Redistricting 3 Partners? 4 A No. 5 MR. MANOLIUS: Objection, vague as to time. 6 You can answer. 7 THE WITNESS: She is in England right now so 8 she left our, she left as an employee in sometime in the 9 summer. I don't know exactly when. 10 MS. HAMILL: And she does contract work for 11 you; correct? 12 A No. Right now she's working in England so she 13 doesn't have an employment contract with us of any kind. 14 Q Have you worked with Miss Stitt at all on the 15 Proposition 50 maps? 16 MR. MANOLIUS: Objection, legislative 17 privilege. You don't have to answer. Don't answer. 18 MS. HAMILL Q: So you're asserting a 19 legislative privilege to the question of whether Liz 20 Stitt worked with you at all on Proposition 50 maps. 21 MR. MANOLIUS: She is not on -- actually, let 22 me correct that. 23 You can certainly ask if she was in 24 communication with Mr. Mitchell regarding this project. 25 I believe the answer is no, but you can ask that</p> <p>Page 24</p>
<p>1 Have you seen that before? 2 A Yes. 3 Q And did you endeavor to find the documents 4 requested in this subpoena? 5 MR. MANOLIUS: Objection, attorney-client 6 privilege. Don't answer the question. 7 MS. HAMILL: So you won't tell me if you 8 looked for the documents. 9 MR. MANOLIUS: I am telling you that we have, 10 his counsel has been engaged in a search for documents. 11 MS. HAMILL: Thank you. 12 MR. MANOLIUS: I also note that we issued an 13 objection very late last evening or late after the 14 midnight with regard to that. 15 THE REPORTER: When you mark the exhibits 16 don't cover up any writing with the sticker. 17 MS. HAMILL Q: So you were the owner of 18 Redistricting Partners, LLC; correct? 19 A Yes. 20 Q And you're also the agent for service? 21 A I don't know what that term is. 22 Q And Redistricting Partners principal address 23 is your home; correct? 24 A It's either my home or my accountant's office. 25 I don't know which one.</p>	<p>Page 23</p> <p>1 question and he'll answer. 2 THE WITNESS: Yes. Sorry. Yes, she was. 3 MS. HAMILL Q: So Liz Stitt was in 4 communication with you regarding this project? 5 A Yes. 6 Q Which means the Proposition 50 maps? 7 A Yes. 8 Q Are there any other members of the 9 Redistricting Partners team? 10 MR. MANOLIUS: Of any kind? 11 MS. HAMILL: Let's say from July 2025 to the 12 present. 13 MR. MANOLIUS: Okay. 14 THE WITNESS: Can I ask you a clarification. 15 MS. HAMILL: Yes, you may. 16 A Okay. So the fact is Liz -- Redistricting 17 Partners has no employees. Liz Stitt was the last 18 employee so when you say Redistricting Partners' team 19 can you clarify what you mean by that? 20 Q Have you heard of Evan McLaughlin? 21 A Yes. 22 Q And Joe Armenta? 23 A Yes. 24 Q And Jacob Thomas Fisher? 25 A Thompson.</p> <p>Page 25</p>

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1	Q Thompson-Fisher?	1 agreement a passive you're the one doing it.
2	A Yes.	2 Q Did anyone in the Legislature ask you to draw
3	Q Stacey Reardon?	3 the Proposition 50 maps?
4	A Yes.	4 MR. MANOLIUS: Objection, calls for
5	Q And those people worked with you to help you	5 information that's protected under the legislative
6	draw maps?	6 privilege. Don't answer.
7	MR. MANOLIUS: Objection, compound. You can	7 MS. HAMILL Q: Can you please explain to me on
8	answer.	8 what grounds Mr. Mitchell is invoking this privilege?
9	MR. WOODS: Vague.	9 He is not a member of the Legislature so I am very
10	THE WITNESS: Do you want to split out the	10 confused as to how this applies to his work.
11	people a little bit? The first three do but Stacey	11 MR. MANOLIUS: I've read the cases so no, I am
12	Reardon didn't help draw any maps.	12 not going to explain it here or we've made our
13	MS. HAMILL Q: And did you direct their work?	13 objection.
14	A Yes.	14 MS. HAMILL: There's -- we are entitled to a
15	Q So is it fair to say that you drew the Prop 50	15 factual explanation of how this privilege would even
16	maps?	16 remotely apply to this work. We don't have any
17	MR. MANOLIUS: Objection, calls for	17 understanding that Mr. Mitchell was working for the
18	information that's privileged under legislative	18 Legislature, is a legislator or would be in any way
19	privilege. I instruct you not to answer.	19 entitled to invoke this privilege.
20	MS. HAMILL Q: And in asserting that	20 MR. MANOLIUS: We disagree with you. He is --
21	legislative privilege I need to understand the	21 his, his work went to the Legislature and so in that
22	circumstances under which you're asserting it. So were	22 regard the provide earnings of that work and of any
23	you under contract with the California Legislature to	23 comments to him are, their comments are protected under
24	draw the Proposition 50 maps?	24 the Legislature under the legislature.
25	MR. MANOLIUS: Objection, vague as to time.	25 MS. HAMILL: The comments. When did your work
	Page 27	Page 29
1	MS. HAMILL: Ever, at any time.	1 go to the Legislature.
2	A No.	2 MR. MANOLIUS: Objection, vague. If you know.
3	MS. HAMILL Q: Were you under contract with	3 THE WITNESS: I think that there's different
4	any particular legislator to draw the Proposition 50	4 ways to characterize the process of going to the
5	maps?	5 Legislature, either the public, there was at some date I
6	MR. MANOLIUS: Objection, vague as to under	6 don't recall exactly the date the DCCC submitted the
7	contract. You mean in a paid capacity, is that what	7 through the portal and official capacity was sent to the
8	you're asking?	8 Legislature at that point. If there's further questions
9	MS. HAMILL: Under any contract, paid or	9 aside from that.
10	unpaid.	10 MS. HAMILL: So -- your counsel sent an e-mail
11	MR. WOODS: Objection, calls for a legal	11 about one o'clock this morning asserting that you will
12	conclusion. You can answer if you can.	12 not testify about your work on the maps starting
13	MR. MANOLIUS: And vague.	13 July 2nd. And so I'm trying to understand the
14	A I don't know what an unpaid contract means, so	14 significance of this date if you submitted the maps to
15	if you're saying was I -- I was not paid by anybody in	15 the Legislature the DCCC submitted the maps to the
16	the legislature to draw the map.	16 Legislature August 15th.
17	MS. HAMILL Q: Did you have an agreement with	17 MR. MANOLIUS: Okay. Oh objection, lacks
18	someone in the legislature to draw the Proposition 50	18 foundation, but you can certainly talk about July 2nd.
19	maps?	19 A That was a meeting with the chief of staff and
20	MR. MANOLIUS: Objection, vague as to the term	20 the speaker on a bike path.
21	agreement.	21 MS. HAMILL Q: Did you catch that?
22	A If you can define that.	22 A It was a meeting with the chief of staff and
23	MS. HAMILL Q: You want me to define	23 the speaker.
24	agreement?	24 Q You're a fast talker.
25	A Well, I mean, is agreement a direction or is	25 A So sorry.

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1	Q It's okay for me.	1	A Team being an abstract term of like all the
2	A Yeah. Yeah.	2	former employees of Redistricting Partners that might
3	Q But we need to slow it down so that the court	3	come together to help draw this whether they were paid
4	reporter can make a clear record.	4	or not?
5	A Yeah.	5	Q Yes?
6	Q So you on July 2nd you had a meeting with the	6	A Daniel Lopez. I'm not trying to play hide the
7	chief of staff of the speaker, is it Rivas?	7	ball on anything, but I can't recall other names but
8	A Rivas is chief of staff.	8	there might have been somebody else that kind of the
9	Q Rivas is chief of staff on July 2nd. And you	9	extended team that had some input at some point. Those
10	didn't enter into a contract?	10	are the ones that come to mind. If the another one
11	MR. WOODS: Objection, calls for a legal	11	comes to mind I can tell you later so --
12	conclusion.	12	Q And can you walk me through the process of
13	MR. MANOLIUS: And also vague as to time.	13	drawings the Proposition 50 maps?
14	MS. HAMILL Q: You didn't enter into an	14	MR. MANOLIUS: Objection, calls for information
15	agreement.	15	that's protected under the Legislative privilege. I
16	MR. MANOLIUS: Same thing.	16	instruct you not to answer.
17	MR. WOODS: Same objections.	17	MS. HAMILL Q: What factors did you consider
18	MS. HAMILL: And we're pretending that we	18	while you were drawing the Proposition 50 maps.
19	don't know what "agreement" means.	19	MR. MANOLIUS: Same objections. Don't answer.
20	A I don't know if agreement means understanding	20	MS. HAMILL Q: What was your methodology that
21	or agreement means a service that I'm required or	21	you used to draw the Proposition 50 maps?
22	obligated to perform.	22	MR. MANOLIUS: Same objection, don't answer the
23	MS. HAMILL: How about an understanding.	23	question.
24	A Yes, an understanding.	24	MS. HAMILL Q: What redistricting platform do
25	Q An understanding on July 2nd that you would be	25	you use?
	Page 31		Page 33
1	Q undertaking to draw the Prop 50 maps?	1	MR. MANOLIUS: Objection, vague as to time.
2	MR. MANOLIUS: Objection, misstates his	2	MS. HAMILL: At any time.
3	testimony. You can answer.	3	MR. MANOLIUS: Is that like a -- you mean like
4	A Misstates that I would draw maps.	4	computer program? I am just not very techie.
5	MS. HAMILL: That you would draw maps.	5	MS. HAMILL: I'll ask the witness. Do you
6	A (Witness nodding head.)	6	understand what I mean when I say --
7	Q What kind of maps?	7	A (Witness nodding head.) Yes, I understand.
8	A Statewide congressional maps.	8	MS. MANOLIUS: I am sorry.
9	Q And so that understanding was reached on	9	MS. HAMILL: There's no instruction not to
10	July 2nd?	10	answer.
11	A (Witness nodding head.)	11	MR. MANOLIUS: You can answer.
12	Q Is that correct?	12	THE WITNESS: There are multiple programs we
13	A Yes.	13	use, one the primary programs we use is kind of an in
14	Q Report report your answer?	14	house program, I almost couldn't really define it, but
15	MS. HAMILL Q: So you listed a number of	15	Maptitude is one of the other programs that we use,
16	people earlier. You listed Eric McLaughlin, Joe	16	QGIS. We have at times had employees use State
17	Armenta, Jacob Thompson-Fisher.	17	redistricting maps just because it's easy and accessible
18	Was there anyone else involved in drawing the	18	to experiment with something, and then of course normal
19	maps?	19	programs; Excel, Access, database programs, Tableau.
20	MR. MANOLIUS: Objection, lacks foundation and	20	Q Do you have a favorite program?
21	calls for speculation. You mean at Redistricting	21	MR. MANOLIUS: Objection. Vague as to reason,
22	Partners or anywhere else.	22	but --
23	MS. HAMILL Q: With respect to your work on	23	A It depends on the use. My favorite program is
24	the proposition 50 maps, was there anyone else involved	24	probably our internal program that allows us to produce
25	on your team?	25	maps quickly.

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1 MS. HAMILL Q: Is that something that is 2 proprietary to you something that you created. 3 A Absolutely, created from scratch. 4 Q Is it similar to a Maptitude or a -- to a 5 state redistricting map? 6 MR. MANOLIUS: Objection, vague. Go ahead. 7 A It -- if you have seen Redistricting Partners 8 map they have a certain look to them. They all look the 9 same, it's the program that does that, it's the program 10 that makes the maps from a shape file. 11 Q Okay. Does it have a name? 12 A Syzygy. 13 Q Syzygy. Sorry. How do you spell that? 14 A SYGYZY; is that correct. 15 Q Is sounds a little like KIWSI, you know it if 16 you see it? 17 A No, there you go. No. Syzygy is some obscure 18 word that Jacob Thompson-Fisher liked and so that's what 19 he calls it. 20 Q So what data was available to you while you 21 were drawing the Proposition 50 map? 22 MR. MANOLIUS: Same objection, don't answer the 23 question. 24 MS. HAMILL: And just to clarify you're 25 objecting on the grounds of legislative privilege.	1 THE REPORTER: Yes? 2 THE WITNESS: Yes, it is. Sorry. 3 MS. HAMILL: Thank you. 4 THE WITNESS: And I'm sure there are other 5 sources, like there's -- forget the name. There's a 6 national redistricting data site that use public, other 7 public sources of data. 8 MS. HAMILL: And in California, do you produce 9 the political data or do buy it? 10 MR. MANOLIUS: Objection, vague as to time and 11 under what circumstance. You can answer. 12 THE WITNESS: When I use Political Data the 13 two main sources would be the statewide database and the 14 other source would be PDI. 15 Q And the statewide data base is free; correct? 16 A Yes. 17 Q Do you use consumer data? 18 MR. MANOLIUS: Objection, vague, as a general 19 matter. 20 A No, I have never used consumer data in any 21 redistricting project that I recall. 22 MS. HAMILL Q: Does any of the data that you 23 use have racial assumptions built in. 24 MR. MANOLIUS: Objection, vague as to when and 25 under what circumstances and what project.
Page 35	Page 37
1 MR. MANOLIUS: Yes, I am sorry. Legislative 2 privilege. 3 MS. HAMILL Q: And what inputs go into the 4 data that you use or went into the data that you used to 5 draw the Proposition 50 maps. 6 MR. MANOLIUS: Same objection. I instruct you 7 not to answer. 8 MS. HAMILL Q: Where do you get your data when 9 you're drawing maps. 10 MR. MANOLIUS: Objection, vague as to what maps 11 when. 12 MS. HAMILL: There's no instruction. 13 A Oh. 14 MR. MANOLIUS: As a general manner. 15 A It depends on the client. 16 In California the law requires you to use the 17 statewide database. In other states we use just raw 18 census. And then if we were looking at other data for 19 other purposes there's other sources. 20 I am vice president of a company called 21 Political Data so we don't really use that data much at 22 all but if we were, we would use that for my other 23 company. 24 Q Is that PDI? 25 A Uh-huh.	1 THE WITNESS: Could you clarify racial 2 assumptions, what you mean by that? 3 MS. HAMILL: Does it have a meaning to you 4 when I say racial assumptions? 5 A That seems overly broad potentially. The data 6 that I use includes data on race, if that's what you're 7 asking. 8 Q Okay. And what does that look like? 9 MR. MANOLIUS: Again, vague as to time and 10 project. 11 A Generally, census data is in two parts. You 12 have geography and you have data, meaning the counts, 13 and so the data would look like numbers assigned to 14 geographies and then when those two are put together you 15 can use that in redistricting. 16 Q And so do you work with CVAP for certain 17 racial groups and then put that into geography, 18 generally? 19 MR. MANOLIUS: Objection, vague as to time and 20 project. If -- I guess at any time. 21 A In general, we use the CVAP data that's 22 adjusted by the statewide database that's considered an 23 adjusted data set and that's updated most recent data 24 set we would be using at any time. 25 Q And you adjust it is to eliminate the prison

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<p>1 population; is that right?</p> <p>2 A The prison population reallocation. It</p> <p>3 doesn't eliminate the prison population, it just moves</p> <p>4 them in the different sense of smart groups.</p> <p>5 Q Oh, it does?</p> <p>6 A Yeah. So, like, if some place has 120 people</p> <p>7 but the prison population says four people were living</p> <p>8 there when they were arrested, it now has 120 more</p> <p>9 people.</p> <p>10 Q Oh, interesting.</p> <p>11 A Yeah, that's a redistricting.</p> <p>12 Q Do you ever decide the election results from</p> <p>13 precincts and match them to census blocks?</p> <p>14 MR. MANOLIUS: Objection. Vague. I don't</p> <p>15 understand the question.</p> <p>16 MR. WOODS: Joine.</p> <p>17 A Basically, I can talk? Yes.</p> <p>18 MS. HAMILL Q: How do you do that?</p> <p>19 A It's technical, but generally what you do is</p> <p>20 you take a precinct and you disaggregate that precinct</p> <p>21 data down to the census blocks based on a weighting.</p> <p>22 Oftentimes the weighting is how many people</p> <p>23 are in those census blocks or how much -- what the CVAP</p> <p>24 total population is in that census block or what the</p> <p>25 total voter count is.</p>	<p>Page 38</p> <p>1 things like that, there were irregularities, that's the</p> <p>2 only kind of thing. Generally we just go with the total</p> <p>3 vote layer, as long as it's there, with the exception of</p> <p>4 one very strange old election result there's, it's</p> <p>5 always been fine. We don't worry. The vote by mail</p> <p>6 doesn't impact it.</p> <p>7 Q So we received some documents from the DCCC</p> <p>8 in the case. Are you familiar with the DCCC?</p> <p>9 A Yes.</p> <p>10 Q And in these documents they shared some</p> <p>11 communications between you and people with the DCCC.</p> <p>12 Have you seen those documents?</p> <p>13 A No.</p> <p>14 Q Have you been in contact with the lawyers for</p> <p>15 the DCCC?</p> <p>16 A Not that I'm aware of.</p> <p>17 Q And so in these communications they represent</p> <p>18 that the DCCC liked the Proposition 50 map that you drew</p> <p>19 and so I'm wondering, was there a request for proposals</p> <p>20 himself from the DCCC for the Proposition 50 map?</p> <p>21 MR. MANOLIUS: Objection. Lacks foundation.</p> <p>22 MR. WOODS: Join.</p> <p>23 MR. MANOLIUS: Vague as to time. And I am not</p> <p>24 sure what you mean by like it, but you can answer.</p> <p>25 A Could you repeat the question?</p>
<p>1 (Reporter clarification.)</p> <p>2 In that census block. So if we had a hundred</p> <p>3 votes cast and we needed to assign it to five census</p> <p>4 blocks and every census block had 20 people then we</p> <p>5 would assign it like that.</p> <p>6 If every census block had one-fifth of the</p> <p>7 population we would assign it like that.</p> <p>8 However, if one census block had a half of the</p> <p>9 population, one census block had a third of the</p> <p>10 population, the next census block had a sixth of the</p> <p>11 population and the other two were blank, we would then</p> <p>12 not assign votes to this blank census blocks, we would</p> <p>13 assign the votes to the populated census blocks at the</p> <p>14 appropriate ratio of the weighted field. So that is a</p> <p>15 technical answer.</p> <p>16 Q Does vote by mail impact your data in any way?</p> <p>17 MR. WOODS: Objection. Ambiguous.</p> <p>18 MR. MANOLIUS: Objection, vague as to time and</p> <p>19 project.</p> <p>20 A One critical way that vote by mail can impact</p> <p>21 is that when counties report both by mail data in</p> <p>22 election results separately from the total votes cast in</p> <p>23 one area, there was an election maybe going black like</p> <p>24 2008 where some counties didn't report like there wasn't</p> <p>25 the total vote but there was the vote by mail vote,</p>	<p>Page 39</p> <p>1 Q Was there a request for proposals?</p> <p>2 A No.</p> <p>3 Q There was no request for proposals from the</p> <p>4 DCCC for a Prop 50 map?</p> <p>5 A No. And a suggestion would be that we didn't</p> <p>6 know what Prop 50 was when we were drawing the maps, so</p> <p>7 you might --</p> <p>8 MS. HAMILL: Okay. That's a good</p> <p>9 clarification to make because early when I said when I</p> <p>10 was trying to sort of establish what we're going to be</p> <p>11 discussing, when I talk about the Proposition 50 map I'm</p> <p>12 also talking about the maps that you drew to get there</p> <p>13 because nobody knew it was called Prop 50 until it</p> <p>14 actually got to the ballot; right?</p> <p>15 MR. MANOLIUS: Objection, calls for</p> <p>16 speculation, lacks foundation. You can answer.</p> <p>17 A Further, we didn't know we were doing a ballot</p> <p>18 measure necessarily.</p> <p>19 Q Okay.</p> <p>20 A Or even doing a map that would be real</p> <p>21 necessarily.</p> <p>22 Q Because it started off as a bluff; correct?</p> <p>23 A (Witness nodding head.)</p> <p>24 MR. MANOLIUS: Objection, calls for</p> <p>25 information that is protected by the legislative</p>

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1 privilege. Don't answer the question. 2 MS. HAMILL Q: Okay. So let me rephrase. Was 3 there a request for proposals from the DCCC to draw a 4 new congressional map for California in the summer of 5 2025? 6 MR. MANOLIUS: To Mr. Mitchell? 7 MS. HAMILL: No, just a request for proposals 8 issued that you were aware. 9 MR. MANOLIUS: Oh. 10 A I am not aware of that at all. 11 MS. HAMILL: Was there a request for proposals 12 from the State of California to draw a new congressional 13 map for the State of California in the summer of 2025? 14 MR. MANOLIUS: To the extent communications 15 were with the Legislature and then we will assert the 16 legislative privilege, don't answer the question. If 17 there's somebody else made a request of you you can 18 answer. 19 THE WITNESS: Nobody made a request to me in 20 an official capacity in a way like a request for 21 proposal. Sorry to go fast. Nobody -- let me revise 22 that. I never saw a request for proposal to draw maps 23 from any entity. 24 MS. HAMILL Q: How did you end up in 25 communication with the DCCC regarding this map that	1 MR. MANOLIUS: Okay. 2 THE WITNESS: So interrogatory number one the 3 words here that means that's what they were asked. 4 MR. MANOLIUS: The way it works is a question 5 and a response. 6 A The response. All right. 7 MR. MANOLIUS: And we are stopping at the 8 bottom of the page. 9 MS. HAMILL: Yes. 10 MR. MANOLIUS: Because the response continues, 11 it says line 16 on page 2. 12 MS. HAMILL: And if you'd prefer to review the 13 entire response to interrogatory number one, that 14 continues on the next page, feel free to do that. 15 A Okay. 16 MR. MANOLIUS: We'll just start with the first 17 part. 18 A Okay. I stopped at the bottom of one. 19 MS. HAMILL: Okay. And so if you look at page 20 one, line 19, the sentence that begins in the middle of 21 line 19 says, the DCCC reviewed an initial draft of the 22 map for the first time on August 3rd, 2025, and called 23 it the draft map. And then it says DCCC liked the draft 24 map. Do you see that? 25 A Yes.
1 became the Prop 50 map? 2 MR. MANOLIUS: Objection, lacks foundation, 3 calls for speculation and vague as to time. Go ahead. 4 A Could you repeat the question, please. 5 MS. HAMILL: Would you mind repeating it for 6 me? 7 (Whereupon the record was read as 8 follows: "Question: ") 9 MR. WOODS: Objection, lacks foundation. 10 MR. MANOLIUS: I renew my objection. 11 A My answer is I don't recall. 12 THE REPORTER: Your answer. 13 A I don't recall. 14 MS. HAMILL: 15 (Whereupon Plaintiff's Exhibit 4 16 was marked for identification.) 17 MS. HAMILL: I am marking for identification 18 as Exhibit 4 the DCCC response to plaintiff's first set 19 of interrogatories. Have you seen this document before. 20 A No. 21 Q I want to direct your attention to page one 22 and take a minute to review it. 23 A Okay. 24 MR. MANOLIUS: The whole page. 25 MS. HAMILL: Yes.	Page 43
1 Q Does that refresh your recollection about how 2 you first got in touch with the DCCC regarding the map? 3 MR. MANOLIUS: Objection. Vague as to time, 4 lacks foundation. You can answer what you know. 5 THE WITNESS: No, it doesn't refresh my 6 memory, because the question here is about when they 7 first saw the map. 8 MS. HAMILL Q: Did you provide a copy of the 9 map to the DCCC on August 3rd. 10 A I have no reason to disbelieve what they have 11 written, but I don't recall. 12 Q Can you please turn to the next page? 13 A (Witness complied.) 14 Q And review the second part of the DCCC 15 response to interrogatory number one. 16 A The first paragraph. 17 MR. MANOLIUS: Through line 16. 18 MS. HAMILL: Correct. Thank you. 19 A Okay. 20 Q Yes. 21 Q Okay. So according to DCCC in these 22 interrogatory responses, they looked at a draft map that 23 you drew on August 3rd and then they recommended some 24 changes to it, and then August 14th is when your revised 25 map was submitted to the State Legislature. Does that	Page 45

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<p>1 reflect your recollection of how this all transpired?</p> <p>2 MR. MANOLIUS: Objection, compound objection,</p> <p>3 to the extent you're misstating the document.</p> <p>4 And let me add objection, lacks foundation,</p> <p>5 calls for speculation.</p> <p>6 MS. MADDURI: Join. Yes. This is Lali</p> <p>7 Madduri. I represent the DCCC.</p> <p>8 THE REPORTER: Thank you.</p> <p>9 MS. HAMILL: Is there --</p> <p>10 MR. MANOLIUS: Can you read the question back?</p> <p>11 I am sorry. I lost track.</p> <p>12 (Whereupon the record was read as</p> <p>13 follows: "Question: ")</p> <p>14 MR. MANOLIUS: Objection. Lacks foundation,</p> <p>15 calls for speculation and as to the substance of the any</p> <p>16 changes, I instruct you not to answer under legislative</p> <p>17 privilege.</p> <p>18 A I think you misstated your question. You</p> <p>19 meant August 15th. You said August 14th, for the map</p> <p>20 being submitted to the Legislature.</p> <p>21 MS. HAMILL: Oh, thank you. You're right. So</p> <p>22 what happened?</p> <p>23 A To that, to that August 15th, I am aware of</p> <p>24 that date, to the rest of the dates, I'm just trusting</p> <p>25 that the DCCC is correct. I don't recall.</p>	<p>Page 46</p> <p>1 MR. MANOLIUS: Same objections. I instruct you</p> <p>2 not to answer under legislative privilege.</p> <p>3 MS. HAMILL Q: Isn't it true that the changes</p> <p>4 you made after August 3rd and before August 14th were</p> <p>5 designed to preserve a racial quota or a racial target</p> <p>6 in certain districts in the Proposition 50 map?</p> <p>7 MR. MANOLIUS: Same objections. I am going to</p> <p>8 add lacks foundation, calls for speculation and I</p> <p>9 instruct you not to answer under legislative privilege.</p> <p>10 MS. HAMILL Q: Can you walk me through all of</p> <p>11 the changes that you made between the draft map on</p> <p>12 August 3rd and the submitted map on August 14th.</p> <p>13 MR. MANOLIUS: Objection, calls for a narrative</p> <p>14 and also lacks foundation and I instruct you not to</p> <p>15 answer due to legislative privilege.</p> <p>16 MS. HAMILL Q: What people and groups were you</p> <p>17 talking to during this period of time as you were making</p> <p>18 changes to the map after August 3rd?</p> <p>19 MR. MANOLIUS: Objection, lacks foundation.</p> <p>20 You can certainly ask him who he talked to, but not the</p> <p>21 purpose of the communications so with that understanding</p> <p>22 if you talked to anybody about it you can tell counsel</p> <p>23 who. And just for the time period just to make sure,</p> <p>24 okay, August 3rd to 14th.</p> <p>25 MS. HAMILL: Correct.</p>
<p>1 Q Okay thank you?</p> <p>2 A Is that okay?</p> <p>3 Q Do you recall making changes to the map after</p> <p>4 August 3rd of 2025?</p> <p>5 MR. MANOLIUS: Objection, legislative privilege</p> <p>6 and instruct you not to answer.</p> <p>7 MS. HAMILL: And what changes were made to the</p> <p>8 map between August 3rd and August 14th 062025.</p> <p>9 MR. MANOLIUS: Same objections. Don't answer.</p> <p>10 MS. HAMILL Q: Did you bring a copy of your</p> <p>11 August 3rd version of the map with you today.</p> <p>12 A (Witness shaking head.) No.</p> <p>13 Q Did you bring any data files for the</p> <p>14 August 3rd map?</p> <p>15 A No.</p> <p>16 MR. MANOLIUS: And again just to point out our</p> <p>17 objection covered this material.</p> <p>18 MS. HAMILL Q: And what considerations did you</p> <p>19 make when deciding which of the DCCC proposed changes to</p> <p>20 incorporate in the map.</p> <p>21 MR. MANOLIUS: Same objections, I instruct you</p> <p>22 not to answer.</p> <p>23 MS. HAMILL Q: Did you consider race at all in</p> <p>24 reviewing the proposed changes from the DCCC and making</p> <p>25 changes to the map.</p>	<p>Page 47</p> <p>1 MR. MANOLIUS: Sorry. Thank you. And again,</p> <p>2 the two dates, the third through the 14th or 15th.</p> <p>3 A In all honesty, I don't recall for those</p> <p>4 particular dates of exactly who I would have talked the</p> <p>5 during the that time beyond the Redistricting Partners</p> <p>6 staff.</p> <p>7 Q Can you give me your best estimate generally</p> <p>8 within that rough time period of who you were talking to</p> <p>9 when you were making changes to the map?</p> <p>10 MR. MANOLIUS: Again, lacks foundation with</p> <p>11 regard to the making changes to the map as being</p> <p>12 associated with any specific conversation. With that</p> <p>13 understanding and without undermining legislative</p> <p>14 privilege you can answer who you recall talking to</p> <p>15 during that time period, about redistricting.</p> <p>16 A Can I ask my attorney a question. I don't</p> <p>17 know how this works.</p> <p>18 MR. MANOLIUS: No. You can't. I mean I would</p> <p>19 love you to but no, you can't.</p> <p>20 THE WITNESS: I spoke to Redistricting</p> <p>21 Partners staff during this period of time, probably</p> <p>22 spoke to my wife a few times. During this period of</p> <p>23 time, I believe that was when I spoke with Dustin</p> <p>24 Corcoran, a friend of mine, just personal friend. There</p> <p>25 are legislative staff that I spoke with. I don't know</p>

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<p>Page 50</p> <p>1 if I'm allowed to State who those people are. 2 MR. MANOLIUS: You can answer who but not what 3 you talked about. 4 A Okay. Michael Wagaman, Steve Omara. 5 MS. HAMILL: And I am sorry as you're going 6 through this list -- 7 A Yeah. 8 Q -- would you mind sharing with me the 9 legislators who he worked for, the names of the 10 legislator? 11 A Yeah. 12 MR. MANOLIUS: If you know. 13 THE WITNESS: And I apologize if I'm not going 14 to get everybody I'll do my best to answer. 15 MS. HAMILL: Sure. 16 A Steve Omara, the chief of staff to assembly 17 speaker Rivas, Jason -- I am blanking, starts with an L, 18 little, Lytle, with the chief of staff for the pro tem 19 of the State Senate, Michael Wagaman, who is -- works 20 for the legislature broadly, Jeff Gozzo, G-o-z-z-o, who 21 works for the Legislature, State Senate, I believe, 22 multiple members of Congress, maybe a few different 23 legislators, Christopher Kabalkin, local legislator. 24 Matt Weiner who used to work for the congressional 25 delegation. Staff to members of Congress. And I</p>	<p>Page 52</p> <p>1 Q And were these groups attempting to sway your 2 actions? 3 MR. MANOLIUS: Objection. 4 A I can't speak to the content. 5 MR. MANOLIUS: Yeah. It calls for information 6 that's privileged under the legislative privilege. I 7 instruct you not to answer. 8 MR. MANOLIUS: Wait for the next question. 9 A I still haven't answered her first question. 10 MR. MANOLIUS: Okay. 11 THE WITNESS: So, NDRC, do you need what that 12 stands for, national -- NDRC. 13 MS. HAMILL: (Shaking head.) 14 A Catalyst California, Asian Law Caucus, OC 15 Action, Delores Huerta Foundation, I'm traveling up and 16 down the state thinking about different groups up and 17 down the state that I might have talked to, Black Power 18 Network -- oh, and then I'd say multiple democratic 19 party like county democratic party, different counties, 20 so it might just be an umbrella. 21 And to amend my earlier response about people 22 I forgot to mention political consultants and pollsters. 23 So I am sorry if I forgot that earlier. 24 Q Okay. So according to these DCCC responses to 25 the interrogatories that we have marked as Exhibit 4, on</p>
<p>Page 51</p> <p>1 probably told a handful of reporters that I couldn't 2 talk to them. 3 Q Did you talk to any advocacy groups? 4 MR. MANOLIUS: During the same time period, 5 August 3rd to August 15th. 6 MS. HAMILL: Yes. 7 MR. WOODS: Objection. Vague. 8 MR. MANOLIUS: Same objection. And I am 9 assuming about what, about redistricting? 10 A Do you want to say about the Prop 50 maps. 11 MS. HAMILL: Yes. 12 A Yes, I did talk to a number of different 13 advocacy groups. 14 MR. MANOLIUS: That's it. That's the answer. 15 The question is whether you had or not. 16 MS. HAMILL: Can you list them for me. 17 A I'm afraid that I might not be comprehensive. 18 MS. HAMILL: Sure. 19 A But I can do my best. During that period of 20 time prior to the maps being submitted to the 21 Legislature, I spoke with, does spoke with mean include 22 like sending e-mail, getting an e-mail from. 23 Q Yes? 24 A So I received some unsolicited e-mails from 25 different groups.</p>	<p>Page 53</p> <p>1 August 14th the DCCC bought your revision of the 2 August 3rd map. 3 Does that comport with your recollection of 4 what transpired? 5 MR. MANOLIUS: Where is that line -- 6 MS. HAMILL: It's on page 2. 7 MR. MANOLIUS: Uh-huh. 8 MS. HAMILL: Line 11 to 12. 9 MR. MANOLIUS: Okay. On the same day. I have 10 got that. 11 A That aligns with my understanding. 12 MS. HAMILL Q: And how much did they pay for 13 it? 14 A I think -- I mean, I think I know the answer. 15 \$108,000. 16 Q Did anyone else pay you for the map? 17 A The identifying the structure of the payments 18 for the map was only the DCCC, only the DCCC paid me for 19 the map. 20 MS. HAMILL: I am going to mark as Exhibit 5 a 21 document entitled Political Consulting Agreement, begins 22 at the bottom with a Bates stamp of DCCC 000183 and goes 23 through DCCC 000192. 24 (Whereupon Plaintiff's Exhibit 5 25 was marked for identification.)</p>

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1	MR. WOODS: This is five?	1	A What date was that on?
2	MR. MEUSER: This is five.	2	MR. MANOLIUS: For the instruction
3	MS. HAMILL: Have you seen this document	3	MS. HAMILL: I am looking at the first
4	before.	4	paragraph of the agreement.
5	A Yes.	5	A Okay. Okay. Then yes, it does say July 15th.
6	Q And what is this document?	6	Q Do you recall doing work have under this
7	A This is a contract for services and to clarify	7	contract prior to July 15th?
8	my earlier statement, my understanding of clarification	8	A No.
9	DCCC paid me for the map, that was the way that they	9	Q Do you know if anyone else submitted maps to
10	chose to clarify it. I believe the other parties to	10	the legislative portal that was opened on August 14th by
11	this were paying for my services, my consulting	11	the State Legislature?
12	services, so I don't know how they, you asked me how	12	A I don't have any personal knowledge of, if
13	they characterized it so that's how I've seen it, DCCC	13	that happened.
14	has characterized it as they were paying me for the map	14	Q Are you aware?
15	and I don't know how the other groups would characterize	15	A I know comments were submitted. I don't know
16	the agreement.	16	that other maps were submitted.
17	Q And those other groups are the house majority	17	Q Is it your understanding that the Legislature
18	pack?	18	was going to implement your map regardless of whether
19	A And Jeffries for Congress.	19	other maps were submitted?
20	Q Jeffries for Congress. So those two entities	20	MR. MANOLIUS: Objection, calls for
21	did not pay you for the map?	21	speculation, lacks foundation. You can answer.
22	MR. MANOLIUS: Objection, calls for speculation	22	MR. WOODS: Same objection.
23	as to what they were thinking but you can give your	23	THE WITNESS: I didn't have a written
24	understanding.	24	agreement from them but I expected that to be the case,
25	A The only entity that is claimed they paid for	25	yeah.
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1	the map was the DCCC I had a contract for.	1	MS. HAMILL Q: Are you aware of the
2	MS. HAMILL: What was.	2	Legislature considering any other maps from any other
3	A Services with three different groups included	3	people.
4	on this.	4	MR. MANOLIUS: Objection, lacks foundation,
5	Q And what was your understanding of your	5	calls for speculation. You can answer, if you know.
6	obligation under this agreement because I notice it's	6	MR. WOODS: Join.
7	lacking a scope of work?	7	THE WITNESS: I'm aware that other people
8	MR. MANOLIUS: Objection, calls for a legal	8	were -- I'm aware that legislators were looking at other
9	conclusion. But you can give your understanding.	9	maps, whether they were maps on Twitter, maps that other
10	A My understanding of the scope of work was in	10	people were sending to them, but I wasn't apart of any
11	two parts. It was early creation of potential maps and	11	of those discussions.
12	then a more fulsome creation of a final map.	12	Q Are you aware of any groups submitting maps
13	Q And how was that scope of work relaid to you?	13	like advocacy groups submitting maps to the Legislature?
14	MR. MANOLIUS: Objection, lacks foundation,	14	A I'm not aware of that.
15	calls for speculation. If you know.	15	Q Do you know if the map that was submitted to
16	THE WITNESS: Through staff.	16	the portal on August 14th is the same map that went onto
17	MS. HAMILL: Through telephone calls.	17	Proposition 50?
18	A Yeah, or -- yeah, probably.	18	A 50? You keep saying 14th on accident, you
19	Q Is it in writing anywhere?	19	mean 15th.
20	A I don't think so.	20	Q Was it not submitted to the portal on the
21	Q And so this political consultant agreement or	21	14th?
22	consulting agreement says that it's entered into	22	A Oh, I think you want to check that.
23	effective as of July 15th, 2025, so that's 13 days after	23	Q You're right. Thank you Mr. Mitchell?
24	that initial July 2nd conversation you said you had with	24	A That's all right.
25	the chief of staff to speaker Rivas; correct?	25	Q August 15th.

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<p>Page 58</p> <p>1 MR. MANOLIUS: So what's the question again? 2 I lost it.</p> <p>3 MS. HAMILL Q: I'll rephrase it. Do you know 4 if the map that was submitted on August 15th is the same 5 map that went to the voters with Proposition 50? Were 6 there any changes made between that map.</p> <p>7 A There were changes made.</p> <p>8 MR. MANOLIUS: Wait, wait, wait. Objection.</p> <p>9 A Calls for speculation, lacks foundation and to 10 the extent changes were made in the legislative process 11 I'd instruct you not to answer under legislative 12 privilege.</p> <p>13 MS. HAMILL Q: If changes were made to the map 14 that was submitted on August 15th, wouldn't those have 15 been made in a public session.</p> <p>16 MR. MANOLIUS: Objection, calls for 17 speculation, lacks foundation. If you know.</p> <p>18 THE WITNESS: There were media reports that a 19 map, that the map was changed so I had have to go into 20 the legislative process but there were media reports 21 there were very minute changes to the map, technical 22 changes made to the map before it was put on the ballot.</p> <p>23 Q Do you know what those technical changes were?</p> <p>24 MR. MANOLIUS: Objection, lacks foundation, 25 calls for speculation and calls for information that is</p>	<p>Page 60</p> <p>1 Paul Mitchell which is being taken at Hansen Bridgett 2 LLP 500 Capitol Mall, Suite 1500, Sacramento, 3 California. The videographer is Nicholas Coulter on 4 behalf of Array Legal Services. The time is, yes, 11:22 5 a.m.</p> <p>6 MS. HAMILL Q: All right. I am marking as 7 Exhibit 6 a section of the production from the DCCC the 8 documents are numbered at the bottom Bates number DCCC 9 00005, through DCCC 00009.</p> <p>10 (Whereupon Plaintiff's Exhibit 6 11 was marked for identification.)</p> <p>12 A Do you need this one back?</p> <p>13 Q Yeah. Can you take just a minute or two to 14 familiarize yourself with this document, please?</p> <p>15 MR. MANOLIUS: Do you have another one.</p> <p>16 MR. MEUSER: Here, I'll give you this one.</p> <p>17 MR. MANOLIUS: That's okay.</p> <p>18 MR. MEUSER: I have one in here so I'm not 19 worried yet.</p> <p>20 THE WITNESS: Okay. That was confusing, I 21 thought it was going in the opposite order because it 22 was going --</p> <p>23 MS. HAMILL Q: Have you seen the document, on 24 the first page, which is marked in the Bates number 25 ending in five, have you seen this document before?</p>
<p>Page 59</p> <p>1 protected under the legislative privilege.</p> <p>2 A Are you telling me not to answer?</p> <p>3 MR. MANOLIUS: Yes, sorry.</p> <p>4 MS. HAMILL: What did you read about what 5 those technical changes were?</p> <p>6 MR. MANOLIUS: You mean public press accounts.</p> <p>7 MS. HAMILL: Yes.</p> <p>8 MR. MANOLIUS: Compound question, calls for 9 speculation and lacks foundation but you can answer what 10 you saw in the media.</p> <p>11 A In the media generally I don't recall if it 12 was in a news article or if it was just something that 13 was said on Twitter or something like that, a single 14 census block in city of Commerce and then adjustment of 15 the boundary in Santa Ana that was, you know, several 16 census blocks, minuscule technical changes. At some 17 point I want to take a break if I can, just because.</p> <p>18 Q Do you want to take a break right now?</p> <p>19 A Yeah, that would be great.</p> <p>20 THE VIDEOGRAPHER: The time is 11:09 a.m. We 21 are going off the record.</p> <p>22 (Whereupon a recess was taken.)</p> <p>23 THE VIDEOGRAPHER: All right. We are back on 24 the record. The time is 11:22 a.m. and this marks the 25 beginning of videotape number two in the deposition of</p>	<p>Page 61</p> <p>1 MR. MANOLIUS: Objection. So is this naturally 2 occurring in this --</p> <p>3 A No.</p> <p>4 MR. MANOLIUS: -- packet. This is a question 5 for counsel, because I see a cover letter, but then 6 there's other things on the back. Are -- is this a 7 packet of information or is it just a number of things 8 stuck together?</p> <p>9 MS. HAMILL Q: Do you recognize this set of 10 documents as an e-mail chain between you and the DCCC 11 including a .pdf of the DCCC cover letter that went to 12 the State Legislature?</p> <p>13 MR. MANOLIUS: Same objection. It's very hard 14 for me to advise and object when I'm not sure if these 15 all go together at once or not so if you can make that 16 representation it would be helpful. You can answer if 17 you understand.</p> <p>18 A Are you saying that this I con here that says 19 c A maps submission letters on the cover that this is 20 all of the e-mails.</p> <p>21 MS. HAMILL: I would like to avoid testifying 22 since I am not under oath here but these are not our 23 documents these were produced to us, so I'm wondering if 24 you recall this communication what in you're exchanging 25 e-mails with the DCCC.</p>

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1 A	I recall the communication of these e-mails	1 of the page ends in the number 6.
2 that are behind the letter that they sent to the		2 A Uh-huh.
3 legislature.		3 Q We start on August 15th at 5:42 p.m. Julie
4 Q And do you recognize this letter that's the		4 Merz is saying Paul here is final lawyer approved
5 first page of this set of documents?		5 language for the cover letter, will send an updated
6 A Yes.		6 version on DCCC letterhead in a few minutes. Do you
7 Q Marked ending in the number five?		7 recall receiving that e-mail?
8 A Yes.		8 A Yes, and I'd like to clarify that's Eastern
9 Q You've seen this letter before?		9 Standard Time.
10 A Yes.		10 Q Okay. And then you respond at 5:56 Eastern
11 Q And --		11 Standard Time you say thank you, at this point I will
12 MR. WOODS: Mr. Mitchell if you could wait		12 take it. Thank you. Paul. Were you sort of
13 until she finishes her question --		13 exasperated at that point?
14 A Sorry. Thank you.		14 MR. MANOLIUS: Objection, relevance. Lacks
15 MS. HAMILL Q: And what is your understanding		15 foundation. Calls for speculation. You can answer.
16 of this letter that's in the front.		16 THE WITNESS: I characterize that as being at
17 MR. MANOLIUS: Objection, irrelevant. You can		17 the end of a very long process.
18 answer if you you have an understanding.		18 MS. HAMILL: Were you unhappy with the letter
19 A This is a letter that would be attached to the		19 that the DCCC submitted to the Legislature.
20 draft maps and sent into the portal as a zipped file of		20 MR. MANOLIUS: Objection, relevance.
21 some kind.		21 A No.
22 MS. HAMILL: Okay. And so it's your		22 MR. MANOLIUS: Lacks foundation, calls for
23 understanding that this was a letter that the DCCC		23 speculation, you can answer.
24 submitted with the maps that you drew into the		24 A No, I just was tired.
25 legislative portal on August 15th.		25 MS. HAMILL: So turning to the third page of
Page 63		Page 65
1 MR. MANOLIUS: Objection, lacks foundation.		1 this exhibit the bottom of the page end in the number
2 Calls for speculation and to the extent you're asking		2 seven, about a little more than halfway down the page
3 for what's transmitted to the Legislature that's covered		3 there's an August 15th e-mail at 5:56 p.m. from Julie
4 by legislative immunity, legislative privilege and don't		4 Merz to you and she said and attached is the .pdf
5 answer that portion of the question.		5 version on letterhead with metadata stripped. Please
6 MS. HAMILL: Isn't the legislative portal		6 attach this version to your zip file with all the goods.
7 public?		7 Send it back to us and we can then give you back your
8 A Are you asking me that question? Yes, yes, it		8 freedom. What was she referring to.
9 is.		9 MR. MANOLIUS: Objection, calls for
10 Q Yes, it is public. Are you still going to		10 speculation, lacks foundation. You can answer.
11 stand on the privilege?		11 MR. WOODS: Join.
12 MR. MANOLIUS: Again, I just -- what's		12 THE WITNESS: There's two things there that
13 submitted, yes, I'll stand on the privilege. The fact		13 you're asking. Are you asking about what metadata
14 that it was submitted is fine for him to answer, that's		14 stripped is referring to or what freedom is referring
15 the distinction I was drawing upon.		15 to.
16 THE WITNESS: Yes.		16 Q Yes. Let's start with metadata stripped?
17 MS. HAMILL Q: Okay. So let's go through		17 A That means that they were taking off the .pdf,
18 these e-mails, and it is an odd e-mails chain that goes.		18 the properties to show like what computer it was created
19 A The inverse way I thought it was.		19 on, who created it, so that would have been their choice
20 Q Correct.		20 to do that when they produced the document.
21 MR. MANOLIUS: Yes.		21 Q The cover letter?
22 A Sorry.		22 A Uh-huh.
23 MS. HAMILL Q: Again, these are not mine. I		23 Q And then what did does she mean by give you
24 did not produce these. So it looks like we start, I'm		24 back your freedom?
25 looking at the second page of this Exhibit 6, the bottom		25 MR. MANOLIUS: Same objections.

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1	A	Just that it had been a long process.	1	MR. MANOLIUS: Objection, calls for
2	Q	How long was the process?	2	speculation, vague as to time, lacks foundation, you can
3	A	It was, you know, roughly a month, but most	3	answer.
4		condensed into the last two weeks.	4	MR. WOODS: Join.
5	Q	How many hours did you put into the process?	5	THE WITNESS: I don't recall.
6		MR. MANOLIUS: You can answer. I mean vague	6	MS. HAMILL Q: Did the DCCC give you talking
7		as to time as to when but if you're talking about the	7	points for the prop a 50 map.
8		last two weeks or if you're talking about the whole	8	MR. MANOLIUS: Objection, vague as to time.
9		process.	9	THE WITNESS: I don't recall if it was
10	A	Last two weeks was probably 15, 16 hours a	10	something that I created or they created or they took my
11		day.	11	things and modified them to be their things. I don't
12		MS. HAMILL: Do you have an estimate of total	12	recall.
13		hours that you put into this project and when I say this	13	MS. HAMILL Q: Turning to the next page of
14		project I am referring to what became the Prop 50 map.	14	this exhibit, the bottom of the document ends in the
15		MR. MANOLIUS: Say from July 2nd onward. I'll	15	number 8. The second line says these maps became public
16		object as to vague.	16	and now we need to be able to say these are submitted to
17		THE WITNESS: I don't, I don't recall.	17	the Legislature. What did you mean by that?
18		MS. HAMILL Q: 200 hours?	18	MR. MANOLIUS: Objection. Calls for
19		MR. MANOLIUS: Same objection. Calls for	19	speculation, vague.
20		speculation.	20	THE WITNESS: And this might speak to my tone
21	A	I would have to sit down with a piece of paper	21	in the earlier message, people were tweeting the maps,
22		and physician out what 200 hours is and how much time	22	so the maps had become, the maps had been put online,
23		that is per day, so I don't know.	23	reporters had the maps, so it was at that point let's
24		MS. HAMILL: Okay. But it was your full-time	24	hurry up and get these submitted.
25		job from July 2nd through August 15th.	25	Q How did the maps become public?
		Page 67	Page 69	
1	A	No.	1	MR. MANOLIUS: Objection, calls for
2	Q	What else were you doing then?	2	speculation.
3	A	I work for a Political Data. I'm the	3	MR. WOODS: Join.
4		vice-president.	4	MS. HAMILL: Did you --
5	Q	Were you working full time at PDI during this	5	A Reporters have their ways of getting maps and
6		time?	6	I have been dealing with reporters for the last several
7	A	I was technically for the last two weeks I was	7	days who would call me and say oh, I have a copy of the
8		on a vacation, because I had planned a vacation as	8	map. (Witness shrugging shoulders.)
9		people all know famously.	9	MS. HAMILL Q: Are you aware of anyone from
10	Q	But before that vacation time were you going	10	your staff leaking the maps to reporters.
11		into an office for PDI?	11	MR. MANOLIUS: Objection, lacks foundation,
12	A	I work from home.	12	calls for speculation, you can answer.
13	Q	Okay. Were you working full time for PDI from	13	THE WITNESS: No. There was no, none of our
14		home during this period of time?	14	staff woke up saying we're going to, you know, I'll give
15	A	I'm a full-time employee but it's not like I	15	you an example if that helps.
16		clock hours so if there are other projects I'm working	16	Q Nodding head.
17		on it is understood by the company that I'm working on	17	A Some, there were points in time where on a
18		other projects.	18	Zoom map would be shown and then someone would be
19	Q	Going back to this e-mail and we're on the	19	creative and read the URL at the top of the web browser
20		page that ends in number seven, the second full	20	and if they typed that into the top of the web browser,
21		paragraph of the 5:56 p.m. e-mail says the talking	21	all of a sudden they have a copy of the map and then
22		points will be more expansive and incorporate more of	22	every reporter will get it, but that was only in like
23		your helpful context. Do you know if she is referring	23	the last 12 hours.
24		to talking points in the DCCC letter or is she talking	24	Q So if somebody had a copy of the URL that was
25		to other talking points?	25	used for the map drawing they could put it into their

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1	own computer and view it on their own computer?	1 correct?
2	MR. MANOLIUS: Objection, lacks foundation,	2 A Yes.
3	calls for speculation, you can answer.	3 MR. MANOLIUS: Objection, calls for
4	A The wet map version of the maps, not working,	4 speculation. Give me a minute. Lacks foundation. Go
5	that's wet map versions, like a Google map, off of the	5 ahead.
6	map.	6 THE WITNESS: Yes.
7	Q Interesting.	7 MS. HAMILL Q: And is your e-mail, that's
8	A So at that point, meaning that they become	8 shown on the first page of this exhibit August 15th,
9	public, it means that like Politico had posted a tweet	9 11:33 a.m., is your e-mail to the DCCC, is this what you
10	that we think these are the congressional maps. That's	10 wanted the DCCC to say in their letter that went along
11	in public record. You can pull it up.	11 with the submission of the Prop 50 map.
12	Q And so the next e-mail in this same change	12 A I'd like to amend my prior comment about the
13	Friday August 15th at 6:02 p.m. Julie Merz says to you,	13 word term talking points. That's not something I
14	DCCC would prefer to hit send, so please just send to us	14 normally use but this is the subject line of this e-mail
15	in a zip file and we will submit. Why couldn't you just	15 is talking points, so in the prior comment I made about
16	submit the map directly?	16 letter August 15th e-mail and you asked me if I -- asked
17	MR. MANOLIUS: Objection. Calls for	17 me about talking points then I presume this is what they
18	speculation, lacks foundation, relevance. Go ahead.	18 were referring to so I don't want it to be, talking
19	A They wanted to be the one to submit the map.	19 points isn't normally how I phrase things, so -- I
20	That was their decision, not mine.	20 didn't know that I called this talking points, but this,
21	Q Do you have an understanding of why?	21 go on, ask the question again, I am sorry.
22	MR. MANOLIUS: Same objections.	22 Q Do you have my question to read back?
23	A I do not have an understanding as to why.	23 (Whereupon the record was read as
24	MS. HAMILL Q: So ultimately is it your	24 follows: "Question: ")
25	understanding that the DCCC submitted to the Legislature	25 MR. MANOLIUS: Objection. Lacks foundation
Page 71		Page 73
1	on August 15th, the map that you drew.	1 calls for speculation and to the extent this talks about
2	MR. MANOLIUS: Objection. Calls for	2 how maps were drawn, I instruct you not to answer under
3	speculation, lacks foundation, and as to the specifics	3 legislative privilege. So you can again acknowledge
4	of the map I instruct you not to answer and I insert the	4 that this e-mail occurred. But I will instruct you not
5	legislative privilege.	5 to answer beyond that.
6	MS. HAMILL Q: Is it a full instruction.	6 A So without getting into how maps are drawn, I
7	MR. MANOLIUS: Yes.	7 would say that I was not trying to tell them how to draw
8	MS. HAMILL: Don't answer it all.	8 that, write their letter, I was trying to provide things
9	MR. MANOLIUS: Yeah. Thanks. Sorry about	9 that I thought were good messaging points for their
10	that.	10 letter.
11	MS. HAMILL: Marking as Exhibit 7 another set	11 Q And can you tell me what the FAIR MAPS Act is
12	of e-mails between you, Mr. Mitchell, and the DCCC.	12 that you were referring to on the first page of this
13	(Whereupon Plaintiff's Exhibit 7	13 exhibit?
14	was marked for identification.)	14 MR. MANOLIUS: What it is? You can answer
15	MS. HAMILL: And these also came from the DCCC	15 that.
16	production and they are Bates stamped.	16 THE WITNESS: So the FAIR MAPS Act is a State
17	A Oh.	17 law that actually applies to municipal like
18	Q As DCCC 000043 to DCCC 000045.	18 supervisorial, city, county, school board, other
19	A (Reading.) Okay.	19 redistricting here in the State. It is a parallel to
20	Q Do you remember having this exchange with	20 the State commissions criteria, and it's the type of
21	DCCC?	21 criteria we use in all of our municipal redistricting s,
22	A Yes, I recall.	22 and so it is a you know absent, it is a good framework
23	Q And so this appears to be an e-mail exchange	23 for redistricting even in other states, I might try to
24	earlier the same day, August 15th, before the	24 apply a lot of the framework as kind of best practices.
25	communications that we just went over in Exhibit 6;	25 Thinks of it as a best practices in the State law.

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<p>Page 74</p> <p>1 Q Okay. And do you know what that criteria is?</p> <p>2 MR. MANOLIUS: Objection, calls for a legal</p> <p>3 conclusion. You can answer your understanding.</p> <p>4 THE WITNESS: I do know what the criteria is</p> <p>5 but I wouldn't want to have to do it like a test like</p> <p>6 line them all outright now but I do know what those</p> <p>7 criteria are generally.</p> <p>8 Q To the best of your recollection at this</p> <p>9 moment can you share with me as much of the criteria as</p> <p>10 you can remember?</p> <p>11 A Well, it's criteria such as, you know,</p> <p>12 preserving communities of interest, following city and</p> <p>13 county boundaries, you know when we do city council</p> <p>14 redistricting we follow neighborhood boundaries, and</p> <p>15 following essentially the same criteria as the State</p> <p>16 redistricting commission obviously those criteria also</p> <p>17 include things like partisanship and incumbency those we</p> <p>18 were allowing ourself to look at when we're drawing</p> <p>19 lines but other than that, kind of the best practices.</p> <p>20 Q Is race one of the criteria?</p> <p>21 A Complying with the Voting Rights Act I believe</p> <p>22 might be one of the criteria's like number two on the</p> <p>23 criteria after equal population.</p> <p>24 Q And how, what's your understanding of how the</p> <p>25 Voting Rights Act inter relates to race?</p>	<p>Page 76</p> <p>1 at native Alaskan populations and I think there could be</p> <p>2 arguments for other populations such as Armenians</p> <p>3 or Caldians or something, but I haven't seen that</p> <p>4 utilized so primarily in California, Black, Asian and</p> <p>5 Latino.</p> <p>6 Q Okay. And when you were drawing the Prop 50</p> <p>7 map you used criteria from the FAIR MAPS Act; correct?</p> <p>8 MR. MANOLIUS: Objection. Calls for</p> <p>9 information that's protected under the legislative</p> <p>10 privilege. I instruct you not to answer.</p> <p>11 MS. HAMILL Q: And when you were drawing the</p> <p>12 Prop 50 map you drew the districts to protect the voting</p> <p>13 power of protected classes in California; correct.</p> <p>14 MR. MANOLIUS: Same objection, and I instruct</p> <p>15 you not to answer.</p> <p>16 MS. HAMILL: And when I say protected classes</p> <p>17 in California, I mean the racial groups that you just</p> <p>18 identified, Black, Asian and Latino.</p> <p>19 MR. MANOLIUS: Same objection, I instruct you</p> <p>20 not to answer. Calls for information that's protected</p> <p>21 by the legislative privilege.</p> <p>22 MS. HAMILL Q: Did the D.C. c can tell you why</p> <p>23 they didn't use your language regarding the FAIR MAPS</p> <p>24 Act in their submission letter to the Legislature.</p> <p>25 MR. MANOLIUS: Objection, lacks foundation,</p>
<p>Page 75</p> <p>1 MR. MANOLIUS: Objection, calls for a legal</p> <p>2 conclusion, lacks foundation. I have said it. I'll</p> <p>3 instruct you not to answer.</p> <p>4 Q You're instructing not to answer on a legal</p> <p>5 conclusion?</p> <p>6 MR. MANOLIUS: Yep.</p> <p>7 MS. HAMILL: I am not asking for a legal</p> <p>8 conclusion, I'm asking for your understanding and how</p> <p>9 you use it in your work so when I said race, you said</p> <p>10 Voting Rights Act and I'm wondering in your mind how</p> <p>11 those two relate.</p> <p>12 MR. MANOLIUS: In his work generally?</p> <p>13 MS. HAMILL: In your work generally.</p> <p>14 A So the Voting Rights Act is designed to ensure</p> <p>15 that voting power of protected classes aren't diluted by</p> <p>16 the redistricting maps, generally. That's kind of a</p> <p>17 layperson terminology.</p> <p>18 MS. HAMILL Q: And can you identify the</p> <p>19 protected classes in California.</p> <p>20 MR. WOODS: Objection, calls for a legal</p> <p>21 conclusion. You can answer.</p> <p>22 MR. MANOLIUS: I'll join that.</p> <p>23 A Predominantly in California you'll see</p> <p>24 redistrict goes looking at black Latino populations.</p> <p>25 However, we did redistricting in Alaska, we were looking</p>	<p>Page 77</p> <p>1 calls for speculation, you can answer.</p> <p>2 THE WITNESS: No, they didn't describe why,</p> <p>3 they didn't use my language essentially saying that</p> <p>4 these were consistent with the commission criteria and</p> <p>5 the FAIR MAPS Act.</p> <p>6 Q Did the DCCC lawyers express to you any</p> <p>7 concerns about lawsuits along racial lines regarding the</p> <p>8 Prop 50 map?</p> <p>9 MR. MANOLIUS: Objection. Vague as to time.</p> <p>10 Vague as to some of the terminology, but you can report</p> <p>11 that.</p> <p>12 A No.</p> <p>13 MS. HAMILL Q: You mentioned communities of</p> <p>14 interest. How, what are the communities of interest in</p> <p>15 California.</p> <p>16 MR. MANOLIUS: Objection, overbroad, vague and</p> <p>17 again depending on where in the State.</p> <p>18 A To answer that week be.</p> <p>19 MR. MANOLIUS: And also with regard to, I am</p> <p>20 sorry objection and also with regard to his general</p> <p>21 redistricting work. Is that the question?</p> <p>22 MS. HAMILL: Yes.</p> <p>23 MR. MANOLIUS: Yes.</p> <p>24 THE WITNESS: It could -- we could be here</p> <p>25 forever identifying communities of interest, because a</p>

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Page 78 1 community of interest is a socioeconomic group or other 2 group. The way that I explain it when I do 3 redistricting is that it should generally have three 4 things, it should be something you can identify like a 5 skateboarders, they're a group, it should be something 6 that you can map, skateboarders all live on this part of 7 town and then it should be something that has a concern 8 with the agency being redistricted, the city council is 9 going to get rid of the skate park so the skateboarders 10 are now a community of interest that should be 11 considered. There are other types of communities of 12 interest. A neighborhood is a community of interest. 13 People say I live in boulevard park that's a community 14 of interest. People who go to the senior senior could 15 be a community of interest, young people, old people, 16 LGBTQ community has been a community of interest and 17 that's been one that California considers in a lot of 18 municipal redistricting, and I've used in redistricting 19 had elevation be a community of interest in a water 20 redistricting, because at certain elevations the water 21 district had different rates. 22 I have had almond trees and walnut trees be 23 communities of interest, because walnut trees use water 24 differently than almond trees in a water redistricting. 25 I've had agricultural areas and farms be	Page 80 1 so it generally is the -- the identified group and their 2 interests in those three things, so they're a group that 3 can be identified a group that can be mapped and a group 4 that has concern before the agency. 5 Those are general ways that I describe it when 6 I do my municipal statewide redistricting, even in New 7 York, that's how we describe communities of interest. 8 Q In what community of interest data did your 9 staff collect for the Prop 50 map? 10 MR. MANOLIUS: Objection, calls for information 11 that is protected by the legislative privilege. I 12 instruct you not to answer. 13 MS. HAMILL Q: And how did they convert that 14 information into geographic formats. 15 MR. MANOLIUS: Same objection. I instruct you 16 not to answer. 17 MS. HAMILL Q: Were any racial communities of 18 interest used in drawing the Proposition 50 maps. 19 MR. MANOLIUS: Same objection. I instruct you 20 not to answer. 21 MS. HAMILL Q: Did you talk to the DCCC about 22 racial considerations you made in your map. 23 MR. MANOLIUS: Same objection. Instruct you 24 not to answer. 25 MS. HAMILL Q: Why didn't you participate in
Page 79 1 communities of interest. I've had attendance rates, 2 school campuses. 3 There are a plethora of communities of 4 interest and oftentimes they are very subjective and the 5 communities of interest in the State redistricting in 6 the city council redistricting water redistricting they 7 can all be different even in the same footprint so that 8 skateboarding community of interest that impacted lines 9 in Sacramento might have really no interest in the SMUD 10 redistricting or the school board redistricting because 11 they're not really an active community of interest for 12 that agency. 13 Q And people who shop at the same grocery store; 14 right? 15 A Or, yeah, or use Insta-Cart. 16 Q Can racial groups be communities of interest? 17 MR. MANOLIUS: Objection, calls for 18 speculation, vague as to in what context. If you mean 19 in his general redistricting work you can answer the 20 question. 21 THE WITNESS: Generally, if there is a 22 community say with the Armenian grocery stores or there 23 is a community around a Black church, or there is an 24 area where they're concerned about having in language 25 services, then those become the communities of interest,	Page 81 1 the public legislative hearings for Prop 50? 2 MR. MANOLIUS: Objection, lacks foundation. 3 Calls for speculation. Vague as to time. You can 4 answer. 5 THE WITNESS: 6 MR. WOODS: Join. 7 A I wasn't asked to. 8 MS. HAMILL Q: Is and did you speak to any 9 legislators about how you drew the maps before they 10 voted on what became Prop 50? 11 MR. MANOLIUS: Same objection, calls for 12 information that's protected by the legislative 13 privilege. I instruct you not to answer. 14 MS. HAMILL Q: Well, we identified some 15 staffers earlier that you did speak to about the maps; 16 correct. 17 MR. MANOLIUS: You identified the staffers who 18 were engaged during that time, yes, but the content of 19 those conversations protected by legislative privilege 20 and I am instructing him not to answer. 21 MS. HAMILL Q: I am not asking for the 22 content, I am asking did you speak to any of the 23 legislators on the map before they wrote ed on the map. 24 MR. MANOLIUS: I am sorry. 25 A In the prior question you asked about the

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1	drawing of the maps, so are you saying now just did I	1	like, Rick Sabera we can add to the list, he is a
2	talk to them at all before they were considering	2	legislator and prior to presenting at one point I talked
3	it?	3	to him prior to me talking, but I wasn't having
4	MS. HAMILL Q: Did you talk to any legislators	4	one-on-one conversations with the members in the group
5	between August 15th, and the vote on the Proposition 50	5	settings.
6	map.	6	MS. HAMILL Q: And did you talk to any
7	MR. WOODS: Objection.	7	legislators about protecting racial groups with respect
8	MR. MANOLIUS: Objection vague as to what.	8	to the Proposition 50 map?
9	MR. WOODS: Join.	9	MR. MANOLIUS: Objection, calls for
10	A Yes.	10	information that's protected under the legislative
11	MS. HAMILL Q: Who did you speak to?	11	privilege. I instruct you not to answer.
12	MR. MANOLIUS: Yeah.	12	MS. HAMILL Q: Did any legislator express any
13	THE WITNESS: Um, are you saying as an	13	sentiment whatsoever about protecting the voting power
14	one-on-one basis who did I speak to?	14	of any racial group to you with respect to the
15	MR. MANOLIUS: Maybe start with that.	15	Proposition 50 map?
16	MS. HAMILL: Why don't we start with	16	MR. MANOLIUS: Same objection and I instruct
17	one-on-one.	17	you not to answer, legislative privilege.
18	A You -- it might be incomplete, so I apologize.	18	MS. HAMILL Q: Isn't it true that multiple
19	I'm just going to think of people that I talked to.	19	legislators expressed to you concerns about protecting
20	Par.	20	the voting power of certain racial groups in California
21	MR. MANOLIUS: Keep in mind the time period she	21	with respect to the Proposition 50 map.
22	had asked about.	22	MR. MANOLIUS: Objection, compound and also
23	A It was August 15th through the passage; right.	23	calls for information that's protected by the
24	MS. HAMILL: Uh-huh.	24	legislative privilege.
25	A Christopher Kamon, Sabrina Cervantes,	25	MS. HAMILL Q: At the time of the vote on the
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1	senators, both of those are senators. Really, if I had	1	map, and when we say map it wasn't really a map; right,
2	like a list of all of the legislators in front of me I	2	it was just the legal descriptions of what became the
3	might be able the do a better job of this.	3	map; is that right.
4	Angela Gashby, I am just trying to travel	4	MR. MANOLIUS: Objection, calls for
5	around the state in my head, um -- oh, if I had a	5	speculation.
6	legislative list I could probably do a better job.	6	THE WITNESS: A census block equivalency is a
7	Q Can you give me a percentage of how many	7	the equivalent of a map so I would still call it a map
8	members of the legislator you spoke with during that	8	even if it's not a picture of the map.
9	time period?	9	MS. HAMILL Q: And at the time and that was
10	A One-on-one, I would say ten.	10	AB604; correct.
11	Q 10-percent or ten individuals?	11	A Yes. I believe there were multiple bills.
12	A Ten total, which is roughly 10-percent of the	12	Q And at the time that the legislature voted on
13	legislature.	13	AB604 were they presented with any alternative maps?
14	Q And did you also address them in group	14	MR. MANOLIUS: Objection, calls for
15	settings?	15	speculation. You can answer, if you know.
16	MR. MANOLIUS: You can answer.	16	THE WITNESS: I'm not aware.
17	A Yes.	17	MS. HAMILL Q: Did you redraw the map based on
18	MS. HAMILL: And in group settings, how many	18	any input from any legislators.
19	of them did you speak with at a time.	19	MR. MANOLIUS: Objection calls for information
20	MR. MANOLIUS: Objection, compound. If there	20	that's protected by the legislative privilege. I
21	was more than one meeting you might want to indicate	21	instruct you not to answer.
22	that.	22	MS. HAMILL Q: I want to go back to Exhibit 6,
23	THE WITNESS: I believe, to my best of my	23	the DCCC cover letter. So the last couple of lines,
24	recollection in group settings, they were speaking with	24	let's go with the third from the bottom of the first
25	the group and if I was having one-on-one conversation,	25	paragraph, it says, "Republican majority states or

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<p>1 republicans -- doing the bidding of their D.C. party 2 bosses -- are considering adopting a clearly racially 3 gerrymandered, partisan map at the expense of their 4 voters."</p> <p>5 Is it possible to have a clearly racially 6 gerrymandered partisan map?</p> <p>7 MR. MANOLIUS: Objection. Calls for 8 speculation, lacks foundation and vague as to time and 9 scope.</p> <p>10 MR. WOODS: Join. Also, calls for a legal 11 conclusion.</p> <p>12 MR. MANOLIUS: I'll join that one.</p> <p>13 THE WITNESS: I don't know and I didn't write 14 this, so --</p> <p>15 MS. HAMILL Q: Are you familiar with the 16 concept of a racially gerrymandered partisan map?</p> <p>17 MR. MANOLIUS: Again, vague as to the term and 18 calls for legal conclusion and calls for speculation. 19 You can answer.</p> <p>20 MR. WOODS: Join.</p> <p>21 THE WITNESS: To be clear, my work is in 22 municipal and not partisan redistricting.</p> <p>23 I have never done a partisan redistricting 24 until now, but generally I think in most cases I've 25 heard of maps being a racial gerrymander or a partisan</p>	<p>Page 88</p> <p>1 MR. WOODS: Join. Also, calls for a legal 2 conclusion.</p> <p>3 THE WITNESS: So from my own experience prior 4 to ever working redistricting, prior to ever working in 5 the Legislature, a bill generally has -- remember how a 6 bill becomes a law, the song?</p> <p>7 But a bill begins as a draft. It routes its 8 way through committees and some of those committees have 9 deadlines and so, oftentimes, when an urgent issue comes 10 up it's not timely to go back to beginning of the 11 process, it's more timely to take a bill that has gone 12 through some steps and then utilize that as the vehicle 13 is what they'll call that as their vehicle for a new 14 bill.</p> <p>15 MS. HAMILL Q: So it's a quick way to get a 16 bill passed?</p> <p>17 A I'm not --</p> <p>18 MR. MANOLIUS: Objection. Mischaracterizes 19 his testimony. You can answer the question.</p> <p>20 THE WITNESS: I haven't worked in the 21 Legislature in almost 20 years so, but from a layperson 22 standpoint it is a more efficient way to move an issue 23 along if it's urgent.</p> <p>24 MS. HAMILL Q: And was the Prop 50 map the 25 product of gut and amend?</p> <p>Page 89</p> <p>1 MR. MANOLIUS: Objection. Calls for a legal 2 conclusion, calls for speculation, lacks foundation, and 3 seeks information protected by the privilege, so I 4 instruct you not to answer.</p> <p>5 MS. HAMILL Q: Based on your understanding of 6 the gut and amend, is Proposition 50 a gut and amend, 7 based on the public process, not on anything that you're 8 familiar with, in your own private capacity?</p> <p>9 MR. MANOLIUS: Again, same objection. The way 10 you're characterizing it misstates and part of the 11 legislative process, so instruct you not to answer.</p> <p>12 THE WITNESS: (Witness shrugging shoulders.)</p> <p>13 MS. HAMILL Q: Okay. I just want to know if 14 you think it was a gut and amend.</p> <p>15 MR. MANOLIUS: Same objection.</p> <p>16 MS. HAMILL: Based on public processes?</p> <p>17 MR. MANOLIUS: Don't answer.</p> <p>18 MS. HAMILL Q: And there was a clerical error 19 that had to be corrected after the Legislature voted on 20 this map with respect to mislabeled districts; correct?</p> <p>21 MR. WOODS: Objection, vague.</p> <p>22 MR. MANOLIUS: Yeah. Same.</p> <p>23 THE WITNESS: I'm not aware of that. And to 24 be clear, once it was in the Legislature I was paying a 25 lot less attention, but I've never heard that before</p>
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1 until you stated it.	1 Act's districts in the Proposition 50 map?
2 MS. HAMILL: So you're unaware of any changes	2 MR. MANOLIUS: Objection. Calls for
3 having to be made to the map after the vote in the	3 information that's protected legislative privilege. I
4 Legislature?	4 instruct you not to answer.
5 MR. MANOLIUS: Objection. Misstates his	5 MS. HAMILL Q: And when you're drawing maps
6 testimony, calls for speculation, vague as to time. You	6 generally, how do you know which district is a Voting
7 can answer.	7 Rights Act district?
8 MR. WOODS: Join.	8 MR. MANOLIUS: Objection. Overbroad, vague,
9 THE WITNESS: No idea.	9 relevance, and vague as to the term voting rights
10 MS. HAMILL Q: As a voter.	10 district. You can answer your general understanding, as
11 A You're not speaking to the ballot guide?	11 long as it's not part of the Prop 50 process.
12 Q I am sorry?	12 THE WITNESS: In other redistricting I don't
13 A The ballot guide had an error of printing that	13 generally call something a voting rights district.
14 mislabeled a district but not, I am not aware of anything	14 MS. HAMILL Q: You don't use that phrase.
15 with the bill.	15 A Generally, I try not to use a term like voting
16 Q The ballot guide had an error, so it wasn't	16 acts right district, but I do generally want in my
17 the map itself?	17 municipal redistricting or working with the State of New
18 A I don't know what you're speaking to, but I'm	18 York in their redistricting or working in other states,
19 potentially conflating an issue that happened after the	19 I generally do want to be cognizant of VRA and I want to
20 ballot guide was mailed and a district was misnumbered	20 lean on legal counsel for interpretations of the VRA.
21 on a map and they had to send out a supplement.	21 Q And so, generally, when you're drawing
22 Q Can you tell me more about that?	22 districts and you are trying to protect the voting
23 A I am not, I don't work for the Secretary of	23 interests of protected classes, how do you identify
24 State so I don't know, I was not a part of this.	24 which districts those are?
25 But voters were mailed a ballot guide and in	25 MR. MANOLIUS: Objection. Overbroad, lacks
Page 91	Page 93
1 the ballot guide I think it's called a ballot guide,	1 foundation, calls for speculation, and I instruct you
2 there were maps and on one of the maps I believe two	2 not to answer as to the Prop 50 project, but you can
3 districts were numbered 22 or two districts were	3 answer to any other things you've done.
4 numbered 27, and other maps in the ballot guide were	4 MR. WOODS: Join.
5 properly numbered, but even though there was an error on	5 THE WITNESS: I think the question itself
6 one page they ended up mailing out a postcard to all	6 might be a little bit missing, because generally what
7 voters saying this is the properly numbered statewide	7 happens, say use an example, I have done in a recent
8 map.	8 redistricting a member of the community comes forward
9 Q So they mailed a correction postcard to all	9 with a draft map that has the district that's over
10 registered voters in California?	10 50-percent of one racial group and then I'll generally
11 A (Witness nodding head.)	11 work with attorneys to say is this something that should
12 MR. MANOLIUS: Objection. Calls for	12 be given a priority because of the Voting Rights Act.
13 speculation, lacks foundation. You can answer, if you	13 But the way your question was worded
14 know.	14 insinuated that I go headstrong into a redistricting
15 MR. WOODS: Same objection. Also, relevance.	15 with that, there's with some kind of VRA idea prior to
16 THE WITNESS: My understanding, that's my	16 any maps being drawn.
17 understanding.	17 MS. HAMILL Q: What you just explained to me
18 MS. HAMILL Q: Do you have any idea how much	18 where you'll receive something from a group that shows
19 that cost?	19 you a map with over 50-percent of a particular racial
20 MR. WOODS: Same objection.	20 group and then you talk to an attorney to see if that
21 MR. MANOLIUS: Call for speculation, lacks	21 needs special attention. Did you do that with respect
22 foundation. You can answer.	22 to Proposition 50?
23 THE WITNESS: I do not know.	23 MR. MANOLIUS: Objection. Calls for
24 MS. HAMILL Q: Have any California legislators	24 information that's protected by the legislative
25 expressed interest to you in preserving Voting Rights	25 privilege. I instruct you not to answer.

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1	MS. HAMILL Q: What attorneys do you generally	1 was taken at 12:11 p.m.
2	or which attorneys do you generally speak to to ask that	2 and the deposition was reconvened
3	question?	3 at 1:04 p.m.)
4	MR. MANOLIUS: Objection, vague as to time,	4 THE VIDEOGRAPHER: We are back on the record.
5	project, state. You can answer.	5 The time is 1:04 p.m. and this marks the beginning of
6	THE WITNESS: Regarding other redistrictings.	6 videotape number three in the deposition of Paul
7	MS. HAMILL Q: Yes.	7 Mitchell, which is being taken at Hansen Bridgett, LLP,
8	A It depends if the agency has their own	8 500 Capitol Mall, Suite 1500, Sacramento, California.
9	internal legal counsel that's handling that or contract	9 The videographer is Nicholas Coulter here on behalf of
10	legal counsel or, you know, State of New York had	10 Array Legal Services.
11	assigned legal counsel and experts, and so it depends	
12	based on the agency.	11 MS. HAMILL Q: All right. I am marking as
13	Q And when you say agency you mean the	12 Exhibit 8 the transcript of the Capitol Weekly Podcast
14	government agency?	13 dated August 15th, 2025.
15	A Governmental agency, yeah.	14 (Whereupon Plaintiff's Exhibit 8
16	Q And so you'll rely on the legal advice of the	15 was marked for identification.)
17	governmental agency?	16 MS. HAMILL Q: And I'll give you a couple of
18	A Or their attorneys, contract attorneys.	17 minutes to just sort of skim through this document.
19	Q Got it. Did you talk to Assembly Member Isaac	18 A Am I --
20	Bryan while drawing Proposition 50 maps?	19 Q Have you seen this document before?
21	A Oh, I did. Wait a minute. Hold on a second.	20 A This is the one that's attached in one of the
22	Let me revise that.	21 filings or something like that?
23	I don't recall. What was the timeframe you	22 Q It's marked as Exhibit 10 for our preliminary
24	asked about?	23 hearing.
25	Q While drawing the Proposition 50 maps.	24 MR. MEUSER: I believe only an excerpt of it
		25 was attached. I don't think the entire document itself
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1	A No.	1 was attached, so --
2	Q Did you speak to Mike McGuire while drawing	2 THE WITNESS: Let me make sure I know which
3	the Proposition 50 maps?	3 ones is --
4	A No.	4 THE REPORTER: When you talk, I must write it
5	MR. MANOLIUS: And just so vague as to time,	5 down.
6	you mean between July --	6 THE WITNESS: Okay.
7	THE WITNESS: Since drawn.	7 MR. MEUSER: That exhibit number is exhibit
8	MR. MANOLIUS: -- July and August timeframe.	8 number of our joint exhibit list, so you're not pulling
9	THE WITNESS: Yeah. So prior to this, the	9 it from a prior file. Oh, yeah. Okay.
10	submission of the map, which would be the drawing	10 MR. MANOLIUS: So your question was: Have you
11	period, no.	11 seen this document before?
12	MS. HAMILL Q: Did you speak to Speaker Rivas	12 THE WITNESS: Have I seen this document
13	during that same period?	13 before? Then maybe not.
14	A No.	14 MS. HAMILL Q: Do you recall doing an
15	Q Did you speak to the staff members of any of	15 interview with Capitol Weekly Podcast on August 15th,
16	those three legislators during that period?	16 2025?
17	A Definitely to the pro tem and the speaker, but	17 A I recall doing an interview with them. The
18	not sure about Isaac Bryan's staff.	18 date it says on here, I don't -- just believe it, but I
19	MS. HAMILL: Are you all hungry for lunch or	19 don't recall what day it was.
20	should we push this?	20 Q And just flipping through the pages, do you
21	THE REPORTER: Off the record?	21 generally recollect having a conversation reflected in
22	MR. MANOLIUS: Yeah. That would be great.	22 this transcript?
23	THE VIDEOGRAPHER: The time is 12:11 p.m. We	23 MR. MANOLIUS: Objection, compound, overbroad.
24	are going off the record.	24 You can answer.
25	(Whereupon the luncheon recess	25 THE WITNESS: Yes.

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1	MS. HAMILL Q: So at first this Proposition 50	1	MS. HAMILL Q: And what did you mean when you
2	operation was a bluff; correct?	2	said the VRA, on line ten?
3	MR. MANOLIUS: Objection. Calls for	3	A I meant the layperson's understanding of what
4	information that's protected by the litigation	4	Texas was doing.
5	privilege. Don't answer the question.	5	Q And so this section that I've asked you to
6	MS. HAMILL Q: Did someone tell you to draw	6	read sounds like you're talking about the democratic
7	maps or to talk about maps in a way that might scare	7	eco-stream.
8	Texas out of redistricting?	8	Is that what you mean by people on X and
9	MR. MANOLIUS: Same objections. Instruct you	9	Twitter?
10	not to answer the question.	10	A I think that's a typo. I think it was
11	MS. HAMILL Q: And who told you that?	11	ecosystem.
12	A (Witness smiling.)	12	Q Oh, that makes more sense, the democratic
13	MR. MANOLIUS: Same objections. Instruct you	13	ecosystem and --
14	not to answer the question.	14	A I may have misstated it but that's what I
15	MS. HAMILL Q: Did anyone pay you to do that?	15	meant. You know what I mean? This is consistent with
16	MR. MANOLIUS: Hold. Same objections. In	16	what I just said in prior questions, two questions ago.
17	terms of the specificity of what was discussed and	17	Q So it wasn't like you had a specific request,
18	implicates the legislative privilege.	18	it was just people on Twitter, people generally were
19	MS. HAMILL Q: And then you had people	19	yapping about a 52 to zero democratic advantage
20	reaching out to you asking you to draw a 52 to zero map;	20	congressional map; correct?
21	correct?	21	A It was chatter, yeah.
22	MR. MANOLIUS: Objection. Well, again, vague	22	Q But no specific direction?
23	as to time. Are we talking about during the process,	23	A No.
24	because if so it's protected by the legislative	24	MR. MANOLIUS: Interpose a late objection as
25	privilege so I instruct you not to answer, if it was	25	to specific direction.
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1	during the process we have described from July through	1	THE WITNESS: I should have waited.
2	August.	2	MR. MANOLIUS: No, that's not bad. Due to
3	MS. HAMILL Q: Has anyone ever asked you to	3	legislative privilege. Thanks.
4	draw a 52 to zero Democrat advantage congressional map	4	MS. HAMILL Q: And they said why can't we just
5	for California?	5	throw out the VRA and create six to eight more Democrat
6	MR. MANOLIUS: Again, if it's during the map	6	pickups; right?
7	drawing process, I'd caution you to not answer the	7	MR. MANOLIUS: Is your question whether he
8	question, but if it's outside of that process, you can	8	said that?
9	answer the question.	9	THE WITNESS: I can affirm that that's what is
10	THE WITNESS: I'd only characterize maybe	10	written here.
11	people on Twitter saying why doesn't he draw a 52 to	11	MS. HAMILL Q: And what did you mean by that?
12	zero map, but not somebody actually directing me to do	12	MR. MANOLIUS: Objection, lacks foundation.
13	it.	13	You can answer.
14	MS. HAMILL Q: Can you turn to page 10 of this	14	THE WITNESS: I meant that there were certain
15	exhibit that we have marked as Exhibit 8, and I'll	15	people in the ecosystem maybe that didn't even know a
16	direct your attention to lines four through 13?	16	lot about redistricting who were saying why not just
17	A Uh-huh.	17	throw all the guardrails off and draw something crazy
18	MR. MANOLIUS: Through 13, you said?	18	like what you see on Twitter.
19	MS. HAMILL: Yes.	19	There were a lot of what I derisively call
20	MR. MANOLIUS: Thanks.	20	Twitter maps drawn by serious people.
21	MS. HAMILL Q: Do you remember saying these	21	Q They were not drawn by serious people?
22	things during this interview?	22	MR. WOODS: Is that a "yes"? Sorry.
23	MR. MANOLIUS: The portion between three and	23	MR. MANOLIUS: It's your question.
24	14 or three and 13? Do you -- answer the question.	24	THE WITNESS: They were not drawn by serious
25	THE WITNESS: Yes.	25	people, yes. Sorry. I was -- I didn't see that as an

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<p style="text-align: right;">Page 102</p> <p>1 actual question, I saw that as more of a --</p> <p>2 MR. WOODS: Sure. Just sorry, not trying to</p> <p>3 interject, just want a clear record.</p> <p>4 MS. HAMILL Q: And so throwing out the</p> <p>5 guardrails for the VRA, what does that mean to you?</p> <p>6 A Just throwing out the guardrails for</p> <p>7 everything.</p> <p>8 Q For everything, the VRA?</p> <p>9 A I saw maps that were contiguous. I think Mark</p> <p>10 has seen those maps too.</p> <p>11 Q So what does throwing away the VRA mean to</p> <p>12 you?</p> <p>13 MR. MANOLIUS: In the context of this</p> <p>14 interview? You can answer.</p> <p>15 THE WITNESS: On a podcast, speaking to a lay</p> <p>16 audience of political people it means just abandoning</p> <p>17 all constitutional requirements of any kind. It just</p> <p>18 means doing a map without -- it means, like I stated</p> <p>19 earlier, doing a map just free of any -- it's a</p> <p>20 rule-less map essentially.</p> <p>21 MS. HAMILL Q: Because earlier when I said</p> <p>22 race, you immediately said the Voting Rights Act, so it</p> <p>23 sounded like you equated the two.</p> <p>24 MR. MANOLIUS: Objection, vague. I'm not sure</p> <p>25 what you're referring to. Misstates his testimony.</p>	<p style="text-align: right;">Page 104</p> <p>1 MS. HAMILL Q: While drawing proposition, the</p> <p>2 Proposition 50 map it was important to you to pay</p> <p>3 attention to race and not just focus on partisanship;</p> <p>4 correct?</p> <p>5 MR. MANOLIUS: Objection. Same objection,</p> <p>6 legislative privilege, and I instruct you not to answer.</p> <p>7 MS. HAMILL Q: And you said you were going to</p> <p>8 create a five district pickup follow the Voting Rights</p> <p>9 Act and keep communities of interest together; correct?</p> <p>10 MR. MANOLIUS: Objection. Lacks foundation.</p> <p>11 Are you asking him to affirm what's in the transcript?</p> <p>12 I am not sure I understand the question.</p> <p>13 MS. HAMILL: You can answer.</p> <p>14 THE WITNESS: Oh, this is what I said, if</p> <p>15 that's what you're asking.</p> <p>16 MS. HAMILL: So you're pointing to --</p> <p>17 A There's line 18 to 20 which I think you're</p> <p>18 referencing in the transcript, I won't dispute that that</p> <p>19 is what I said. I trust the transcript.</p> <p>20 Q Did you use race to identify any communities</p> <p>21 of interest in your map drawing for Proposition 50?</p> <p>22 MR. MANOLIUS: Objection, legislative</p> <p>23 privilege, instruct you not to answer.</p> <p>24 MS. HAMILL Q: And what communities of</p> <p>25 interest information did you provide to the California</p>
<p style="text-align: right;">Page 103</p> <p>1 MR. WOODS: Join.</p> <p>2 MR. MANOLIUS: Lacks foundation.</p> <p>3 THE WITNESS: I am unclear about the question</p> <p>4 or the connection between what I said earlier and you</p> <p>5 making this statement here about the VRA so the</p> <p>6 question, I am sorry, doesn't make sense to me.</p> <p>7 MS. HAMILL Q: Do you recall earlier</p> <p>8 discussing race and Voting Rights Act?</p> <p>9 MR. MANOLIUS: Vague.</p> <p>10 THE WITNESS: I know.</p> <p>11 MR. MANOLIUS: Objection, vague.</p> <p>12 THE WITNESS: We had a discussion about it</p> <p>13 with regards to my municipal clients and my deference to</p> <p>14 attorneys on determining Voting Rights Act compliance</p> <p>15 and so on, but that is a much more serious actual</p> <p>16 working for an agency working on a redistricting versus</p> <p>17 talking to a podcast after the maps have been submitted</p> <p>18 when this is part of, you know, just layperson's</p> <p>19 understanding.</p> <p>20 MS. HAMILL Q: For the purposes of the</p> <p>21 Proposition 50 map, complying with the VRA meant</p> <p>22 maintaining Hispanic majority districts to you; correct?</p> <p>23 MR. MANOLIUS: Objection. Calls for</p> <p>24 information that's protected by the legislative</p> <p>25 privilege and I instruct you not to answer.</p>	<p style="text-align: right;">Page 105</p> <p>1 Legislature for Prop 50?</p> <p>2 MR. MANOLIUS: Same objections. I instruct you</p> <p>3 not to answer.</p> <p>4 MS. HAMILL Q: Let's turn to page 12 of this</p> <p>5 transcript. I'll point your attention to lines nine</p> <p>6 through 14.</p> <p>7 A Hmm.</p> <p>8 Q And if you peek back at page 11, line 24,</p> <p>9 you're talking about Sara Sadhwani?</p> <p>10 A Uh-huh.</p> <p>11 Q Who is Sara Sadhwani?</p> <p>12 A She is also on that page on line two.</p> <p>13 Sara Sadhwani is one of the members of the</p> <p>14 independent redistricting commission, the state</p> <p>15 redistricting commission.</p> <p>16 Q Was?</p> <p>17 A Is, ten year terms. They have ten year terms.</p> <p>18 Q So it exists, just doesn't have any power</p> <p>19 anymore?</p> <p>20 MR. WOODS: Objection, calls for a legal</p> <p>21 conclusion.</p> <p>22 MR. MANOLIUS: Objection, calls for legal</p> <p>23 conclusion, lacks foundation. You can answer, if you</p> <p>24 know.</p> <p>25 THE WITNESS: They actually do still meet</p>

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1	infrequently. I don't think they really have a budget	1	Orange County as they drew the maps and that's a no go."
2	or staff right, now but they do have a role in helping	2	Why is that a no go?
3	with the transition to the next commission in 2031.	3	MR. MANOLIUS: I am sorry. What lines are you
4	MS. HAMILL Q: And so you said, "I don't think	4	on?
5	she'd stand up on that stage and say I support this if	5	THE WITNESS: 16 to 20 on page 13.
6	what we're going to get was districts that decimated all	6	MR. MANOLIUS: Objection, vague as to time,
7	of the communities, you know, throughout L.A. like some	7	scope, context and foundation whether you said it.
8	of the public map or some of the map proposals we've	8	THE WITNESS: Um, I think what we're looking
9	seen."	9	at here is there were maps that would take different
10	Do you remember saying that?	10	Orange County communities of interest that have
11	A I trust the transcript. I remember saying	11	traditionally argued before redistricting commission to
12	something -- this is the kind of thing I would have	12	be kept together and draw them into districts so that
13	said.	13	they're going into other counties and they are, you
14	Q And who drew those other maps?	14	know, drawing a district that, you know, goes from
15	A People on Twitter, largely. I use the people	15	Garden Grove to Rancho Palos Verdes, things like that.
16	on Twitter as a broad representation of things in social	16	Q And that was a no go?
17	media.	17	A It was a no go, because a lot of groups who
18	Q But you're not aware of any legitimate	18	would have been organized before the redistricting
19	organization that drew alternative maps?	19	commission advocating for their communities of interest
20	MR. MANOLIUS: Objection. Vague as to the term	20	would find themselves decimated in those plans, and so
21	"legitimate organization," and vague as to "drew maps,"	21	they would become a vocal opposition to the legislators
22	you can draw maps anywhere, so I am not sure I	22	as they're trying to pass a plan or vocal opposition to
23	understand the question, but you can answer.	23	the ballot measure if it was to be on the ballot.
24	MR. WOODS: Join.	24	Q Do you know which specific groups those would
25	THE WITNESS: Earlier in the testimony or the	25	be?
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1	discussion, I don't know what you call this, you asked	1	A I don't know. I can't start to name all of
2	me about if other groups were submitting maps or doing	2	them. I clarify basically saying what I just said in
3	maps.	3	the following remainder of that page too.
4	I knew there were other maps around but not	4	Q So on page 14, lines nine through 13 --
5	any association or a group submitting a map or having a	5	(Witness complied.)
6	map that was one of these maps.	6	Q -- you said you wanted to have the final maps
7	MS. HAMILL Q: Were you aware of any	7	be consistent with commission work and be supported with
8	alternative maps floating around leading up to	8	communities of interest testimony; correct?
9	Proposition 50 that would have given Democrats more of	9	A Let me read this for a second, if that's
10	an advantage, aside from the ones you've dismissed as	10	okay --
11	just Twitter chatter from Twitter people?	11	Q Sure.
12	MR. MANOLIUS: Objection. To the extent you're	12	A -- because I am not -- I am skimming it and
13	calling for things that went into the legislative	13	it's not making sense to me. Yes. Okay. Thank you.
14	process, I'll instruct you not to answer. If you're	14	Could you ask the question? I'm sorry.
15	aware of anything else, you can answer.	15	Q Do you mind reading that back?
16	MR. WOODS: I would also object that it's	16	(Whereupon the record was read as
17	vague.	17	follows: "Question: So on page
18	THE WITNESS: I don't think I can answer that	18	14, lines nine through 13 --
19	based on my attorney's objection.	19	"Answer: (Witness complied.)
20	MS. HAMILL Q: And if you could turn to page	20	"Question: -- you said you
21	13, lines 16 to 20.	21	wanted to have the final maps be
22	A (Witness complied.)	22	consistent with commission work
23	Q So you said, "We worked with some folks in	23	and be supported with communities
24	D.C. and saw some maps as an example that went into	24	of interest testimony; correct?
25	Orange County and just tore up the Asian community in	25	"Answer: Let me read this for a

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<p>1 second, if that's okay -- 2 "Question: Sure. 3 "Answer: -- because I am not -- 4 I am skimming it and it's not 5 making sense to me. Yes. Okay. 6 Thank you. Could you ask the 7 question? I'm sorry.") 8 MR. MANOLIUS: Objection. Calls for 9 speculation, lacks foundation, but you can certainly 10 answer the question, if you said that. 11 THE WITNESS: I said what is here, so if 12 that's your characterization I won't dispute it. 13 MS. HAMILL Q: Thank you. Was the final map 14 for Proposition 50 supported with communities of 15 interest testimony? 16 MR. MANOLIUS: Objection, vague, lacks 17 foundation. And at what time? I don't understand the 18 question. 19 THE WITNESS: Are you saying that -- are you 20 not asking, are you asking about in the map drawing 21 process or are you saying, like, what was on the ballot 22 after the maps, after my job was over after I was done 23 with the contract? 24 Q I am asking the question in the context we 25 just discussed in your statement here on page 14 from</p>	Page 110	<p>1 but even the districts that were changed, I don't want 2 to get into the privileged portion, but one could look 3 at the map today and see a lot of consistency between 4 the map today and the map as it was passed by the 5 commission in 2021. 6 Q And do you have documents reflecting that 7 communities of interest testimony of which you're aware? 8 MR. MANOLIUS: From 2021? Vague as to time. 9 I am not sure I understand. 10 THE WITNESS: They're public documents and you 11 can grab them right now. The commission website is 12 still up and they still have all of their community 13 testimony in an air table. 14 MS. HAMILL Q: And then you said you asked her 15 team to get on the box and start drawing. What is the 16 box? 17 A Um -- 18 MR. MANOLIUS: Objection. First, lacks 19 foundation as to whether you said that, so -- 20 THE WITNESS: The box is an internal staff 21 term for the computer that houses most of the software. 22 MS. HAMILL Q: And that's your proprietary 23 system? 24 A And Maptitude and other things, it's a remote 25 computer.</p>	Page 112
<p>1 line 9 to 14. You said you wanted the final work to be 2 supported with communities of interest testimony. 3 A Uh-huh. 4 Q I'm asking you was the final map that became 5 Prop 50 supported with communities of interest 6 testimony? 7 MR. MANOLIUS: Again, objection. Vague as to 8 and where and what context and when. You can answer. 9 MR. WOODS: Join. 10 THE WITNESS: I think objectively looking at 11 the map you can see that the Prop 50 map that was passed 12 by voters was consistent with a lot of what was 13 important in the redistricting commission process and a 14 lot of what testimony was stated before the commission 15 in 2021 and in 2011 as they deliberated. 16 MS. HAMILL Q: What specific communities of 17 interest do you have in mind when you're telling me 18 that? 19 A Well, in this document I talk about the LGBTQ 20 community. I also talk about environmental community, 21 but there could be a hundred different communities of 22 interest throughout the State whose communities of 23 interest that they advocated for in the prior 24 redistricting were retained within the current maps, not 25 only the all the districts that weren't changed at all,</p>	Page 111	<p>1 Q And when you are done with the marked 2 exhibits, if you can just hand them to the reporter. 3 A That's perfect. That's perfect. I'll do that 4 from now. 5 MS. HAMILL: I am going to mark as Exhibit 9 6 the Hispanas Organized for Political Equality, HOPE 7 presentation. 8 (Whereupon Plaintiff's Exhibit 9 9 was marked for identification.) 10 MS. HAMILL Q: You're familiar with Hispanas 11 Organized For Political Equity; correct? 12 A (Witness nodding head.) 13 Q HOPE? 14 A HOPE, yes. 15 Q So we can call them HOPE? 16 A Please. 17 Q It's much easier. 18 A Uh-huh. 19 Q Great. When did you first become acquainted 20 with HOPE? 21 A I first became acquainted with HOPE more than 22 a dozen years ago, maybe 15 years ago. 23 Q 2010-ish? 24 A I think that probably sounds about right. 25 Q And you gave a presentation to HOPE in October</p>	Page 113

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1 of 2025; correct?	A Yes.	1 conversation reflected in this transcript?
2	Q October 17th?	2 MR. MANOLIUS: Objection, vague, compound,
3	A That's the date on the transcript and I don't	3 overbroad. Quite a number of pages. You can look
4	dispute it. I don't recollect it exactly.	4 through them too.
5	6 Q And was that to encourage the Latino community	5 THE WITNESS: Yes, I recognize them.
7	to support Prop 50?	6 MS. HAMILL: I am going to ask counsel to
8	A This was to inform the HOPE participants, the	7 please stop with the speaking objections.
9	organization as to what was on the ballot, Prop 50, and	8 MR. MANOLIUS: I'll make my objections.
10	yes, but it was -- I don't know that they would want to	9 Thanks.
11	12 characterize it as campaigning. It was more of an	10 MS. HAMILL: You're welcome.
12	13 informational thing. It was myself and a demographer	11 Q So the Zoom, the video from from this Zoom
13	for the no vote.	12 discussion is no longer publicly available. Do you have
14	Q For the no site?	13 any idea why that is?
15	A Uh-huh.	14 MR. MANOLIUS: Objection, lacks foundation.
16	Q And so you were informing HOPE about what the	15 You can answer.
17	maps did?	16 THE WITNESS: I didn't know that it was
18	MR. MANOLIUS: Objection. Lacks foundation,	17 publicly available, so I don't have any response. I
19	calls for speculation. If you might want him to look at	18 don't have any interaction with -- no.
20	21 a specific place in the transcript, that would probably	19 MS. HAMILL Q: At any time did you personally
21	be better, but you can answer, if you know.	20 take any action to get the video taken off of the public
22	MS. HAMILL: You can stop with the speaking	21 domain?
23	objections.	22 A No.
24	MR. MANOLIUS: Sorry. I am done.	23 Q Do you recall telling HOPE that Prop 50 would
25	THE WITNESS: I don't know that that was my	24 increase Latino voting power?
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1	charge exactly. I speak to HOPE on a regular basis,	1 Q I'm going to turn your attention to page 23,
2	maybe every six months, maybe every year, and so they	2 line 24 through page 24 line one.
3	were having me back to talk about what was going on with	3 A Uh-huh.
4	Prop 50.	4 Q Can you read that out loud for me, please,
5	And they don't think they gave me, like, a	5 starting at line 24 on page 23?
6	charge to speak about what specific part of it like	6 A I'll trust that this is the right transcript,
7	that. They told me not to talk about partisanship but	7 but -- and I started listing out this concept of drawing
8	they told me to talk about Prop 50.	8 a replacement majority/minority Latino in the middle of
9	Q And were you paid for this --	9 Los Angeles, that was the number one thing that I first
10	A No.	10 started thinking about because of something that I
11	Q -- appearance? And just for everyone's	11 worked with HOPE on in the last redistricting process.
12	reference, this transcript is included as Exhibit B in	12 Q Do you remember saying that?
13	the U.S. Complaint Intervention and it's also marked as	13 A I recall speaking to it. I don't remember
14	Exhibit 11 for the preliminary injunction hearing.	14 saying those exact words.
15	So have you seen this transcript before?	15 Q Were you being truthful when you said that?
16	A I've seen that it exists. I haven't read	16 A I was being --
17	through it.	17 MR. MANOLIUS: Objection. Calls for legal
18	Q I want to give you a few minutes to just look	18 conclusion, argumentative. You can answer.
19	through it, generally.	19 THE WITNESS: I was being truthful in that
20	A Okay.	20 when we first started working on this this was a map
21	MR. MEUSER: And for your information, your	21 that was already drawn.
22	testimony or your presentation starts on page 20.	22 MS. HAMILL Q: When you say this, are you
23	THE WITNESS: Thank you. Oh, yes. Okay. All	23 referring to the Proposition 50 map?
24	right.	24 A This map that's, this map, this map, I mean a
25	MS. HAMILL Q: Do you recognize generally the	25 map that puts -- when I say I first started thinking

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1 about it because of something that I worked with HOPE on 2 in the last redistricting process, there was a map 3 associated with that work in 2021, so I knew that that 4 map existed and I knew that that map creates an 5 additional democratic seat in the middle of Los Angeles.	1 And so HOPE was advocating for putting that 2 district back in L.A. 3 Q And that was your starting point for 4 Proposition 50? 5 A I guess.
6 Q Are you saying you drew a map with HOPE in 7 2021? 8 A No, I just knew there was one that existed. 9 Q Okay. 10 A And that had been advocated by Equality 11 California, environmental protection groups and HOPE, so 12 I knew that there was already a map on the shelf. 13 And so on the first thing I can think of is, hey, I know one thing that's easy to do, that's why I was expressing to them there was a, hey, I know something that will pick up a democratic seat.	6 MR. MANOLIUS: Objection. I instruct you not to answer based on legislative privilege what was done during Prop 50. 9 THE WITNESS: Speaking here after the map was done I was articulating this lines two through five that I knew that a proposal had been done in 2021 that they were advocating for. 13 MS. HAMILL Q: Going down to line six on page 24, it looks like you say you're going to read for a second, so you start reading something at the HOPE presentation; is that correct?
17 Q Did you work with HOPE at all in 2021 on that map? 19 A I don't recall. I know it existed. 20 Q How often has HOPE sent you map proposals? 21 A Never any. Potentially, I mean, I don't want to, I don't want to say -- let me para -- let me rephrase that. 24 I don't recall them ever sending me a map proposal. That isn't the core of what they do as an	17 A Uh-huh. 18 Q What were you reading? 19 MR. MEUSER: Can that be a verbal answer? 20 MR. MANOLIUS: You said, "Uh-huh." 21 MR. MEUSER: You said, "Uh-huh." 22 THE WITNESS: Oh, yes. I was -- I was saying yes only to characterize that I was following along with what your question was. 25 That line six was, I was reading a letter from
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1 organization. 2 Q So how does your relationship work? Would they express a desire for something and you would provide them with a draft map -- 5 MR. MANOLIUS: Objection. 6 THE WITNESS: In 2021? 7 MR. MANOLIUS: Wait. Objection, vague as to time. I am not sure during what process you mean. 9 MS. HAMILL: At any time. 10 THE WITNESS: So in 2021? 11 MR. MANOLIUS: At any time except, excuse me -- objection -- the Prop 50 map drawing process, which I instruct you not to answer about. 14 THE WITNESS: Yes. Very readily available to anybody who wanted to look is in 2021. HOPE and a number of groups were advocating for a map that would not remove a district from Los Angeles, because that's what the commission chose to do in 2021. 19 They went from 53 to 52 districts and they had a question, how are we going to do this? Are we going to do this by starting from a scratch map and just letting everything fall where it is or are we going to just take a map out of L.A. where they're the slower growing portion of the state and it makes our job easier just to take a district out of L.A.	1 2021. 2 MS. HAMILL Q: The letter from HOPE. 3 A Yes. Oh, you've got it. 4 MR. MEUSER: We're prepared. 5 (Whereupon Plaintiff's Exhibit 10 was marked for identification.) 7 MS. HAMILL Q: I have marked as Exhibit 10 a November 24th, 2021, letter from HOPE to the Citizens Redistricting Commission. It is also marked as Exhibit 12 for the preliminary injunction hearing. 11 Is this the letter that you were referring to on page 24 of this transcript? 13 MR. MANOLIUS: Just objection, vague. Is it just the first two pages, because there seem to be some other things after it? 16 MS. HAMILL: It's the complete document. 17 THE WITNESS: Um, I was referring to the first two pages of this. I haven't seen the attachment in years. 20 MS. HAMILL Q: So is it your testimony that there is a version of this letter that doesn't have the attachment to it? 23 MR. MANOLIUS: Objection, calls for speculation. 25 THE WITNESS: Oh, um --

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1	MR. MANOLIUS: Misstates his testimony.	1 to the commission.
2	THE WITNESS: I'm only saying that I have only	2 MS. HAMILL: Are you able to go back to my
3	seen the first two pages recently when I was presenting.	3 last question? And before we do that, I am going to ask
4	I had forgotten that this other attachment was even	4 one more time politely, please, stop with the improper
5	here.	5 speaking objections.
6	MS. HAMILL Q: But you had seen that before,	6 MR. MANOLIUS: They are not improper, but
7	the attachment?	7 everybody is entitled to their opinion.
8	A Ions ago, yeah, in 2021.	8 If there's lack of clarity in the question, I
9	Q So I want to walk you through -- I'm going	9 am going to object.
10	back to --	10 MS. HAMILL: You may object, but don't start
11	A Uh-huh.	11 testifying or advising your client while on the record.
12	Q -- Exhibit 9. You can set aside the letter	12 MR. MANOLIUS: I am not doing any of that.
13	for a minute.	13 (Whereupon the record was read as
14	A Okay.	14 follows: "Question: And do you
15	Q Just going through the transcript here, so	15 believe that to be true?"
16	line six, page 24, you say you're going to read for a	16 MR. WOODS: Objection. Vague.
17	second, and you just testified that you were reading	17 MR. MANOLIUS: Calls for speculation, vague.
18	from what has been marked as Exhibit 10, and you read	18 MS. HAMILL Q: You just explained before we
19	from the HOPE letter.	19 got into this transcript, you explained what happened
20	And then I think you're quoting it on line	20 where the commission had to move the map from 53 to 52
21	nine, you say, "HOPE is concerned about the elimination	21 districts; right?
22	of the majority/minority Latino district within the area	22 A Uh-huh.
23	of Los Angeles Gateway cities."	23 Q And they did take away that district; correct?
24	Do you remember saying that?	24 MR. MANOLIUS: Objection, misstates his
25	A I remember reading this letter.	25 testimony. You can answer.
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1	Q Okay. And then it continues on line 13.	1 THE WITNESS: I stated objectively that the
2	"The seat, which is called by the L.A. Times	2 commission had to make a choice of where to remove a
3	the most Latino district in the country, disappeared off	3 district in the district, but they, the district that
4	the map despite the growing Latino population throughout	4 most people believed was, quote unquote, removed was an
5	the state."	5 L.A. district from the move from 53 to 52.
6	Do you remember saying that?	6 They're characterizing it they are messaging
7	A Yes.	7 about it in a way that is their own choice of how to
8	Q And do you believe that to be true?	8 message about it. They are not making objective
9	A I can't speak --	9 statements here, they are making persuasive statements
10	MR. MANOLIUS: Just a second. Let me	10 that I can't speak to.
11	interpose a late objection. Do you remember saying	11 MS. HAMILL Q: Okay. And moving on down page
12	that? Vague, misstates the testimony, if he remembers	12 24, starting at line 17, I don't think you're quoting
13	reading that, adopting it.	13 anymore.
14	THE WITNESS: And then I can tell you that I	14 A Uh-huh.
15	read this. There are statements in here that, it's	15 Q I think this is your own speech. "And that
16	their letter that says HOPE is concerned about the	16 letter on page two illustrated what HOPE wanted to see
17	elimination.	17 done in a coalition with a lot of other partners in Los
18	I don't have firsthand knowledge of their	18 Angeles."
19	concern, but I am reading their letter that says they	19 Do you remember saying that?
20	were concerned, and their citing of L.A. Times article	20 A That portion of it is my words, it looks like,
21	that I'm reading their letter, so I don't have	21 and then the next sentence is quoting.
22	independent knowledge of that either.	22 Q Okay. So the second sentence on line 19, you
23	So this isn't my, I didn't write this letter	23 go back to quoting the HOPE letter that's marked as
24	so I am not able to speak to the veracity of the letter,	24 Exhibit 10?
25	I am just reading back to them what they had submitted	25 A With number one is the beginning of where I'm

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1	quoting again.		1	Q	-- is that correct?
2	Q	Okay. So line 20, it says, "Number one, create a gateway cities district centered around Downey as described in the analysis, allowing for the creation of five Latino majority/minority districts in an area where there are currently four."	2	A	Yeah.
3			3	Q	Is that a fair thing to say?
4			4	A	Yeah.
5			5	Q	Okay. Now we're going back to the transcript, page 24, line 25. You say, "Secondly, take the district that was called LB north, which is now the Robert Garcia district, take that district to the south through Seal Beach into Huntington Beach, making a Latino-influenced district at 35 percent Latino by voting age population."
6			11		Do you remember saying that?
7		So are you reciting --	12	A	I remember saying something like that.
8	A	I want to, yeah, I want to amend one of my earlier statements, because I might have been reading from a different version of the letter.	13	Q	And that doesn't perfectly reflect point two on the second page of the letter that's marked as Exhibit 10, does it?
9			14		
10		As you notice, I have two words in here that aren't on the letter that you're providing.	15		
11			16	MR. MANOLIUS:	Objection, lacks foundation, vague. You can answer.
12			17		
13		You have minority districts in an area, in an area where there are currently four and the letter that you provided me says minority districts where there are currently four, so just slightly different. I might have been reading from a slightly different version of the letter.	18	THE WITNESS:	It is off by a few words here and there.
14			19		
15	Q	Do you think there is a different version of this letter floating around?	20	MS. HAMILL Q:	Do you think perhaps when you were speaking at this HOPE presentation you were ad-libbing a bit from the letter?
16			21		
17	MR. MANOLIUS:	Objection, speculation.	22	A	Potentially.
18			23	MR. MANOLIUS:	Objection, calls for speculation.
19	MR. WOODS:	Join.	24		
20			25		
21	THE WITNESS:	Potentially.			
22	MS. HAMILL Q:	And you said that this letter is available on the redistricting commission website;			
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1	correct?		1	THE WITNESS:	Potentially. I was reading as I'm talking and so there was a little bit, and that might be why there was two words in the first bullet point. I don't know.
2	MR. MANOLIUS:	Objection, calls for speculation, lacks foundation.	2		
3			3	MS. HAMILL Q:	Okay. And so that was your starting point what we just went over you've testified, that that was the start point that you had for Proposition 50; correct?
4	THE WITNESS:	I don't recall where I got it from. I just know that when I got it it was two pages, it didn't have these things, and so potentially where we're getting these from different sources or I had a different version of it or something.	4	A	Potentially.
5			5	MR. MANOLIUS:	Objection, don't answer it.
6	MS. HAMILL Q:	Would you please go back and obtain the copy of the letter from which you were reading at this October 17th, 2025 presentation and provide it to your counsel who will then provide it to me?	6		
7			7	MR. MANOLIUS:	Calls for information protected by the legislative privilege.
8			8	MS. HAMILL Q:	That's what you told HOPE, at least?
9			9	MR. MANOLIUS:	Um, objection. Misstates the testimony, vague. You can answer.
10	MS. HAMILL Q:	You -- I understand your question. I'll look to see if I can do that.	10	MR. WOODS:	Join.
11			11	THE WITNESS:	What I told HOPE was that the off the shelf, the first thing available to us in trying to create an additional democratic seat was to utilize a map that had already been drawn that was being advocated for them before the commission, that's what I articulate here.
12	A	And maybe I'm wrong, but --	12		
13	Q	Thank you. All right. So I believe we're on page 24 of this HOPE transcript, line 17 --	13	MS. HAMILL Q:	Did you tell HOPE that this creating a Latino majority district and putting back in this district was the starting point, because you were
14	A	Uh-huh.	14		
15	Q	-- down to line 24, and to me that looks like the second page of what we marked as Exhibit 10.	15		
16	A	Uh-huh.	16		
17	Q	It looks like the first bold bullet point --	17		
18	A	Yeah.	18		

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<p>1 trying to convince them to vote for Proposition 50?</p> <p>2 MR. MANOLIUS: Objection. I instruct you not</p> <p>3 to answer, to the extent that it implicates your Prop 50</p> <p>4 work, legislative privilege, so I instruct you not to</p> <p>5 answer.</p> <p>6 MS. HAMILL Q: Did you tell HOPE that this</p> <p>7 letter we've marked as Exhibit 10 was your starting</p> <p>8 point, because that was the truth and that's how you</p> <p>9 started drawing the Proposition 50 map?</p> <p>10 MR. MANOLIUS: Same objection. Legislative</p> <p>11 privilege.</p> <p>12 MS. HAMILL Q: Going back to the transcript,</p> <p>13 which is marked as Exhibit 9, page 25, line six, you</p> <p>14 say, "That two bullet points was the first thing we did</p> <p>15 in drawing the new map. We essentially reversed the</p> <p>16 Redistricting Commission's decision to eliminate the</p> <p>17 Latino district from L.A., the old Ed Roybal district,</p> <p>18 Lucille Roybal-Allard district, the first Latino</p> <p>19 majority/minority district in the country, the first</p> <p>20 Latino member of Congress in the country."</p> <p>21 Do you remember saying that?</p> <p>22 A I remember saying something like that, yeah.</p> <p>23 Q Is it true?</p> <p>24 MR. MANOLIUS: Objection. To the extent it</p> <p>25 calls for legislative privilege and information, I</p>	<p>Page 130</p> <p>1 covered by the legislative privilege. You can certainly</p> <p>2 answer as to what you told HOPE.</p> <p>3 MR. WOODS: Also, mischaracterizes testimony.</p> <p>4 THE WITNESS: It definitely mischaracterizes</p> <p>5 my testimony, I believe. The, I think the point of this</p> <p>6 was to give a path on the back of the HOPE leadership</p> <p>7 that advocated really hard for the membership in 2021</p> <p>8 and to let them know that, that roughly, because if you</p> <p>9 actually look at the map it is different than their</p> <p>10 bullet points, but that roughly that they, that what</p> <p>11 they had advocated for in 2021 was valuable.</p> <p>12 MS. HAMILL Q: How is it different from their</p> <p>13 bullet points?</p> <p>14 MR. MANOLIUS: Objection, vague, lacks</p> <p>15 foundation. And vague as to how is what different? I</p> <p>16 am not sure.</p> <p>17 MS. HAMILL Q: Just quoting your words. You</p> <p>18 said the Prop 50 map is different from these bullet</p> <p>19 points; correct?</p> <p>20 MR. MANOLIUS: I instruct you not to answer</p> <p>21 the question as to due to legislative privilege with</p> <p>22 regard to the Prop 50 map.</p> <p>23 MS. HAMILL Q: I'm asking about the map is</p> <p>24 drawn, we can all see it. It's not private.</p> <p>25 Looking at the map, can you tell if it's the</p>
<p>1 instruct you not to answer.</p> <p>2 MR. MEUSER: Is there an answer?</p> <p>3 MR. MANOLIUS: I said not to answer.</p> <p>4 MR. MEUSER: You said to the extent.</p> <p>5 MR. MANOLIUS: I instruct you not to answer</p> <p>6 the question.</p> <p>7 MS. HAMILL Q: Was the point of this exercise</p> <p>8 that you described between lines six and 13, was the</p> <p>9 point of that exercise to eliminate Ken Calvert's</p> <p>10 district or to create a fifth Latino majority district?</p> <p>11 MR. MANOLIUS: I instruct you not to answer.</p> <p>12 That's covered by legislative privilege.</p> <p>13 MS. HAMILL Q: The point of that exercise was</p> <p>14 to create a fifth Latino majority district, wasn't it?</p> <p>15 MR. MANOLIUS: Same objection and I instruct</p> <p>16 you not to answer the question.</p> <p>17 MS. HAMILL Q: Was it just a fortuitous bonus</p> <p>18 that eliminating Ken Calvert's district gave you a fifth</p> <p>19 Latino majority district?</p> <p>20 MR. MANOLIUS: Same objection. I instruct you</p> <p>21 not to answer the question.</p> <p>22 MS. HAMILL Q: If that's the case, if it was a</p> <p>23 fortuitous bonus, then why did you tell HOPE that you</p> <p>24 set out to create a majority district?</p> <p>25 MR. MANOLIUS: Objection. Seeks information</p>	<p>Page 131</p> <p>Page 133</p> <p>1 same or different from what's in these proposed bullet</p> <p>2 points, which were written in 2021 are not relevant to</p> <p>3 the Prop 50 legislative privilege?</p> <p>4 A You can see the maps that they submitted and</p> <p>5 they are similar, but not the same.</p> <p>6 Q In what ways?</p> <p>7 A In that there is a Long Beach to Orange County</p> <p>8 district and there is a north of Long Beach to gateway</p> <p>9 cities district.</p> <p>10 Q And how are they different?</p> <p>11 (Sneezing.)</p> <p>12 A Because bullet point one says as described in</p> <p>13 the analysis, which it's not going to match what's in</p> <p>14 the analysis, and it describes the percentage Latino</p> <p>15 CVAP in Huntington Beach, because the LB north district</p> <p>16 is not exactly what we created. Ours goes further into</p> <p>17 Newport Beach and is not 35 to 40 percent Latino citizen</p> <p>18 voting population.</p> <p>19 Q What is it?</p> <p>20 A Less than that, something less than that.</p> <p>21 Q And so point one on the second page of</p> <p>22 Exhibit 10 refers to an analysis. Is that referring to</p> <p>23 the analysis that's attached to the letter?</p> <p>24 MR. MANOLIUS: Objection, calls for</p> <p>25 speculation.</p>

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<p>1 THE WITNESS: When I was doing the 2 presentation I didn't know exactly which analysis they 3 were speaking to, but given these together it was 4 speaking to this, and there's probably even a picture of 5 a map in here. I don't know. And I don't -- and the 6 Prop 50 map did not create an additional Latino 7 majority/minority district.</p> <p>8 MS. HAMILL Q: What do you mean?</p> <p>9 A It objectively did not create another Latino 10 district that is was over 50-percent CVAP Latino.</p> <p>11 The existing map has district 40, the 12 commissioned mapped had a district number 42, it was 13 over 50-percent CVAP Latino, and the new district, that 14 district is now moved up, is renumbered 41 and now 15 there's a new district that goes from Huntington Beach 16 down, from Long Beach down to Huntington Beach, Newport 17 Beach, which is not Latino majority/minority, so there's 18 not an additional Latino majority/minority district 19 created through that.</p> <p>20 Q So I want to turn your attention to page 25 of 21 what's marked as Exhibit 9, lines 19 through 25.</p> <p>22 A Yes.</p> <p>23 Q And so, basically, this is saying you went 24 back to proposals from HOPE, Equality California, groups 25 that were trying to advocate for changes during the last</p>	<p>Page 134</p> <p>1 majority/minority districts, just one more district in 2 L.A.</p> <p>3 Q What is your understanding of why Equality 4 California would propose a Latino majority district?</p> <p>5 A They weren't --</p> <p>6 MR. MANOLIUS: Objection, calls for 7 speculation.</p> <p>8 MR. WOODS: Join.</p> <p>9 MR. MANOLIUS: Lacks foundation. You can 10 answer.</p> <p>11 THE WITNESS: They were advocating for their 12 LGBT community. They had maps showing there was a 13 strong LGBT community in Long Beach and they believed 14 that that LGBT community could be more effective in 15 advocating and helping to elect a candidate of choice 16 from that group if it was paired with more coastal 17 communities down Huntington Beach, Long Beach.</p> <p>18 And so their interests and HOPE's interests 19 might have aligned, but that's why Equality California 20 was advocating, and they have a lot of documentation and 21 a lot of public testimony about that.</p> <p>22 MS. HAMILL Q: I am going to take you back to 23 what I marked as exhibit --</p> <p>24 A Do you want me to give you those, please? 25 Eight, she had it already. Okay.</p> <p>Page 136</p>
<p>1 redistricting process; right?</p> <p>2 MR. MANOLIUS: Objection, legislative 3 privilege, instruct you not to answer.</p> <p>4 MS. HAMILL: You said it publicly, so wouldn't 5 that be a waiver of the privilege.</p> <p>6 MR. MANOLIUS: Again, you can ask him if he 7 said it.</p> <p>8 MS. HAMILL Q: Did you say this, Mr. Mitchell?</p> <p>9 A Yes, I said that. And the second portion of 10 that what they were doing in 2021 is true.</p> <p>11 Q Is any part of this statement not true?</p> <p>12 A No. I am just saying it's definitely 13 something I can confirm without getting into what 14 happened during the Prop 50 mapping process.</p> <p>15 Q Was Equality California proposing a Latino 16 majority district?</p> <p>17 MR. MANOLIUS: Vague as to time. Objection. 18 Vague as to time. And if it's during the Prop 50 time, 19 I instruct you not to answer based on legislative 20 privilege.</p> <p>21 THE WITNESS: In 2021, Equality California was 22 advocating for the same structure of maps that HOPE was 23 advocating for, which would have replaced an L.A. 24 district.</p> <p>25 But, again, same set, same number of Latino</p>	<p>Page 135</p> <p>1 Q So I want to go to page 27, line 17 down to 2 25, and then going to page 28, lines one to two.</p> <p>3 A Okay.</p> <p>4 Q Do you remember saying this?</p> <p>5 A Yes.</p> <p>6 MR. MANOLIUS: Objection, compound. Out of 7 text. You can answer.</p> <p>8 THE WITNESS: Yes, I recall saying that second 9 portion of a statement you're reading. You're selecting 10 only a second portion of a statement.</p> <p>11 MS. HAMILL Q: So I am referring to line 17.</p> <p>12 A You have to go to line six. You have to start 13 on line six.</p> <p>14 Q Okay. But you do recall saying those things?</p> <p>15 A Uh-huh. Yes.</p> <p>16 Q Okay. And so on line 18 you say, "And so why 17 would you remove districts from an area that's, you 18 know, from a Latino community where this Roybal-Allard 19 district has been historically and there's a lot of 20 community interest arguments about that district. Why 21 take that out when you could just leave it there and let 22 all the districts in L.A. kind of push out over the 23 area, over the county into other areas."</p> <p>24 And that was a true statement when you said 25 it; correct?</p> <p>Page 137</p>

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1 MR. MANOLIUS: Objection, lacks foundation, 2 calls for speculation, and vague as to what the time 3 period.	1 districts spill over into other counties, rather than 2 having a district get pulled out of the middle of L.A. 3 which would have invariably reduced a democratic member 4 of Congress.
4 THE WITNESS: For this statement to make sense 5 you have to go back to line six --	5 So all I'm doing in this is explaining both 6 takes. Matt Rexroad is a republican consultant.
6 MS. HAMILL Q: Okay.	7 MS. HAMILL Q: You didn't use any partisan 8 language when you said this to Capitol Weekly, you only 9 spoke about the Latino population; correct?
7 A -- because to back up a second, the last 8 commission had to go from 52 to -- 53 to 52 seats. 9 There were two arguments. You've skipped to the second 10 argument.	10 MR. MANOLIUS: Objection, misstates testimony, 11 calls for speculation. Vague as to time.
11 Q Uh-huh.	12 MR. WOODS: The document speaks for itself.
12 A The first argument, and so I am paraphrasing 13 what other people were saying.	13 THE WITNESS: Line two mentioned Ken Calvert.
14 Matt Rexroad was saying, hey, L.A. is where 15 you're losing population. Matt Rexroad was saying, hey, 16 L.A. is where you're losing the population, so you 17 should take that, you know, district out of L.A.	14 MS. HAMILL Q: Okay. So you mentioned Ken 15 Calvert on line two, but where you're talking you just 16 explained to me, it sounds like you replaced what you 17 said on page 27, you replaced Latino with democratic and 18 progressive causes, but, anyway, we'll move on.
18 And, honestly, like, it's easier just to take 19 one district out and let the rest of the districts 20 collapse in on itself than to do what we were saying, 21 which was no, no, no, keep all the districts in L.A., so 22 that's the first argument that people were making.	19 So then going to page 28, lines three through 20 seven, do you remember saying that?
23 And then the second statement, starting line 24 17, going through the end of that is me characterizing 25 the alternate statement, groups like HOPE and others	21 MR. MANOLIUS: I am sorry. Can you repeat 22 your lines?
	23 MS. HAMILL Q: Lines three through seven on 24 page 28.
	25 MR. MANOLIUS: Thank you.
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1 were saying.	1 THE WITNESS: I don't recall saying it, but I 2 don't dispute that it's in the transcript.
2 So in both cases, I'm channelling Matt Rexroad 3 in the first statement and I'm channelling advocacy 4 groups in the second statement.	3 MS. HAMILL Q: You're saying, "The first thing 4 we did was we used that community of interest testimony 5 and kind of undid what the commission did last time in 6 putting that district back in L.A. and kind of 7 eliminating that Calvert seat."
5 These aren't, I am not stating my viewpoint, I 6 am stating what was kind of the public testimony at the 7 time.	8 MR. MANOLIUS: Objection.
8 MS. HAMILL Q: And you ultimately went with 9 the second argument; correct? You did not take the Matt 10 Rexroad approach to the map?	9 MS. HAMILL Q: That's the first thing you 10 did; correct?
11 MR. MANOLIUS: Objection, we're talking about 12 Prop 50.	11 MR. MANOLIUS: Objection, legislative 12 privilege. Instruct you not to answer.
13 THE WITNESS: From 2021 --	13 MS. HAMILL: And, again, we're talking about 14 something that you have already discussed publicly on a 15 podcast and you've said this out loud and now you're 16 asserting the privilege in a deposition?
14 MR. MANOLIUS: Objection. Calls for 15 information that's from, protected by the legislative 16 privilege, because it deals with the map drawing in 17 2025.	17 MR. MANOLIUS: Yes. You can ask him if he 18 said it, but to the extent that it implicates the 19 legislative privilege, he's instructed not to answer.
18 MS. HAMILL Q: Were you referring to 2021 or 19 to Prop 50 when you made these statements?	20 MS. HAMILL Q: So you said this, yes? You 21 said this; correct?
20 A Referring to 2021.	22 A Presuming this transcript is right, that's 23 what I said, this does --
21 Q Okay.	24 Q Is there anything in this transcript that 25 you -- that sticks out to you that's not representing
22 A So in 2021, these were the two arguments, and 23 organizations advocating for Democrats and for 24 progressive causes were advocating for the latter of 25 maintaining as many seats in L.A. and having the	

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1	what you actually said?	1 context and timing and overbroad and compound. You can
2	A I haven't found anything yet, but I believe in	2 answer.
3	the other transcripts I have seen things that weren't	3 MR. WOODS: Join.
4	exactly right so I -- but I do -- I don't dispute it,	4 THE WITNESS: We're talking about 2021;
5	put it that way.	5 correct?
6	Q As we go through this deposition I'd	6 MS. HAMILL Q: I'm asking you if you agree
7	appreciate it if you point out to me every time you see	7 with that statement.
8	something in one of these transcripts that doesn't	8 MR. MANOLIUS: And also vague as to the
9	accurately reflect what you've said.	9 context of whatever project it might be.
10	A I have.	10 THE WITNESS: I don't know that the
11	Q Thank you. All right. So you're telling	11 terminology is exactly right or how I would -- this is,
12	Capitol Weekly the first thing you did was use community	12 this is for clarity. This is something that somebody
13	of interest testimony and undid what the commission did	13 else wrote and that HOPE attached to their letter, which
14	last time in putting that district back in L.A. and kind	14 also somebody else wrote, and you're asking me to
15	of eliminating that Calvert seat, so that tracks with	15 answer, it's almost like three, three steps down.
16	what you told HOPE you did, as well; correct?	16 But I would say that the second portion of
17	MR. MANOLIUS: Objection. Compound. Lacks	17 that sentence is clearly true, that there are a lot of
18	foundation. You can answer.	18 things that county boundaries or other lower criterias
19	THE WITNESS: The two statements are	19 are subservient to the State's redistricting law and the
20	consistent with each other, if that's what you're asking	20 question would be how you characterize Voting Rights Act
21	me. I don't want to characterize what I did.	21 and protection of voters of color.
22	Otherwise, the two statements are consistent with each	22 Communities of interest might be a better way
23	other.	23 of saying that, because communities of interest is a
24	Q Okay. And we're talking about district 41;	24 higher priority than county boundaries or other lower
25	correct?	25 criteria, but this is written by a demographer that's
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1	A Yes, the Ken Calvert district. In 2021 it	1 focused on racially polarized voting, not a demographer
2	would have been something else.	2 who draws districts, so I don't know.
3	Q So you relied on the HOPE letter marked as	3 Q Continuing to the next sentence, it says,
4	Exhibit 10 when you were drawing the Proposition 50 map;	4 "Further, it is also acceptable for commissioners to
5	correct?	5 value providing influence to voters of color in its
6	MR. MANOLIUS: Objection. Calls for	6 districting plans, so long as it is not the sole
7	information protected by the legislative privilege. I	7 criterion used, even beyond the minimal requirements for
8	instruct you not to answer.	8 voting rights guidance provided by the commission --
9	MS. HAMILL Q: I want you to turn to the fifth	9 sorry -- provided to the commission by its voting rights
10	page of what I've marked as Exhibit 10, which looks like	10 staff."
11	this (Indicating).	11 Do you agree with that statement?
12	A Okay. They don't have numbers.	12 A Well, if I can --
13	Q My apologies.	13 MR. MANOLIUS: Objection, calls for
14	A Footnote three at the bottom of it.	14 speculation, vague as to context, written by somebody
15	MR. MEUSER: HOPE letter, so should be the	15 else. You can.
16	third page of that.	16 THE WITNESS: If I can dissect this, because
17	MR. WOODS: Got it.	17 this is a word salad a little bit.
18	THE WITNESS: The bottom of footnote three.	18 So where he says is acceptable for
19	MS. HAMILL Q: The third full paragraph down,	19 commissioners to value providing influence to voters of
20	it starts with, "It is important to remember that voting	20 color in its districting plans, that can take a lot of
21	rights and the protection of voters of color is a higher	21 forms.
22	priority than preserving county boundaries or other	22 That could mean that it's okay if as an
23	lower order criteria."	23 incidental byproduct of preserving communities of
24	Do you agree with that statement?	24 interest that a racial minority of voters of color are
25	MR. MANOLIUS: Objection, content, vague as to	25 empowered, as long as their ethnicity is not the sole

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<p>1 criteria, or race is not the sole criteria. And that is 2 true even where you're not dealing with a requirement 3 from attorneys telling you that you have a section two 4 Voting Rights Act requirement.</p> <p>5 So as an example, if you were to use arguments 6 from the Armenian grocers who said that we want to be 7 together in a community because we have concerns before 8 the city council or we have issues, literally in 9 Glendale they were trying to ban Armenian BBQ, outdoor 10 barbecues, so they got together and organized to try to 11 take on the city council.</p> <p>12 Would it be okay for you as the redistricting 13 commissioner to say we're going to keep you within a 14 district as a community of interest even though the 15 byproduct of that is that you are creating a better 16 voting power for that minority community? That's what 17 this is characterizing.</p> <p>18 That legitimate purpose, legitimate goals in 19 redistricting, like maintaining communities of interest, 20 could have the effect of providing greater influence to 21 voters of color, even in areas where we're not talking 22 about the Voting Rights Act at all, and that's not 23 inherently bad or wrong for a redistricting to do that 24 as long as it's not using race as its sole criteria. 25 That's what that is reading to me as.</p>	<p>Page 146</p> <p>1 MR. MANOLIUS: Objection, vague as to time. 2 If you're talking about the Prop 50 process, I instruct 3 you not to answer due to legislative privilege. 4 MS. HAMILL: I'm talking about Prop 50. 5 MR. MANOLIUS: My objection and instruction 6 stands. 7 MS. HAMILL Q: Would it be illegal in your 8 mind, in your approaching your work in your 9 understanding, I am not asking for a legal conclusion 10 here -- let me just rephrase that. 11 Would it be improper to meld together two 12 white majority districts in order to increase the voting 13 power of a protected class generally? 14 MR. MANOLIUS: Objection, calls for 15 speculation, incomplete hypothetical, and it sounds like 16 you're asking as a general matter. Depends on the 17 process. And don't answer anything about Prop 50. 18 MR. WOODS: Also, calls for a legal 19 conclusion. 20 THE WITNESS: What I think this is discussing 21 is that there was a district going to be eliminated and 22 I don't know why the analysis reads like this or what he 23 was trying to say, but what he's talking about in 2021 24 was the elimination to have a district, if we -- if the 25 state had created this gateway cities district, it would</p>
<p>1 Q Well, if all that's true then why wouldn't you 2 just testify and explain to us exactly what the criteria 3 were that you used to draw the Prop 50 map? 4 MR. MANOLIUS: Objection, because it's 5 protected by legislative privilege. 6 Objection, also, that it's a distinct, 7 different process. 8 THE WITNESS: Sorry if that was fast. 9 THE REPORTER: I'll jump in. 10 MS. HAMILL Q: I want you to go to the second 11 to last page of what I have marked as Exhibit 10, 12 please. 13 A Uh-huh. You mean, the next to the last page, 14 the one with the map at the top? 15 Q Looks like this (Indicating). 16 A Yeah. 17 Q Yes. And that middle paragraph, the bold line 18 says, "To create a new gateway cities district to 19 enhance Latino voting influence, the commission would 20 need to meld together two white majority districts 21 elsewhere, so as to cause an aggregate increase in the 22 number of districts providing voting power for voters of 23 color across the region and the state." 24 Did you meld together two white majority 25 districts like the HOPE letter suggested?</p>	<p>Page 147</p> <p>1 have required somewhere else in the state two districts 2 to be collapsed. 3 Whether or not those two districts would be, I 4 don't know what the composition of those two districts 5 would be, but mathematically two districts somewhere 6 else would have to be collapsed. 7 MS. HAMILL Q: Would that trigger Voting 8 Rights Act concerns that would make you go and speak to 9 an attorney if you were melding two white majority 10 districts together? 11 MR. MANOLIUS: Objection, calls for 12 speculation, incomplete hypothetical. Depends on the 13 process. Ultimately, attorney-client privilege, but you 14 can answer. 15 MR. WOODS: Calls for legal conclusion. You 16 can answer. 17 THE WITNESS: In other jurisdictions where I'm 18 working and I'm working with legal counsel about 19 particular VRA districts, they seem to be rather 20 agnostic about what happens in the others. 21 They're concerned about a particular district 22 that they might argue, the lawyers might think is 23 required by the Voting Rights Act, but the impact that 24 seems to have on other districts, they seem to not have 25 a significant concern about.</p>

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1	MS. HAMILL Q:	I'm going to go back to page	1	A	Uh-huh.
2		five of Exhibit 10, which has that footnote three at the	2	Q	Okay. Is that what they're talking about
3		bottom. In the middle of the paragraph that we were	3		here?
4		looking at before, the paragraph starts with, "It is	4		MR. MANOLIUS: Objection, calls for
5		important."	5		speculation.
6		If you go down, the third sentence starts	6		THE WITNESS: Yes.
7		with, "Thus, it may be important that some of these very	7		MS. HAMILL Q: Is this something that you
8		high Latino districts in L.A. County expand somewhat	8		implemented when you were drawing the maps for
9		into neighboring counties, such as Orange County or	9		Proposition 50?
10		Riverside County."	10		MR. MANOLIUS: Objection. Instruct you not to
11		Do you see that?	11		answer, legislative privilege.
12	A	Uh-huh.	12		MS. HAMILL Q: So moving onto the next
13		MR. MEUSER: Is that a "yes"?	13		sentence, "For instance, district SP710 is 63 percent
14		THE WITNESS: Yes.	14		Latino CVAP. Such a district is likely overpacked
15		MS. HAMILL Q: And then it says, "Crossing	15		beyond what is required."
16		into Orange County will make some of these districts	16	A	I am sorry. I lost track of where you are.
17		less overpacked but will still allow for very high	17		Can you tell me again? For instance?
18		levels of Latino ability to elect, and Latino CVAP	18	Q	Yes.
19		majorities, that end seem errant," but do you see where	19	A	Sorry. I was off. Thank you.
20		I'm reading from?	20	Q	"For instance, district SP710 is 63 percent
21	A	Uh-huh.	21		Latino CVAP. Such a district is likely overpacked
22	Q	Do you have an understanding of this	22		beyond what is required to definitively allow for the
23		statement?	23		election of a Latino candidate of choice."
24		MR. MANOLIUS: Objection, calls for	24		Do you see that?
25		speculation. You can answer.	25	A	Uh-huh. Yes.
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1	THE WITNESS:	Generally, I understand the	1	Q	Do you have an understanding of that
2		words and I think the and is in place, because Latinos'	2		statement?
3		ability to elect and Latino CVAP majorities are	3		MR. MANOLIUS: Objection, calls for
4		different constructs.	4		speculation. He didn't write it but he can answer.
5	MS. HAMILL Q:	Got it. That's a helpful	5		THE WITNESS: I understand the words. I
6		explanation. And so it sounds like what this document	6		understand what he's characterizing.
7		is saying is that when there are overpacked districts	7		MS. HAMILL Q: Generally, when you were
8		with high levels of Latino voters, that they need to be	8		drawing maps, what do you consider, what percentage of
9		unpacked. Is that what they're saying?	9		CVAP do you consider a district is overpacked?
10	MR. MANOLIUS:	Objection, misstates the	10		MR. MANOLIUS: Objection. Lacks context,
11		contents of the letter. Calls for speculation. You can	11		vague, depends on the process. And I instruct you not
12		answer.	12		to answer anything about the Prop 50 map drawings for
13	MR. WOODS:	Join.	13		legislative privilege.
14	THE WITNESS:	Um, this is kind of like high	14		THE WITNESS: I 100 percent in cases like this
15		level VRA --	15		default to legal counsel to tell me.
16	MS. HAMILL Q:	Uh-huh.	16		And I have been in other instances in Kern
17	A	-- and I really feel like this level of this	17		County, as an example, where legal counsel asked us to
18		discussion, you'd be best served talking to the author	18		have districts that were 63, 65 percent Latino.
19		of this document, so I have to -- I understand what he	19		So in the situation, there was a lawsuit in
20		is saying, but I don't understand whether or not it's	20		Kern County, very well-known one where they were looking
21		true or not.	21		at creating kind of CVAP districts like this, so I can't
22	Q	Do you have an understanding of the concept of	22		characterize, there's no magic overpacking number.
23		overpacking districts and then moving populations around	23	Q	All right. And moving onto the next sentence,
24		to maintain the ability to elect of a protected	24		it says, "Similarly, STH60 and CDNELA are 56 percent and
25		population? Do you understand that concept?	25		57 percent Latino CVAP respectively. If these districts

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1 were between 52 percent and 54 percent Latino CVAP, for 2 instance, they would still be very likely to elect 3 Latino candidates of choice." 4 Do you see that? 5 A Uh-huh. Yes. 6 Q Do you have an understanding of what that 7 means? 8 A Yes. 9 MR. MANOLIUS: Objection, calls for 10 speculation, incomplete hypothetical, context. You can 11 answer. 12 MR. WOODS: Join. 13 THE WITNESS: Yes. 14 MS. HAMILL Q: What is your understanding of 15 that statement? 16 A The understanding of that statement, and again 17 these letter number things, these are districts that 18 were draft maps from the commission STH60 CDNELA, that 19 was a methodology they used to maintain districts. So I 20 don't have real clear memory as to what exactly those 21 districts were at the time, but what he's essentially 22 saying is that idea of majority/minority being 23 bifurcated from the idea of ability to elect, and in 24 some parts of the state or country a 52 percent or 25 54 percent Latino CVAP district is sufficient, given an	1 correct? 2 MR. MANOLIUS: Objection, misstates his 3 testimony, lacks context, incomplete hypothetical. You 4 can answer. 5 MR. WOODS: Same objections. 6 THE WITNESS: I cannot answer or I can? 7 MR. MANOLIUS: You can. 8 THE WITNESS: I can? No, I don't agree with 9 that. 10 MS. HAMILL Q: Can you explain? 11 A I already did explain earlier that it's very 12 situational. 13 In some areas in Kern County, well-documented 14 lawsuit, needs a much higher Latino CVAP based on what 15 the legal counsel told me in that case, and legal 16 counsel in other cases have instructed that a 50 percent 17 CVAP Latino is sufficient for based on ability to elect 18 a candidate of choice, so there is not a doctrine in 19 California about some magical number. 20 Q Would you agree that that sweet spot of 52 to 21 55 percent that's expressed in this letter marked as 22 Exhibit 10 applies to the areas that HOPE was 23 referencing their map, with their map proposal? 24 MR. WOODS: Objection. Calls for speculation. 25 Also, mischaracterizes the document.
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1 ability to elect analysis, which is what this 2 demographer does to elect a candidate of choice from 3 this Latino community and other jurisdictions that might 4 not be enough. 5 Q Do you agree that moving Hispanic populations 6 out of overpacked districts into other areas helps to 7 maintain a likelihood that Hispanics will still elect 8 candidates of their choice, and I am asking generally, 9 not specifically, to this scenario? 10 MR. MANOLIUS: Objection, speculation, 11 incomplete hypothetical. You can answer. 12 THE WITNESS: There is no general answer. 13 MS. HAMILL Q: When you were drawing the Prop 14 50 maps, did you have a specific CVAP target in mind? 15 MR. MANOLIUS: Objection, and I instruct you 16 not to answer. It calls for legislatively privileged 17 information. 18 MS. HAMILL Q: When you were drawing the Prop 19 50 maps you had a specific target, Hispanic CVAP in mind 20 for a set number of districts; correct? 21 MR. MANOLIUS: Objection. I instruct you not 22 to answer, legislative privilege. 23 MS. HAMILL Q: And you agree that the sweet 24 spot Hispanic CVAP to maintain electing candidates of 25 their choice is somewhere between 52 and 55 percent;	1 MR. MANOLIUS: Lacks foundation, incomplete 2 hypothetical. 3 THE WITNESS: I don't want to sound combative, 4 but your statement of sweet spot is the first time I 5 have ever heard anybody say sweet spot with regards to 6 CVAP target, so this isn't the way that I communicate in 7 any of my redistrictings. 8 I don't mean that to be pejorative. I am just 9 saying that is not any language that I have ever used in 10 redistricting. 11 MS. HAMILL Q: What phrasing would you use? 12 A There wouldn't be a phrasing. 13 Q So there's no target? 14 A No. 15 MR. MANOLIUS: Objection, speculation, 16 incomplete hypothetical. Depends on the context. You 17 can answer. 18 THE WITNESS: I characterized in Kern County 19 there was guidance from legal counsel to get, I don't 20 recall exactly what it was, but it was relatively 21 higher, over 50 percent, but those kind of targets like 22 in Kern County are extremely rare, almost never seen, 23 and it's in a case where there was a legal requirement 24 based on a lawsuit to have a district that was a certain 25 percentage.

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1	That is not how, you go to any of my		1	A	During that time?
2	redistrictings that I have ever done, over 100, that's		2	Q	Yes.
3	not how we communicate about these issues.		3	A	Yes.
4	MS. HAMILL Q: Well, I wish I could get your		4	Q	What did you speak with her about?
5	communications regarding Prop 50, but we're getting,		5		MR. MANOLIUS: Same objection, based on
6	we're catching objections on everything, so I have to go		6		legislative privilege.
7	through this process here.		7		MS. HAMILL Q: Did you speak with Cecilia
8	Moving onto the last sentence in that		8		Aguilar Curry during that period of time of July 2nd to
9	paragraph, "The commission may want to consider the		9		August 15th, did you speak with anyone involved in the
10	optimal allocation of Latino CVAP in L.A. County so as		10		assembly committee on elections?
11	to create one additional very high Latino CVAP majority		11	A	I would need to know the members of the
12	or plurality district in this area while maintaining		12		committee. I'm not trying to be combative. I just
13	these four Latino CVAP majority districts."		13		don't honestly know the members of the committee and I
14	Do you see that.		14		didn't speak with any staff.
15	A Yes.		15	Q	I'll pull that list on the next break for you.
16	Q And that's exactly what you drew up in Prop		16	A	Thank you.
17	50?		17	Q	During that time period of July 2nd to
18	MR. MANOLIUS: Objection, legislative		18		August 15th, did you speak with anyone on the senate
19	privilege. I instruct you not to answer, privilege.		19		committee on elections?
20	Sorry.		20	A	Same.
21	MS. HAMILL: Can we take a 10-minute break?		21	Q	You need a list?
22	THE WITNESS: Sure.		22	A	I wouldn't know who is on the committee. I
23	THE VIDEOGRAPHER: The time is 2:27 p.m. We		23		don't do legislative work.
24	are going off the record.		24	Q	Did you just say you don't do legislative
25	(Whereupon a recess was taken.)		25		work?
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1	THE VIDEOGRAPHER: We are back on the record.		1	A	No, I don't mean like that, I mean
2	The time is 2:41 p.m. and this marks the beginning of		2		historically, like, in Sacramento I'm not a lobbyist.
3	videotape number four in the deposition of Paul		3		I don't -- I work more in politics than I do
4	Mitchell, which is being taken at Hansen Bridgett, LLP,		4		in committee staffs and who works where. I don't keep
5	500 Capitol Mall, Suite 1500, Sacramento, California.		5		track of whose on what committees.
6	The videographer is Nicholas Coulter here on behalf of		6	Q	I am going to turn back to the HOPE
7	Array Legal Services.		7		transcript, Exhibit 9, page 26.
8	MS. HAMILL Q: Mr. Mitchell, at any point		8	A	Oh. Okay.
9	between July 2nd and August 15th, did you speak with any		9	Q	I'll direct your attention to line 14 on page
10	of the bill sponsors for any of the three Prop 50 bills?		10		26, going down to line 21. Do you remember making that
11	A Can you tell me their names? I don't know		11		statement?
12	which ones.		12		MR. MANOLIUS: I apologize. Can you give me
13	MS. HAMILL Q: You would know better than I		13		the line numbers again?
14	would. You don't know who sponsored the bills?		14		MS. HAMILL: 14 to 21.
15	A No.		15		MR. MANOLIUS: Okay. Thanks.
16	MR. MANOLIUS: Objection, calls for		16		THE WITNESS: Yes.
17	speculation.		17		MS. HAMILL Q: Was it true at the time that
18	MS. HAMILL Q: Did you speak with Sabrina		18		you said it?
19	Cervantes in that period of time?		19		MR. MANOLIUS: Objection. Legislative
20	A Yes.		20		privilege. Don't answer the question.
21	Q What did you speak with her about?		21		MS. HAMILL Q: You're referring to a Voting
22	MR. MANOLIUS: Objection, legislative		22		Rights Act analysis that you got back. Are you
23	privilege. Don't answer the question.		23		referring to a voting rights analysis for Prop 50?
24	MS. HAMILL Q: Did you speak with Gail		24		And this is a clarifying question because I
25	Pellerin Mark.		25		don't know if you're talking about Prop 50 or something

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1	else.	1	I instruct you not to answer as it implicates
2	MR. MANOLIUS: Objection, as to Prop 50, calls	2	legislative privileged information.
3	for information that's privileged by legislative	3	MS. HAMILL Q: Can you tell by looking at the
4	privilege. Don't answer the question.	4	public map that that's what happened?
5	MS. HAMILL Q: Did someone do a Voting Rights	5	MR. MANOLIUS: Calls for speculation. You can
6	Act analysis for your Proposition 50 maps?	6	answer.
7	MR. MANOLIUS: Instruct you not to answer the	7	THE WITNESS: I can only state that that's
8	question. That's protected by legislative privilege.	8	what the PPIC study found. I haven't done the PPIC
9	MS. HAMILL Q: Who did the voting rights	9	study myself, like, I haven't gone into their data.
10	analysis for the Prop 50 maps?	10	MS. HAMILL Q: Is the PPIC a reliable entity,
11	MR. MANOLIUS: Same objection. Instruct you	11	in your mind?
12	not to answer the question.	12	A (Witness nodding head.)
13	MS. HAMILL Q: Is that Voting Rights Act	13	MR. MANOLIUS: Objection. Vague as to
14	analysis published publicly anywhere?	14	reliable.
15	MR. MANOLIUS: Same objection.	15	THE WITNESS: One among many; absolutely, PPIC
16	MS. HAMILL: You're going to object on	16	is reliable.
17	legislative privilege for a publicly published document?	17	MS. HAMILL Q: I have a list for you.
18	MR. MANOLIUS: Lacks foundation. Yes. I	18	A Please.
19	instruct you not to answer.	19	Q Did you between the time period of July 2nd
20	MS. HAMILL Q: And do you have a document in	20	and August 15th, did you discuss the Proposition 50 maps
21	your possession that would reflect the Voting Rights Act	21	with Alexandra Macedo?
22	analysis that was done for this map?	22	A I don't believe so.
23	MR. MANOLIUS: Same objection and instruct you	23	Q Did you discuss the Proposition 50 maps with
24	not to answer. Legislative privilege.	24	Steve Bennett during that time period?
25	MS. HAMILL Q: And so according to your	25	A I don't believe so. And let me clarify. They
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1	statement that's reflected in lines 14 to 21, page 26 of	1	might have been on a group, but as an individual
2	this exhibit, the analysis you had done said that the	2	one-on-one which we discussed earlier the distinction
3	existing commission map and your new Prop 50 map were	3	between the two, no, not one-on-one.
4	both compliant with section two but that empirical	4	Q And within that time period, did you discuss
5	evidence shows Prop 50 map improves the opportunity for	5	the Proposition 50 maps with Marc Berman?
6	Latino voters to elect candidates of choice in two more	6	A I do not believe so.
7	districts than the existing plan; is that right?	7	Q During that time period did you discuss the
8	MR. MANOLIUS: Is the question did he say it?	8	Proposition 50 maps with Jose Luis Solachi, Jr.?
9	MS. HAMILL: No.	9	A I do not believe so.
10	MR. MANOLIUS: Then objection. I instruct you	10	Q During that time period did you discuss the
11	not to answer the question based on legislative	11	Proposition 50 maps with Catherine Stefani?
12	privilege.	12	A No.
13	MS. HAMILL Q: Which two districts have	13	Q During that time period, did you discuss the
14	improved opportunity for Latino voters to elect	14	Proposition 50 maps with David Tangpia?
15	candidates of their choice?	15	A No.
16	MR. MANOLIUS: Same objection. I instruct you	16	Q Were you involved with Catherine Stefani's
17	not to answer.	17	efforts to get out the vote on election day for
18	MS. HAMILL Q: And going down to the next line	18	Proposition 50?
19	on page 26, line 22, it says, "Then PPIC just put out an	19	A No.
20	analysis last week that said our plan maintained the	20	Q During the time period of July 2nd through
21	status quo in terms of the Voting Rights Act and added	21	August 15th, did you discuss the Proposition 50 maps
22	one more Latino-influenced district."	22	with Steven Choy?
23	Is that your understanding of what you did	23	A No.
24	with your Prop 50 map?	24	Q Did you discuss the Proposition 50 maps with
25	MR. MANOLIUS: Objection, lacks foundation and	25	Ben Allen during that time period?

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1	A	No.	1 will be great for the Latino community in two critical
2	Q	Did you discuss the Proposition 50 maps with	2 ways. One is that they ensure that the Latino districts
3		Monique Limon during that time period?	3 that are the VRA seats are bolstered in order to make
4	A	I do not believe so.	4 them most effective, particularly in the Central
5	Q	And did you discuss the Proposition 50 maps	5 Valley."
6		with Thomas Umberg during that period of time?	6 Do you recall saying that?
7	A	No.	7 A I presume that's exactly what I said since
8	Q	And when you said no, it is possible that you	8 that's what's written here so --
9		spoke with these people in a group setting?	9 Q Did you mean it?
10	A	Yes.	10 MR. MANOLIUS: Objection. Legislative
11	Q	Okay.	11 privilege. Instruct you not to answer.
12	A	And if I can remember a conversation with any	12 MS. HAMILL Q: I assume you were being
13		of them I'll come back to you, but I don't recall	13 truthful when you said it?
14		anything during that time.	14 MR. MANOLIUS: Same objection. You're
15	Q	Do you have any documents in your possession	15 instructed not to answer.
16		that would show who you met with and who you spoke to?	16 MS. HAMILL Q: And what did you mean here when
17	A	Not that --	17 you said that the Latino districts that are the VRA
18		MR. MANOLIUS: Objection, compound, calls for	18 seats?
19		speculation. You can answer.	19 MR. MANOLIUS: Same objection. Instruct you
20		THE WITNESS: Not as an in total.	20 not to answer.
21		MS. HAMILL Q: But if you went back, let's say	21 MS. HAMILL Q: So you're not, you're going to
22		that there weren't objections, would you be able to go	22 instruct him not to answer in terms of explaining what
23		back into your e-mail account and look for meetings or	23 it means to say Latino districts that are VRA seats?
24		schedules or calls that you might have had with these	24 MR. MANOLIUS: To the extent that it goes to
25		people?	25 the process in the Legislature, yes, so I am instructing
		Page 167	Page 169
1	A	Just to, as an example, we talked about side	1 him not to answer.
2		to the window that we're talking about --	2 MS. HAMILL Q: What did you mean when you say
3	Q	Uh-huh.	3 you want to bolster the VRA seats?
4	A	-- you know, I'll run into a legislator around	4 MR. MANOLIUS: Same objection, instruct you
5		the capitol, I talk to them whenever we are at a thing	5 not to answer.
6		together, they might call me, but all those kind of	6 MS. HAMILL Q: Do you use race as an input
7		interactions which are probably the majority of the	7 when you're, quote, on the box?
8		interactions I would have with the legislators would not	8 MR. MANOLIUS: Vague as to time. Instruct you
9		be in any kind of documentation.	9 not to answer it as to Prop 50 process.
10		Did you say Macedo on that list?	10 MS. HAMILL Q: Ever.
11	Q	Uh-huh.	11 A In redistricting when we're drawing lines?
12	A	Then I did talk to Macedo.	12 Q Yes.
13	Q	You did talk to Assembly Member Macedo?	13 A You have to be cognizant of all of the factors
14	A	During that period, yes. Sorry.	14 when you're drawing lines, so of course.
15		It was outside the period, it was between the	15 Q So including race?
16		15th and the 19th, so I'm sorry, so it wasn't during the	16 A Uh-huh.
17		July 15th to August 15th, it was after, during the	17 MR. MEUSER: Is that a "yes"?
18		legislative session.	18 THE WITNESS: Yes.
19	Q	What did you talk to her about?	19 MS. HAMILL Q: Did you use race as an input
20		MR. MANOLIUS: Objection. Legislative	20 when you were drawing on the box drawing the Prop 50
21		immunity, privilege, instruct you not to answer.	21 map?
22		MS. HAMILL Q: I want to turn your attention	22 MR. MANOLIUS: Objection, instruct you not to
23		to page 30 of the HOPE transcript, lines six through 11.	23 answer, legislative privilege.
24	A	(Witness complied.)	24 MS. HAMILL Q: In one of these podcasts you
25	Q	So here you say, "The Prop 50 maps I think	25 spoke about SCOTUS dismantling the VRA. What did you

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1	mean by that?	1 speculation, incomplete hypothetical. You can answer.
2	MR. MANOLIUS: Objection, vague. Calls for	2 THE WITNESS: I don't believe so.
3	speculation. One of these podcasts, question mark?	3 MS. HAMILL Q: We're making progress.
4	THE WITNESS: I think there's two ways in	4 A I know. I am just running out of cough drops.
5	which I generally would speak about SCOTUS dismantling	5 MR. MEUSER: I may be a Boy Scout, but I don't
6	VRA.	6 have any cough drops.
7	The first is that California used to be bound	7 MS. HAMILL Q: If you want to hand those
8	by section five of the Voting Rights Act, but they	8 exhibits to the court reporter --
9	invalidated section four, which was the conditions upon	9 A 8, 9, 10; I can do that.
10	which section five was operative and in doing so they	10 Q How many Black influenced districts are there
11	eliminated a VRA protection nationally that also does	11 in the Prop 50 map?
12	affect California redistricting.	12 A That would be open to interpretation.
13	And then, secondly, there are cases before the	13 Q Enlighten me.
14	court right now where pundits and analysts believe that	14 A There are --
15	they might erode the Voting Rights Act in a general way,	15 MR. MANOLIUS: Objection, calls for a
16	but I am not an attorney so I can't really speak to what	16 narrative, vague. You can answer.
17	are the possible outcomes.	17 MR. WOODS: Join.
18	But when you say dismantling, those were the	18 THE WITNESS: There are advocacy groups that
19	things I think colloquial saying in the redistricting	19 would argue that there are multiple districts wherein
20	space around the Voting Rights Act. That's what that	20 the Black population has electoral opportunity and
21	would mean.	21 greater influence and that the creation of the ligns by
22	Q Does the voting power of any racial group	22 the last commission and their advocacy was helpful in
23	decrease with your Proposition 50 map?	23 sustaining that, and that ranges from districts in L.A.
24	MR. MANOLIUS: Objection, vague, compound	24 to Oakland to Contra Costa, Fairfield, Vacaville, Solano
25	incomplete hypothetical. You can answer.	25 County, Sacramento, Stockton.
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1	MR. WOODS: Join.	1 There's a lot of places where the Black, the
2	THE WITNESS: Sure. There's the voting group	2 organizations that advocate for the Black community
3	potentially that, you know, is in a current district	3 might consider that their community of interest has, you
4	where they have an elected representative, the lines	4 know, a significant ability to elect it somehow.
5	have changed, there's going to be winners and losers in	5 Q Did you deliberately preserve any
6	every district, so there are voting groups that might	6 Black-influenced district in the Proposition 50 map?
7	have wanted to vote for Kevin Kiley and Kevin Kiley is	7 MR. MANOLIUS: Objection, legislative
8	now going to be in a district that is more now heavily	8 privilege. Instruct you not to answer.
9	democratic, but that is what happens in redistricting.	9 MS. HAMILL Q: Did you do an interview with
10	Q So my question asked about the voting power of	10 the Sacramento Observer about Proposition 50?
11	any racial group.	11 A Yes.
12	A Oh, you didn't say, I didn't hear you say	12 Q I'm going to mark as Exhibit 11 -- a note for
13	racial group, so I am sorry. Let me adjust that then,	13 the record that I am done with the stickers.
14	because I thought you just said group, voting group.	14 I am marking as Exhibit 11 an article in the
15	So, no, I can't speak to -- could you please	15 Sacramento Observer entitled, "Untangling Prop 50: How
16	repeat the question she asked? I am really genuinely	16 California's Redistricting Fight Impacts Black
17	sorry. I thought you said voting group.	17 Communities."
18	(Whereupon the record was read as	18 (Whereupon Plaintiff's Exhibit 11
19	follows: "Question: Does the	19 was marked for identification.)
20	voting power of any racial group	20 MS. HAMILL Q: So it looks like this article
21	decrease with your Proposition 50	21 was dated October 20th, 2025.
22	map?"	22 Did you provide the Sacramento Observer with
23	THE WITNESS: So I retract my former	23 an interview for this particular article?
24	statement. That was not what I intended to say.	24 MR. MANOLIUS: Objection, calls for
25	MR. MANOLIUS: Objection. Calls for	25 speculation.

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1	THE WITNESS: Yeah, but you said a date. I	1 maintaining the districts that we ended up not even
2	don't know if the date makes sense.	2 actually touching.
3	MS. HAMILL Q: On the top of the second page	3 These districts are so far away from where the
4	of this exhibit.	4 republicans are that it wasn't important in our line
5	A So October 2025.	5 drawing to try to go into those districts, and so it was
6	Q Yes.	6 advantageous to the Black organizations that the three
7	A Okay. Okay. Before the election, but after	7 districts that they were most focused on weren't
8	the lines were drawn, after the ballot measure, it was	8 touched, so that's me characterizing the organizations.
9	near the end of the ballot measure. Okay.	9 Goal number one was preserving those three districts
10	MS. HAMILL Q: And I want to turn to page five	10 and, incidentally, our maps did that because there
11	of this exhibit and it looks like this is where you come	11 wouldn't have been a partisan advantage to do that.
12	into the article. The second paragraph says, "He,	12 And that's 90 percent of what was important
13	meaning Paul Mitchell, "said his team prioritized	13 for the Black community, was preserving those districts.
14	protecting the core interests of Black communities,	14 So I'm characterizing the importance of those to the
15	which were for the most part, he said, 'kept intact from	15 organizations that were advocating before the commission
16	the commission process. ''	16 in 2021.
17	Do you remember saying that to the Sacramento	17 Q Were you referring to districts 37, 43 and 12?
18	Observer?	18 A When I just said three districts?
19	MR. MANOLIUS: Objection. There's, there's --	19 Q Yes.
20	it's a description of what he said by somebody else, so	20 A I believe those would be the three districts
21	calls for speculation. You can, you can answer.	21 I'd be talking about, yeah.
22	THE WITNESS: Yeah, I think that that author	22 Q And so the Proposition 50 map was drawn to
23	of this article is characterizing this in a way that I	23 keep 37, 43 and 12 to be Black influence districts;
24	wouldn't have characterized it.	24 correct?
25	But the second part, my stand alone statement,	25 MR. MANOLIUS: Objection, calls for
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1	kept in tact from the commission process, could be me	1 speculation.
2	advocating for the Prop 50 maps in that the large areas	2 MR. WOODS: Join.
3	that the Black community identifies as communities of	3 MR. MANOLIUS: Do not answer.
4	interest were kept intact. So it was an objective	4 MS. HAMILL Q: Did you intentionally give
5	statement about when you look at what the community of	5 Young Kim a district?
6	interest the Black advocacy organizations were	6 MR. MANOLIUS: I said objection, legislative
7	advocating for, that those were intact, but whether this	7 privilege, I instruct you not to answer.
8	first sentence about us prioritizing the core of Black	8 MS. HAMILL Q: Young Kim is a republican;
9	communities is the reporter's interpretation.	9 right?
10	Q Did you prioritize protecting the core	10 A Yes. Good republican member of Congress.
11	interests of Black communities?	11 Q A good republican?
12	MR. MANOLIUS: Instruct you not to answer,	12 A I'm just joking.
13	legislative privilege.	13 Q So why did your map give her a great district,
14	MS. HAMILL Q: And the next paragraph says,	14 in your words?
15	"Mitchell said preserving three Black districts, two in	15 MR. MANOLIUS: Objection, legislative
16	L.A. and one in Oakland, was foremost."	16 privilege and instruct you not to answer.
17	Is that true?	17 MS. HAMILL Q: Was there no way to draw a
18	MR. MANOLIUS: Objection, calls for	18 district that would give a democrat a greater chance of
19	speculation written by somebody else. And was it true?	19 being elected in that area where Young Kim's district
20	Lacks foundation.	20 is?
21	THE WITNESS: What this paragraph is speaking	21 MR. MANOLIUS: Same objection. I instruct you
22	to is what the organizations that I mentioned in the	22 not to answer, legislative privilege.
23	earlier question, you said white groups have reached out	23 MS. HAMILL Q: Do you have evidence that
24	to Black Power Network was one of them, met the Black	24 Hispanics have been unable to elect candidates of choice
25	Power Network, their top priority was, first off,	25 in California?

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1	MR. MANOLIUS: Objection.	1 EXAMINATION
2	MS. HAMILL Q: Generally.	2 By: MARK MEUSER, Attorney at Law, counsel on behalf of
3	MR. MANOLIUS: Vague as to time, calls for	3 the Plaintiffs:
4	speculation, incomplete hypothetical. You can answer.	4 Q Good afternoon, Paul.
5	MR. WOODS: Also, calls for a legal	5 A Hi.
6	conclusion.	6 Q As you know, I am Mark Meuser for the
7	THE WITNESS: I can answer?	7 plaintiffs and I am going to take an opportunity to try
8	MR. MANOLIUS: Yes, please.	8 to ask you some more questions.
9	THE WITNESS: Can you please repeat the	9 I'll try not to duplicate, but there might be
10	question that she asked to me exactly? I got it wrong	10 a few duplications here, so -- you understand you're
11	last time so I want to make sure I get it right.	11 still under oath?
12	(Whereupon the record was read as	12 A Yes.
13	follows: "Question by MS.	13 (Whereupon Plaintiff's Exhibit 12
14	HAMILL: Do you have evidence	14 was marked for identification.)
15	that Hispanics have been unable	15 MR. MEUSER Q: Okay. In front of you right
16	to elect candidates of choice in	16 now is a document that's been marked as document number
17	California?	17 12. Have you seen this document before?
18	"MR. MANOLIUS: Objection.	18 A No.
19	"MS. HAMILL: Generally.")	19 Q Not until I sat down?
20	MR. WOODS: Join.	20 Q I am going to represent to you that this was a
21	THE WITNESS: At the statewide level, I don't	21 document that was served on your counsel at about
22	have evidence of that at the statewide level.	22 1:00 a.m. this morning, so your counsel had a very late
23	MS. HAMILL Q: If you had more time to work on	23 night last night.
24	the Proposition 50 map, is there anything that you would	24 Would you take a minute and just review the
25	have done differently?	25 response to Request for Production number one?
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1	MR. MANOLIUS: Objection, legislative	1 A Okay.
2	privilege and I instruct you not to answer.	2 Q Okay. Now, go read the Request for Production
3	MS. HAMILL Q: Do you have any regrets about	3 number one.
4	how this transpired?	4 A (Witness complied.) The first line? Yes.
5	MR. MANOLIUS: Same objection.	5 Q You were served with the notice of your
6	THE WITNESS: I wish I had eaten more.	6 deposition on Monday, December 1st; is that correct?
7	MR. MEUSER: That is actually in his report in	7 A If that's what the records are -- I don't
8	the Capitol Weekly Podcast, so --	8 remember exactly what day it was.
9	MS. HAMILL: I believe I am finished with my	9 Q Okay. And in that deposition notice there was
10	questions, but I do reserve the right to come back if	10 a request to bring documents; is that correct? Do you
11	there's time at the end. Thank you.	11 remember Julie going through that list of questions
12	And I am going to pass this off to my	12 where it said documents?
13	colleague, Mr. Mark Meuser.	13 A Yes.
14	MR. MEUSER: Let's go off the record for a	14 Q And did you bring any documents with you
15	minute.	15 today?
16	THE VIDEOGRAPHER: The time is 3:09 p.m. We	16 MR. MANOLIUS: Objection. I have already
17	are going off the record.	17 stated our position on the documents. We are happy to
18	(Whereupon a recess was taken.)	18 work with you going forward, but there was not
19	THE VIDEOGRAPHER: We are back on the record.	19 sufficient time to prepare for this deposition and to
20	The time is 3:22 p.m. and this marks the beginning of	20 gather everything that we'd have to gather and review,
21	videotape number five in the deposition of Paul	21 so the answer to your question is no.
22	Mitchell, which is being taken at Hansen Bridgett, LLP,	22 MR. MEUSER Q: So in 10 days you have not been
23	500 Capitol Mall, Suite 1500, Sacramento, California.	23 able to produce a single document; is that correct?
24	The videographer is Nicholas Coulter here on	24 MR. MANOLIUS: I would more characterize it as
25	behalf of Array Legal Services.	25 we are not producing any documents today given the

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1 burdensome nature of what you've requested and the need 2 to review everything, gather everything, review 3 everything for privilege and the like. 4 And, again, as I noted in my e-mail to you, we 5 are very happy to establish a schedule for that 6 production. 7 MR. MEUSER Q: But as of today at the time of 8 this deposition you have not brought any documents to 9 this deposition? 10 A No. 11 Q Okay. And there is no privilege log that has 12 been delivered as of today; correct? 13 MR. MANOLIUS: Correct. As I also stated in 14 my e-mail to you, we would be providing that as we went 15 through the documents and helped develop the documents. 16 It's a very voluminous and tedious process and we've 17 also been busily preparing for this deposition. 18 MR. MEUSER Q: Did you know approximately how 19 many documents that you gave to counsel to review in 20 response to this document production? 21 A I do not. 22 Q Was this produced to counsel in the form of an 23 electronic drive? 24 MR. MANOLIUS: Objection, attorney-client 25 privilege. I instruct you not to answer the question.	1 counsel? 2 A Dropbox. 3 Q Dropbox. Do you recall what the size of the 4 Dropbox file was you transferred? 5 A It wasn't a file, it was access to the 6 folders, so I don't know what it was. 7 Q On what date did you give counsel access to 8 your computers? 9 A I don't recall. 10 MR. MANOLIUS: Objection, attorney-client 11 privilege. Don't answer the question. 12 MR. MEUSER: Next I am handing you which is 13 called Exhibit 13, which is a subpoena to appear and 14 testify at a hearing in Los Angeles. 15 (Whereupon Plaintiff's Exhibit 13 16 was marked for identification.) 17 MR. MEUSER Q: Earlier when we started this 18 deposition you were asked a few questions about being in 19 Los Angeles. At that time you were not under subpoena. 20 This is an official subpoena to appear at trial on 21 Monday, the 15th. 22 Will you be appearing on Monday, the 15th? 23 MR. MANOLIUS: Objection. He's not compelled 24 by this piece of paper to appear in Los Angeles. It's 25 beyond the 100-mile limit for a preliminary injunction
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1 MR. MEUSER Q: Right now all I am trying to do 2 is figure out the size of the file that you're trying to 3 review, because you have not produced anything here. 4 MR. MANOLIUS: Uh-huh. 5 MR. MEUSER: So if it was 10 boxes of paper, 6 is it, you know, a zip drive that was 100 megabytes? 7 All I am trying to figure out is the volume of 8 documents that you are reviewing, so because it's been 9 10 days here and there's not a single document. 10 MR. MANOLIUS: Uh-huh. 11 MR. MEUSER: There's not a single document, 12 there's not a privilege log, so I'm just trying to, in 13 case we have to go to the court, I am trying to make 14 sure that we have a record here, Counsel. 15 MR. MANOLIUS: And I can tell you that I don't 16 know the size of it. It's voluminous. I am not very 17 good on the technical end of things, I rely on other 18 people in my firm to deal with that, which is in the 19 process and happening, so I don't know the size. 20 I mean, I don't know if you know the size. 21 THE WITNESS: I have no idea. Every time we 22 create a map there are files created, put in folders and 23 they have been given access to all of that. 24 MR. MEUSER Q: Did you send some sort of zip 25 file to counsel when you delivered the documents to	1 hearing. That's noted in rule 45(c). He's already been 2 burdened by coming to this deposition on short notice 3 and preparing. 4 The Supreme Court recently said that this is 5 not going to be an action that gets very far and the 6 burden on him has been enough, so he will not be 7 appearing in Los Angeles. 8 MR. MEUSER: I need to be able to explain to 9 the judge -- 10 MR. MANOLIUS: Yes. 11 MR. MEUSER: -- so I appreciate that answer. 12 MR. MANOLIUS: Of course. 13 MR. MEUSER: Okay. 14 (Whereupon Plaintiff's Exhibit 14 15 was marked for identification.) 16 MR. MEUSER: I have just handed you what is 17 called Exhibit D -- sorry, Exhibit 14, which is a DCCC 18 letter, "To whom it may concern," from Julie Merz. 19 And then it proceeds to be a 59 page document 20 that seems to have Redistricting Partners' logo on every 21 single page after the first page; is that correct? 22 A Seems excessive, seems like a lot, but yes, 23 that is. 24 Q Is this a document that you prepared and gave 25 to DCCC?

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1	MR. MANOLIUS: You can answer.	1 Q You didn't create the letter but you created
2	THE WITNESS: Yes.	2 the .pdf document that's with the letter; correct?
3	MR. WOODS: Counsel, before you get too far,	3 A Uh-huh.
4	do you have a paper copy?	4 MR. MANOLIUS: Yeah?
5	MR. MEUSER: It's called August 15th draft	5 THE WITNESS: Yes.
6	map.	6 MR. MEUSER Q: Can you tell me what these 59
7	MR. WOODS: I understand my special access has	7 pages are?
8	been spotted, so it's gone.	8 A This is a redistricting packet. Sometimes we
9	MR. MEUSER: I didn't, because I thought	9 call it an atlas is what we called it internally.
10	everybody would be on the computer file. I am sorry.	10 It is of the cover map of the agency, it is
11	MR. WOODS: Okay.	11 data tables for each of the districts and then inside of
12	MS. MADDURI: Counsel, did you say this was a	12 it are individual maps of each district with data
13	document DCCC produced?	13 regarding the populations, and then an inset map that
14	MR. MEUSER: It is actually a document that	14 shows where that district lies within the State of
15	you produced. It was in a zip file that was attached to	15 California.
16	the e-mail that you, that we've already discussed	16 Q So beginning on page nine you have
17	earlier today.	17 congressional district one; correct?
18	In one of the e-mails that we were discussing	18 A I don't have them numbered, but I trust you
19	there was a Dropbox link and this letter appears in that	19 that that's page nine.
20	Dropbox link.	20 Q So prior to page nine, these are just going to
21	MS. MADDURI: Can you identify the documents	21 be data generally about the entire redistricting
22	by Bates numbers?	22 process, all the districts; is that correct?
23	MR. MEUSER: No. This particular document	23 A The summary data table using the U.C. Berkeley
24	that is looking at has not been Bates stamped or are you	24 statewide database census and CVAP data.
25	talking about the letter where this zip drive is?	25 Q Did you send this atlas to anybody else?
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1	MS. MADDURI: I am sorry. I thought you said	1 MR. MANOLIUS: Objection, vague as to time.
2	this was a document that DCCC produced. Is that not	2 MR. MEUSER Q: Between August 10th and
3	right? If they produced it there would be Bates stamps	3 August 20th, did you send an atlas package to anybody
4	on it.	4 else?
5	MR. MEUSER: DCCC had an e-mail that is Bates	5 A Between August 10th and August 20th, yes,
6	stamped. In that e-mail is a Dropbox link. When you	6 sure.
7	typed in the Dropbox link this document was still in it,	7 MR. MEUSER Q: Who else did you send the atlas
8	so it was --	8 packets to?
9	MS. MADDURI: I see. Okay.	9 A I don't recall.
10	MR. MEUSER: And this is something that was in	10 Q I am going to hand you what we're going to
11	an August 15th e-mail from Paul Mitchell to Julie that	11 mark as Exhibit 15.
12	we have discussed earlier when Julie Hamill was asking	12 (Whereupon Plaintiff's Exhibit 15
13	questions.	13 was marked for identification.)
14	And if you look at the text in there, there	14 MR. MEUSER Q: Which is on the legislature's
15	was a Dropbox link and that this document that he's	15 Prop 50 website and it's actually titled "atlas."
16	looking at right now came from that Dropbox link.	16 A Oh.
17	Have you seen that document before?	17 MR. MANOLIUS: Thank you.
18	A Yes.	18 MR. MEUSER Q: And for those following along
19	Q And you created that document?	19 at home, this would be titled DCCC map atlas (AB 604),
20	MR. MANOLIUS: Objection. The entirety of it,	20 that's a document that has just been marked as
21	compound. You can answer.	21 Exhibit 15.
22	THE WITNESS: Yes.	22 MR. MANOLIUS: Did you have a question, Mark?
23	MR. MEUSER Q: Redistricting.	23 I am sorry.
24	A To be clear, I put these two documents	24 THE WITNESS: I have it.
25	together. I did not create this letter.	25 MR. MEUSER Q: Okay. Do you believe that

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1	these two documents were both generated by your in-house	Page 192
2	software?	1 Q What is different?
3	MR. MANOLIUS: Hmm?	2 MR. MANOLIUS: Objection. Legislative
4	THE WITNESS: Yes, these are what SYZYGY	3 privilege. I instruct you not to answer.
5	creates.	4 MR. MEUSER: You're going to instruct him not
6	MR. MEUSER: Do you recall sending to the	5 to answer something that is a public document that's on
7	State Legislature this particular legislative atlas to	6 a State Legislature website?
8	the Legislature so that they could publish it on line so	7 MR. MANOLIUS: Oh.
9	anybody could view it?	8 THE WITNESS: The difference is that the one
10	MR. MANOLIUS: Objection. Speculation as to	9 provided to the DCCC has voter registration in the upper
11	the purpose the Legislature would have, but you can	10 right-hand corner and the one provided by the
12	answer the first part of the question.	11 Legislature has the same box, but the 2020 census field
13	THE WITNESS: This legislative map, this map	12 in that.
14	was run by us in order for the Legislature to place	13 MR. MEUSER Q: When you were preparing the
15	something as a .pdf on the website.	14 atlas for the Legislature, did anyone ask you to put in
16	MR. MEUSER Q: Okay. I noticed that the one	15 the different box and not put in party registration, in
17	that I handed you that we got from the DCCC e-mail, that	16 your atlas?
18	has your logo Redistricting Partners; correct?	17 MR. MANOLIUS: Objection. I will object,
19	A Yes.	18 legislative privilege. I instruct you not to answer the
20	Q And the one that's marked 15 has the	19 question.
21	California Legislature seal; is that correct?	20 MR. MEUSER Q: Mr. Mitchell, you're not
22	A Yep.	21 answering that question at the instruction of your
23	Q Do you know if you put on the images of seals	22 counsel; is that correct?
24	or do you know if the Legislature did that? Do you have	23 A Exactly.
25	any knowledge of how the logo was changed?	24 Q And let's just go to the second page of either
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1	A Yeah. We have a file, they provided us the	Page 193
2	logos.	1 the page that starts with 2020 census.
3	Q So the State Legislature provided you the	2 A Oh, second page. Okay.
4	logos, you put those on and you mail it to the	3 Q Other than the logo at the top of the page,
5	appropriate person at the State Legislature; is that	4 are you aware of any numbers on this page that are
6	correct?	5 different?
7	A Yes.	6 A No.
8	Q Are you aware if there's any difference in	7 Q For the series of questions I am about ready
9	these two documents?	8 to ask, I don't care which one of these you use, you can
10	MR. MANOLIUS: Objection.	9 put whichever one in front of you that you want because
11	MR. MEUSER: Other than the logo.	10 I am going to ask about some numbers on the tables, so
12	MR. MANOLIUS: Other than the logo?	11 whichever one you prefer. I'm just make sure everybody
13	Objection. Information that's privileged under	12 knows.
14	legislative privilege. I instruct you not to answer the	13 So you are going to use the official
15	question.	14 legislative atlas here real quick. Okay.
16	MR. MEUSER Q: Okay. Can you turn to page --	15 First question I am going to ask you before we
17	the section of the page that is district one?	16 actually turn to the numbers on this page is how many
18	MR. WOODS: On which document?	17 Hispanic majority districts were drawn by the
19	MR. MANOLIUS: On which one.	18 commission?
20	MR. MEUSER: Both sets.	19 MR. MANOLIUS: In 2021?
21	THE WITNESS: Yes.	20 MR. MEUSER: In 2021.
22	MR. MEUSER Q: Is the content on, regarding	21 MR. MANOLIUS: If you know.
23	district one, other than the logo, the same on these two	22 THE WITNESS: 16.
24	documents?	23 MR. MEUSER Q: Okay. Do you know how many of
25	A No.	24 them were designated by the commission as a Voting
		25 Rights Act district?

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1	A 14.	1 go all the way back to that question, but I think the
2	Q How many Hispanic majority districts did you	2 term might have been different than calling it a
3	create as a part of this legislative package that became	3 minority opportunity district.
4	known as Prop 50?	4 I don't think that was the terminology that
5	MR. MANOLIUS: Objection, legislative	5 was used in the earlier question, but I've seen people
6	privilege, I instruct you not to answer.	6 use the term minority opportunity district in different
7	MR. MEUSER Q: Looking at the official atlas	7 ways and I don't have, like, a favorite terminology for
8	that is a public document, is congressional district one	8 that.
9	a Hispanic majority district?	9 Q Have you ever drawn what you would classify as
10	A No.	10 a minority opportunity district?
11	Q Is congressional district two a Hispanic	11 MR. MANOLIUS: Objection. To the extent
12	majority district?	12 you're asking about Prop 50, instruct you not to answer
13	A No.	13 based on legislative privilege. You can answer that
14	Q Is congressional district three a Hispanic	14 outside of that context.
15	majority district?	15 MR. WOODS: Also, vague.
16	A No.	16 THE WITNESS: I don't use that terminology, I
17	Q Is congressional district four a Hispanic	17 don't think. So if I had ever said something was a
18	majority district?	18 minority opportunity, that might surprise me. That's
19	A No.	19 something that is -- that does -- that's generally not
20	Q Is congressional district five a Hispanic	20 something that I use as terminology.
21	majority district?	21 Q And when I say a Hispanic majority district
22	A No.	22 are you considering that as a CVAP majority district or
23	Q Is congressional district six a Hispanic	23 would you just see it or are you answering that as just
24	majority district?	24 a population being the majority?
25	A No.	25 MR. MANOLIUS: Yeah, funny objection. I
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1	Q Is congressional district seven a Hispanic	1 should have clarified that before, so what's your --
2	majority district?	2 THE WITNESS: When we're talking in a
3	A No.	3 redistricting construct, the shorthand would be that
4	Q Is congressional district eight a Hispanic	4 when you say what is the Latino share of the district,
5	majority district?	5 you're talking about it within a voting rights context
6	A No.	6 and so we're using the citizen voting age population.
7	Q Is congressional district nine a Hispanic	7 Q So that's the CVAP number and CVAP percentage;
8	majority district?	8 correct?
9	A No.	9 A Yes.
10	Q Before I go to the next page I am going to ask	10 Q So when I've been asking you the questions
11	you a question.	11 about the Hispanic majority, you're looking at the lines
12	Earlier today, Julie was asking you questions	12 on this chart that are Latino CVAP and Latino CVAP
13	about Hispanic opportunity districts or minority	13 percentage; correct?
14	opportunity districts and I believe you said something	14 A Yes.
15	along the lines, and correct me if I'm wrong, but	15 Q Okay. We are going to start asking those
16	something that different people have a different matrix	16 questions again and we are going to start on
17	of what is a Hispanic opportunity district or minority	17 congressional district 10. Is congressional district 10
18	opportunity district.	18 a Hispanic minority/majority district?
19	Not talking about the maps of Prop 50, but	19 A It's not a majority/minority district.
20	generally speaking, in the redistricting world what is	20 Q Is congressional district 11 a
21	your definition of a minority opportunity district?	21 minority/majority district?
22	MR. MANOLIUS: Objection, asked and answered,	22 A I then -- generally, we say majority/minority,
23	misstates his testimony. He already said that. You	23 but, no.
24	have got it, Paul.	24 Q Yes, sorry. Is congressional district 12 a
25	THE WITNESS: I don't know that it's right to	25 Hispanic majority/minority district?

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1 A	No.	1 Q	Thank you. Now, earlier we were asking some
2 Q	Is congressional district 13 a Hispanic	2 questions about the HOPE letter; correct?	
3 majority/minority district?		3 A	Yes.
4 A	Yes.	4 Q	And do you recall seeing in the transcript
5 Q	Is congressional district 14 a Hispanic	5 where you stated to HOPE that you were helping HOPE with	
6 majority/minority district?		6 that process of the HOPE letter?	
7 A	No.	7 MR. WOODS: Objection, mischaracterizes	
8 Q	Is congressional district 15 a Hispanic	8 testimony.	
9 majority/minority district?		9 MR. MANOLIUS: Yeah, misstates his testimony.	
10 A	No.	10 MR. MEUSER Q: Well, let's go to the HOPE	
11 Q	Is congressional 16 a Hispanic	11 presentation real quick. You probably have it in the	
12 majority/minority district?		12 stack right over there.	
13 A	No.	13 A	What number is it?
14 Q	Is congressional district 17 a Hispanic	14 MR. MANOLIUS: 10?	
15 majority/minority district?		15 THE WITNESS: Okay. Eleven? Nine?	
16 A	No.	16 MR. MEUSER Q: I'd like you to go to page 23	
17 Q	Is congressional district 18 a Hispanic	17 and 24, so page 23, line 24, through page 24 line five.	
18 majority/minority district?		18 A	Yes, in the last redistricting process. That
19 A	Yes.	19 wasn't your question, so yes.	
20 Q	So two on this page; correct?	20 Q	Yes. So I am going to just read this out loud
21 A	Yes.	21 and you tell me if I read it correctly. "And I started	
22 Q	Going to the next page, we are going to be	22 listing out this concept of drawing a replacement Latino	
23 looking at congressional district 19.		23 majority/minority district in the middle of Los Angeles,	
24 Is congressional district 19 a Hispanic		24 that was the number one thing that I first started	
25 majority/minority district?		25 thinking about, because it was something that I worked	
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1 A	No.	1 with HOPE on in the last redistricting process."	
2	MR. MANOLIUS: Counsel, just wondering, I	2 Did I read that correctly?	
3 mean, the document speaks for itself.		3 A	Yes.
4	MR. MEUSER Q: Well, I asked him and you	4 Q	What did you do with HOPE during 2021 during
5 objected, so I am having to do this one at a time, so if		5 the redistricting process?	
6 you want to ask -- if you want to allow him to answer		6 A	They had an interest in keeping a district for
7 how many Hispanic majority/minority districts, and I		7 an incumbent member of Congress and that aligned with	
8 know he knows what that number is, so if you want to		8 our client's interest in drawing an LGBT community of	
9 allow him to do it we don't have to do this one by one,		9 interest district that would go from Long Beach down to	
10 but I am more than willing to do this one at a time.		10 Orange County, and so there was a synergy between those	
11 Okay?		11 groups and others.	
12	MR. MANOLIUS: Maybe he can check it out and	12 And so we worked with HOPE on it. As it was	
13 add them up off the document. Would that be okay?		13 said earlier, I have had, like, a 15 year relationship	
14	MR. MEUSER Q: All I was looking for was a	14 with HOPE and never been, I don't charge them, but	
15 number.		15 they --	
16 A	There are 16.	16 Q	Did you draw a map for HOPE that they were
17 Q	Thank you. Which 16 congressional districts	17 using in 2021?	
18 are Hispanic majority/minority districts?		18 A	We drew maps. I don't know, their
19 A	Which are the 16? You want me to name them	19 presentation actually didn't present a map that I drew.	
20 all?		20 Q	Okay.
21 Q	Yes.	21 A	Their letter didn't present a map that I drew,
22 A	I mean, I'd have to go back and do it the way	22 so they were advocating for maps though.	
23 we did it then, so you're talking about district numbers		23 Q	And you were working with a different
24 13, 18, 21, 22, 25, 29, 31, 33, 34, 35, 38, 39, 41, 46,		24 organization that was joined with HOPE at that time?	
25 and 52.		25 A	Yes.

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1	Q	I don't think so, not in that bullet point	
2	that was attached to the HOPE letter?	number one. Sorry. Does it say it somewhere else?	
3	A	I think you're right, it actually says it in	
4	That was something that was kind of a	the --	
5	byproduct of another contract that I had, so I was aware	Second bullet point.	
6	that it was being done. I was aware that that was done,	No. It's actually in the expert report here.	
7	but I didn't write it.	Sorry.	
8	Q	I don't know.	
9	A	Consulted with Christian Grose, yes.	
10	Q	Is Downey in congressional district 41?	
11	And this would have been at or around the time	Yes.	
12	of November of 2021?	In your presentation to HOPE you said that you	
13	A	created a new congressional district taking Ken	
14	You understand that the HOPE letter is dated	Calvert's 41 and insert it in the gateway cities. Is	
15	November 24th, 2021; correct?	congressional district 41 the district you were	
16	A	referring to in your HOPE presentation?	
17	Yes.	MR. MANOLIUS: Objection. Instruct you not to	
18	Q	answer, legislative privilege.	
19	And you understand that the report by	MR. MEUSER Q: And you're not answering that	
20	Christian Grose is dated November 23rd, 2021; correct?	question at the instruction of your attorney?	
21	A	Correct.	
22	So prior to November 23, 2021, what	Turning to page 24 of the transcript regarding	
23	interactions did you have with Christian Grose that was	HOPE, starting line 20 --	
24	related to the report that is contained in the	MR. WOODS: I am sorry, page 24, Counsel.	
25	November 24th, 2021, letter?	MR. MEUSER: 24, line 20.	
	A	MR. WOODS: Thank you.	
Page 203		Page 205	
1	variety of analyses in several parts of the state, so	MR. MEUSER Q: "Number one created a gateway	
2	that's the time when this organization was looking for	cities district centered around Downey as described in	
3	something to advocate, they would have something to use.	the analysis allowing for a creation of five Latino	
4	Q	majority/minority districts in an area where there are	
5	Turn to congressional district 41 in that	currently four?"	
6	atlas.	Did I read that correctly.	
7	A	Yes.	
8	(Witness complied.)	MR. MEUSER Q: My question is this: The City of Downey in	
9	Q	congressional district 41 according to the legislative	
10	And I am sorry, you probably won't appreciate	atlas that we have marked as Exhibit 15 --	
11	this, but I called this particular district the Yoga	11 A	Yes.
12	Genie, because a thousand years in a lamp, you have a	12 Q	-- the very next paragraph, starting on line
13	pretty bad back. But that's my imagination.	13 25 into page 25, "Secondly, take a district that was	
14	Do you see the word "Downey" --	14 called LB north which is now the Robert Garcia district,	
15	A	15 take that district to the south through Seal Beach into	
16	Yes.	16 Huntington Beach making a Latino-influenced district at	
17	Q	17 35 percent Latino by voting age population."	
18	-- in this particular district?	18 Did I read that correctly?	
19	A	19 A	Yes.
20	Yes.	20 Q	Okay. Looking at congressional district 42 in
21	Q	21 the atlas legislative atlas, does congressional district	
22	And looking at the HOPE letter, what was the	22 42 include the cities of Long Beach, Seal Beach and	
23	number one city that they mentioned for this new gateway	23 Newport -- and Huntington Beach?	
24	district?	24 A	Yes.
25	MR. MANOLIUS: And you're referring to 2021?	25 Q	I am going to ask a question that's been
	MR. MEUSER: Yes, 2021.		
	MR. MANOLIUS: Okay.		
	THE WITNESS: Downey.		
	MR. MEUSER Q: Okay. And does that		
	description, say, go down to Orange County?		
	A		
	No, not for this district.		
	Q		
	In the HOPE letter --		

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1 bugging me since day one since I have seen this.
2 You were aware that in the California
3 Constitution we are supposed to number congressional
4 districts one at the top of the state down to 52 at the
5 bottom.
6 Do you know why these districts got numbered
7 contrary to what the California Constitution says?
8 MR. MANOLIUS: Objection, calls for a legal
9 conclusion, calls for speculation.

10 MR. WOODS: Objection. Same objections.
11 Also, relevance.

12 MR. MEUSER Q: You can answer.
13 A The decision on numbering was based, I think,
14 primarily on reducing the amount of change as opposed to
15 the Constitution's previous requirement before Prop 50
16 of numbering one to 52.

17 In the ballot measure Prop 50 allowed for that
18 to be bypassed for this one redistricting. It was just
19 to reduce the number of the amount of letters that would
20 have to be reprinted.

21 MR. MEUSER Q: I appreciate that answer. I
22 believe I've heard public statements by you that nine
23 congressional districts did not change a single
24 boundary; is that correct?

25 MR. MANOLIUS: Objection. Vague as to where

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1 you've heard that and where that comes from, calls for
2 speculation. You can answer.

3 THE WITNESS: I believe it's nine or ten. I
4 always forget exactly the number, but there were a large
5 number of districts that were too far away from areas
6 where we were trying to flip districts.

7 MR. MEUSER Q: As you sit here today could you
8 name the nine or ten congressional districts that did
9 not change a single boundary?

10 MR. MANOLIUS: Between 2021 redistricting?

11 MR. MEUSER: And the commission.

12 THE WITNESS: I could attempt to.

13 MR. MANOLIUS: Don't speculate.

14 THE WITNESS: Okay.

15 MR. MEUSER: I am entitled to your best
16 recollection and if you can name six you name six, if
17 you -- just the best of your ability.

18 THE WITNESS: There's one technical thing that
19 I believe that potentially the census block layer
20 changed a little bit, so there might be some changes
21 like a census block is unpopulated kind of thing, but
22 districts 11 and 12, which are unchanged.

23 MR. MEUSER Q: Those are in the Bay Area?

24 A Yep. District -- I don't deal with these
25 districts as much, I don't know as much, is it -- Ted

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1 Lieu district didn't change and I don't have the zoom to
2 know what Ted Lieu district is.
3 Q Well, you're looking at a document that has
4 maps of every single --

5 A It doesn't say the numbers on the map.

6 Q I know that, but you could flip through and
7 find the individual districts, couldn't you?

8 A Oh, yeah, yeah, yeah. Sorry.

9 MR. MANOLIUS: Just throw in an objection that
10 it's compound and burdensome that he has to go through
11 the entire packet, but that's okay.

12 THE WITNESS: Why am I not finding the Ted
13 Lieu district? I am unsure if district 19 changed. The
14 Ted Lieu, district whatever number that is --

15 MR. MEUSER Q: Okay.

16 A -- there it is, 36. Sorry. It was just
17 taking me awhile to get to it.

18 Q And that's the coastal Los Angeles County?

19 A Santa Monica, yeah. 37 did not change, 43 did
20 not change. I know I've missed some, so it's hard for
21 me --

22 Q If I do my math right, I have heard you name
23 five districts right now; correct?

24 A Yeah. So I'd have to go back and look, but I
25 thought it was, like, nine districts that didn't change

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1 at all. I would just have to go look at it more
2 closely, because there are districts where, there are
3 some districts where we made a small change like
4 unifying Ventura and in a district that wasn't otherwise
5 changed or something like that, so I'd have to go
6 through again and look, but I believe it added up to
7 nine. Sorry.

8 Q Okay. If you want to turn to your Capitol
9 Weekly Podcast transcript, and I am reading from page 11
10 starting at lines four through eight. Page 11, four
11 through eight.

12 And this particular conversation was made
13 public on August 15th, 2025. Do you recall if you made
14 the podcast the same day that it aired?

15 A I don't recall.

16 Q And this sentence reads, "And, you know, the
17 fact that we can do these things in terms of like
18 drawing maps, that is -- you know, it's not touching
19 nine entire congressional districts."

20 Did I read that correctly?

21 A Yes.

22 Q When you said that, was -- were you saying
23 that you did not change the lines in nine congressional
24 districts?

25 MR. MANOLIUS: Objection, legislative

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Page 210		Page 212	
1	privilege and instruct you not to answer the question.	1	MR. WOODS: Mark, do you have another copy for
2	MR. MEUSER: This is a public statement that	2	me?
3	he has made saying that he did not touch nine entire	3	MR. MEUSER: I do not. Sorry. I didn't want
4	congressional districts and I am just making sure that	4	to kill trees, but I thought everybody else would have
5	at the time he made the statement publicly for the world	5	that file. Sorry.
6	to see --	6	Q Have you seen this particular report before
7	MR. MANOLIUS: Uh-huh.	7	that's just been handed to you as Exhibit 16?
8	MR. MEUSER: -- that it was his understanding	8	A Not that I -- not that I recall. I am
9	that he did not touch, that the Prop 50 maps did not	9	presuming I would have, I just don't remember, exactly.
10	touch nine entire congressional districts.	10	Q If you could turn to page, what's been marked
11	MR. MANOLIUS: Again, you can ask him if he	11	as page 10 in that, this exhibit?
12	said it, but I'm going to object to anything going	12	A They have page numbers?
13	further than that.	13	Q Yes, should be in the bottom right,
14	MR. MEUSER Q: Did you say that?	14	A Uh-huh.
15	A Yes.	15	Q And I am just, top two lines after the
16	Q Okay. And is it your understanding that when	16	statement of voting rights compliance, I am going to
17	you said you know it's not touching nine entire	17	just read these.
18	congressional districts, is it your understanding that	18	A Uh-huh.
19	that meant nine congressional districts had zero line	19	Q "After the rule of equal population the first
20	changes?	20	rule of redistricting is construct -- is constructing
21	MR. MANOLIUS: Same objection, instruct you not	21	districts to comply with section two of the Federal
22	to answer, legislative privilege.	22	Voting Rights Act. The MALDEF U.S. Congressional
23	MR. MEUSER Q: And are you refusing to answer	23	Redistricting Plan presents 16 Latino majority citizen
24	that question at your attorney's request?	24	voting age population districts that are largely
25	A Correct.	25	protectable under section two of the Voting Rights Act."
Page 211		Page 213	
1	Q Are you familiar with the organization MALDEF,	1	Did I read that correct?
2	M-A-L-D-E-F?	2	A Yes.
3	A Yes.	3	Q Are you aware that in the 2021-cycle MALDEF
4	Q Have you worked with MALDEF.	4	was asking the commission to draw 16 districts where
5	MR. MANOLIUS: Vague as to "work with." Hired	5	Hispanics were the majority, according to CVAP?
6	by?	6	MR. MANOLIUS: Objection, calls for
7	MR. MEUSER Q: Have you ever been hired by	7	speculation. He's already said he doesn't recall seeing
8	MALDEF?	8	this document before.
9	A No.	9	THE WITNESS: I don't recall specifically, but
10	Q During the 2021 redistricting, did you ever	10	looking at it, it looks like one of the documents, so --
11	see any of the reports presented by MALDEF?	11	MR. MEUSER Q: If you could turn to the next
12	A Yes.	12	page, 11.
13	Q Okay. And do you recall as you sit here today	13	A (Witness complied.)
14	how many Hispanic majority/minority districts MALDEF was	14	Q And before I ask you this, before I ask you
15	asking the commission to draw?	15	questions, you're kind of thumbing through the images of
16	A No.	16	all the maps that are with this report?
17	MR. MEUSER: Okay. We are going to go ahead	17	A Uh-huh.
18	and mark this as Exhibit 16.	18	Q Do you recall ever seeing any of these maps
19	(Whereupon Plaintiff's Exhibit 16	19	before?
20	was marked for identification.)	20	A I can't speak to any of these individuals
21	MR. MEUSER Q: And for those following along	21	maps.
22	at home, this is going to be the document in the file	22	Q Okay.
23	that is called, "MALDEF report 2021."	23	A This is five years ago.
24	MR. MEUSER: And I have got a copy for you	24	Q I understand. But it doesn't refresh your
25	too, Counsel.	25	recollection at all as to having seen it?

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Page 214		Page 216
1	MR. MANOLIUS: Okay. Just compound because	1 maps.
2	there are many maps in here so --	2 Q And I remember the conversation we had which
3	MR. MEUSER Q: Yeah.	3 is why we got this into the record here.
4	A I have looked at MALDEF maps for a long time.	4 This is an example of one of the 52 old maps
5	They look the same in every road.	5 that you criticized throughout the, from July 2nd all
6	Q Who wrote those?	6 the way to November 3rd; is that correct?
7	A Steven Ochoa looks like, most likely.	7 A Yes.
8	Q And when was the last time you talked to	8 Q Regarding your atlas, the CVAP numbers --
9	Steven Ochoa?	9 A Uh-huh.
10	A Several weeks or a month ago or a couple of	10 Q -- what, where did you get the CVAP numbers?
11	months ago or something.	11 A You're required to use the statewide
12	Q Did you speak with Steven Ochoa at any time	12 databases' CVAP data and population data in California.
13	between July 2nd and February 15th?	13 Q Okay. And what year of database was the state
14	A You said February. August?	14 redistricting database using?
15	Q August 15th.	15 A In the terminology in redistricting we don't
16	A No.	16 refer to the year that it was produced, we refer to the
17	Q Did you speak with anybody at MALDEF between	17 year that it represents. And so the data is the '19
18	July 2nd and August 15th?	18 dash '23 CVAP, so a five-year average from 2019 to 2023.
19	A No. Let me amend that to say I don't recall.	19 Q And when you're talking about the five-year
20	Q You can go ahead and set that aside. I have	20 average you're talking about the American community
21	got a couple fun exhibits here.	21 survey put on by the census?
22	A That's it?	22 A It's a product, it's a special product put on,
23	MR. MANOLIUS: Finally.	23 put together after the American community survey as a
24	MR. MEUSER: I am handing you Exhibit 17.	24 special kind of addendum.
25	(Whereupon Plaintiff's Exhibit 17	25 Q Okay. And so the statewide database is taking
Page 215		Page 217
1	was marked for identification.)	1 the data from the census and then as you were talking to
2	MR. MEUSER: And for those following along at	2 Julie earlier today, they remove the prisoners from
3	home, this Exhibit 17 is Paul Mitchell X post dash 52	3 that; is that correct?
4	Democrat map.	4 A Reallocate.
5	Can you please identify for the record what	5 Q Reallocate. And that was the data that you
6	Exhibit 17 is?	6 were using in this particular report?
7	A Exhibit 17 is a Tweet of mine and it was	7 A Yes.
8	posted on November 3rd.	8 Q Okay. Not 2022?
9	Q Day before election?	9 A You mean, not 1822.
10	A There you go.	10 Q Not the 2022 ACS data, you were using 2023 ACS
11	Q And what does this particular X post of yours	11 data; correct?
12	show?	12 A In 2022, they were using the, like, no, it's
13	MR. MANOLIUS: Objection, compound.	13 not the same CU update as they were using in the 2021
14	Objection, also, to the word "show."	14 redistricting process, if that's what you're asking.
15	MR. MEUSER: Okay. I'll re-ask.	15 Q Well, I understand that the redistricting
16	Q What is the significance of this particular X	16 commission could not have used the 2023 data, because it
17	post that you were trying to convey to the world when	17 did not exist at that time; correct?
18	you sent it out?	18 A They couldn't have used the '19 to '23, of
19	A Well, I was trying to convey to the limited	19 course.
20	number of people who follow me that I, as was done in	20 Q And what you're saying is that in these
21	the other testimony, rather derisively referred to	21 atlases, the numbers that you were using was the '19 to
22	Twitter maps and I felt as though Twitter maps showing	22 '23 five year ACS data; correct?
23	crazy lines drawn by somebody in their basement weren't	23 A (Witness nodding head.)
24	necessarily productive into the conversation, and so I	24 Q Is that a "yes"?
25	was expressing my frustration with the silly Twitter	25 A Yes.

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Page 218		Page 220			
1	Q	Okay. The only reason why I am saying this is we have a had experts for the last four days give me places where you were getting your data, so I am just trying to get from you which set of numbers all the experts are supposed to look at.	1	You were aware a year ago that there were some public discussions about redistricting Los Angeles County; correct?	
2	A	Yeah.	2	A	Yes.
3	Q	So, again, I am going to repeat to make sure I have a clean record so that all of our experts know.	3	Q	And in response to those public discussions you posted your thoughts on X; is that correct?
4		When we're looking at the CVAP data that is contained in the atlas, you were using the 2023 census data, the American community census data from a five-year period that was then reallocated according to the statewide database?	4	A	Yes.
5	A	So to use the terminology of redistricting consultants we all agree upon, I think we use the '19 dash '23, which means it's data from 2019 to 2023, that five year average, and it's that data from the census has been adjusted by the statewide database.	5	Q	And is it your position that if somebody is redrawing the lines that they need to use the most recent ACS database, not the one that their districting commission used, but they have to use the most recent one available at the time that they redrew the lines?
6		(Whereupon Plaintiff's Exhibit 18 was marked for identification.)	6	A	I would want to --
7	MR. MEUSER Q:	Thank you. I appreciate that. And I don't think I am going to need this one, but since we printed it up I am going to just go ahead and give it.	7	MR. MANOLIUS:	Objection, as to they have to use, like a legal requirement. That's just my question -- my objection.
8	A	I am going to hand you what has been marked as	8	THE WITNESS:	I want to be clear here. Yes, I believe that if they were to redraw, I say in here on Twitter they would have to use, but I think maybe in a deposition the better terminology would be that they would normally use the latest American survey data, because that is what is in practice in California, is we use the data as it gets updated every year.
9		Exhibit 18. And for those following at home, this is a DM Tweet concerning use of recent ACS survey data.	9	Q	And that is what you did when updating the atlases --
10		Do you remember this X post?	10	A	Yes.
11	A	If I can take a look real quick.	11	Q	-- that are a matter of public record?
12	MR. MEUSER Q:	Please, do.	12	MR. MANOLIUS:	Objection, to the extent you're asking him how he drew his maps, legislative privilege, but you can answer the question at this point.
13	A	I do recall this.	13	THE WITNESS:	Without speaking to the line drawing process, the maps that you are showing me are using the new ACS data.
14		(Off-the-record discussion between Mr. Manolius and the Witness.)	14	MR. MEUSER Q:	Another one of your X posts, and I don't know, I am just going to do a quick thing. In this particular X post you're talking about three separate articles. I have all three articles here. Do we want to have them all as one exhibit or do you want this to be four separate exhibits? What's better for you.
15	THE WITNESS:	Sorry.	15	MR. MANOLIUS:	I don't care.
16	THE REPORTER:	Are we on the record or off the record?	16	(Whereupon Plaintiff's Exhibit 19 was marked for identification.)	
17	MR. MEUSER Q:	This particular post has absolutely nothing to do with Prop 50; correct?	17	MR. MEUSER Q:	We'll do it as four separate exhibits so we can do this.
18	A	Absolutely.	18	THE WITNESS:	So Exhibit 19 is going to be a Paul Mitchell Tweet that I'm a calling, if you're keeping track at home, in that link or in that X post has three different links.
19	Q	But this does have to do with redistricting in California; correct? Los Angeles city, to be precise?	19	A	The first one is Caltech; is that correct?
20	A	Yes.	20		
21	Q	And in the particular post there was an X post that you're responding to that somebody was suggesting they should do redistricting in Los Angeles city; is that correct?	21		
22	A	Could you restate that? I am sorry.	22		
23	Q	Well, you can't actually see this because you don't see what this is responding to, so I am going to actually rephrase.	23		
24			24		
25			25		

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1	A Yes.	1 Q -- I see that there is a quotation that you,
2	MR. MEUSER: And so I am marking as Exhibit 20	2 that is in your X post.
3	what is a Caltech report.	3 A Uh-huh.
4	(Whereupon Plaintiff's Exhibit 20	4 Q Did you pull that quotation out of the report?
5	was marked for identification.)	5 A I believe that was the point of the quotes,
6	MR. MEUSER: Can you look at this real briefly	6 but I'd have to find it in here. I don't know where it
7	and tell me if that is the report that you were linking	7 is exactly. It looks like -- oh, I'd have to look for
8	to in your X post?	8 it.
9	A I can't see the link to say whether I was	9 Q Were you the one who submitted this X post?
10	linking to, like, an article that had this report or	10 A Yes.
11	this report directly to .pdf, but this is the report I	11 Q Did anybody else have access to your X
12	would be referencing in this, that first part.	12 account?
13	MR. MEUSER: And then I am going to hand you	13 A No.
14	Exhibit 21 --	14 Q And you reviewed the three documents; correct?
15	(Whereupon Plaintiff's Exhibit 21	15 MR. MANOLIUS: Objection, asked and answered.
16	was marked for identification.)	16 He said he was familiar with them a little bit.
17	MR. MEUSER Q: -- which is a PPIC report.	17 THE WITNESS: I am familiar with them, yeah.
18	Please let me know if this is a report that you were	18 MR. MEUSER Q: And these three quotes that are
19	referring to in your X post?	19 familiar in the X post, you pulled those quotes and
20	A Yes.	20 typed them into the X post; is that correct?
21	Q And I am sorry, Counsel, let me just -- I	21 A I think that's what I'm purporting here is
22	should have handed this to you earlier.	22 that these are quotes from these documents, so that's
23	MR. MANOLIUS: Thank you.	23 what I'm presuming.
24	(Whereupon Plaintiff's Exhibit 22	24 Q Okay. Let's read the first quote.
25	was marked for identification.)	25 "Proposed Proposition 50 map will further
Page 223		Page 225
1	MR. MEUSER Q: And then the third link is	1 increase Latino voting power over the current commission
2	talking about a UCLA report; correct?	2 map."
3	A Yes.	3 Did I read that correctly?
4	Q And is that the UCLA report, what I have just	4 A Yes.
5	marked as Exhibit 22?	5 Q Do you agree with that statement?
6	A Actually, I think you have got these	6 MR. MANOLIUS: Objection. Legislative
7	backwards.	7 privilege and instruct him not to answer.
8	Q Oh.	8 MR. MEUSER Q: On what day did you send this X
9	A The second one is the AAPI one and the third	9 post?
10	one is the PPIC one.	10 A October 23rd.
11	Q Thank you. But the three reports that I just	11 Q Were you still working for the Legislature on
12	handed you are the three reports that you were referring	12 that day?
13	to in your particular X post, is that --	13 MR. MANOLIUS: Objection. Lacks foundation
14	A Yes.	14 and vague as to the term "working for." You can answer.
15	Q -- correctly stated?	15 THE WITNESS: I wasn't working for anybody at
16	A Yep.	16 this point, other than PDI.
17	Q Is it fair for me to assume that you read all	17 MR. MEUSER Q: Was this post made in any kind
18	three of those reports?	18 of official capacity on behalf of the Legislature to
19	A No, I definitely glossed over them. I don't	19 promote the Prop 50 maps?
20	know that I read them all thoroughly, particularly the	20 A I think you'd have to unpack -- I am sure that
21	last Cal-Poly one, I don't know that I read every line.	21 I was doing this in order to promote or advance the
22	I don't know that I read them, PPIC one.	22 legislators' interest in passing Prop 50 and the
23	Q Did you in the X post I see that we'll start	23 campaign's interest.
24	with the Cal, the Cal-Poly Caltech report --	24 Q Did you ask -- sorry.
25	A Uh-huh.	25 Did somebody ask you to post these three

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Page 226		Page 228
1	articles and promote them?	1 statement?
2	MR. MANOLIUS: Or any one of them.	2 MR. MANOLIUS: Same objection. Instruct you
3	MR. MEUSER Q: Or any one of them.	3 not to answer.
4	A No.	4 MR. MEUSER Q: And you are not answering that
5	Q As a citizen who was concerned about Prop 50	5 question at the instruction of your attorney?
6	maps, you were reading the news regularly on Prop 50;	6 A Correct.
7	correct?	7 Q Earlier today we I think, if I'm remembering
8	A Yes.	8 right, it was Exhibit 5, which was the contract that you
9	Q And you read these studies that talked about	9 signed with the DCCC. Can you go pull that up?
10	Prop 50; correct?	10 A (Witness complied.) Thank you.
11	A I saw they existed, yes.	11 Q And this particular contract you were paid,
12	Q And you took the time to pull quotes out of	12 you agreed to be paid \$325,000; is that correct?
13	that, those studies; correct?	13 A For the entirety of the contract?
14	A Yes.	14 Q Yes.
15	Q And do you have anything on your X posts that	15 A Yes.
16	say re-Tweets are not my own thoughts or anything like	16 Q Okay. And I believe you said earlier that you
17	that?	17 were paid \$108,000 roughly by the DCCC; is that correct?
18	A I don't think that means anything.	18 A Yes.
19	Q Okay. You posted these because you believed	19 (Whereupon Plaintiff's Exhibit 23
20	these particular statements?	20 was marked for identification.)
21	A I think that I posted these because I believed	21 MR. MEUSER Q: Okay. I am going to mark as
22	these particular statements would be encouraging to	22 Exhibit 23 a document that's Bates stamped DCCC 000177,
23	people who want to ensure that these maps aren't somehow	23 just an invoice from the DCCC for or to the DCCC from
24	ruinous to the communities that they care about.	24 Redistricting Partners; correct?
25	Q So focusing in on the Cal-Poly Pomona, that	25 A Yes.
Page 227		Page 229
1	statement that is in quotation marks, do you, Paul	1 Q And it's for, what is the dollar amount on
2	Mitchell, as a private citizen agree with that	2 that?
3	statement?	3 A \$108,000 --
4	MR. MANOLIUS: Object. Legislative privilege,	4 Q And --
5	don't answer.	5 A -- 333.33.
6	MR. MEUSER Q: And are you not answering that	6 Q Thank you. And has that invoice been paid?
7	question at the instruction of your attorney?	7 A Yes.
8	A Correct.	8 Q Okay. Have you been paid \$108,000,
9	Q Let's read the second quotation. "Proposed	9 \$108,333.33 from Hakeem Jeffries?
10	map likely will increase Asian American voting power."	10 A Okay.
11	Did I read that correctly?	11 Q Have you been paid \$108,333.34 from House
12	A Yes.	12 Majority PAC?
13	Q And do you agree with that statement?	13 A I'd to have clarify which one gave me 33 cents
14	MR. MANOLIUS: Same objection. I instruct you	14 or 34 cents, but, in general, yes, within a penny.
15	not to answer.	15 Q Okay. Well, I can tell you from public
16	MR. MEUSER Q: And are you not answering that	16 filings that Hakeem Jeffries claims that he paid you the
17	question at the instruction of your attorney?	17 \$0.33.
18	A Correct.	18 A Oh. So HMP drew the short straw.
19	Q Third quote: "The proposed plan matches the	19 Q They haven't made their public disclosure yet,
20	current one almost exactly: It adds one more Latino	20 but I am assuming that that would be the case. So, on
21	influence district, but otherwise replicates the status	21 what date did you receive payment from the DCCC?
22	quo."	22 A On or around the date of this invoice.
23	Did I read that correctly?	23 Q And what is the date of that invoice?
24	A Yes.	24 A Actually, yeah, on or around the date of the
25	Q And do you agree with that particular	25 invoice, August 15th.

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1 Q	Okay. And on or about what time were you paid	1 MR. MANOLIUS: Yep.
2 by Hakeem Jeffries?		2 MR. MEUSER Q: And you're not going to answer
3 A	I don't recall.	3 at the instruct of your attorney?
4 Q	Was it about a month later in the middle of	4 A Correct.
5 September?		5 Q On what date did Christian Grose give you that
6 A	That sounds appropriate, sounds about right.	6 report?
7 Q	And do you know when House Majority PAC or	7 MR. MANOLIUS: Same objection. I instruct you
8 HMP paid you?		8 not to answer.
9 A	Around the same time, I think, around the same	9 MR. MEUSER Q: And you're not answering at the
10 time.		10 instruction of your attorney?
11 MR. MANOLIUS:	As which one?	11 A Correct.
12 MR. MEUSER Q:	As which one?	12 Q How many VRA analyses did Christian Grose do?
13 A	As Hakeem Jeffries.	13 MR. MANOLIUS: Same objections. I instruct
14 Q	Okay. I was going there too. Did you retain	14 you not to answer.
15 any attorneys as a part of the drawing of the Prop 50		15 MR. MEUSER Q: And you're not answering that
16 maps?		16 question at the instruction of your attorney?
17 MR. WOODS:	Objection, ambiguous.	17 A Correct.
18 MR. MEUSER Q:	Did Redistricting Partners have	18 Q Starting on July 2nd, you were at a bicycle
19 to retain any attorneys that were paid out of that		19 ride or a bicycle race --
20 \$325,000?		20 A Ride.
21 A	No.	21 Q -- with the speaker's chief of staff. Which
22 Q	I believe you have said in public that a VRA	22 was it?
23 analysis was done. What attorneys did that VRA		23 A It was a bike ride.
24 analysis?		24 Q Just a bike ride?
25 MR. MANOLIUS:	Objection, lacks foundation.	25 A Yeah.
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1	What attorneys? You can answer.	1 Q And on that bike ride you were discussing
2	THE WITNESS: The VRA analysis was not done by	2 redistricting in California; is that correct?
3	an attorney.	3 A Yes.
4	MR. MEUSER Q: Okay. Who did the VRA analysis	4 Q From July 2nd to July 15th, and the reason why
5	that you referred to in your public comments?	5 I am using July 15th is because that's the date that's
6	MR. MANOLIUS: If you know.	6 in your contract with the DCCC, did you talk with any
7	THE WITNESS: Yeah. Christian Grose.	7 other individuals regarding California redistricting?
8	MR. MEUSER Q: Okay. And Christian Grose is,	8 MR. MANOLIUS: Objection, vague. Any
9	I've heard his name pop up a couple times here today.	9 individuals?
10	Who is Christian Grose?	10 MR. MEUSER: Any --
11	A He is a professor at Schwarzenegger Institute	11 MR. MANOLIUS: People.
12	UC or at USC, like the name is something like that, and	12 MR. MEUSER Q: Anybody regarding Prop 50,
13	he's a recognized expert in voting rights.	13 regarding California redistricting.
14 Q	Did Redistricting Partners pay him to do that	14 A Yes.
15 VRA report?		15 Q Okay. Approximately, how many people did you
16	MR. MANOLIUS: Objection. Legislative	16 talk to?
17	privilege, I'll instruct you not to answer.	17 A A dozen?
18	MR. MEUSER Q: And you're not answering that	18 Q Any of the people that you talked to, were
19	question at the instruction of your attorney?	19 they legislators?
20	A Correct.	20 MR. MANOLIUS: You mean, California
21 Q	How many pages was the report Christian Grose	21 legislators?
22 wrote that was given to you?		22 THE WITNESS: California legislators, I don't
23	MR. MANOLIUS: Same objections, instruct you	23 recall.
24	not to answer.	24 MR. MEUSER Q: Okay. Were any of them
25	MR. MEUSER Q: How many pages?	25 California Congressmen or women?

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		Page 234	Page 236
1	A	Yes.	1 calendar.
2	Q	I'm not asking what you talked about.	2 Q Do you maintain a calendar that sets the
3		Who did you talk to between July 2nd and	3 schedule of who you talk to regarding the redistricting
4		July 15th, who was either a California congressman or	4 process?
5		congresswoman regarding redistricting in California?	5 A I don't have staff that put together a
6	A	Um, just start naming names?	6 calendar for me, so what I have is spotty.
7	Q	Start naming names.	7 Q Has the calendar that you created been given
8	A	Hakeem Jeffries, Nancy Pelosi, Zoe Lofgren,	8 to counsel so that they can review to see if it's
9		Pete Aguilar, Brad Sherman.	9 something that they need to give to us in response to
10		MR. MANOLIUS: Just keeping in mind the time	10 our document request?
11		period.	11 MR. MANOLIUS: Objection, calls for
12		THE WITNESS: Yeah, yeah, this is in that time	12 attorney-client privilege. Don't answer.
13		period.	13 MR. MEUSER: So, Counsel, I am going to ask
14		MR. MANOLIUS: Okay.	14 you to make sure that you get from your client the
15		THE WITNESS: Yeah, Pete Aguilar. I think	15 calendar that he, you know, however spotty it is, that
16		that's -- I'd have to start guessing after that, so	16 you get the calendar and review it to get us something
17		that's my best recollection.	17 that is responsive?
18		MR. MEUSER Q: And those conversations all	18 MR. MANOLIUS: Will do.
19		took place between July 2nd and July 15th; correct?	19 MR. MEUSER: Thank you.
20	A	Yes.	20 Q Between July 15th and August 1st?
21	Q	Were any of these in person meetings or were	21 A August 1st.
22		these all over the phone?	22 Q August 1st, so we did the first two weeks.
23	A	These would all have been over the phone.	23 Now we're doing the second two weeks.
24	Q	Okay. Between July 2nd and July 15th, did you	24 Are there any California congressmen or women
25		have any conversations with Governor Gavin Newsom or any	25 that you talked to regarding this redistricting process?
		Page 235	Page 237
1		of his staff?	1 A Yes.
2	A	Yes.	2 Q Who?
3	Q	Who?	3 A Zoe Lofgren, Pete Aguilar, Nancy Pelosi, and
4	A	Nathan Brinken, Lindsay Covia, Izzie Garden,	4 then from there I'd have to go, like, district by
5		Bob Saladay; that would probably be it.	5 district to maybe move this along. The members who are
6	Q	Okay. Other than the chief of staff of	6 in districts that changed significantly, I would have
7		Speaker Rivas, between July 2nd and July 15th, did you	7 had a discussion with them about that.
8		speak to any other staff of a California Legislature?	8 Q Did you call those congressmen up or were you
9	A	Um, legislative staff generally, not to an	9 working through somebody who had scheduled a time for
10		exactly to a member, Michael Wagaman, likely Jason	10 you to talk to the congressman?
11		Lyles.	11 A Combination.
12		I don't want to start guessing, but there	12 Q When was the first date that you started
13		could have been others that just don't jump to mind.	13 talking with the DCCC?
14	Q	In your contract with the DCCC it refers back	14 A I don't recall.
15		to a July 15th day. Is there something significant that	15 Q Does the date August 1st have any significance
16		happened on July 15th as to why that was the date of the	16 to you regarding your conversations with the DCCC?
17		contract?	17 A At this moment, no, I don't.
18		MR. MANOLIUS: When you say refers back to	18 Q Did you use the DCCC at all to make
19		July 15th, you just mean the date of the contract being	19 connections with congressmen to talk about their
20		July 15th?	20 districts?
21		MR. MEUSER Q: If that's the start date of the	21 A No.
22		contract, even though it's not signed until August, it	22 Q I am assuming that some of these congressmen
23		relates back to a July 15th date and I am wondering what	23 you have their numbers and are able to reach out to them
24		the significance of this relates back date is?	24 already; is that correct?
25	A	I don't recall without looking at the	25 A Yes.

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1	Q	And then there's probably some congressmen	1 have been in the weeks leading to the legislative
2		that you don't have a relationship and you had somebody	2 drafting of the bill and potentially one or two in the
3		else make the contact. Is that fair?	3 week that the Legislature was considering the bill.
4	A	Sure.	4 Q And when you say a few, is that less than a
5	Q	Between July 15th and the end of the month,	5 dozen?
6		August 1st, were there anybody from the governor's, the	6 A Oh, yeah.
7		Governor or the governor's office that you spoke to	7 Q Less than five?
8		about redistricting?	8 A A few means three to five or so.
9	A	Yes, and it would be the same people.	9 Q Three to five. Okay. And you believe one of
10	Q	Okay. And same question now, same time period	10 these was done during the legislative session?
11		for any legislators, California state legislators?	11 MR. MANOLIUS: Objection, lacks foundation.
12	A	I don't recall. One, her name was mentioned	12 THE WITNESS: I wouldn't exclude it. I think
13		earlier, I am blanking on her name, she's the Santa Cruz	13 there might have been some presentation to one of the
14		county registrar, Gale Pelgrin.	14 groups at that time.
15	Q	Thank you. Same question, legislative staff?	15 MR. MEUSER Q: Do you recall the groups that
16	A	Same legislative staff; Jason Lyles, Steve	16 you were making these presentations to? Do you recall
17		Omara, Michael Wagaman. There could have been somebody	17 the name of the groups?
18		else who called me that I just don't recall.	18 A Generally.
19	Q	Between August 1st and August 15th, are there	19 Q What were the names of the groups?
20		any new names of congressmen that you spoke to during	20 A Assembly Democratic Caucus, Senate Democratic
21		that period of time that you have not already mentioned?	21 Caucus, and I don't recall what other caucus I might
22	A	No, it would have been the same members of	22 have spoken with. I don't recall names.
23		Congress that we were talking about earlier that had	23 Q Is it a fair statement to say that you were
24		their districts changed.	24 never on a podcast with any of the republican
25	Q	Same time period, August 1st to August 15th,	25 legislators?
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1		any new individuals that you were talking to from the	1 A Republican legislators? No. You mean a Zoom
2		governor's office?	2 or a podcast?
3	A	Um, David Sack.	3 Q Zoom podcast, yeah.
4	Q	Same time period, August 1st to August 15th,	4 A Um, no, not during the redistricting.
5		are there any state legislators that you spoke to during	5 Q Let me rephrase the question.
6		this two-week period of time?	6 Between August 1st and August 24th, were you
7	A	Yes, and that was covered in the earlier	7 ever on a Zoom podcast that had a republican legislator
8		testimony. I can't recall the names exactly of all the	8 in which you were talking about what became known as
9		legislators that I met with, but I met with a handful of	9 Prop 50 maps?
10		legislators and talked to a handful of legislators.	10 A I don't recall.
11	Q	But that was during the August 1st to	11 MR. MEUSER: Okay. Counsel, do you want to
12		August 15th period; correct?	12 take about a 10, 15-minute break here?
13	A	Yeah, right before they put the bill into	13 MR. MANOLIUS: Ten.
14		print.	14 MR. MEUSER: Okay. Ten-minute break
15	Q	And I believe earlier you indicated that there	15 everybody.
16		was some kind of presentation you gave to multiple	16 THE VIDEOGRAPHER: The time is 4:48 p.m. We
17		legislators. Is that a fair statement of what you did?	17 are going off the record.
18	A	Uh-huh. Yes.	18 (Whereupon a recess was taken.)
19	Q	How long was this presentation?	19 THE VIDEOGRAPHER: We are back on the record.
20	A	25 minutes or so.	20 The time is 4:56 p.m. and this marks the beginning of
21	Q	Was it in person or via technology, like Zoom?	21 videotape number seven in the deposition of Paul
22	A	Group presentations were all Zoom.	22 Mitchell, which is being taken at Hansen Bridgett, LLP
23	Q	Okay. Do you recall approximately when this	23 500 Capitol Mall, Suite 1500, Sacramento, California.
24		presentation was made?	24 The videographer is Nicholas Coulter here on
25	A	There would have been a few and they would	25 behalf of Array Legal Services.

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1	MR. MEUSER Q:	Welcome back. Mr. Mitchell,	1	A	Yes.
2	you know you're still under oath?		2	Q	And you sign your name, "Paul"?
3	A	Yes.	3	A	Yes.
4	Q	Counsel, this question is more for you for	4	Q	Okay. Now, as I'm looking at this document
5	clarification.		5	you have stuff that is indented all the way, you know,	
6	On your legislative privilege are you claiming		6	there's stuff that's indented and stuff that's not	
7	legislative privilege for conversations that he had with		7	indented; correct?	
8	congressmen who are not legislators?		8	A	Correct.
9	MR. MANOLIUS:	Yes.	9	Q	The stuff that is indented there's multiple
10	MR. MEUSER Q:	Okay. And you are claiming --	10	paragraphs here on these two pages here that are	
11	MR. MANOLIUS:	Not legislators, not California	11	indented. Is that something that you wrote or is that	
12	state legislators.		12	something that someone else wrote that you were copying	
13	MR. MEUSER Q:	They are not California state	13	it?	
14	legislators who are involved in the passage, voting for		14	A	Something that I wrote.
15	or the drafting of language or adopting of the language		15	Q	Okay. So was the section that is indented
16	of the state proposition or state constitutional		16	that you wrote, was this something that you were	
17	amendment that became Proposition 50?		17	expecting the DCCC to put into some talking points memo.	
18	MR. MANOLIUS:	Yes.	18	Is that a fair assessment?	
19	MR. MEUSER Q:	Okay. Mr. Mitchell, have you	19	MR. MANOLIUS:	Objection, calls for
20	been instructed by any legislator to claim legislative		20	speculation and also calls for information that's	
21	privilege here today?		21	protected by the legislative privilege, so I'll instruct	
22	MR. MANOLIUS:	Objection, attorney-client	22	you not to answer that.	
23	privilege. Instruct you not to answer the question.		23	MR. MEUSER Q:	Mr. Mitchell you wrote this
24	MR. MEUSER Q:	And, Mr. Mitchell you're not	24	e-mail?	
25	answering that question at the instruction of your		25	A	Yes.
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1	attorney; correct?		1	Q	Okay. And you wrote it to the DCCC; correct?
2	A	Correct.	2	A	Yes.
3	Q	Okay. I have pulled three documents for you	3	Q	What was the reason the DCCC told you to write
4	that have been previously marked. I went through these		4	this e-mail to them?	
5	documents in great detail with Julie earlier today, but		5	MR. MANOLIUS:	Objection, lacks foundation,
6	I have some follow-up questions that I want to do, so we		6	calls for speculation.	
7	pulled, for the record, those following at home		7	THE WITNESS:	I don't recall if they asked me
8	Exhibit 7, Exhibit 8 and Exhibit 9.		8	to write this e-mail.	
9	So which one is in front of you, talking		9	MR. MEUSER Q:	Let's go through this one line
10	points, number seven?		10	at a time.	
11	A	Yes.	11		The first sentence says, "This isn't a hack
12	Q	Okay. And this is an e-mail from you to Merz	12		job map, it's actually good. We want to stress the
13	at DCCC.org; is that correct?		13		importance of using criteria that are standard in
14	A	This is an e-mail from Julie to me, the other	14		California."
15	way around.		15		Did I read that correctly.
16	Q	Ah-ha. You have a different copy than what	16	A	Yes.
17	I'm looking at. Okay. So starting right below that,		17	Q	Now we have an indented paragraph, and I am
18	that is an e-mail that you sent; is that correct?		18	going to read that. "The plan was created using a	
19	A	It's an e-mail that I sent, but I don't know	19	traditional redistricting criteria, consistent with the	
20	if it was just to Julie or to other people or, yeah.		20	state commission criteria and with the FAIR MAPS Act,	
21	Q	Okay. Fair enough. And you write, "Here are	21	but with the additional criteria of improving partisan	
22	some things that I would like to see in a letter that		22	gains in response to Texas and other states who are	
23	would go with this submission. I have cc'd Ellen on		23	conducting mid-decade redistricting."	
24	this in case she has any thoughts or input."		24		Did I read that correct?
25	Did I read that correct?		25	A	Yes.

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1	Q	Can you please explain to me why the second	1 districts are contiguous, they are compact. Those are
2		paragraph is indented, but the first paragraph was not?	2 the kind of traditional criteria.
3	A	The ideas that these are snippets that they	3 Q And then you say the state commissioned
4		could consider.	4 criteria. Are you referring to the California
5	Q	So the first paragraph would be an explanation	5 Constitution that the state redistricting commission is
6		as to what that snippet was saying; correct?	6 required to abide by when they draw California lines?
7	A	Sure.	7 MR. WOODS: Objection, calls for a legal
8	Q	So the first paragraph is kind of an explainer	8 conclusion.
9		and the second paragraph is something that you thought	9 MR. MANOLIUS: Yeah, I'll join that.
10		that DCCC could use. Is that fair?	10 THE WITNESS: To be clear it says consistent
11	A	Or that they could modify, that they could --	11 with the commission criteria, so it's basically saying
12		this is the, I'm writing this pretty quickly so this	12 in alignment with the commission criteria and doesn't
13		wasn't expected as a cut-and-paste. I would have	13 mean that it is specifically every one of the commission
14		written their letter for them in that case.	14 criterias.
15	Q	So paragraph three is an explainer of what	15 It was just the numbering of the districts as
16		paragraph four stated; correct?	16 a commission criteria that we didn't use, but had the
17	A	Yes.	17 heart and sole of the commission criteria in it.
18	Q	And then paragraph five is kind of a brief	18 Q Understand that. And then there's an "and the
19		explainer to the long next two paragraphs that are	19 FAIR MAPS Act;" correct?
20		indented; correct?	20 A Yes.
21	A	Yes.	21 Q Did you use anything in the FAIR MAPS Act in
22	Q	And so on and so forth down this entire	22 drawing the lines that became Prop 50?
23		e-mail; correct?	23 MR. MANOLIUS: Objection, legislative
24	A	Yes.	24 privilege and instruct you not to answer.
25	Q	And the words in the indented -- strike that.	25 MR. MEUSER Q: And you are not answering my
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1		Everything in this was something that you	1 question at the instruction of your attorney?
2		personally typed; is that correct?	2 A Correct.
3	A	Yes.	3 Q Okay. Looking at the paragraph that starts,
4	Q	That first indented paragraph says,	4 "Trying to create Minimal Disruptions," do you see that?
5		"Traditional redistricting criteria."	5 A On the next page?
6		What does that term mean to you as someone in	6 Q Yeah, I think so.
7		the business of redistricting?	7 A Yeah, I see it.
8		MR. MANOLIUS: Objection, vague. Do you mean	8 Q And then the indented paragraph below that,
9		as a general matter?	9 the last sentence of that indented paragraph reads,
10		MR. MEUSER: I tried to put it as general as	10 "This California plan leaves nine districts untouched
11		possible.	11 and in 19 districts fewer than 10-percent of the
12		MR. MANOLIUS: Okay.	12 residents are impacted."
13		THE WITNESS: So --	13 Did I read that correct?
14		MR. MANOLIUS: So the question is answer it as	14 A Yes.
15		a general matter and not as with regard to the	15 Q And did you write that on or about
16		legislative process that we have been talking about	16 August 15th, 2025?
17		today.	17 A Yes.
18		THE WITNESS: Traditional criteria is a banner	18 Q Reading the next indented section that starts
19		term that a lot of people put a lot of things under that	19 with, "The firm we hired," do you see that paragraph?
20		banner.	20 A Yes.
21		MR. MEUSER Q: What did you put under that	21 Q Now, this is a paragraph that you drafted that
22		banner?	22 explains Redistricting Partners; is that correct?
23	A	Equal population, maintaining cities and	23 A Yes.
24		counties, maintaining communities of interest, main --	24 Q And you wrote this on August 15th; correct?
25		keeping geographies together, political geographies, so	25 A Yes.

DAVID TANGIPA vs GAVIN NEWSOM
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1	Q	Did you copy this from your website or
2		anything like that or did you just draft this on
3		August 15th for this e-mail?
4	A	Probably, a combination of both.
5	Q	The last sentence in this section, I want to
6		go ahead and read this to you. "In addition to
7		municipal and state redistricting, they have worked for
8		nonprofit and community-based organizations, including
9		Common Cause, the American Civil Liberties Union,
10		Advancement Project, Irvine Foundation and other
11		foundations exploring redistricting, voting rights and
12		election issues."
13		Did I read that correctly?
14	A	Yes.
15	Q	I want to focus in on the two words, "voting
16		rights."
17		Which organizations or nonprofit, what
18		non-profit and community-based organizations have you
19		worked with regarding voting rights?
20		MR. MANOLIUS: Objection. Vague as to the
21		term "voting rights," vague as to time. You can answer.
22		THE WITNESS: All of these listed and probably
23		more.
24		MR. MEUSER Q: And when you worked with the
25		Common Cause on voting rights, what did you do for
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1		Common Cause?
2	A	I can speak to at least two that jump to mind
3		to give an understanding.
4		I worked with Common Cause on an Amicus brief
5		in New Mexico on the redistricting, independent
6		redistricting commission, an analysis of their
7		districts.
8		I worked with them and an umbrella of the
9		Irvine Foundation in 2012, '13, something around there
10		on an analysis of the cities and localities with
11		racially polarized voting for the purpose of them
12		understanding the potential of the California Voting
13		Rights Act.
14	Q	Did you do a racial polarized analysis for
15		that project that you just referred to?
16	A	I wouldn't call it a full racially polarized
17		analysis, but I did some regressions.
18	Q	When did you do that, these regressions?
19	A	In 2012 or 2013 or something like that.
20	Q	Okay.
21	A	2011, 2012, 2013, something like that. I also
22		did analysis for ACLU in Chula Vista for their CVRA.
23	Q	Okay.
24	A	I mean, there's -- yeah.
25	Q	And this was all done through Redistricting
1		Partners; correct?
2	A	Yes.
3	Q	When did Redistricting Partners open up?
4	A	2011. It could have been 2010.
5	Q	Nobody is going to shoot you if you gave the
6		wrong answer.
7		Let's go ahead and go to the Capitol Weekly
8		Podcast. And if you can turn to page six, starting on
9		line six, I see the name Evan McLaughlin. Who is Evan
10		McLaughlin?
11	A	Evan McLaughlin is a former staff of
12		Redistricting Partners, former -- you want me to give
13		you resume?
14	Q	Yes.
15	A	He works for the California firefighters now,
16		former chief of staff to Lorenzo Gonzales, former staff
17		person at the San Diego Labor Council. He is a --
18	Q	Okay. How long have you known Evan
19		McLaughlin?
20	A	Probably, since the 2011 redistricting cycle.
21	Q	Did Redistricting Partners pay Evan McLaughlin
22		for the work that he did as a part of your work of
23		drawing the Proposition 50 maps?
24	A	Yes.
25	Q	Okay. The next -- strike that.
1		What was Evan McLaughlin's role in drawing the
2		Proposition 50 maps?
3		MR. MANOLIUS: Objection, legislative
4		privilege, I instruct you not to answer.
5		MR. MEUSER Q: And you're not answering that
6		question at the instruction of your attorneys?
7	A	Correct.
8	Q	Okay. When Evan McLaughlin worked for
9		Redistricting Partners, what was his role at your firm?
10	A	This is prior to?
11		MR. MANOLIUS: Yeah, prior to.
12		THE WITNESS: Are you saying in the past
13		redistricting when he was an actual employee?
14		MR. MEUSER Q: Yes, when he was an employee at
15		your firm.
16	A	When he was an employee at my firm in the 2021
17		redistricting cycle, I don't recall his actual title,
18		but he was basically, like, my number two on the
19		political side.
20	Q	Okay. The second name on line six is Joe
21		Armenta. Do you see that?
22	A	Armenta.
23	Q	Armenta. Sorry. Who is Joe Armenta?
24	A	Joe Armenta is an employee of Redistricting
25		Partners in the last redistricting cycle as well and he

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1	also works for the California firefighters.	1 read the statement first and make sure I read it right.
2	Q When did you first meet Joe Armenta?	2 "Stacey Reardon came in and helped with a lot
3	A In the 2021 redistricting cycle.	3 of the community of interests stuff."
4	Q And during the 2021 redistricting cycle, what	4 Did I read that correctly?
5	was Joe Armenta's job?	5 A You read that correctly.
6	A Working on redistricting and in a number of	6 Q Is that a statement that you made to Capitol
7	different states and more the monitoring commissions	7 Weekly Podcast?
8	type of work.	8 A Yes.
9	Q Can you be more precise what he was doing?	9 Q And when you use the words "community of
10	A The firm is kind of split into agency work and	10 interest," earlier you were talking to Julie Hamill here
11	more political or advocacy work, and so he would be on	11 about community of interests.
12	the advocacy side.	12 Is the conversation that we had earlier today
13	Q And Evan McLaughlin in the 2021 redistricting	13 about communities of interest, is that the same
14	cycle, what side of the firm was he on?	14 definition that you would use for what you meant in this
15	A The advocacy side.	15 sentence when you said Stacey Reardon handled the
16	Q Thank you. Did Redistricting Partners pay Joe	16 community of interest stuff?
17	Armenta for the work that was done on Proposition 50?	17 MR. MANOLIUS: Objection, legislative
18	A Yes.	18 privilege, I instruct you not to answer.
19	Q Next name on this list is Jacob	19 MR. MEUSER Q: And you're not answering the
20	Thompson-Fisher. Who is Jacob Thompson-Fisher?	20 question at the instruction of your attorney?
21	A He is one of the original creators of	21 A Correct.
22	Redistricting Partners from the 2011 cycle and worked	22 Q Liz Stitt, and I probably just butchered
23	for Redistricting Partners, and now he does contract	23 that --
24	data work for different organizations.	24 A No, that's perfect.
25	Q Do you know the names of these organizations	25 Q -- who is Liz Stitt?
Page 255		Page 257
1	that he does work for?	1 A Liz is a former staff member of Redistricting
2	A The only one I know of is SEIU.	2 Partners and previously worked in the Legislature and
3	Q During the 2021 redistricting cycle, what	3 she is now in England.
4	tasks and jobs did Jacob Thompson-Fisher do for	4 Q When she worked for Redistricting Partners in
5	Redistricting Partners?	5 the past, what was her role?
6	A Mostly in charge of our data on both sides and	6 MR. MANOLIUS: Again, this is before.
7	then did some municipal redistricting.	7 THE WITNESS: Yes. So in her, when she was an
8	Q And was Jacob Thompson-Fisher paid by	8 employee, she was primarily on the municipal side, I
9	Redistricting Partners as a part of their, as part of	9 think she might have started with the advocacy side but
10	the drawing of Prop 50 maps?	10 quickly transitioned to the municipal side.
11	A Yes.	11 MR. MEUSER Q: And I forgot to ask about
12	Q The next name on this list starts on line	12 Stacey Reardon. Was she paid by prop -- by
13	eight is Stacey Reardon. Do you see that name?	13 Redistricting Partners as a part of the work for Prop
14	A Yes.	14 50?
15	Q Who is Stacey Reardon?	15 A Yes.
16	A Stacey Reardon is a staff person. I think	16 Q And Liz Stitt, was she paid by Redistricting
17	she's got her own firm now and she used to work for	17 Partners for her work on Prop 50?
18	Redistricting Partners.	18 A She has not been paid.
19	Q What was her role when she used to work for	19 Q She has not been paid. Are you planning on
20	Redistricting Partners?	20 paying her?
21	A She was more on the advocacy side, and then I	21 A Um, we have not worked that out yet. She is
22	believe she also helped somewhat on the municipal side	22 living in a foreign country.
23	with outreach meetings and so on.	23 Q Now, in this paragraph, starting on line 16,
24	Q Now, I read here from this statement that you	24 you say, "I'd call Liz and talk with her about the
25	made on Capitol Weekly Podcast, and I am going to just	25 things she had done overnight."

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<p>1 Did I read that correctly?</p> <p>2 A What line you said?</p> <p>3 Q 16 and 17.</p> <p>4 A Yeah.</p> <p>5 Q And this was you had a daily conversation with</p> <p>6 Liz every morning while you were walking the dogs?</p> <p>7 A Roughly.</p> <p>8 Q And is it fair to say that she was working on</p> <p>9 that while you were sleeping at night?</p> <p>10 A Yes.</p> <p>11 Q She was working on Prop 50 while you were</p> <p>12 sleeping at night?</p> <p>13 MR. MANOLIUS: Objection, calls for</p> <p>14 speculation. You can answer, if you know.</p> <p>15 THE WITNESS: It states it right here and I</p> <p>16 think it's pretty plain language there.</p> <p>17 MR. MEUSER Q: Chris Chaffee, line 19.</p> <p>18 A Chaffee.</p> <p>19 Q Who is Chris Chaffee?</p> <p>20 A Chris Chaffee, along with Jacob</p> <p>21 Thompson-Fisher, is one of the three kind of original</p> <p>22 people with Redistricting Partners and who works for the</p> <p>23 Governor now.</p> <p>24 Q Is Chris Chaffee paid by Redistricting</p> <p>25 Partners for work that was associated with Prop 50?</p>	<p>Page 258</p> <p>1 A Yes.</p> <p>2 Q And you told Capitol Weekly Podcast that you</p> <p>3 were proud of the work that you had done as a part of</p> <p>4 the redistricting process of Prop 50?</p> <p>5 A Slightly different wording, but yes.</p> <p>6 MR. MANOLIUS: Misstates. You can answer.</p> <p>7 THE WITNESS: It was that we could be proud</p> <p>8 of, that the team could be proud of.</p> <p>9 MR. MEUSER Q: And are you proud of the work</p> <p>10 that you did as that became Prop 50?</p> <p>11 MR. MANOLIUS: Objection, legislative</p> <p>12 privilege. I'll instruct you not to answer.</p> <p>13 MR. MEUSER: Let me just get this correct.</p> <p>14 You're asking for legislative work product or</p> <p>15 legislative privilege over how he feels about the work</p> <p>16 that he did three months ago?</p> <p>17 MR. MANOLIUS: Uh-huh, yes, that's correct.</p> <p>18 MR. MEUSER Q: Okay. And, Mr. Mitchell,</p> <p>19 you're refusing to answer at the instruction of your</p> <p>20 attorney?</p> <p>21 A Correct.</p> <p>22 Q Page eight, starting on line 13, "But if we</p> <p>23 were going to do it we want to do it with the same kind</p> <p>24 of California values and the values that our company</p> <p>25 has."</p>
<p>Page 259</p> <p>1 A No.</p> <p>2 Q Daniel Lopez?</p> <p>3 A Daniel Lopez works in Los Angeles and had</p> <p>4 worked previously for Redistricting Partners, worked for</p> <p>5 a period in the past.</p> <p>6 Q Okay. Was Daniel Lopez paid for any work by</p> <p>7 Redistricting Partners as a part of the work that you</p> <p>8 did on Prop 50?</p> <p>9 A No.</p> <p>10 Q At any time did you talk with Gavin Newsom</p> <p>11 between July 2nd and August 24th about Prop 50?</p> <p>12 A August 24th, I do not believe so, no.</p> <p>13 Q So prior to him signing the bill?</p> <p>14 A Oh, no, absolutely not.</p> <p>15 Q That's the date.</p> <p>16 A I didn't know what the 24th meant.</p> <p>17 Q Page seven, lines 14 and 15. Actually, I'll</p> <p>18 start on line 13. "But, you know, the focus really was</p> <p>19 on trying to put together a work product that we could</p> <p>20 be proud of given the fact that Redistricting Partners</p> <p>21 has only done nonpartisan redistricting."</p> <p>22 Did I read that correctly?</p> <p>23 A Yes.</p> <p>24 Q And that statement is something that you told</p> <p>25 Capitol Weekly Podcast; correct?</p>	<p>Page 261</p> <p>1 Did I read that correct?</p> <p>2 A Yes.</p> <p>3 Q Is that a statement that you made to Capitol</p> <p>4 Weekly Podcast?</p> <p>5 A Yes.</p> <p>6 Q When you use the phrase "California values,"</p> <p>7 what does that mean to you?</p> <p>8 MR. MANOLIUS: Same objection. Instruct you</p> <p>9 not to answer, legislative privilege.</p> <p>10 MR. MEUSER: You're instructing him to not</p> <p>11 answer how he uses the word "California values"?</p> <p>12 MR. MANOLIUS: To the extent it's part of this</p> <p>13 process, yes, I am.</p> <p>14 MR. MEUSER Q: Mr. Mitchell, you've done over</p> <p>15 100 redistrictings; correct?</p> <p>16 A Yes.</p> <p>17 Q And not including Proposition 50, if you were</p> <p>18 to say that this redistricting project had some kind of</p> <p>19 California values, what does California values mean to</p> <p>20 you in a redistricting process?</p> <p>21 A In my redistricting outside of Prop 50 is what</p> <p>22 you're asking?</p> <p>23 Q Yes.</p> <p>24 MR. MANOLIUS: Objection, compound.</p> <p>25 Contextual objection, but you can answer.</p>

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1 THE WITNESS: California has a history since 2 the adoption of the commission in the last two 3 redistricting cycles, and with the furtherance of the 4 FAIR MAPS Act and furtherance of other legislative 5 priorities to increase the number of independent 6 redistricting commissions, to have redistricting be 7 taken out of the hands of politicians and incumbents and 8 be drawn based on what's best for the community, and 9 that's the work that we do with Redistricting Partners 10 in our every day work. 11 MR. MEUSER Q: And the sentence continues, 12 "The values that our company has." 13 What values does Redistricting Partners have 14 as a company? 15 A Outside of Prop 50? 16 MR. MANOLIUS: Yes. Objection, to the extent 17 inside the Prop 50 envelope, just using different words. 18 You can answer for things you've done in the past. 19 THE WITNESS: So people who know Redistricting 20 Partners and know the redistrict world understand that 21 our company is unique in that we very strongly follow 22 the FAIR MAPS Act, we very strongly engage with 23 community-based organizations, we very strongly push for 24 community engagement and maps that are drawn by the 25 community, not by the elected officials.	1 know where the incumbents lived? 2 MR. MANOLIUS: Objection, legislative 3 privilege. I instruct you not to answer. 4 MR. MEUSER Q: Mr. Mitchell, you're not 5 answering that question at the instruction of your 6 attorney? 7 A Correct. 8 Q I know you talked a little bit with Julie 9 about this earlier today. Please turn to page ten. 10 A (Witness complied.) 11 Q And starting at line three, I believe you're 12 generally talking about the democratic eco -- I am 13 trying to remember what you said. 14 A Ecosystem. 15 Q Ecosystem? 16 A Ecosystem. Yeah. The paragraph that starts 17 at line nine says, "So many of them were like if Texas 18 is going to throw away the VRA then we can throw away 19 the VRA." 20 Is it my understanding that that statement 21 that you made to Capitol Weekly Podcast, you were 22 referring to things that you were hearing on social 23 media, but not necessarily anything that you heard from 24 a legislator or a congressman or staffer of a legislator 25 or congressman; is that correct?
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1 We have a rule as an example that when we do a 2 redistricting, we will not meet individually with 3 elected officials, we will not know where the incumbents 4 live and we will draw maps that are fair and where the 5 community and the elected officials can know that they 6 were drawn in a fair redistricting process that is 7 consistent with the FAIR MAPS Act, even in agencies that 8 aren't covered by the FAIR MAPS Act. 9 So we do water board redistricting prior to 10 the expansion of the FAIR MAPS Act and we would only 11 take the contract if they would agree to meeting the 12 higher bar of the FAIR MAPS Act in doing it. 13 And we have done Zooms with elected officials 14 who wanted to hire us and wanted to know where the 15 incumbents lived, and we told them we wouldn't take that 16 contract if that was the condition. 17 So our firm is very focused on fair, open, 18 transparent redistricting. We don't do, talk about 19 redistricting in closed sessions. We don't have side 20 meetings with incumbents or others to advocate for 21 certain lines outside of the public process and we're a 22 very transparent redistricting firm, and that's our 23 reputation, and we'll do some contracts because of it 24 and we get some contracts because of it. 25 Q When you were drawing Prop 50 maps did you	1 MR. MANOLIUS: Objection, legislative 2 privilege. I instruct you not to answer. 3 MR. MEUSER: You're instructing him not to 4 tell me if statements of throwing away the VRA were 5 something that he heard from a legislator or something 6 he heard from outside the legislative stream? 7 MR. MANOLIUS: Correct. 8 MR. MEUSER Q: Okay. Let me re-ask this 9 question. This statement that you made in Capitol 10 Weekly Podcast, this was a public statement; correct? 11 A Yes. 12 Q Anybody in the world could go listen to the 13 Capitol Weekly Podcast; correct? 14 A Yes. 15 Q Okay. And in that podcast you made the 16 statement that you had heard people say that Texas was 17 going to throw away the VRA, then we -- and that "we" 18 means California; is that correct? 19 A Yes. 20 MR. MANOLIUS: Objection, vague. You can 21 answer. 22 MR. MEUSER Q: -- then California can throw 23 away the VRA. Did any California legislator make the 24 statement that if Texas is going to throw away the VRA 25 then we can throw away the VRA?

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1	MR. MANOLIUS: Same objection. I instruct you	1	MR. MANOLIUS: I am sorry?
2	not to answer. Legislative privilege.	2	MR. MEUSER Q: An X post, posted on X, Tweet
3	MR. MEUSER Q: And, Mr. Mitchell, you're not	3	it, Twitter.
4	answering my question --	4	A Oh. It could have been both a -- it could
5	A Correct.	5	have been different communications, including, like, a
6	Q -- because of the instruction of your	6	DM.
7	attorney?	7	Q It could have been a DM? And when you say DM,
8	A Correct.	8	a direct message on a social media platform?
9	Q Okay. I am going to be asking this multiple	9	A Yes.
10	times here, so did anybody from Gavin Newsom's office	10	Q Okay. And when you say, "I had to calmly show
11	tell you that if Texas is going to throw away the VRA	11	them," were you referring to any legislator when you
12	then we can throw away the VRA?	12	made that statement, "I had to calmly show them"?
13	MR. MANOLIUS: Same objection. Instruct you	13	MR. MANOLIUS: Well, I am going to object.
14	not to answer.	14	Well, why don't we get the answer to see if there's a
15	MR. MEUSER Q: And, Mr. Mitchell, you're not	15	reason to go forward. Go ahead, you can answer, if you
16	going to answer this question at the instruction of your	16	know.
17	attorney?	17	THE WITNESS: I don't recall.
18	A Correct.	18	MR. MEUSER Q: When you say, "We can create a
19	Q Okay. Mr. Mitchell, did any congressmen or	19	five district pick-up map to follow the Voting Rights
20	their staff tell you that if Texas is going to throw	20	Act."
21	away the VRA, then we can throw away the VRA?	21	Did I read that correct?
22	MR. MANOLIUS: Same objections, same	22	A Yes.
23	instruction.	23	Q Are you aware of any direct message that you
24	MR. MEUSER Q: And, Mr. Mitchell, you're not	24	sent to anyone between July 2nd and August 15th where
25	going to answer my question at the instruction of your	25	you told them on a direct message that you could draw a
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1	attorney?	1	five district pick-up map following the Voting Rights
2	A Correct.	2	Act?
3	Q Mr. Mitchell, are you aware of anybody in the	3	MR. MANOLIUS: Objection, only that you didn't
4	ecosystem who made the statement if Texas is going to	4	quote the entire sentence, but you can answer, Paul.
5	throw away the VRA then we can throw away the VRA?	5	THE WITNESS: I don't recall a direct message
6	A The person that posted the map on Exhibit 17.	6	where I would have said that.
7	Q What's the date of that?	7	MR. MEUSER Q: And do you recall any social
8	A I'm just being -- but this is the kind of	8	media post where you made the statement that you could
9	thing, people who are doing maps like this --	9	draw a map that had a five district pickup that followed
10	Q Yes.	10	the Voting Rights Act?
11	A -- Twitter maps and people in the media,	11	A No, I don't believe I made a post like that.
12	people on social media.	12	Q Do you recall any conversation that you had
13	Q And then starting on line 17, you say to	13	with a legislator or a congressman or their staff in
14	Capitol Weekly Podcast, "I had to calmly show them look,	14	which you explained to them that you could create a five
15	we can create a five district pick-up map and follow the	15	district pick-up map and follow the Voting Rights Act?
16	Voting Rights Act, keep communities of interest	16	MR. MANOLIUS: Objection, legislative
17	together."	17	privilege and I instruct you not to answer.
18	Did I read that correctly?	18	MR. MEUSER Q: This is a "yes" or "no"
19	A Yes.	19	question. I wasn't asking for the communication, I was
20	Q Is that a statement that you made to Capitol	20	asking did he, does he recall that he made any such
21	Weekly Podcast?	21	statement?
22	A Yes.	22	MR. MANOLIUS: I'll maintain my objection.
23	Q And when you said, "I had to calmly show	23	Thanks.
24	them," was this something that you're referring to in X	24	MR. MEUSER Q: And Mr. Mitchell you're not
25	post?	25	responding at the request of your attorney?

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1	A	Correct.	1	Q	-- at the instruction of your attorney?
2	Q	Turn to page 13.	2	A	Correct.
3	A	(Witness complied.)	3	Q	Page 15, line 18 and 19 where you talk about
4	Q	Line 16, you tell Capitol Weekly Podcast, "We	4		Wild Wild West redistricting, and in this particular
5		work with some folks in D.C. and saw some maps."	5		sentence you're talking about other states, even
6		Who in D.C. did you work with?	6		democratically held states.
7	A	That would probably be the DCCC or the NDRC.	7		Which states do you categorize as the Wild
8	Q	NDRC, and that's National Democratic --	8		Wild West of redistricting in this statement that you
9	A	-- Redistricting --	9		made to Capitol Weekly Podcast?
10	Q	-- Committee?	10		MR. WOODS: Objection. Relevance.
11	A	-- Committee.	11		MR. MANOLIUS: I join it. You can answer.
12	Q	Okay. Thank you. "And saw some maps." Are	12		THE WITNESS: Illinois.
13		you saying that the DCCC shared some maps with you?	13		MR. MEUSER Q: Any other states?
14		MR. MANOLIUS: Objection. Legislative	14	A	That's the one that comes to mind.
15		privilege. I instruct you not to answer.	15	Q	Line 24 and 25, same page, "They are
16		MR. MEUSER: You're saying the DCCC giving him	16		oftentimes violating the Voting Rights Act."
17		documents is going to be legislative privilege?	17		Did I read that statement correct?
18		MR. MANOLIUS: I am objecting, yes, and	18	A	Which line?
19		instructing him not to answer.	19	Q	Lines 24 and 25.
20		MR. MEUSER Q: And you're not answering at the	20	A	You said what page?
21		instruction of your attorney?	21	Q	15.
22	A	Correct.	22	A	For some reason I went to page 24. Sorry.
23	Q	Okay. I am going to ask the same question.	23		Yes.
24		Did the NDRC share any maps with you between July 2nd	24	Q	Is that a statement that you made on Capitol
25		and August 15th?	25		Weekly Podcast?
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1		MR. MANOLIUS: Same objection and instruct you	1	A	Yes.
2		not to answer.	2	Q	In your opinion, which states have violated
3		MR. MEUSER Q: And, Mr. Mitchell, you're not	3		the Voting Rights Act, as you understand it?
4		answering at the instruction of your attorney?	4		MR. MANOLIUS: Objection, calls for a legal
5	A	Correct.	5		conclusion, overbroad and vague.
6	Q	Top of page 14. This says, "No respect for	6		MR. WOODS: And that's join.
7		the LGBT community."	7		THE WITNESS: In that regard I think it's easy
8		Did I read that sentence correct?	8		just to point to all of the redistricting maps that have
9	A	Yes.	9		been overturned by the courts. That's all I was
10	Q	And I believe you were talking earlier about	10		referencing.
11		the work that you were doing in the 2021 redistricting	11		MR. MEUSER Q: When you made this statement to
12		on behalf of the LGBT community. Did I hear that	12		the Capitol Weekly Podcast, was there a specific or
13		testimony right, that in 2021 you were working with the	13		specific states you were thinking of when you made the
14		LGBT community to help them in the redistricting	14		statement that oftentimes violated the Voting Rights
15		process?	15		Act?
16	A	Yes.	16		MR. MANOLIUS: Same objection.
17	Q	And as a part of drawing the Prop 50 maps, was	17		MR. WOODS: Join.
18		the LGBT community one of the communities of interest	18		THE WITNESS: States that have historically
19		that you were looking at when you drew any of the	19		violated the Voting Rights Act causing all of the
20		congressional lines that were associated with Prop 50?	20		lawsuits and terms we now know and use in redistricting,
21		MR. MANOLIUS: Objection, legislative	21		so there's too many to kind of pick out.
22		privilege, I instruct you not to answer.	22		MR. MEUSER Q: Is there any one or two states
23		MR. MEUSER Q: And, Mr. Mitchell, you are not	23		that stick out to you as in your belief regularly are
24		answering here today --	24		violating the Voting Rights Act?
25	A	Correct.	25		MR. MANOLIUS: Same set of objections. You

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1	can answer.		1	A	Correct.
2	MR. WOODS: Same. Join.		2	Q	Again, we are going to make this thing
3	THE WITNESS: Something like North Carolina,		3		abundantly clear for the record.
4	states where they've had big redistricting cases in the		4		Did an elected official contact you and tell
5	last 34 years.		5		you that if Texas is going to throw away the VRA, we
6	Q Any other states?		6		should just throw away the VRA?
7	A No.		7		MR. MANOLIUS: Same objection. Instruct you
8	Q We can put away the Capitol Weekly Podcast		8		not to answer.
9	and we are going to go to the HOPE transcript next. And		9		MR. MEUSER Q: Mr. Mitchell, you're not going
10	let's turn to page 22.		10		to answer that question at the instruction of your
11	A (Witness complied.)		11		attorney?
12	Q And we are going to start on page, on line		12	A	Correct.
13	nine. You ready?		13	Q	Can you tell me if this conversation was with
14	MR. MANOLIUS: One second. Sorry.		14		a congressman or congresswoman or with a state
15	MR. MEUSER: No problem.		15		legislator?
16	MR. MANOLIUS: Thank you.		16		MR. MANOLIUS: You can answer.
17	MR. MEUSER Q: I am going to read paragraph,		17		THE WITNESS: I don't recall.
18	or line nine through 13: "Now, when I was first talking		18		MR. MEUSER Q: Did just a single elected
19	to by folks, I won't call out any names of elected		19		official say this or was this multiple elected officials
20	officials, but I did have some elected officials call me		20		who made this statement, generally we should throw away
21	and say, well, if Texas is going to throw away the VRA,		21		the VRA.
22	we should just throw away the VRA."		22	A	Let me characterize this. I think that there
23	Which elected officials told you that we		23		were people who would say those words and others would
24	should throw away the VRA?		24		give me maps or say things like, if Texas can do
25	MR. MANOLIUS: Objection, legislative		25		whatever they want to do why can't we do whatever we
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1	privilege. Instruct you not to answer. Also, vague as		1		want to do?
2	to when the these conversations occurred, but that's		2		So in their wording to me wouldn't be those
3	better.		3		exact words, but I would interpret it as if, let's throw
4	MR. MEUSER Q: Let's go ahead and clean this		4		down the guardrails as I testified or as I said earlier
5	up. Did I read that correctly?		5		with Ms. Hamill.
6	A You did read that correctly.		6	Q	There's a difference between throwing away the
7	Q Is that a statement that you made to HOPE		7		guardrails and throwing away the VRA. Would you agree
8	during your presentation to HOPE?		8		with that?
9	A Given that it's in this transcript, I would		9		MR. MANOLIUS: Objection, vague, overbroad,
10	believe so.		10		compound question. You can answer.
11	Q You don't believe so?		11		THE WITNESS: Generally, if somebody is
12	A I said I would believe so.		12		putting out maps that are, you know, free of traditional
13	Q You would believe so. Okay. At what time		13		redistricting criteria they're throwing everything out,
14	period were you referring to someone telling you we		14		and so in this statement where I am saying this, it
15	should just throw away the VRA?		15		might just be shorthand for, you know, the kind of
16	MR. MANOLIUS: Objection, legislative		16		things I was hearing.
17	privilege and instruct you not to answer.		17		So I was hearing this from multiple people and
18	MR. MEUSER: You were the one who said that it		18		sometimes they wouldn't say the exact words, but this is
19	wasn't clear as to the time. I am just asking the time.		19		the kind of idea that I would say when I was doing a
20	MR. MANOLIUS: I also said it was barred by		20		presentation like this.
21	legislative privilege, so I appreciate your cleaning up		21	Q	Would you agree with me that someone who drew
22	at the time because I wasn't sure.		22		a sample map that had only one person in it and another
23	MR. MEUSER Q: So, Mr. Mitchell, you're not		23		map that had a million people in it, that that is a
24	going to answer my question at the instruction of your		24		completely different issue than someone drawing a map
25	attorney?		25		that violates the VRA?

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1	MR. MANOLIUS: Objection, vague. I don't	1	was something that was very important to HOPE; is that
2	understand the question. One person in what, in 1,000?	2	correct?
3	MR. MEUSER: In a congressional district.	3	MR. MANOLIUS: Objection. Vague and calls for
4	MR. MANOLIUS: Oh.	4	speculation about a whole lot of people potentially, but
5	THE WITNESS: He is laying no equal	5	you can answer, if you can.
6	protection.	6	MR. WOODS: Join.
7	MR. WOODS: I am going to object that calls	7	THE WITNESS: They are not exactly a Voting
8	for a legal conclusion, but you can answer.	8	Rights Act organization, something like MALDEF or
9	MR. MANOLIUS: I'll join that too.	9	something, so they are more, and the name in their title
10	THE WITNESS: The issue is that when I'm	10	of their name Hispanas Organized For Political Equality,
11	speaking to a group, if I say, oh, my gosh, there's a	11	that is their mission.
12	map that's noncontiguous, that doesn't exactly get the	12	MR. MEUSER Q: But earlier today we were
13	point across. And so something like this would be the	13	looking at that HOPE letter --
14	thing that I might highlight for a group like that,	14	A Yes.
15	rather than something like, oh, my gosh, this map was	15	Q -- that you read to HOPE; correct, yes?
16	noncontiguous and, like, they're supposed to care.	16	A Yes, yes, yes.
17	MR. MEUSER Q: So the question I am going to	17	Q And in that letter they're talking about
18	ask you, how many, I am asking for a number, how many	18	Voting Rights Act issues; is that correct?
19	elected officials specifically told you we should just	19	A Yes.
20	throw away the VRA?	20	Q And now you're coming back and talking to HOPE
21	A I don't recall someone using those exact	21	and you state here that elected officials told you to
22	words --	22	throw away the VRA; correct?
23	Q Okay.	23	MR. MANOLIUS: Objection, misstates his
24	A -- because I even say in one of these quotes	24	testimony.
25	kind of.	25	THE WITNESS: That's a paraphrase.
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1	Q And in the very next paragraph, starting on	1	MR. MEUSER Q: And you said, don't worry, I'm
2	line 16, you say, "And I would be, like, okay, thanks	2	not getting rid of the VRA; is that correct?
3	for calling. But there was no way that I was going to	3	MR. MANOLIUS: Objection. I don't see that
4	do that."	4	here.
5	Did I read that correctly?	5	THE WITNESS: That isn't -- that is a
6	A Yes.	6	mischaracterization, because I don't have the ability to
7	Q And that is the statement that you made on --	7	get rid of the VRA.
8	to the HOPE; correct?	8	MR. MEUSER Q: You were not going to draw any
9	A Don't know which one this was, but, yes.	9	districts that violated the VRA; is that correct?
10	Q And your statement to HOPE is that you were	10	MR. WOODS: That's also mischaracterizing.
11	not going to be violating the Voting Rights Act; is that	11	MR. MANOLIUS: Wait a minute. Objection. I
12	correct?	12	instruct you not to answer, that's legislative
13	MR. MANOLIUS: Objection, misstates what's	13	privilege.
14	here. The document speaks for itself, speaks for	14	MR. MEUSER Q: And you're not answering the
15	itself. You can answer.	15	question at the instruction of your attorney?
16	THE WITNESS: I would characterize it not like	16	A Correct.
17	that, because that seems to point to some outcome.	17	Q Page 23, line 14, "And following the Voting
18	But I was suggesting to them that issues they	18	Rights Act was very important."
19	care about, if people were arguing to throw those	19	Did I read that correctly?
20	overboard, that I was somebody who would care about	20	A You read that line 14, yes.
21	their issues.	21	Q And is that something that you said to HOPE on
22	Q And you've worked with HOPE you said for over	22	this presentation?
23	a dozen years; correct?	23	A I am just reading the full context here. Yes.
24	A Yes.	24	Q And in all the redistricting work that you did
25	Q And you understand that the Voting Rights Act	25	before July 2nd, 2025, would that be a fair statement to

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1 say that following the Voter Right Act is an important 2 thing for Redistricting Partners? 3 A I would say more broadly that following the 4 Voting Rights Act is important for anybody doing 5 redistricting -- 6 Q And I am going to -- 7 A -- and for Redistricting Partners in all our 8 municipal redistricting. 9 Q And was following the Voting Rights Act a very 10 important thing for Redistricting Partners while drawing 11 the Proposition 50 maps? 12 MR. MANOLIUS: Objection, legislative 13 privilege, I instruct you not to answer. 14 MR. MEUSER Q: Mr. Mitchell, you're not 15 answering that question today at the instruction of your 16 counsel? 17 A Correct. If we are going to go much longer 18 can we get a restroom break? 19 Q I was going to be suggesting a restroom break 20 in about 10 minutes so we can confer, but if you want to 21 wait 10 minutes? We can go now. 22 A Sure. 23 Q Turn to page 29 of the transcript. Can you 24 read to yourself paragraph eight -- line 8 through 16 25 and then I am going to read it out loud real quick? Let	1 you use the phrase "a strong population," is there a 2 number in your head that would equal a strong 3 population? 4 A In -- no, there isn't. And we've had the 5 California Voting Rights Act which has tried to 6 adjudicate what a Latino-influenced district is and may 7 have not come up with a number. There is no norm. 8 Q So if a district had 10-percent of Latinos in 9 it, would you characterize that as a Latino-influenced 10 district? 11 MR. MANOLIUS: Objection. You're talking 12 about as a general matter in his practice? 13 MR. MEUSER: Yes. 14 MR. MANOLIUS: Other than Prop 50? You can 15 answer. 16 THE WITNESS: It really would depend on the 17 turnout rate of that Latino population and the turnout 18 rate of other populations in the area, but that's 19 usually, usually you see higher numbers than that when 20 you're talking about Latino-influenced districts, but I 21 am not the arbiter of what the bright line is. 22 Q But you're the one who used the phrase 23 "Latino-influenced district" and you're the one who used 24 the phrase, you know, a strong showing, so I'm trying to 25 figure out, you know, I'm not entitled -- I am entitled
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1 me know when you're ready. 2 A Sure. 3 Q Okay. So I will go ahead and read this out 4 loud. "And so you've got some places where he needs to 5 get support and get engaged folks to support and do 6 turnout there for Latinos to protect a Latino member of 7 Congress in a district that is still a Latino-influenced 8 district, but is no longer a majority/minority district 9 because his district, most Latino portions go into the 10 replacement Roybal Allard district." 11 Did I read that correctly? 12 A Yes. 13 Q Did you say that to HOPE in October of this 14 year? 15 A That appears that that's what I said, yes. 16 Q You used the phrase "Latino-influenced 17 district." Outside of your Proposition 50 work, what 18 does Latino-influenced district mean to you? 19 A It's Latino-influenced district is more of a 20 non-redistricting term. It's one that doesn't have the 21 same meaning as a majority/minority district or district 22 with the ability to elect Latinos. It's a general term 23 used by lay people to suggest a district where there's a 24 strong population. 25 Q Sorry. I didn't mean to interrupt you. When	1 to your best estimate here. 2 So if it was 25 percent would you consider 3 that a Latino-influenced district? 4 MR. MANOLIUS: Objection, vague. It lacks 5 foundation and that he's already said it depends on the 6 circumstances, and there are different things like 7 turnout rates and all that, but you can answer. 8 THE WITNESS: It's completely situational. It 9 has to do with the cohesiveness of that Latino 10 population, their turnout rates, what the other 11 population is like, so very well I could consider 12 someplace that has a 25 percent. 13 This is a thing that comes up a lot in 14 municipal redistricting under the California Voting 15 Rights Act and, again, there is no, even the courts have 16 not given a definition of influenced district, even 17 though it's in the California Voting Rights Act, that 18 word, influenced district. 19 Q And this phrase -- 20 A The ability to influence is in the California 21 Voting Rights Act, that's the terminology. 22 Q So on page 29 when you used the word 23 Latino-influenced district, you're referring to a 24 specific district that is on our atlas. 25 Can you look at the atlas and tell me which

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<p>1 district you were talking about when you talked to HOPE 2 in October and you said that there was this 3 Latino-influenced district? 4 MR. MANOLIUS: Objection, legislative 5 privilege. I instruct you not to answer. 6 MR. MEUSER: Counsel, you're instructing him 7 not to answer when he went out into public and said 8 there's this Latino-influenced district and he has 9 publicly put out this document to the Legislature that 10 breaks out every single district, he is out there 11 talking to people trying to encourage them to vote for 12 Prop 50, this is public information that he himself has 13 made public and you're instructing him about subsequent 14 comments made? You're instructing him not to answer the 15 question? 16 MR. MANOLIUS: Yes, because it goes to his the 17 creation of the maps themselves and what the intention 18 was behind that, so I am going to instruct him not to 19 answer based on legislative privilege, yes. 20 MR. MEUSER Q: Mr. Mitchell, you're not 21 answering this question at the instruction of your 22 attorney? 23 A Correct. 24 Q Let's turn to page 30 of your transcript. And 25 I am going to read this paragraph. "The Prop 50 maps I</p>	<p>Page 286 1 statement; correct? 2 MR. MANOLIUS: Objection. That's not a 3 complete statement, but I think we know what you're 4 referring to. Objection, vague. You can answer. 5 THE WITNESS: Yes. 6 MR. MEUSER Q: And you've had two reasons why 7 you thought the Prop 50 maps were great for the Latino 8 community; correct? 9 A What two are you referencing? 10 Q You say there's two critical ways that the 11 Prop 50 maps are great for the Latino communities; is 12 that correct? 13 A Two critical ways, I see, yes. 14 Q Okay. One of those ways is that ensures that 15 the Latino districts that are the VRA seats are 16 bolstered in order to make them most effective. You 17 said that; correct? 18 A Yes. 19 Q And when you are referring to the VRA seats 20 are you referring to the 14 VRA seats designated by the 21 redistricting commission during the redistricting 22 process in 2021? 23 MR. MANOLIUS: Objection, legislative 24 privilege. I instruct you not to answer. 25 MR. MEUSER Q: And, Mr. Mitchell, you're not</p>
<p>Page 287 1 think will be great for the Latino community in two 2 critical ways. One is that they ensure that the Latino 3 districts that are the VRA seats are bolstered in order 4 to make them most effective particularly in the Central 5 Valley." 6 Did I read that correctly? 7 A Yes. 8 Q Did you make that statement to HOPE in October 9 of 2025? 10 A Yes. 11 Q And earlier you said there were 14 VRA 12 districts drawn by the redistricting commission; is that 13 correct? 14 MR. MANOLIUS: Objection, misstates his 15 testimony. Vague as to VRA that he used, but he can 16 answer. 17 THE WITNESS: What I said earlier in testimony 18 was there were 16 majority/minority districts and the 19 commission identified 14 of those districts as VRA seats 20 -- I don't want to say VRA seats but as seats that were 21 drawn in order to, for lack of a -- I don't want to 22 paraphrase too much, but there were 14 that were 23 identified. 24 Q And you told HOPE that the Proposition 50 maps 25 were great for the Latino community, you made that</p>	<p>Page 289 1 answering my question today at the instruction of your 2 counsel? 3 A Correct. 4 Q Next paragraph, starting on line 12, and then, 5 secondly, have to hazard a guess, and I don't want to be 6 too political or partisan here, but I have to hazard a 7 guess that whoever gets elected in that gateway cities 8 district in Los Angeles, it's a majority/minority 9 district, is going to be a better representative for the 10 community than the representative being elected from the 11 Ken Calvert seat." 12 Did I read that correctly? 13 A Correct. 14 Q And you made that statement; correct? 15 A Correct. 16 Q And in this particular sentence you are 17 talking about congressional district 41 that belonged to 18 Ken Calvert out in Riverside and is now in the gateway 19 cities of Los Angeles; correct? 20 A Correct. 21 Q Next page, 31, top of the page, lines one 22 through five, "So I think there are opportunities there 23 in the substance of the maps and the outcomes of the 24 maps, and I think there's a lot of opportunities in 25 terms of kind of those VRA concerns as well."</p>

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1	Did I read that correct?		1	A	To the bank.
2	A	Yeah, that's -- I don't recall exactly saying	2	Q	Okay.
3	that, but that's in the transcript. It seems a little		3	A	Yeah, to my bank account, not to the
4	garbled, seems like a little bit of a word salad.		4		accountant.
5	Q	Do you deny making that statement?	5	Q	Do you know who Swing Strategies is?
6	MR. MANOLIUS:	Objection, misstates his	6	A	Yes.
7	testimony.		7	Q	This is our opportunity to take care of this.
8	THE WITNESS:	I don't have a reason to deny	8	A	You can go for it, you can clean this up.
9	saying that, but looking at this transcript I -- it		9		This is it.
10	looks a little bit disjointed.		10	Q	That's what I'm trying to do.
11	MR. MEUSER Q:	And you used the phrase "VRA	11	A	Yeah. Yeah.
12	concerns."	Do you see that phrase?	12	Q	So you know what I mean by Swing Strategies;
13	A	Yes.	13		correct?
14	Q	What does "VRA concerns" mean to you?	14	A	Yes.
15	A	I don't know.	15	Q	And there is in the public disclosure the
16	MR. MEUSER:	Mr. Mitchell, you asked for a	16		person who, the address --
17	short break. Let's go ahead and take a 10-minute break		17	A	On the invoice?
18	at this time.		18	Q	-- on the invoice where DCCC sent the payment
19	THE WITNESS:	Thank you.	19		it went to Swing Strategies; correct?
20	MR. MEUSER:	And counsel and I will go over	20	A	It went to Ken Andreas. It went to
21	our notes and see if we can wrap this up.		21		Redistricting Partners, but my accountant is Ken
22	MR. MANOLIUS:	Great. Thank you very much.	22		Andreas.
23	THE VIDEOGRAPHER:	The time is 6:01 p.m. We	23	Q	Okay. And who is Ken Andreas?
24	are going off the record.		24	A	Ken Andreas is an accountant that I have had
25	(Whereupon a recess was taken.)		25		since 2011, a personal friend, and decades ago Matt
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1	THE VIDEOGRAPHER:	We are back on the record.	1		Rexford, who is a republican consultant, helped me get
2	The time is 6:11 p.m. and this marks the beginning of		2		my accounting set up with his accountant, Ken Andreas.
3	videotape number seven in the deposition of Paul		3		He's a good friend.
4	Mitchell, which is being taken at Hansen Bridgett, LLP,		4	Q	And what's Ken Andreas's relationship with
5	500 Capitol Mall, Suite 1500, Sacramento, California.		5		Swing Strategies?
6	The videographer is Nicholas Coulter here on		6	A	He is also their accountant.
7	behalf of Array Legal Services.		7	Q	And so the address for your bookkeeper is Ken
8	MR. MEUSER:	Mr. Mitchell, you understand	8		Andreas; correct?
9	you're still under oath?		9	A	Yes.
10	A	Yes.	10	Q	And Ken Andreas happens to also be the
11	Q	A couple cleanup questions, so we're going	11		bookkeeper for Swing Strategies; correct?
12	back to questions that you were asked earlier today.		12	A	Yes. Swing Strategies was the no campaign.
13	I believe you were testifying earlier that you		13		Small world.
14	had been paid by the DCCC by Jeffries, Hakeem Jeffries		14	Q	Yeah, but I'm actually trying to help you with
15	and by HMP, House Majority PAC. How did you receive		15		this one.
16	those payments?		16		Earlier today we were talking about
17	MR. MANOLIUS:	Objection. I think misstates	17		disaggregating political data. Do you remember that
18	his testimony. I don't believe -- have they all been		18		conversation?
19	paid?		19	A	I forgot about it, but, yes.
20	THE WITNESS:	Yeah, they have all been paid.	20	Q	And in that conversation you were talking
21	MR. MANOLIUS:	Sorry. Go ahead.	21		about when a census block, when census blocks and
22	THE WITNESS:	Wires.	22		precincts did not align; correct?
23	MR. MEUSER Q:	And who were the wires sent to?	23	A	I was talking about when census blocks are
24	A	Redistricting Partners.	24		necessary within precinct boundaries.
25	Q	Redistricting Partners or to your accountant?	25	Q	It is my understanding that CVAP data is not

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1	available at the census block level, so how would you	1	Q Mr. Mitchell, earlier today we were looking at
2	use CVAP data to disaggregate election results?	2	the atlas that you created for the DCCC; correct?
3	A The same way, because unlike what I think you	3	A Yes.
4	were inferring in the question about a nonalignment --	4	Q And in that there was the box of every single
5	Q Yes.	5	congressional district where it showed the voter
6	A -- census blocks always align to block groups,	6	registration numbers for that district; correct?
7	so there's always alignment, so it's exactly the same	7	A Correct.
8	methodology that I discussed earlier.	8	Q Where did you get that data that you used in
9	Q Okay. And what components of the State's	9	the atlas that you gave to the DCCC?
10	database would you use for disaggregation?	10	MR. MANOLIUS: You can answer.
11	A I would -- don't recall if Jacob	11	THE WITNESS: I think a better way to state it
12	Thompson-Fisher would have been the one that did that so	12	is that this data that is in that, on that map, its
13	I don't recall. I don't even -- yeah, I don't recall.	13	origin is from the statewide database.
14	Q Do you ever use racial data to disaggregate	14	MR. MEUSER Q: So when building the maps in
15	election results to census blocks?	15	your software, the statewide database would tell you
16	MR. MANOLIUS: Objection, to the extent answer	16	what the political breakdown of that district is;
17	outside of the Prop 50 matter. Otherwise, it's	17	correct?
18	legislative privilege.	18	MR. MANOLIUS: Objection, legislative
19	THE WITNESS: Yeah. In the history of our	19	privilege, instruct you not to answer.
20	company and the way that we do work, we would not be	20	MR. MEUSER Q: Mr. Mitchell, you're not
21	doing it like that. That would not make sense.	21	answering my question today because of the direction of
22	MR. MEUSER Q: Okay.	22	your attorney?
23	A You would use generally population, citizen	23	A Yes.
24	voting age total population, because you're trying to	24	Q Okay. Prior to working on Proposition 50
25	disaggregate votes cast or registered voter registration	25	maps, when you're doing one of these hundreds of other
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1	numbers.	1	redistrictings, would you use statewide data, the
2	Q When creating the Prop 50 maps, what data sets	2	statewide database?
3	did you use?	3	A In prior redistricts we do use statewide
4	MR. MANOLIUS: Objection, legislative	4	database, yes.
5	privilege. I instruct you not to answer.	5	Q And when you draw a district using statewide
6	MR. MEUSER Q: Mr. Mitchell, you're not	6	database in your system does it tell you the political
7	answering that question at the instruction of your	7	registration number for each district?
8	attorney?	8	MR. MANOLIUS: Objection, vague. You mean as
9	A Correct.	9	a general matter, and outside the Prop 50 process?
10	Q Did you use election results when drafting the	10	MR. MEUSER Q: My question specifically said
11	Proposition 50 maps?	11	all of the examples prior to Prop 50.
12	MR. MANOLIUS: Same objection, instruct you	12	MR. MANOLIUS: Okay. Thank you.
13	not to answer.	13	THE WITNESS: I wouldn't use it at all. We
14	MR. MEUSER Q: And, Mr. Mitchell, you're not	14	wouldn't use voter registration when we do municipal
15	answering my question at the instruction of your	15	redistricts, because its voter criteria that's
16	attorney?	16	precluded, so we exclude it.
17	A Correct.	17	And in the instances where we have put it in
18	Q Which election results did you look at when	18	have been infrequent and would have been not for
19	drawing the Proposition 50 maps?	19	municipal work. Maybe in 2021 we would have put a PDI
20	MR. MANOLIUS: Same objection, same	20	voter file in there as analysis, but it's not something
21	instruction.	21	that we regularly use in our data sets.
22	MR. MEUSER Q: And, Mr. Mitchell, you're not	22	Q So the atlas that you have put together that
23	answering my question at the instruction of your	23	has the racial breakdowns of Hispanics, correct, in this
24	attorney?	24	atlas it has the breakdown of Hispanics in every single
25	A Correct.	25	district; correct?

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1	MR. WOODS: Objection, mischaracterizes the	1	THE WITNESS: As a general rule we normally
2	document. It speaks for itself.	2	would be able to, but it would be, there's so many
3	MR. MANOLIUS: I'll join.	3	different programs we use potentially it wouldn't be on
4	THE WITNESS: The document has the racial	4	or maybe it would be in another program, so not every
5	breakdowns by total population in the 2020 census and	5	time.
6	through the CVAP, yes.	6	MR. MEUSER Q: But you print that data in your
7	MR. MEUSER Q: And has it for Hispanics;	7	atlas every single time; correct?
8	correct?	8	A Yeah. This is a stand alone separate program.
9	A Yes.	9	We throw a shape file in and it produces this --
10	Q And as it has it for Blacks; correct?	10	Q Okay.
11	A Yes.	11	A -- as a stand alone program.
12	Q And it has it for Asians; correct?	12	Your talking about when you're drawing
13	A Yes.	13	districts, this isn't something you use when you're
14	Q But it doesn't have it for whites; correct?	14	drawing districts, it's something you use to put out a
15	A It has an "other" category and the other is	15	final product for a client.
16	white and/or the -- there is a CVAP of Alaska native,	16	Q Okay. But you have the data of what the
17	it's AIAN, Alaska native, and basically the Hawaiian	17	racial breakdown is for every single district that you
18	population and others like that, so there's -- that's in	18	use to put together the shape, put together these
19	the "other."	19	atlases; correct?
20	Q Okay. That particular data set, you know,	20	A In my normal redistricting course of my normal
21	the --	21	business redistricting.
22	A American Indian Alaska Native. Sorry.	22	Q Yes.
23	Q In the atlas you have the breakdown of how	23	A Outside of Prop 50, yes.
24	many people are in each population group. Is that	24	Q And in Proposition 50 you created an atlas
25	something that you print with all your other	25	associated with the work as a result of Prop 50;
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1	redistricting atlases that you do for other clients?	1	correct?
2	A Yes. In different varieties, like I said in	2	MR. WOODS: Objection, asked and answered.
3	Alaska it would show Alaska native and not something	3	MR. MANOLIUS: Same, join.
4	else.	4	THE WITNESS: Yes.
5	Q Understand. So you regularly print atlases	5	MR. MEUSER: Julie?
6	for your clients that list out the racial breakdowns of	6	MS. HAMILL: May I project?
7	each district and call it -- and insert it into your	7	FURTHER EXAMINATION
8	atlas; is that correct? Is that a "yes"?	8	By: JULIE HAMILL, Attorney at Law, counsel on behalf of
9	A Yes.	9	the Plaintiffs:
10	Q And here after Prop 50 you created an atlas	10	I just want to be clear --
11	for the Legislature and it included in this atlas the	11	A Yes.
12	racial breakdowns of the various racial ethnicities for	12	Q -- that you are refusing to answer any
13	each congressional district; correct?	13	questions regarding how or why you drew the Proposition
14	A Yes.	14	50 maps on the basis of legislative privilege?
15	MR. MANOLIUS: Asked and answered. You can	15	MR. MANOLIUS: I'm objecting to that and I'll
16	answer.	16	affirm it for you, yes, that is our position.
17	THE WITNESS: Yes.	17	MS. HAMILL: You're objecting to that
18	MR. MEUSER Q: So when, I am again asking	18	question?
19	prior to Prop 50, when you're using your software and	19	MR. MANOLIUS: No, I am just trying to -- the
20	you have drawn a district using the statewide database	20	answer to your question is yes.
21	you are able to see the racial breakdown of that	21	MS. HAMILL Q: I am going to ask it one more
22	district; correct?	22	time to make a clear record.
23	MR. MANOLIUS: Objection, vague. I am not	23	I want to be clear that you are refusing to
24	sure I understand the question. You can answer, if you	24	answer any questions regarding how or why you drew the
25	do.	25	Proposition 50 map on the basis of legislative

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1	privilege?	1 public interviews or statements you might have made were
2	A Yes, upon advice of my counsel.	2 done with the aim of convincing people to vote for Prop
3	MS. HAMILL: Thank you.	3 50?
4	MR. MEUSER: Okay. I'll switch places with	4 A Clearly that would have been one of the aims,
5	you.	5 absolutely.
6	MR. WOODS: If you want to.	6 Q Okay. Because you agreed with the partisan
7	THE REPORTER: 33 minutes left.	7 aims of Prop 50; right?
8	MR. WOODS: I'll be very very quick.	8 A Yes.
9	EXAMINATION	9 Q After you submitted the maps, I am a
10	By: S. CLINTON WOODS, Attorney at Law, counsel on behalf	10 California citizen, I am guessing based on your
11	of the Defendants:	11 testimony so far, and please correct me if I'm wrong,
12	Q Good evening, Mr. Mitchell. I may have	12 that you paid attention to the Prop 50 campaign?
13	introduced myself off the record. I am not sure if I	13 A Quite a bit, yes.
14	have.	14 Q Okay. Did you see any political
15	My name is Clinton Woods. I am a Deputy	15 advertisements about Prop 50?
16	Attorney General from the State of California	16 A Quite a lot, yes.
17	representing the State defendants in this matter.	17 Q Okay. Where did you see them?
18	I just have a few questions and I want to be	18 A Mostly on social media. I didn't see the
19	very clear that in my questions I am not asking about	19 YouTube ads because I paid for the one where I don't
20	your work on Prop 50. I am focusing on after you	20 have to see the ads.
21	submitted the maps or Redistricting Partners submitted	21 Q Okay. So did you see any ads on television?
22	the maps.	22 A I did see some ads on television.
23	I am not asking for any conversations or	23 Q Okay. I am a sports fan so I saw a lot of ads
24	communications or anything that you would have learned	24 both for and against Prop 50 on every Warriors game that
25	from your work with Prop 50, but as an individual	25 I watched. Did you see --
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1	citizen, a California citizen.	1 A I am a huge sports fan, but they weren't
2	Would it be fair to say that you wanted Prop	2 putting the ads on my obscure Belgian bike races.
3	50 to pass?	3 Q Fair enough. Fair enough. So you saw these
4	A Yes.	4 ads on the Internet?
5	Q Okay. Did you agree with the partisan aims of	5 A Mostly, yes.
6	Prop 50?	6 Q Did you see or did you hear any ads on the
7	A Yes.	7 radio?
8	MR. MANOLIUS: Objection, vague as to the term	8 A I heard ads on podcasts.
9	"partisan aims," but I think he understood the question	9 Q Okay. All right. Were these ads pro Prop 50
10	so --	10 or anti Prop 50 or both?
11	THE WITNESS: I agreed to do it only because	11 A Both.
12	of what Texas did. Normally, I wouldn't agree to	12 Q And I realize that this is a big question, but
13	partisan redistricting because in this case, because of	13 can you give me an estimate of how many ads you saw on
14	the circumstances, I did agree to it.	14 line, about Prop 50?
15	MR. WOODS Q: Understood. Are you a register	15 A How many unique different ads?
16	democrat?	16 Q Sure.
17	A Yes.	17 A Yeah. So I saw probably a dozen different ads
18	Q Do you consider more democrats in Congress to	18 and I saw them, many of them several times over and
19	be a good thing?	19 over.
20	A Yes, particularly right now.	20 Q Okay. And when you say a dozen different ads
21	Q Okay. Did you vote for Prop 50?	21 would that be pro Prop 50, anti Prop 50 or both?
22	A I did.	22 A Both.
23	Q Okay. Would it be fair to say that after you	23 Q And you?
24	submitted the map that the public interviews that you	24 A Even the ones they put me in.
25	did that counsel has been talking about, whatever other	25 Q Even the ones they put you in. How many ads

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1	did you see they put you in?		1 A No.
2	MS. HAMILL: Objection, relevance.		2 Q Of the pro Prop 50 advertisements that you
3	THE WITNESS: Four.		3 saw, dozen or so, whatever they were, how many of those
4	MR. WOODS Q: What's that?		4 pro Prop 50 advertisements mentioned race?
5 A	Four ads.		5 A Not one.
6 Q	Oh, okay. Let's see. And how many ads did		6 MS. HAMILL: Objection, relevance.
7 you hear on a podcast?			7 MR. WOODS Q: Of the anti Prop 50
8 A	Maybe, half a dozen. It was not as frequent.		8 advertisements that you saw, a dozen or so, how many of
9 Q	Okay. Of the pro Prop 50 advertisements that		9 those mentioned race?
10 you either saw or heard, how many of those pro Prop 50			10 A I don't recall seeing that in any of those.
11 advertisements mentioned partisan gain?			11 Q Okay. Would it be fair to say that you are a
12 A	I would say every one of them mentioned		12 close observer of California politics?
13 partisan gain or anti-Trump, which is a cue for partisan			13 A Yes.
14 pushing back on republicans, yeah.			14 Q Do you know as you sit here today independent
15 Q	That was going to be my next question is how		15 of any of your work what or who represents California
16 many of them mentioned President Trump?			16 district 13 in Congress?
17 A	Almost every one of them.		17 A Adam Gray.
18 Q	Almost every one. How many of them mentioned		18 (Whereupon Plaintiff's Exhibit 24
19 Texas?			19 was marked for identification.)
20 A	Almost every one of them.		20 MR. WOODS Q: I am going to hand you what's
21 Q	Okay. Of the anti Prop 50 advertisements that		21 been marked as Exhibit 24.
22 you saw --			22 Exhibit 24 is has been submitted to the court,
23 A	Uh-huh.		23 it's exhibit -- at the bottom you can see it's
24 Q	-- and let me ask the question: The ads that		24 Exhibit 43 to the Eason declaration, which is a
25 you were in, were those anti Prop 50 ads?			25 declaration that my office submitted in opposition to
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1 A	They were the "No on Prop 50" ads, yes.		1 the motion for preliminary injunction.
2 Q	How many of them, of those anti ads mentioned		2 A Okay.
3 democratic partisanship?			3 Q And what it is is a copy of an article that
4 A	Almost every one of them, I think, yeah.		4 was published on August 15th, and that was created by
5 Q	How many of them? You said about four of them		5 ABC 10, and my first question is: Have you ever seen
6 mentioned you; is that right?			6 this article before?
7 A	Yeah.		7 A No, I probably -- if I had seen it I would
8 Q	Okay. And do you recall what they said about		8 have clicked on the video to see things like that, so I
9 you?			9 don't know what, if I saw the article.
10 A	They would put me in a montage of legislators,		10 Q Fair enough. If you look at page two of the
11 Governor Newsom, and special interests and shady, they			11 exhibit and it's Bates numbered CA-751 at the bottom, do
12 do, like, a shady image of me.			12 you see that?
13 Q	You were in, like, black and white?		13 A Where am I looking at the "About"? Which is
14 A	In a couple of them.		14 about?
15 MS. HAMILL: Objection. Relevance.			15 Q At the CA-751.
16 MR. WOODS Q: I'll get there. So they			16 A I see that, yeah, yeah.
17 mentioned you alongside Gavin Newsom; correct?			17 Q Okay. Great. So that page, if you see, if
18 A	Yes.		18 you look at the -- well, first of all, the top paragraph
19 Q	Other prominent democrats?		19 on that page, it mentions you.
20 A	Nancy Pelosi.		20 Do you see that?
21 Q	Right. Did you see any pro Prop 50		21 A "ABC 10 obtained a draft proposal," that one?
22 advertisements that originated from republicans?			22 Q Yes.
23 A	No.		23 A Yes. Oh, yeah, "Headed by Sacramento based
24 Q	Did you see any anti Prop 50 advertisements		24 data consultant Paul Mitchell."
25 that originated from democrats?			25 Q That's you?

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1	A	That is me.	1 deposition.
2	Q	Okay.	2 THE REPORTER: Mr. Meuser, you're responsible
3	A	I drew the maps.	3 for the Q&1?
4	Q	All right. And there's a quote there that	4 MR. MEUSER: Yes, and I want a rough draft
5	says, "There's the changes where we sought to increase	5 ASAP.	6 MS. HAMILL: Rough draft and certified
6	the partisanship of a district so that we could get a	7 electronic copy ASAP.	8 MR. WOODS: Rough draft and certified copy.
7	democrat elected in order to combat what Trump is	9 MR. MANOLIUS: Rough draft and certified copy.	10 MR. DeNEVERS: Certified copy electronic.
8	doing."	11 MR. DODGE: Certified copy electronic.	12 THE REPORTER: Thank you.
9	Did I read that correctly?	13 (Whereupon the proceedings were	14 concluded at 6:35 p.m.)
10	A	That is correct.	15
11	Q	Do you believe that you said that?	16
12	A	Yes.	17
13	Q	There's an additional quote. "Then there's	18
14	the other districts, where you might see people moving	19	19
15	because of all of the other movements."	20	20
16	Did I read that correctly?	21	21
17	A	Yes.	22
18	Q	Do you believe you said that?	23
19	A	Yes.	24
20	Q	And then moving further down this page, about	25
21	halfway down, a little bit more than halfway down		
22	there's a paragraph that is a quotation that is		
23	something that you said and I am going to read it here.		
24	It says, "We have these five democratic		
25	pickups, but we also have about five seats where we have		
		Page 311	Page 313
1	democrats who, you know, maybe won by a couple hundred	1 CERTIFICATE OF CERTIFIED SHORTHAND REPORTER	
2	votes in the last election and we can't afford for a	2 I, LINDA J. HART, the officer before whom	
3	republican to pick that seat up and eat into those	3 the foregoing deposition was taken, do hereby certify	
4	potential gains."	4 that the foregoing transcript is a true and correct	
5	Did I read that correctly?	5 record of the testimony given; that said testimony was	
6	A	6 taken by me stenographically and thereafter reduced to	
7	Yes.	7 typewriting under my direction; that reading and signing	
8	Q	8 was not requested; and that I am neither counsel for,	
9	All right. Do you believe you said that?	9 related to, nor employed by any of the parties to this	
10	A	10 case and have no interest, financial or otherwise, in	
11	Yes.	11 its outcome.	
12	Q	12 IN WITNESS WHEREOF, I have hereunto subscribed my	
13	And then the quote continues, "So we did a lot	13 signature on this 12th day of December,	
14	10 to bolster democratic candidates up and down the state	14 2025.	
15	11 that are potentially in tough races, like Adam Gray in	15	
16	12 the Central Valley."	16	
17	Did I read that correctly?	17	
18	A	18	
19	That is correct.	19	
20	Q	LINDA J. HART, CSR #4357	
21	Do you believe you said that?	RMR/CRR	
22	A		
23	Yep. That's not even August 15th. That's a		
24	17		
25	very quick reporter.	18	
18	Q	19	
19	All right. Let me just check my notes. I	20	
20	think that's all I have.	21	
21	A	22	
22	Thank you very much.	23	
23	MR. WOODS: Thank you, Mr. Mitchell.	24	
24	THE VIDEOGRAPHER: Is that everyone? All	25	
25	right. The time is 6:34 p.m.		
24	MR. MANOLIUS: I have a few.		
25	THE VIDEOGRAPHER: This is the end of today's		