



TO BE PUBLISHED AS A PUBLIC OPINION

OFFICE OF THE CITY ATTORNEY

City of Sacramento, California

SUSANA ALCALA WOOD

City Attorney

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OPINION	:	No. 22-002
of	:	October 12, 2022
SUSANA ALCALA WOOD	:	
City Attorney	:	
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IN RESPONSE TO NUMEROUS INQUIRIES Concerning the residency of Councilmember Loloee, who represents City Council District Two, Mayor Steinberg asked Councilmember Loloee to cooperate with an independent investigation to be overseen by the City Attorney. Councilmember Loloee agreed to the independent investigation. THE CITY ATTORNEY initiated the investigation into Councilmember Loloee' s residency on July 13, 2022. The SCOPE of the question to be answered by the independent investigator was as follows:

Conduct an impartial investigation regarding the residency of Sacramento City Councilmember Sean Loloee. Based upon the findings of that investigation, provide a Conclusion as to whether Mr. Loloee has met, and continues to meet, by a preponderance of the evidence, the residency requirement of Section 27 of the City of Sacramento Charter and California law, including relevant caselaw and opinions of the California Attorney General.

## **CONCLUSION REACHED BY INDEPENDENT INVESTIGATOR**

After careful consideration of the relevant law, and the facts developed from witness interviews and review of relevant documents, it is the opinion of the Independent Investigator that not later than March 2019 and continuing to the present date, Councilmember Sean Loloee' s primary residence or "domicile" is 1209 Nogales Street, Sacramento, which is located in City Council District Two. As a result, Councilman Loloee has met and continues to meet the residency requirements of Section 27 of the Sacramento Charter and California Law.

## **BACKGROUND**

On or about June of 2022, the Sacramento Bee in both articles and posts on social media sites raised questions about the residency status of Councilmember Sean Loloee citing certain factors including conversations with neighborhood residents. As a result of these articles and the social media site posts, some members of the public, including residents of District 2, requested that the subject of Councilmember Loloee' s principal residence be reviewed. As a result, on or about June 28, 2022, Mayor Steinberg asked Councilmember Loloee if he would be willing to cooperate with an independent investigation as to his primary residence. Councilmember Loloee agreed to cooperate with such an investigation. The City Attorney was tasked with retaining an outside attorney to serve as an independent investigator and conduct an impartial review. Other than the scope of services as set forth above, no other parameters were set on the scope of the investigation so as to provide the independent investigator with the flexibility to conduct a thorough review. Because of the substantial amount of related news stories on the subject, no details about the investigator were revealed prior to the conclusion of the investigation so as to fully protect the investigation and keep it free from interference from any source.

## **CONCLUSION OF INVESTIGATION**

A copy of the Report prepared by the independent investigator, containing the facts, analysis and applicable law is attached to this Opinion, and incorporated herein.<sup>1</sup> Redactions have been made by the City Attorney to protect the privacy rights of the individuals who were interviewed as part of the investigation, fully cooperated with the investigation, but did not waive their right

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<sup>1</sup> Waiver of Attorney Client Communication Privilege has been waived for the limited purpose of releasing a copy of the redacted report. No other waivers are granted either explicitly or by implication.

to privacy or privacy in any documents that the investigator requested to review as part of their investigation.

This now concludes this investigation.