

Subject: Re: Immediate Redaction
Date: Thu, 23 Dec 2021 20:51:11 -0600
From: Ricci <[REDACTED]>
To: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Legal Services <legal_services@roundrockisd.org>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>
Message-ID: <CD5060AA-2D91-4C05-89D1-0479C3BFCA55@gmail.com>
MD5: 8c6963b086ec3ef1a8f27c959dca380f

I guess you failed to protect my safety. This is disgraceful.

On Nov 7, 2021, at 5:15 PM, Ricci <[REDACTED]> wrote:

Chief Yarbrough - i am respectfully requesting the district redact my name off my recent open records request regarding jack chiles that is on the district website. Due to open investigation and threat to my safety, I feel this is a reasonable request. I'm also requesting you confirm by Monday cob if the picture provided is indeed jack chiles. This should be something that is easily confirmed with the video and picture information you have from the 10/21 board meeting. This information is needed to request close patrols with cedar park police.

Thank you
Ricci

Subject: Re: Incident reports
Date: Thu, 4 Nov 2021 13:46:46 -0500
From: Ricci Nelson <[REDACTED]>
To: Jeffrey Yarbrough <Jeffrey_Yarbrough@roundrockisd.org>, Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, luis_marquez@roundrockisd.org, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>
Message-ID: <CAPNj=J40xrA2VqM4Lk_waGAVr=+gNxSF2pkBs5vWeUz7AhyquA@mail.gmail.com>
MD5: 9e7f0cca3e12e662d769e047d3402b18

I have not received any response regarding this email. I feel these incidents are not being taken seriously by the administration. I will be attending the meeting tonight and honestly do not feel safe. The RRISD police department is there to ensure the safety of everyone, not just the board. I have not received the report numbers nor copies of the video I requested via email. In fact, I have not even received a notification from legal they have received my open records request. This information is needed to submit to the Cedar Park police department to assist in my complaint of online harassment.

I would appreciate some assurance these instances that were reported not only to RRISD police but cedar park police are being handled urgently.

Ricci

On Wed, Nov 3, 2021 at 4:24 PM Ricci Nelson <[REDACTED]> wrote:

I am needing case numbers and copies of the reports filed by Dustin, Christi and Jennifer with Officer Marquez on 10/29. I'm copying Cedar Park police in hopes there can be some interoffice cooperation to figure out if **Tuxedo Jack is Jack Robert Chiles, DOB, [REDACTED]** and the same man that assaulted Jennifer outside of the board meeting and then harassed Dustin, Christie and Dustin's wife after they left the board meeting on 10/21/2021. Unfortunately, I do not feel this is being taken seriously and frankly growing more fearful this person will continue to escalate his attacks because RRISD police have not made me feel this is being actively investigated. Please refer to Texas Penal Code Chapter 42.07 and the additional elements they added in 2019 about online stalking. I would appreciate a response by this **Friday**.

On another note, I respectfully request this topic be added and immediately addressed at the next safety and security meeting.

--

Ricci Nelson
[REDACTED]

--

Ricci Nelson
[REDACTED]

Subject: Re: Incident reports
Date: Thu, 4 Nov 2021 14:39:17 -0500
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Jeffrey Yarbrough <Jeffrey_Yarbrough@roundrockisd.org>, Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>
Cc: luis_marquez@roundrockisd.org, Mary Bone <mary_bone@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Ricci Nelson <[REDACTED]>
Message-ID: <CAM7tBgRXaLhhnpM_iUjRzo6eA-=AvSKXFSZnu0WW2EVakWxkA@mail.gmail.com>
MD5: dc90c12827c2c5a1cc0972026260ee69

Can someone fill me in on what is going on? If someone was assaulted during the 10/21/2021 board meeting, shouldn't the board be briefed? Is the victim ok?!?

And is someone getting back with Ms Nelson on her questions and concerns?

Danielle Weston

On Thu, Nov 4, 2021 at 1:46 PM Ricci Nelson <[REDACTED]> wrote:

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Date: Sun, 7 Nov 2021 17:15:31 -0600
From: Ricci <[REDACTED]>
To: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Legal Services <legal_services@roundrockisd.org>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>
Message-ID: <A745035C-64A4-46CE-A6B3-5B41E3FFADB8@gmail.com>
MD5: 6f8f7cd8f008984665d8311eff96acbe

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Thank you
Ricci

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Thu, 10 Feb 2022 17:59:38 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: "superintendent_rrisd@roundrockisd.org" <superintendent_rrisd@roundrockisd.org>
Cc: Jun Xiao <jun_xiao@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>
Message-ID: <1323751547.856204.1644515978501@mail.yahoo.com>
MD5: 51b267b1c441921df732a653780f2d96

Dr. Presley,

I am following up again on my request. I would like to have the video I have requested, or an answer as to why it does not exist. I have been extremely patient, but no one will give any answers. Since December, I have asked for video surveillance related to a safety and security concern, only to be met with silence. Dr. Azaiez told me in person at the December regular board meeting that it did exist and that he would have Chief Yarbrough and the video folks provide me what I had asked for.

Since October I have asked the RRISD PD to identify the man that committed the assault and harrasment that I reported to RRISD PD so that I can file a protective order, and my request has been met with silence. I gave RRISD PD photo evidence and two names of women that the man associated with that evening that could easily identify him, but I still have not received a name, and continue to be met with silence. Ignoring my requests, and the lack of action by RRISD PD and the district continue to put the safety of the community at risk.

How many more assaults and intimidating threats does that man need to commit before the RRISD PD and RRISD take action?

Respectfully,

Dustin Clark

On Wednesday, February 2, 2022, 02:13:06 PM CST, Dustin Clark <[REDACTED]> wrote:

Dr. Presley,

I am following up with you regarding video surveillance footage I requested on Dec 1st, and I am hoping you can help coordinate with the video dept to allow me to have access to this video. I spoke with Dr. Azaiez about it in person at the 12/16 regular monthly board meeting, and he assured me that he would speak with Chief Yarbrough and the video dept to get me what I have requested, but nothing ever came of it.

I have requested video surveillance of the following, and the open records department has responded that what I have requested does not exist (no responsive information). Additionally, it's my understanding that either Dr. Azaiez or Chief Yarbrough gave the board an update about the video in question back in Dec. I am hoping you can help clear things up.

All surveillance video of the outside hallway of the boardroom in bldg 100 on 10/21 from 6:30pm-7:00pm

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from

8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Your help in resolving this matter would be greatly appreciated.

Regards,

Dustin Clark

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From: Danielle Weston <danielle_weston@roundrockisd.org>

To: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>

Cc: Dustin Clark <[REDACTED]> Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>

Sent: Monday, January 3, 2022, 09:36:05 AM CST

Subject: Re: Open Records Request | Video Surveillance Footage

I think the concern is that the police dept told him the video does not exist which isn't true. I could be misremembering that. I think a phone call to him would be helpful and good customer service to clear things up. Just my thoughts. This video is a high interest item for obvious reasons and I don't see the interest in obtaining it going away.

-dw

On Mon, Jan 3, 2022 at 9:13 AM Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org> wrote:

Good morning, Trustee Weston.

I responded to Mr. Clark this morning, informing him once again that the Open Records Division and not the Round Rock Police Department or any other individual in RRISD is the appropriate department to speak to about any open records requests for information, including his previous request. I cc'd the Open Records Department on my email response since Mr. Clark sent the email to several individuals but did not include the Open Records Department.

Respectfully,

Jeffrey Yarbrough

On Jan 3, 2022, at 8:52 AM, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Dr Azaiez and Chief Yarbrough,

As I said via email to you weeks ago, you sent us detailed info on this in a board update. Have you called Mr Clark and the other requesters of the video to explain what you explained to the board?

Danielle Weston

On Mon, Jan 3, 2022 at 6:51 AM Dustin Clark <[REDACTED]> wrote:

Dr. Azaiez and Chief Yarbrough,

I am following up on my request for the video footage of the woman being assaulted at the 10/21/21 board meeting in bldg 100, outside of the hallway of the board room, as well as the footage of that same man harrassing me outside the bldg 100 entrance.

What is the status of my request?

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 08:59:31 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Dr Azaiez, Chief Yarbrough,
I'm confused, do you plan to follow up with the citizens who are expecting to have their open records request for footage fulfilled with the information you provided to the board last week? Mr Clark says he has not heard back from you.

Danielle Weston

On Tue, Dec 14, 2021 at 5:40 PM Dustin Clark <[REDACTED]> wrote:

Trustee Weston,

No one has followed up with me about the missing/unavailable video footage.

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 03:01:32 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Mr Clark,
Last week Dr Azaiez sent the board an update about the requested video of that night made by you and others. I asked him and /or Chief Yarbrough to have his staff follow up with you and the other requestors of the tape. Has that not happened?

Danielle Weston

On Mon, Dec 13, 2021 at 2:34 PM Dustin Clark <[REDACTED]> wrote:

RRISD Leaders,

It has been over a week since I requested this group's assistance in gaining understanding as to why the video surveillance of assault and harassment incidents during the 10/21/21 board meeting seem to be missing. This is a matter of public safety and missing evidence of a crime committed inside of Round Rock High School.

I have included Chief Yarbrough in hopes that maybe he can explain the missing video surveillance footage that we asked him to preserve, and that Chief Marquez assured us would be preserved.

I am hoping that the response we received from the Open Records team is in error, and that this group of leaders will work with us on this matter. If not, we will revisit our approach in shedding light on what happened to this video footage.

Respectfully,

Dustin Clark

On Thursday, December 2, 2021, 08:22:47 AM CST, Dustin Clark <[REDACTED]> wrote:

Board of Trustees,

We have a significant breakdown in security, safety, and evidence chain of custody that needs to be addressed immediately. I made a similar request for the video surveillance footage of the assault and harassment incident that occurred 10/21 board meeting, and the open records team has informed me that it does not exist (see below). I have seen the cameras in that hallway, and at the entrance of bldg 100, so they do exist.

I asked Chief Yarbrough on 10/25 to be sure the video evidence was preserved. When we met with Officer Marquez on 10/29 to make this report, we asked about the length of time that video surveillance is stored. I audio recorded our entire conversation with Officer Marquez (with his knowledge), and below is some of the transcript in regards to preserving video surveillance of a reported crime.

Officer Marquez was asked the following:

Ricci Nelson: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Officer Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have some

questions I would like to have answered.

- 1) Why is there no responsive information [stored video] regarding our request?
- 2) Are the specified cameras operational?
- 3) If the cameras are operational, did Chief Yarbrough/RRISD PD not preserve the video evidence of the crime as requested?
- 4) If the cameras are not operational, why not and how long have they not been operational?
- 5) Was the video overwritten?
- 6) What is the RRISD video surveillance storage policy?

Respectfully,

Dustin Clark

----- Forwarded Message -----

From: Open Records <open_records@roundrockisd.org>

To: Dustin Clark <[REDACTED]>

Sent: Wednesday, December 1, 2021, 04:21:03 PM CST

Subject: Re: Open Records Request | Video Surveillance Footage

Mr. Clark,

The District has received your request. As there is no responsive information regarding your request cited below, we will close this file.

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

[1311 Round Rock Ave](#)

[Round Rock, TX 78681](#)

512-428-7982 (Office)

512-464-5956 (Fax)

On Wed, Dec 1, 2021 at 2:57 PM Dustin Clark <[REDACTED]> wrote:

Open Records,

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Regards,

Dustin Clark

Subject: Re: Thank you for contacting RRISD Board of Trustees. Trustee Xiao fb post
Date: Sun, 5 Dec 2021 16:05:08 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: [REDACTED]
Message-ID: <CAM7tBgRvwbZggHX+jgQ_rBovv-X0UU+kfR2_tiftcPmk52kRwA@mail.gmail.com>
MD5: d90b7b608e16917f38a3be43d8cfec5a

I share your concern on all of this. Thank you for bringing this to our attention. Let me know what the district follows up with you. Feel free to copy the board on the Level III grievance on Xiao you send to legal services.

Danielle Weston

On Sun, Dec 5, 2021 at 3:10 PM Ricci <[REDACTED]> wrote:
Good afternoon Mr. Black,

Firstly, thank you for coming to Round Rock ISD to monitor our Board of Trustees. As I'm sure you're aware, our district and its elected trustees are at the center of quite a few controversies and I'm optimistic that close guidance will help right the ship, so to speak.

Second, I have a question about the ethical guidelines as they related to elected Trustees' use of social media on their official candidate/official pages. Below you will see a screen shot from Dr. Jun Xiao's Trustee Facebook page in which he links a website, additional screen shots from that site are also linked. The website solicits donations for a political candidate for Texas Legislature, and Dr. Xiao appears to be supporting or endorsing this site. Is this an ethical violation, in your professional opinion.

To put it further into context, the person the runs that website is linked to an alleged assault on 10/21 and serious claims of online bullying/harassment of community members/trustee Bone/trustee Westin. The online harassment was so bad I had to file a police report and fear for my personal safety. These concerns have been reported to the board, superintendent and Chief Yarbrough but no action or investigation has been taken. Myself and Dustin Clark did an open records request for video of the alleged assault shortly after the encounter but we're just informed nearly twice months later that no video was available. We both reached out to the same group mentioned above asking for an explanation and again silence. Was it deleted? Are the cameras not operational? What are they hiding?

With all the being said, I'm requesting a censure of trustee Xiao, deleting of the fb post and a public apology that explains his violations of his code of ethics. I will be following up with a level 3 complaint with rrisd, tea and Texas ethics commission complaints as I'm confident trustee Xiao violated campaign finance laws as well.

I look forward to your prompt reply,
Ricci Nelson
[REDACTED]

Subject: Re: Incident reports
Date: Thu, 4 Nov 2021 14:56:08 -0500
From: Ricci <[REDACTED]>
To: Danielle Weston <danielle_weston@roundrockisd.org>
Cc: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Luis Marquez <luis_marquez@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>
Message-ID: <8932506C-7E60-4DDC-9A00-E8034DD36339@gmail.com>
MD5: 4ae0ec83520dd4c47e46f3ac45cefe98

Danielle - there were a total of 5 police reports filed for two different incidents on 10/21 at the board meeting by Dustin Clark, Christie Slape and Jennifer (not sure her last name). They were filed last Friday with Officer Marquez. I know that Mr Yarbrough was notified of the incidents as well as the increased harassment online. I'm not sure the process from an administrative side and investigative procedures. I can tell you the victim was fearful for her safety and was considering if she wanted to press charges.

She was visibly afraid for her safety in the meeting with Officer Marquez. We provided Officer Marquez a picture of the suspect and asked him to be identified by this Friday. It's absolutely unacceptable that I sit here a week later not knowing if the person in the picture provided is the same person harassing me and 6 others online, assaulted Jennifer and confronted Dustin/Christie outside in the parking lot or if they are two different people. I can also tell you that the person harassing me online is followed by a private Twitter account operated by Tiffanie Harrison @youngtiffanie.

I'm struggling to understand why this is not being taken seriously by the district. This information is critical to me obtaining a TRO.

I'm sure the reports can be provided by the RRISD police.

Regards
Ricci

On Nov 4, 2021, at 2:39 PM, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Can someone fill me in on what is going on? If someone was assaulted during the 10/21/2021 board meeting, shouldn't the board be briefed? Is the victim ok?!?

And is someone getting back with Ms Nelson on her questions and concerns?

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Ricci Nelson
[REDACTED]

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Ricci Nelson
[REDACTED]

Subject: Fw: Open Records Request | Video Surveillance Footage
Date: Wed, 2 Feb 2022 20:13:06 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: "superintendent_rrisd@roundrockisd.org" <superintendent_rrisd@roundrockisd.org>
Cc: Jun Xiao <jun_xiao@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>
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MD5: 5daa0bf8c878be38da56594136f04446

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Board of Trustees,

We have a significant breakdown in security, safety, and evidence chain of custody that needs to be addressed immediately. I made a similar request for the video surveillance footage of the assault and harassment incident that occurred 10/21 board meeting, and the open records team has informed me that it does not exist (see below). I have seen the cameras in that hallway, and at the entrance of bldg 100, so they do exist.

I asked Chief Yarbrough on 10/25 to be sure the video evidence was preserved. When we met with Officer Marquez on 10/29 to make this report, we asked about the length of time that video surveillance is stored. I audio recorded our entire conversation with Officer Marquez (with his knowledge), and below is some of the transcript in regards to preserving video surveillance of a reported crime.

Officer Marquez was asked the following:

Ricci Nelson: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Officer Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have some questions I would like to have answered.

- 1) Why is there no responsive information [stored video] regarding our request?
- 2) Are the specified cameras operational?
- 3) If the cameras are operational, did Chief Yarbrough/RRISD PD not preserve the video evidence of the crime as requested?
- 4) If the cameras are not operational, why not and how long have they not been operational?
- 5) Was the video overwritten?
- 6) What is the RRISD video surveillance storage policy?

Respectfully,

Dustin Clark

----- Forwarded Message -----

From: Open Records <open_records@roundrockisd.org>
To: Dustin Clark <[REDACTED]>
Sent: Wednesday, December 1, 2021, 04:21:03 PM CST
Subject: Re: Open Records Request | Video Surveillance Footage

Mr. Clark,

The District has received your request. As there is no responsive information regarding your request cited below, we will close this file.

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from

8:15pm - 9:00pm.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

[1311 Round Rock Ave](#)

[Round Rock, TX 78681](#)

512-428-7982 (Office)

512-464-5956 (Fax)

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Regards,

Dustin Clark

Subject: Re: Open records - surveillance video
Date: Tue, 30 Nov 2021 14:39:54 -0600
From: Ricci Nelson <[REDACTED]>
To: Open Records <open_records@roundrockisd.org>, Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Dustin Clark <[REDACTED]> Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <Amber_feller@roundrockisd.org>
Message-ID: <CAPNj=J6sSfGjG97JQ94nJN2QBYSZWG7rGqB46bDFcynX2YYxpw@mail.gmail.com>
MD5: 7ccb2553ce379a1e838acf0ab34d73be

I will be filing a complaint with the attorneys general's office regarding the lack of response on this matter if the videos are not made available by tomorrow. There is absolutely NO REASON for the delay as this deals with safety and security. This request has been made to the superintendent and Chief multiple times. Your lack of office employees doesn't negate you from following the law as it is written. I think I have been patient. I respectfully request this be made available by the end of business tomorrow as you have missed all the appropriate deadlines to ask for an exception in the texas law.

Regards
Ricci

On Wed, Nov 17, 2021 at 9:21 AM Open Records <open_records@roundrockisd.org> wrote:

Ms. Nelson,

This email is to confirm that the District has received your request. We apologize for the delay in response to your request. We have experienced department turnover, and continue to experience an influx of open records requests.

We are working diligently to complete them. We will be in contact when your response is available.
Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

1311 Round Rock Ave

Round Rock, TX 78681

512-428-7982 (Office)

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On Sun, Oct 31, 2021 at 5:21 PM Ricci Nelson <[REDACTED]> wrote:
All surveillance video of the outside hallway of the boardroom in the 100 building on 10/21 from 6:30-7:00. Specifically looking for a black lexus the gentleman left in right after this incident

All surveillance video in the parking lot outside the 100 building on 10/21 from 8:15-9:00. Looking for a black lexus specifically related to a confrontation outside the 100 building around this time. Already reported to RRISD police on 10/29 to Officer Marquez.

These are matters of urgency since they could be related to an assault and escalated online harassment and possible hate crimes. I hope these are released asap as they are not related to any current investigation. I think this is important for all to understand that I currently fear for my safety and have retained a lawyer, private investigator and reached out to cedar park police and fbi. I also think the person in the alleged event on 10/21 is connected to at least one other district employee and one trustee that may be feeding him district information.

Regards,
Ricci

--

Ricci Nelson



Subject: Re: Open records - surveillance video
Date: Wed, 1 Dec 2021 18:53:52 -0600
From: Ricci <[REDACTED]>
To: Open Records <open_records@roundrockisd.org>, Complaints Management <complaintsmanagement@tea.texas.gov>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Dustin Clark <[REDACTED]>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Amber Feller <Amber_feller@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, teafeedback@tea.texas.gov
Message-ID: <A5D8170B-AD64-4C62-AB56-FAC70BDD858C@gmail.com>
MD5: 40e53e57734125a94425fd6dc0fb07ea

There is no way. I know these videos exist unless they have been taped over due to your failure to respond in a timely matter. I was told by the officer and chief Yarbrough videos existed of these time frames. I'm demanding an investigation into what happened to these videos that were supposed to be attached to the police report filed in association to an assault.

This is infuriating and completely unacceptable.
Ricci

On Dec 1, 2021, at 4:15 PM, Open Records <open_records@roundrockisd.org> wrote:

Ms. Ne son,

We have confirmed that there is no responsive information regarding your request for video from the hallway in the 100 building for the timeframes you identified. With the provision of this email, we will close this file.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

1311 Round Rock Ave

Round Rock, TX 78681

512-428-7982 (Office)

512-464-5956 (Fax)

On Wed, Dec 1, 2021 at 2:23 PM Open Records <open_records@roundrockisd.org> wrote:

Ms. Ne son,

We apologize for the delay in communication. We received a response from the interna

department on Monday, November 29, 2021 and are working through the backlog of messages received while we were out for the holiday break last week. The internal department providing the information stated that no video was located regarding the black Lexus. We followed up with them again today to get a new video of the highway for the timeframe (6:30 pm to 7:00pm) that you requested as what we have received thus far does not cover that timeframe. As soon as we receive a response from them, we will notify you immediately.

Thank you,

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

1311 Round Rock Ave

Round Rock, TX 78681

512-428-7982 (Office)

512-464-5956 (Fax)

On Tue, Nov 30, 2021 at 2:40 PM Ricci Nelson <[REDACTED]> wrote:

I will be filing a complaint with the attorney general's office regarding the lack of response on this matter if the videos are not made available by tomorrow. There is absolutely NO REASON for the delay as this deals with safety and security. This request has been made to the superintendent and Chief multiple times. Your lack of office employees doesn't negate you from following the law as it is written. I think I have been patient. I respectfully request this be made available by the end of business tomorrow as you have missed all the appropriate deadlines to ask for an exception in the Texas law.

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Regards,
Ricci

--

Ricci Nelson
[REDACTED]

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Tue, 14 Dec 2021 20:59:19 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Hafeedh Azaiez <hafeedh_azaiez@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Cc: "Dr. Mary Bone" <mary_bone@roundrockisd.org>, Dustin Clark <[REDACTED]>
Message-ID: <CAM7tBgRcksvPD71cOxCm6t8uKaVtmf73ZX1DePwH+nAEivwT-g@mail.gmail.com>
MD5: d3744e3a8069f3f83e66987c9fe900ae

Dr Azaiez, Chief Yarbrough, I'm confused, do you plan to follow up with the citizens who are expecting to have their open records request for footage fulfilled with the information you provided to the board last week? Mr Clark says he has not heard back from you.

Danielle Weston

On Tue, Dec 14, 2021 at 5:40 PM Dustin Clark <[REDACTED]> wrote:

Trustee Weston,

No one has followed up with me about the missing/unavailable video footage.

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 03:01:32 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Mr Clark,

Last week Dr Azaiez sent the board an update about the requested video of that night made by you and others. I asked him and /or Chief Yarbrough to have his staff follow up with you and the other requestors of the tape. Has that not happened?

Danielle Weston

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RRISD Leaders,

It has been over a week since I requested this group's assistance in gaining understanding as to why the video surveillance of assault and harassment incidents during the 10/21/21 board meeting seem to be missing. This is a matter of public safety and missing evidence of a crime committed inside of Round Rock High School.

I have included Chief Yarbrough in hopes that maybe he can explain the missing video surveillance footage that we asked him to preserve, and that Chief Marquez assured us would be preserved.

I am hoping that the response we received from the Open Records team is in error, and that this group of leaders will work with us on this matter. If not, we will revisit our approach in shedding light on what happened to this video footage.

Respectfully,

Dustin Clark

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Board of Trustees,

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Regards,

Dustin Clark

Subject: Re: Open records - surveillance video
Date: Tue, 30 Nov 2021 17:20:23 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Hafehd Azaiez <hafedh_azaiez@roundrockisd.org>
Cc: Ricci Nelson <[REDACTED]> Mary Bone <mary_bone@roundrockisd.org>, "Cottrill, Jeffrey" <jeffrey.cottrill@tea.texas.gov>
Message-ID: <CAM7tBgR+eWs+=wrde0o45E7NJS6jVb76z8iCkdBk6_Y3QRLoYA@mail.gmail.com>
MD5: c4cc8624d33aa327347e4cf30516e29e

Dr Azaiez, Can you please help me and the entire board understand what is going on with this? Ms Nelson requested this a month ago. Safety concerns are paramount.

Danielle Weston

On Tue, Nov 30, 2021 at 2:40 PM Ricci Nelson <[REDACTED]> wrote:

I will be filing a complaint with the attorneys general's office regarding the lack of response on this matter if the videos are not made available by tomorrow. There is absolutely NO REASON for the delay as this deals with safety and security. This request has been made to the superintendent and Chief multiple times. Your lack of office employees doesn't negate you from following the law as it is written. I think I have been patient. I respectfully request this be made available by the end of business tomorrow as you have missed all the appropriate deadlines to ask for an exception in the texas law.

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Ricci

--

Ricci Nelson
[REDACTED]

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Mon, 3 Jan 2022 09:35:54 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Cc: Dustin Clark <[REDACTED]> Hafedh Azaiez
<hafedh_azaiez@roundrockisd.org>
Message-ID: <CAM7tBgTMbxgSScted-RBMOtWUUb7k78d2LcN3V-M0oH5igFsfjA@mail.gmail.com>
MD5: 1427a8f6c6745a8829e71a70d3e727dd

I think the concern is that the police dept told him the video does not exist which isn't true. I could be misremembering that. I think a phone call to him would be helpful and good customer service to clear things up. Just my thoughts. This video is a high interest item for obvious reasons and I don't see the interest in obtaining it going away.

-dw

On Mon, Jan 3, 2022 at 9:13 AM Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org> wrote:

Good morning, Trustee Weston.

I responded to Mr. Clark this morning, informing him once again that the Open Records Division and not the Round Rock Police Department or any other individual in RRISD is the appropriate department to speak to about any open records requests for information, including his previous request. I cc'd the Open Records Department on my email response since Mr. Clark sent the email to several individuals but did not include the Open Records Department.

Respectfully,

Jeffrey Yarbrough

On Jan 3, 2022, at 8:52 AM, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Dr Azaiez and Chief Yarbrough,

As I said via email to you weeks ago, you sent us detailed info on this in a board update. Have you called Mr Clark and the other requesters of the video to explain what you explained to the board?

Danielle Weston

On Mon, Jan 3, 2022 at 6:51 AM Dustin Clark <[REDACTED]> wrote:

Dr. Azaiez and Chief Yarbrough,

I am following up on my request for the video footage of the woman being assaulted at the 10/21/21 board meeting in bldg 100, outside of the hallway of the board room, as well as the footage of that same man harrassing me outside the bldg 100 entrance.

What is the status of my request?

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 08:59:31 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

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Regards,

Dustin Clark

Subject: Re: Thank you for contacting RRISD Board of Trustees. Re: Please Read: Policing and Safety Concerns at Board Meetings
Date: Tue, 30 Nov 2021 17:08:00 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>
Cc: Dustin Clark <[REDACTED]> Mary Bone <mary_bone@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, "Cottrill, Jeffrey" <jeffrey.cottrill@tea.texas.gov>
Message-ID: <CAM7tBgSQSMhAeU96J5KTEOkNe2AKP_fVrjXHeRnag-H6GGGB=Q@mail.gmail.com>
MD5: 6c6bd329e0781d8b5106fbff937a4b12

Dr Azaiez,

Mr Clark has sent multiple e-mails asking for help on this. Please advise on the status of his request for help to the entire board.

Danielle Weston

On Tue, Nov 30, 2021 at 2:02 PM 'Dustin Clark' via board_of_trustees@roundrockisd.org <board_of_trustees@roundrockisd.org> wrote:

Hello district leaders,

I am following up again on my below request. Can someone please let me know what is being done about this situation, and when I might receive a copy of the police report I made on 10/29?

Regards,

Dustin Clark

On Monday, November 29, 2021, 09:29:39 AM CST, Dustin Clark <[REDACTED]> wrote:

BoT, Chief Yarbrough and Dr. Azaiez,

I know district staff was off last week, but I wanted to follow up on what is being done to address the situation that occurred on 10/21/21. I am also requesting that the security footage from these hallway and parking lot incidents be preserved.

If RRISD and RRISD PD do not plan to take any further action, I would like to request that the security footage be provided to me so that I can make a police report with Wilco Sheriff's Dept or RR PD to pursue a restraining order on this gentlemen.

Regards,

Dustin Clark

On Friday, November 19, 2021, 11:48:23 AM CST, Dustin Clark <[REDACTED]> wrote:

Board of Trustees, Dr. Azaiez,

I want to make you aware of a concerning safety issue at a board meeting that I don't believe has been properly addressed by RRISD PD. I am hoping that either the BoT or Dr. Azaiez can look into this matter further, determine who the perpetrator was, and issue a restraining order on him.

On Monday October 25th, I contacted Chief Yarbrough via email about an assault and a harassment incident that occurred at the 10/21/21 board meeting, both committed by the same man. While the board was in the first closed session, and we were asked to wait outside the boardroom, this man grabbed an Asian woman by both of her shoulders and pushed her aside in the hallway as he walked by. After moving her aside, he continued on and stopped and spoke with a woman named Jenn Brown. Later that night, he sat with a woman named Lindsey Ledyard. We do not know the name of the man, but Jenn Brown attends almost every board meeting. I have attached a picture from the board meeting camera of the man in question.

Later that night, as I was leaving the meeting with my wife and Christie Slape, this same man confronted us on the stairs leading out of bldg100 and proceeded to verbally harass me and berate me for the public comments I made during the meeting. I have thick skin, and have no issue defending myself if needed, but this was very concerning given the earlier physical altercation. Both of these incidents occurred in view of RRISD security cameras, and the perpetrator's vehicle and license plate should be in view of the outdoor camera.

On October 26th, I received a response from Chief Yarbrough to schedule a meeting with Officer Luis Marquez.

On October 29th, I met with Officer Luis Marquez, along with the Christie Slape, Ricci Nelson, and the victim. During this meeting, the victim gave her statement, but was reluctant to press charges and seek a restraining order because she feared that this man would stalk her at her home. The victim stated to Officer Marquez that she will no longer come to the school board meetings because she is fearful of what this man might do. Christie Slape and I also gave a statement.

I was not given a police report number initially, but I followed up with Officer Marquez, and he provided it to me. I also asked him for a copy of the police report, but he said I would need to go through Open Records to get a copy. I submitted a request to Open Records on 11/3/21, and have still not received a copy, well past the 10 business days required by law. This is very concerning given that I am aware of dozens of people who are experiencing the same issue with the RRISD Open Records department.

I request an RRISD restraining order be given to this man for the assault, and that the BoT look into the issues plaguing the RRISD Open Records dept.

Regards,

Dustin Clark

Subject: Re: RRISD Breakdown in security, safety, and evidence chain of custody
Date: Fri, 10 Dec 2021 00:13:52 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Glenda Mosley [REDACTED] Hafedh Azaiez
<hafedh_azaiez@roundrockisd.org>
Cc: Amy Weir <amy_weir@roundrockisd.org>, "Dr. Mary Bone"
<mary_bone@roundrockisd.org>
Message-ID: <CAM7tBgQp46xu4pmLYJDxzqJA2Z=ffE=1mKnOhSaM8Nanek4sQ@mail.gmail.com>
MD5: c44cc9c484b6a61731430c71bc71c9d1

Ms Mosley, Yours is not the only email the board has received with this concern. I have copied the superintendent here so that he knows of my desire to have the full board briefed on what is going on with this serious safety and records keeping matter.

Danielle Weston

On Thu, Dec 9, 2021 at 6:45 AM Glenda Mosley <[REDACTED]> wrote:

Dear Board of Trustees, Chief of Police, and Superintendent Azaiez,

I don't email you all often, but when I do, I feel it is an important matter. I would like answers and a full investigation into the below safety and security risk.

It has come to my attention that RRISD may have a significant breakdown in security, safety, and evidence chain of custody that needs to be addressed immediately.

Due to an assault that occurred outside of the 10/21/21 board meeting, two RRISD parents made an open records request for a portion of Round Rock High School hallway and exterior video surveillance, and the response from the district Open Records team is that, "no responsive information regarding your request for video from the hallway in the 100 building for the timeframes you identified." In short, it curiously does not exist.

Both of these parents have asked the chief of police, the superintendent, and the board president for an explanation as to why, but have been met with silence.

The request for this video surveillance footage was due to an assault and harassment incident that occurred at bldg 100, during the 10/21 board meeting. The assault occurred in the hallway outside the board meeting, and the verbal harassment occurred at the exterior entrance to bldg 100.

It has been confirmed that there are cameras in that hallway, and at the entrance of bldg 100 exist, so unless the cameras are not in operation, or someone manipulated the videos, the videos requested should exist.

A couple of days after the assault and harassment incident, those involved reported the incident to RRISD PD Chief Yarbrough via email, and he was asked to be sure the video evidence was preserved. Chief Yarbrough then coordinated with these parents to file a police report with RRISD PD Officer Marquez. The parents asked about the length of time that video surveillance is stored, and below is some of the transcript from their audio recording.

Officer Marquez was asked the following:

Parent: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Office Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have serious safety and security questions that need to be answered.

Will the Board of Trustees conduct a full investigation into the missing videos?

Why is there no "responsive information" [stored video] regarding the requested incidents?

Are the bldg 100 cameras in the hallway outside of the board meetings and the exterior of the building operational?

If not, how long have they not been operational?

If the cameras are operational, did Chief Yarbrough and/or the RRISD police officer not preserve the video evidence of the crime as required by the officer's acknowledgment?

Was the RRISD PD video evidence chain of custody followed?

Was the video overwritten or edited in any way?

What is the RRISD video surveillance storage policy, and was it followed?

Thank you for your time & attention to this matter.

Sincerely,
Glenda Mosley



Subject: Re: Thank you for contacting RRISD Board of Trustees. Please Read: Policing and Safety Concerns at Board Meetings
Date: Fri, 19 Nov 2021 11:54:57 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, [REDACTED]
Cc: Christie Slape <[REDACTED]>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Ricci <[REDACTED]>
Message-ID: <CAM7tBgTAErwwkGWJtOJYBOT1NYmedcTAyruzEfbdnNOrYo0U0Q@mail.gmail.com>
MD5: aca0b90ee923862030e96ddfef4b64a7

Mr Clark, I am shocked and appalled that this happened on our watch. We now have a minority member of our community who has been assaulted and now is too afraid to attend board meetings. I am speechless.

Dr Azaiez,

Please advise the entire board on what is being done to address this including addressing this with the victim. Do you need board action to handle this? We have violence in our board meeting. What is being done?

Danielle Weston

On Fri, Nov 19, 2021 at 11:48 AM 'Dustin Clark' via board_of_trustees@roundrockisd.org <board_of_trustees@roundrockisd.org> wrote:

Board of Trustees, Dr. Azaiez,

I want to make you aware of a concerning safety issue at a board meeting that I don't believe has been properly addressed by RRISD PD. I am hoping that either the BoT or Dr. Azaiez can look into this matter further, determine who the perpetrator was, and issue a restraining order on him.

On Monday October 25th, I contacted Chief Yarbrough via email about an assault and a harassment incident that occurred at the 10/21/21 board meeting, both committed by the same man. While the board was in the first closed session, and we were asked to wait outside the boardroom, this man grabbed an Asian woman by both of her shoulders and pushed her aside in the hallway as he walked by. After moving her aside, he continued on and stopped and spoke with a woman named Jenn Brown. Later that night, he sat with a woman named Lindsey Ledyard. We do not know the name of the man, but Jenn Brown attends almost every board meeting. I have attached a picture from the board meeting camera of the man in question.

Later that night, as I was leaving the meeting with my wife and Christie Slape, this same man confronted us on the stairs leading out of bldg100 and proceeded to verbally harass me and berate me for the public comments I made during the meeting. I have thick skin, and have no issue defending myself if needed, but this was very concerning given the earlier physical altercation. Both of these incidents occurred in view of RRISD security cameras, and the perpetrator's vehicle and license plate should be in view of the outdoor camera.

On October 26th, I received a response from Chief Yarbrough to schedule a meeting with Officer Luis Marquez.

On October 29th, I met with Officer Luis Marquez, along with the Christie Slape, Ricci Nelson, and the victim. During this meeting, the victim gave her statement, but was reluctant to press charges and seek a restraining order because she feared that this man would stalk her at her home. The victim stated to Officer Marquez that she will no longer come to the school board meetings because she is fearful of what this man might do. Christie Slape and I also gave a statement.

I was not given a police report number initially, but I followed up with Officer Marquez, and he provided it to me. I also asked him for a copy of the police report, but he said I would need to go through Open Records to get a copy. I submitted a request to Open Records on 11/3/21, and have still not received a copy, well past the 10 business days required by law. This is very concerning given that I am aware of dozens of people who are experiencing the same issue with the RRISD Open Records department.

I request an RRISD restraining order be given to this man for the assault, and that the BoT look into the issues plaguing the RRISD Open Records dept.

Regards,

Dustin Clark

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Mon, 13 Dec 2021 20:34:39 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: Danielle Weston <danielle_weston@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Christie Slape <[REDACTED]>, Ricci <[REDACTED]>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Message-ID: <1828339901.653896.1639427679577@mail.yahoo.com>
MD5: 830e6df6742a18d3f202c7ac331286cc

RRISD Leaders,

It has been over a week since I requested this group's assistance in gaining understanding as to why the video surveillance of assault and harassment incidents during the 10/21/21 board meeting seem to be missing. This is a matter of public safety and missing evidence of a crime committed inside of Round Rock High School.

I have included Chief Yarbrough in hopes that maybe he can explain the missing video surveillance footage that we asked him to preserve, and that Chief Marquez assured us would be preserved.

I am hoping that the response we received from the Open Records team is in error, and that this group of leaders will work with us on this matter. If not, we will revisit our approach in shedding light on what happened to this video footage.

Respectfully,

Dustin Clark

On Thursday, December 2, 2021, 08:22:47 AM CST, Dustin Clark <[REDACTED]> wrote:

Board of Trustees,

We have a significant breakdown in security, safety, and evidence chain of custody that needs to be addressed immediately. I made a similar request for the video surveillance footage of the assault and harassment incident that occurred 10/21 board meeting, and the open records team has informed me that it does not exist (see below). I have seen the cameras in that hallway, and at the entrance of bldg 100, so they do exist.

I asked Chief Yarbrough on 10/25 to be sure the video evidence was preserved. When we met with Officer Marquez on 10/29 to make this report, we asked about the length of time that video surveillance is stored. I audio recorded our entire conversation with Officer Marquez (with his knowledge), and below is some of the transcript in regards to preserving video surveillance of a reported crime.

Officer Marquez was asked the following:

Ricci Nelson: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Office Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have some questions I would like to have answered.

- 1) Why is there no responsive information [stored video] regarding our request?
- 2) Are the specified cameras operational?
- 3) If the cameras are operational, did Chief Yarbrough/RRISD PD not preserve the video evidence of the crime as requested?
- 4) If the cameras are not operational, why not and how long have they not been operational?
- 5) Was the video overwritten?
- 6) What is the RRISD video surveillance storage policy?

Respectfully,

Dustin Clark

----- Forwarded Message -----

From: Open Records <open_records@roundrockisd.org>
To: Dustin Clark <[REDACTED]>
Sent: Wednesday, December 1, 2021, 04:21:03 PM CST
Subject: Re: Open Records Request | Video Surveillance Footage

Mr. Clark,

The District has received your request. As there is no responsive information regarding your request cited below, we will close this file.

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

1311 Round Rock Ave

Round Rock, TX 78681

512-428-7982 (Office)

512-464-5956 (Fax)

On Wed, Dec 1, 2021 at 2:57 PM Dustin Clark <[REDACTED]> wrote:

Open Records,

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

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Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Regards,

Dustin Clark

Subject: Fw: Open Records Request | Video Surveillance Footage
Date: Thu, 2 Dec 2021 14:22:47 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: Danielle Weston <danielle_weston@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Christie Slape <[REDACTED]>, Ricci <[REDACTED]>
Message-ID: <1997887836.3419899.1638454967069@mail.yahoo.com>
MD5: 927a8d2820575ea8309e0d7d7de0e95f

Board of Trustees,

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Officer Marquez was asked the following:

Ricci Nelson: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Office Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

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Respectfully,

Dustin Clark

----- Forwarded Message -----

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To: Dustin Clark <[REDACTED]>
Sent: Wednesday, December 1, 2021, 04:21:03 PM CST

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Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

1311 Round Rock Ave

Round Rock, TX 78681

512-428-7982 (Office)

512-464-5956 (Fax)

On Wed, Dec 1, 2021 at 2:57 PM Dustin Clark <[REDACTED]> wrote:

Open Records,

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Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Regards,

Dustin Clark

Subject: 10.21.21 Video tape request
Date: Fri, 10 Dec 2021 21:32:51 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Cc: "Dr. Mary Bone" <mary_bone@roundrockisd.org>, David Faltys <david_faltys@roundrockisd.org>
Message-ID: <CAM7tBgTh_WHMi=_H7n=kTi2TvXbC9AnNQxZvFZx=+woDdgni-A@mail.gmail.com>
MD5: 155124238eb040bf99ab95300b76517c

Dr Azaiez and Chief Yarbrough,

Below (in italics) I copied and pasted an excerpt from today's (Dec 10, 2021) board update. Have you followed up with the community members who have requested the footage and/or sent emails to the board so that they understand that the incident on October 21, 2021 occurred in a different time frame?

An assault is a traumatic experience for the victim and observers so it's understandable if the requestors are off on the time. Please let me know if you have already shared this information with the interested parties. Or let me know if you put this in a board update with the expectation that board members would inform the people who sent us the emails of this.

Danielle Weston

OPEN RECORDS REQUEST RELATED TO VIDEO FOOTAGE

There have been several emails to the board questioning operations and procedures related to security video footage as the result of an Open Records Request. We wanted to alert the board that the emails included misinformation/misinterpretation of the response to the Open Records Request. There are several factors at play:

First, due to the current turnover and open positions in the legal services department, as well as a deluge of open records requests to address, the video footage from inside Building 100 from 6:30 to 7:00 pm. was no longer available when staff began working on the request. The video surveillance system keeps recordings on file until a certain amount of hours are reached (approximately 30 days worth) then deletes and begins recording again. However, due to the allegations of assault, Round Rock ISD Police had already reviewed this video related to the alleged incident. The incident referenced in the Open Records Request did not occur in the 6:30 to 7:00 p.m. timeframe. RRISD PD does have the video of the incident, but that has not been requested in an ORR. The footage of the parking lot was also reviewed by RRISD PD, but the license plate was not visible. Police did not archive it since it had no evidentiary value related to the reported assault and no longer have it in their possession. Finally, it is noteworthy to understand that Round Rock ISD does not release security footage in response to an Open Records Request. Instead, the legal services team submits a request for opinion from the Texas Attorney General's Office when a request for surveillance video is submitted. Those requests are routinely granted under Sections 418.182(a) and 552.108 (when applicable) of the Texas Government Code.

Subject: Re: Meeting to File a Report
Date: Wed, 1 Dec 2021 19:53:09 -0600
From: Dustin Clark <[REDACTED]>
To: Jeffrey Yarbrough <Jeffrey_Yarbrough@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Open Records <open_records@roundrockisd.org>, Legal Services <legal_services@roundrockisd.org>, Ricci <[REDACTED]> Christie Slape <[REDACTED]>
Cc: jim_williby2@roundrockisd.org, Christie Slape <[REDACTED]> Ricci <[REDACTED]>
Message-ID: <1D5D70F4-7624-4D14-B056-9CFDE87577CC@yahoo.com>
MD5: 0106ed8354eaea3e6dece1136d8c679f

Leaders,

Ricci Neslon has brought to my attention that the open records team has stated that video she has requested for the assault incident on 10/22 does not exist.

Below is an email that I sent Chief Yarbrough on 10/25 informing him of the incident, and asking him to ensure the video evidence was preserved.

If video evidence of this assault was not preserved as requested, we either have gross negligence or willful misconduct. Either way, we have a very big problem that requires an immediate investigation and accountability.

If the video evidence exists, please provide it to Ms. Nelson as soon as possible.

Thank you,

Dustin Clark

On Oct 26, 2021, at 3:57 PM, Dustin Clark <[REDACTED]> wrote:

Thank you sir

On Tuesday, October 26, 2021, 03:37:33 PM CDT, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org> wrote:

Good afternoon,
Officer Adaruth Garcia and/or Officer Luis Marquez at Round Rock HS will be reaching out to you. They will assist with the initial investigation into your concerns.
Respectfully,

Jeffrey Yarbrough

On Oct 25, 2021, at 10:52 PM, Dustin Clark <[REDACTED]> wrote:

Mr. Yarbrough and Mr. Williby,

Jennifer Dieterle, Ricci Nelson, Christie Slape and I would like to make an appt with you to file a police report of assault. We are all free Wednesday, 10/27 after 2:30pm.

During the first closed session break of the 10/21/21 board meeting, I witnessed a man aggressively grab Jennifer Dieterle by both shoulders and move her aside as he barreled through the hallway to get to his friend on the other side. The friend's name is Jenn Brown (see attached pic).

When the second closed session began, my wife and I were leaving the building with our friend Christie Slape, and this same man approached us in the parking lot and got very confrontational with me as though he was trying to intimidate me. When we didn't back down, he shouted some expletives and then walked quickly to his car, got in, and drove off. He was driving a black Lexus, but we didn't think to get the license plate.

We have been trying to identify the man's name, but have been unsuccessful. **We believe the hallway that leads to the board room has cameras, and would like the video evidence of the assault to be preserved from that night.**

We also believe this may be the same man that Ricci Nelson has recently raised concerns about to you. His name might be Jack Chiles or a man named Jason Schklar. Also, attached are pictures of the man in question as he was sitting in the board room. In the picture, a woman is sitting next to him, and her name is Lindsey Ledyard (pic attached) she can likely identify the name of the man. She spoke during public comments, but he did not. I've also included social media posts that show the hostile nature of Mr. Schklar towards RRISD parents who do not wear masks.

Please let me know if you can meet with us at 2:30pm on Wednesday 10/27/21.

Respectfully,

Dustin Clark

<Jenn Brown.jpg>

<Lindsey Ledgerd.JPG>

<Schklar and Chiles Conversation.jpg>

<Schklar Hostile Comments Towards District Parents.jpg>

<10-21 Pics.pdf>

Subject: Re: TPIA 2022-423
Date: Mon, 21 Feb 2022 15:22:47 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Open Records <open_records@roundrockisd.org>, Patty Aguilera <patty_aguilera@roundrockisd.org>
Cc: Daniel Presley <Daniel_Presley@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>
Message-ID: <CAM7tBgQrrSRS3YicZi057Tx+DFxDhvHbJRff25UBvfS70J+csg@mail.gmail.com>
MD5: b6c55e06011bb161444190d084c8f041

I don't use my personal cell phone for district business including any discussion about this or any other RRISD investigation. I have no responsive documents.

Danielle Weston

On Mon, Feb 21, 2022 at 3:19 PM Patty Aguilera <patty_aguilera@roundrockisd.org> wrote:

Dear Trustees,

The district has received the open records request below. Please read the request carefully and if you have any responsive information, please forward the information to open_records@roundrockisd.org. If you don't have any responsive information please reply stating so.

Sincerely,
Patty Aguilera, Executive Assistant Assigned to the Board of Trustees
Superintendent's Office
Round Rock ISD
[1311 Round Rock Ave.](http://1311RoundRockAve.com)
[Round Rock, TX 78681](http://RoundRockTX78681.com)
512-464-5065 phone
512-464-5055 fax

----- Forwarded message -----

From: **Open Records** <open_records@roundrockisd.org>
Date: Mon, Feb 21, 2022 at 3:11 PM
Subject: TPIA 2022-423
To: Pakdi Pormprasong <Pakdi_Pormprasong@roundrockisd.org>, Patty Aguilera <patty_aguilera@roundrockisd.org>

IMPORTANT NOTICE***Please provide an estimate of the staff time and/or computer time needed and the estimated number of pages that are responsive so that a cost estimate can be sent to the requestor before any significant amount of work is done. Please provide open records with the estimate within 2 days of receipt of the request. If the estimate is not required, please proceed. The due date is below.**

Dear **Pakdi and Patty**,

The district has received the attached open records request from **Jack Chiles** on **February 21, 2022**, in which he states:

*"All e-mails, text messages, voicemails, phone recordings, or other such communications relating to this incident between the following individuals between the dates of 20 October 2021 and 22 21 February 2022:
- Danielle Weston (danielle_weston@roundrockisd.org, cellular number [REDACTED] - Mary Bone (mary_bone@roundrockisd.org, cellular number unknown) - Dustin Clark ([REDACTED] cellular number unknown) - Ricci Nelson ([REDACTED] cellular number [REDACTED] - Christie Slape ([REDACTED] - Jennifer Dieterle ([REDACTED] - Chief Jeffrey Yarbrough (jeffrey_yarbrough@roundrockisd.com) - Officer Luis Marquez (luis_marquez@roundrockisd.com)
This should include communications between Chief Yarbrough and Dustin Clark on 25 October 21, as well*

as a meeting with Officer Marquez on 29 October. It will also most likely include text messages between Danielle Weston, Ricci Nelson, and Dustin Clark on her personal cellular device that have not been forwarded in.

I understand that this may be redacted due to ongoing investigations. If this is the case, please simply inform me that items are being redacted due to investigations, and if I require subpoenas, court orders, or similar to obtain an unredacted / complete version.

Also, should Trustees Weston and Bone report that they have no material of consequence to produce (such as text messages, voice mails, et cetera), please let me know to that effect.

CLARIFICATION email keywords: -Chiles - assault - picture - harass - 21-10-29-0010 - 2021353463"
Pakdi,

Please use the following for email searches:

Timeframe = October 20, 2021 to February 21, 2022

Emails between =

- Danielle Weston (danielle_weston@roundrockisd.org, cellular number [REDACTED]) - Mary Bone (mary_bone@roundrockisd.org, cellular number unknown) - Dustin Clark ([REDACTED] cellular number unknown) - Ricci Nelson ([REDACTED] cellular number [REDACTED]) - Christie Slape ([REDACTED]) - Jennifer Dieterle ([REDACTED]) - Chief Jeffrey Yarbrough (jeffrey_yarbrough@roundrockisd.com) - Officer Luis Marquez (luis_marquez@roundrockisd.com)

Keywords to search =

-Chiles - assault - picture - harass - 21-10-29-0010 - 2021353463

We need to know **as soon as possible** if this information is available and in what format. Additionally, if your department does not maintain documents or records responsive to this request, please let us know if there is a more appropriate department to whom we should send this request. If there are no responsive documents, respond to this email accordingly so that we promptly inform the requestor.

Please provide final documentation/information by February 24, 2022.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

[1311 Round Rock Ave](#)

[Round Rock, TX 78681](#)

512-428-7982 (Office)

512-464-5956 (Fax)

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Mon, 3 Jan 2022 09:13:16 -0600
From: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
To: Danielle Weston <danielle_weston@roundrockisd.org>
Cc: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Dustin Clark <[REDACTED]>
Message-ID: <5628C88A-2DC6-4AF0-A82C-98D5A85A34D3@roundrockisd.org>
MD5: bc68ba5b09d277a1e7a4f085e99e8bf6

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As I said via email to you weeks ago, you sent us detailed into on this in a board update. Have you called Mr Clark and the other requesters of the video to explain what you explained to the board?

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Thanks,

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I asked Chief Yarbrough on 10/25 to be sure the video evidence was preserved. When we met with Officer Marquez on 10/29 to make this report, we asked about the length of time that video surveillance is stored. I audio recorded our entire conversation with Officer Marquez (with his knowledge), and below is some of the transcript in regards to preserving video surveillance of a reported crime.

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Cc: Ricci <[REDACTED]>
Message-ID: <788364559.1083241.1641224018528@mail.yahoo.com>
MD5: 0324834d0d8f31f254f12f8954ae207c

I spoke with Dr. Azaiez in person at the 12/16/21 board meeting, and he said to contact him and that he would be sure that the video footage I have requested is provided to me.

Why all the stalling and resistance to provide this video footage? Not providing an explanation leads me to believe that something is being hidden. If that is not the case, I am sure someone can simply explain what I need to do to get this footage.

Thanks,

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Message-ID: <CAM7tBgSAzzbU4VSZ8T67=XX-rMCxJk-V-V9au1f6BaigdFwZTQ@mail.gmail.com>
MD5: eb39165f59ada3daf8b301958392cb45

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Officer Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have some questions I would like to have answered.

- 1) Why is there no responsive information [stored video] regarding our request?
- 2) Are the specified cameras operational?
- 3) If the cameras are operational, did Chief Yarbrough/RRISD PD not preserve the video evidence of the crime as requested?
- 4) If the cameras are not operational, why not and how long have they not been operational?
- 5) Was the video overwritten?
- 6) What is the RRISD video surveillance storage policy?

Respectfully,

Dustin Clark

----- Forwarded Message -----

From: Open Records <open_records@roundrockisd.org>
To: Dustin Clark <[REDACTED]>
Sent: Wednesday, December 1, 2021, 04:21:03 PM CST
Subject: Re: Open Records Request | Video Surveillance Footage

Mr. Clark,

The District has received your request. As there is no responsive information regarding your request cited below, we will close this file.

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Sincerely,

Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

[1311 Round Rock Ave](https://www.roundrockisd.org/1311-Round-Rock-Ave)

[Round Rock, TX 78681](https://www.roundrockisd.org/1311-Round-Rock-Ave)

512-428-7982 (Office)

512-464-5956 (Fax)

On Wed, Dec 1, 2021 at 2:57 PM Dustin Clark <[REDACTED]> wrote:

Open Records,

I would like a copy of the outdoor surveillance video footage from Round Rock High School Old Lecture Hall bldg 100.

Requesting all outdoor surveillance video showing the outside of the entrance of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Requesting all outdoor surveillance video of the parking lot in front of bldg 100, on 10/21 from 8:15pm - 9:00pm.

Regards,

Dustin Clark

Subject: Re: Thank you for contacting RRISD Board of Trustees. Online comments
Date: Fri, 17 Dec 2021 11:20:28 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: [REDACTED]
Message-ID: <CAM7tBgSC2U5VX5Ddab5+RExRYt5MgXNo2c8h+_knpZg_+EP_3A@mail.gmail.com>
MD5: 16823258e2dcd9fdce0d0c99f29f9c87

Thank you very much for sending this to me Ms. Nelson.

On Fri, Dec 17, 2021 at 11:17 AM Ricci <[REDACTED]> wrote:

All - just a heads up that jack chiles has been posing online with different names. I propose that all online speakers be required to show a live picture in order to speak. Jack chiles has been doxxing parents, posting aggressive, hostile and harassing comments online to cause strife in our community. Jack is connected to at least one RRISD employee that has also been engaging in unethical behavior not only in rrisd but lisd. It's notable that trustee Harrison is associated to jack chiles not only personally but follows his Tuxedo_jack twitter account. I find it ironic that she supports a no hate resolution while simultaneously engaging with people like jack chiles.

It's also notable that after a Asian women was assaulted outside a board meeting, nothing happened. Multiple emails went out to the board, superintendent and chief of police but all went without any action. Further, trustee Xiao did nothing to condemn this behavior. Until the board leadership stands up to all issues of violence and harassment then the trolls will continue to act without impunity.

Thank you
Ricci

Subject: Urgent
Date: Thu, 17 Feb 2022 18:02:04 -0600
From: Ricci <[REDACTED]>
To: Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Tom Maynard <tom@maynardfortexas.com>, Amber Feller <Amber_feller@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Daniel Presley <daniel_presley@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Message-ID: <54F6316F-7A18-4566-9058-430CB411F4EB@gmail.com>
MD5: 7bc8048fb6773b7ce146a44c82784739

It's been brought to my attention that the gentleman that committed the assault that was reported to the district is currently at the board meeting. He also just flipped off another citizen. I have pointed him out to Chief Yarbrough. I do not feel safe with him in the room and the feel he is being protected by board members.

My expectation is this is addressed immediately as flipping off someone is completely unacceptable along with his violent outbursts in the past against other citizens. Hopefully the video will "show" up and a trespass warning issued immediately.

Regards
Ricci

Subject: Re: Open Records Request | Video Surveillance Footage
Date: Mon, 3 Jan 2022 12:51:15 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: Hafedh Azaiez <hafedh_azaiez@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>
Cc: Ricci <[REDACTED]>
Message-ID: <1165986531.1015418.1641214275546@mail.yahoo.com>
MD5: e567db5e11aa4d9b6c655fdde4ff13c8

Dr. Azaiez and Chief Yarbrough,

I am following up on my request for the video footage of the woman being assaulted at the 10/21/21 board meeting in bldg 100, outside of the hallway of the board room, as well as the footage of that same man harrassing me outside the bldg 100 entrance.

What is the status of my request?

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 08:59:31 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Dr Azaiez, Chief Yarbrough,
I'm confused, do you plan to follow up with the citizens who are expecting to have their open records request for footage fulfilled with the information you provided to the board last week? Mr Clark says he has not heard back from you.

Danielle Weston

On Tue, Dec 14, 2021 at 5:40 PM Dustin Clark <[REDACTED]> wrote:

Trustee Weston,

No one has followed up with me about the missing/unavailable video footage.

Thanks,

Dustin Clark

On Tuesday, December 14, 2021, 03:01:32 PM CST, Danielle Weston <danielle_weston@roundrockisd.org> wrote:

Mr Clark,

Last week Dr Azaiez sent the board an update about the requested video of that night made by you and others. I asked him and /or Chief Yarbrough to have his staff follow up with you and the other requestors of the tape. Has that not happened?

Danielle Weston

On Mon, Dec 13, 2021 at 2:34 PM Dustin Clark <[REDACTED]> wrote:

RRISD Leaders,

It has been over a week since I requested this group's assistance in gaining understanding as to why the video surveillance of assault and harassment incidents during the 10/21/21 board meeting seem to be missing. This is a matter of public safety and missing evidence of a crime committed inside of Round Rock High School.

I have included Chief Yarbrough in hopes that maybe he can explain the missing video surveillance footage that we asked him to preserve, and that Chief Marquez assured us would be preserved.

I am hoping that the response we received from the Open Records team is in error, and that this group of leaders will work with us on this matter. If not, we will revisit our approach in shedding light on what happened to this video footage.

Respectfully,

Dustin Clark

On Thursday, December 2, 2021, 08:22:47 AM CST, Dustin Clark <[REDACTED]> wrote:

Board of Trustees,

We have a significant breakdown in security, safety, and evidence chain of custody that needs to be addressed immediately. I made a similar request for the video surveillance footage of the assault and harassment incident that occurred 10/21 board meeting, and the open records team has informed me that it does not exist (see below). I have seen the cameras in that hallway, and at the entrance of bldg 100, so they do exist.

I asked Chief Yarbrough on 10/25 to be sure the video evidence was preserved. When we met with Officer Marquez on 10/29 to make this report, we asked about the length of time that video surveillance is stored. I audio recorded our entire conversation with Officer Marquez (with his knowledge), and below is some of the transcript in regards to preserving video surveillance of a reported crime.

Officer Marquez was asked the following:

Ricci Nelson: "By filling this out [the police report], will it ensure that you preserve any video that you have?"

Office Luis Marquez: "Oh, yeah. Yes ma'am. We have to attach whatever video there is [to the report]. We would download that video and preserve it and add that to our evidence cloud, and it's attached to the case and class C offenses will usually stay on for, I believe, about, since it's an assault, about two years."

Based on the Open Records Team's response, and the response from Officer Marquez, I have some questions I would like to have answered.

- 1) Why is there no responsive information [stored video] regarding our request?
- 2) Are the specified cameras operational?
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- 4) If the cameras are not operational, why not and how long have they not been operational?
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Respectfully,

Dustin Clark

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To: Dustin Clark <[REDACTED]>

Sent: Wednesday, December 1, 2021, 04:21:03 PM CST

Subject: Re: Open Records Request | Video Surveillance Footage

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Open Records & Legal Services Department

open_records@roundrockisd.org

Round Rock ISD

[1311 Round Rock Ave](#)

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Regards,


Dustin Clark

Subject: My safety
Date: Thu, 23 Dec 2021 20:49:37 -0600
From: Ricci <[REDACTED]>
To: Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Hamedh Azaiez <hamedh_azaiez@roundrockisd.org>, Daniel Presley <daniel_presley@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Amy Weir <amy_weir@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Tom Maynard <tom@maynardfortexas.com>, Complaints Management <complaintsmanagement@tea.texas.gov>
Message-ID: <E911E8DA-CAA5-4822-B245-07469E5B60C7@gmail.com>
MD5: 154cc77964d946270defffd32e8d5983

Just wanted to let you know you put my safety at risk by not redacting my information on an open records request regarding jack chiles. By posting my open records requests online without my knowledge you have further put my safety at risk. It's SHAMEFUL we have a district police force that does nothing to protect its community members. This group of people is also associated to a rrisd employee, involved in an assault and are know posting threatening tweets online but Chief Yarbrough has done nothing to investigate these issues. They still have not identified the perpetrator of the assault and he was at the last board meeting sitting with Jenn Brown. Trustee Harrison is connected to this group so maybe she can shed some light on who assaulted the Asian women.

I'll be reaching out to cedar park police, the local fbi office and my attorney to see if I can pursue legal action. I guess until someone gets really hurt or murdered by your inaction you keep sweeping these issues under the rug.

Regards
Ricci

Subject: Agenda Item M3 | Update on Physical Assault During 10/21/22 Board Meeting
Date: Wed, 16 Feb 2022 22:22:59 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: Amy Weir <amy_weir@roundrockisd.org>, Amber Feller <amber_feller@roundrockisd.org>, Tiffanie Harrison <tiffanie_n_harrison@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Jun Xiao <jun_xiao@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>
Message-ID: <2052821708.3001347.1645050180247@mail.yahoo.com>
MD5: cda9e5a380cdf8123a6a8dbdf2dde37
Attachments: Round Rock High School.m4a 

Board of Trustees,

I have recently learned from RRISD administration staff that the video of the the assault that occurred on 10/21/22 does in fact exist, but my request for access to it was denied, which is preventing me from pursuing a restraining order on the man in question. I saw that tomorrow's meeting agenda item M3 is in regards to the district and board safety and security measures, so the below information (some of it I have recently learned from RRSID staff) will be very relevant to your discussions.

The assault was committed by a white man against an Asian woman, and it occurred at ~7:15pm on 10/21/21.

Later that evening, that same man followed me, my wife and another woman as we left the meeting. Once outside, he proceeded to verbally harass and intimidate us at the bottom of the steps outside of the bldg 100 entrance.

Chief Yarbrough was made aware of the incidents via an email on 10/25/21. He directed us to setup an appointment with RRISD PD Officer Marquez for us to provide official statements. In that email to Chief Yarbrough, I requested that all video evidence be retained.

On 10/29/21, I went in person with the victim and two other witnesses to provide official written statements to Officer Marquez. During that meeting, Officer Marquez assured us that all video evidence related to these two incidents would be retained.

We also discussed with Officer Marquez that we observed a pattern of behavior by some community members that had become increasingly aggressive towards us and some of our friends at board meetings in recent weeks and months, and that a number of women were feeling afraid to walk to their cars at night during and after the meetings because of this.

Officer Marquez was given the name of two known associates that the assailant spoke with that evening, one of which spoke during public comment that night, and had her arm around him while they sat together in the front row. The other woman attends almost every board meeting. Identifying this man should have been relatively easy.

The woman who was assaulted stated that she did not want to press charges because she feared this man would find her address and come to her home and harm her or her child, and she also stated that she is now too afraid to come back to a school board meeting. She has not been back to a board meeting since that incident on 10/21/21.

I have attached an audio clip of her stating this during the meeting with Officer Marquez. All parties in that meeting were aware that I was recording the meeting. This is a snippet of the recording of the entire meeting

You'll also notice that she mentions that she believes she saw this man at the September meeting (at McNeil PAC) and he was shouting at her outside.

I have recently learned from district staff that the video footage of the incident outside bldg 100 had somehow been determined to have no evidentiary value, so contrary to what Officer Marquez told us would happen, it was not retained.

My statement, and the statement of one of the other women, described the incident outside and pointed out that it was the same man that committed the assault, so why would it not have evidentiary value?

Who decided this, and why was the video of the second incident not retained since both incidents were committed by the same man within an hour or two of each other?

From information provided by a RRISD staff attorney, I have learned that the district has a policy to maintain video surveillance footage for "approximately 30 days," but I am unable to find this policy on the district website.

Does this policy truly exist, and is it 30 days, or approximately 30 days??

How is RRISD video surveillance stored? Local hard drive/server, or cloud server?

Is the video overwritten, or is it manually or automatically deleted?

If it is manually deleted, who is responsible for deleting it?

I have also been informed that the video is part of an ongoing investigation, but here we are four months later, and this man continues to attend the board meetings. I am quite sure that with the available evidence and multiple eye witness testimonies, that at least a trespass warrant could be issued to deter this man from committing another act of violence.






My calls to look into this assault have largely been ignored, opening up the the district to significant risk regarding the safety and security of our students, community members, and trustees at board meetings. I am having trouble understanding why there seems to be a trend of high-level RRISD leaders and elected officials ignoring incidents of violence and intimidation against women. This now seems to be a RRISD pattern of willful ignorance.

I hope that all of you will you call for RRISD PD to take action to issue a trespass warning against this man. I am glad to see safety and security on the agenda for tomorrow, and I hope that you will use the information above in your safety and security discussions.

I also ask you to consider a full investigation to understand the inaction of RRISD PD to prevent this man from further harm and intimidation of women and community members, and to find out who made the decision that the video of the secondary incident was not of evidentiary value.

Respectfully,

Dustin Clark

Subject: Thank you for contacting RRISD Board of Trustees. Trustee Xiao fb post
Date: Sun, 5 Dec 2021 15:10:44 -0600
From: Ricci <[REDACTED]>
To: garrett.black@tea.texas.gov
Cc: Board_of_Trustees@roundrockisd.org, Jeffrey Yarbrough
<jeffrey_yarbrough@roundrockisd.org>, Hafedh Azaiez
<hafedh_azaiez@roundrockisd.org>
Message-ID: <B0D43B5D-4C67-4BC2-B05E-0CDAEE36E159@gmail.com>
MD5: e752c05ca283bc3987dec4199cee74fa
Attachments: image0.jpeg ; image1.jpeg ; image2.jpeg ; image3.jpeg ; image4.jpeg 

Good afternoon Mr. Black,






Firstly, thank you for coming to Round Rock ISD to monitor our Board of Trustees. As I'm sure you're aware, our district and its elected trustees are at the center of quite a few controversies and I'm optimistic that close guidance will help right the ship, so to speak.

Second, I have a question about the ethical guidelines as they related to elected Trustees' use of social media on their official candidate/official pages. Below you will see a screen shot from Dr. Jun Xiao's Trustee Facebook page in which he links a website, additional screen shots from that site are also linked. The website solicits donations for a political candidate for Texas Legislature, and Dr. Xiao appears to be supporting or endorsing this site. Is this an ethical violation, in your professional opinion.

To put it further into context, the person the runs that website is linked to an alleged assault on 10/21 and serious claims of online bullying/harassment of community members/trustee Bone/trustee Westin. The online harassment was so bad I had to file a police report and fear for my personal safety. These concerns have been reported to the board, superintendent and Chief Yarbrough but no action or investigation has been taken. Myself and Dustin Clark did an open records request for video of the alleged assault shortly after the encounter but we're just informed nearly twice months later that no video was available. We both reached out to the same group mentioned above asking for an explanation and again silence. Was it deleted? Are the cameras not operational? What are they hiding?

With all the being said, I'm requesting a censure of trustee Xiao, deleting of the fb post and a public apology that explains his violations of his code of ethics. I will be following up with a level 3 complaint with rrisd, tea and Texas ethics commission complaints as I'm confident trustee Xiao violated campaign finance laws as well.

I look forward to your prompt reply,
Ricci Nelson
[REDACTED]

Subject: Fwd: 10/21/21 Assailant Identified | Requesting a Trespass Warning
Date: Fri, 18 Feb 2022 15:19:28 -0600
From: Danielle Weston <danielle_weston@roundrockisd.org>
To: Daniel Presley <Daniel_Presley@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>
Message-ID: <CAM7tBgT3hdKTC=Ut_eYj9y2sob-m8efP8qHN9nN1Pe4J+B+SmA@mail.gmail.com>
MD5: 4cc380bc9f4d1250ff516d919e0cf3ff
Attachments: IMG_5764.MOV ; IMG_5761.jpg ; IMG_3508.JPG ; IMG_3243.jpg ; IMG_2768 (1).jpg 

I am deeply concerned about this dangerous situation. Things appear to be escalating. Please keep the board informed.

Danielle Weston

----- Forwarded message -----

From: Dustin Clark <[REDACTED]>
Date: Fri, Feb 18, 2022 at 3:06 PM
Subject: 10/21/21 Assailant Identified | Requesting a Trespass Warning
To: Amber Feller <amber_feller@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, superintendent_rrisd@roundrockisd.org <superintendent_rrisd@roundrockisd.org>
CC: Ricci <[REDACTED]> Christie Slape <[REDACTED]>

Trustees Feller, Vessa, Bone, and Weston, and Chief Yarbrough and Dr. Presley,

We are requesting RRISD PD and the RRISD Administration immediately issue a trespass warning against the man who assaulted an Asian woman at the 10/21/21 board meeting. Later that evening he followed me and my wife outside and verbally harassed us, and last night (2/17/22) he made an aggressive and inappropriate hand gesture to another woman during the board meeting. His behavior towards women and other community members continues to be aggressive and was physical on 10/21/21. We request that this trespass warning be issued before the next board meeting, in the interest of public safety. I have made repeated requests for the video surveillance footage that have been denied, and I've sent multiple emails expressing concern for the violence and intimidation this individual has engaged in, yet my pleas have been met with silence.

Despite video surveillance footage, eye witness statements, and providing the assailants known associates to RRISD PD Officer Marquez on 10/29/21, the department has failed to investigate and identify the man responsible for the assault. This has allowed him to continue to attend the board meetings, which has intimidated the victim and others into not attending board meetings.

This inaction will not continue any longer. We have identified the man for you, and we are confident his name is Mark Costenbader. Attached are photos and videos of the man to confirm this.

The picture with two individuals sitting next to each other is the assailant (circled in red), who we have identified as Mark Costenbader, and next to him is a woman named Lindsey Ledyard. This is a picture of the two of them sitting at the 10/21/21 board meeting in the front row. The night of the assault, this man went straight to a woman named Jenn Brown standing in the hallway, and he stayed and spoke with her for an extended period of time. The names of these two women were given to Officer Marquez when we gave him our official statements on 10/29/21.

Last night during the meeting, he socialized with a woman named Ginny Gustin. If RRISD PD needs to further confirm this man's name, you can easily reach out to one of these three women who regularly attend and speak at the board meetings and are known to associate with him.

Other pictures are of Mark Costenbader. Christie, Ricci, and I all identify the assailant and the man at the meeting last night (2/17/22) as being the man in these pictures.






The video is of Christie Slape confronting the man at last night's board meeting, to confirm that it was the same man that committed the assault on 10/21/21.

We do not want this to become another national news story of the district sweeping violence against women under the rug. On 10/29/21, we reported this crime to RRISD PD and the district administration, and also provided his known associates. Today, I am providing further picture and video evidence to confirm this man's identity. We have been more than patient. Women in the RRISD community should not continue to fear for their safety at school board meetings because of this man. The safety and security of the RRISD community is a top priority for us, as I'm sure it is for you, so we expect a prompt response on the actions being taken in this matter. If we do not receive a response by 8pm on Monday, 2/21/22, we will assume there is no action being taken, and we will begin to take other measures to expose this matter.

Please let us know if you have further questions about the pictures and video provided, or if you need additional statements from last night's events.

Respectfully,

Dustin Clark
Christie Slape
Ricci Nelson

Subject: 10/21/21 Assailant Identified | Requesting a Trespass Warning
Date: Fri, 18 Feb 2022 21:05:57 +0000 (UTC)
From: Dustin Clark <[REDACTED]>
To: Amber Feller <amber_feller@roundrockisd.org>, Jeffrey Yarbrough <jeffrey_yarbrough@roundrockisd.org>, Cory Vessa <cory_vessa@roundrockisd.org>, Mary Bone <mary_bone@roundrockisd.org>, Danielle Weston <danielle_weston@roundrockisd.org>, "superintendent_rrisd@roundrockisd.org" <superintendent_rrisd@roundrockisd.org>
Cc: Ricci <[REDACTED]>, Christie Slape <[REDACTED]>
Message-ID: <578048931.390842.1645218363834@mail.yahoo.com>
MD5: e38355af2cec0dab9469b0f7ffc6fa28
Attachments: IMG_5764.MOV ; IMG_5761.jpg ; IMG_3508.JPG ; IMG_3243.jpg ; IMG_2768 (1).jpg 

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Respectfully,

Dustin Clark
Christie Slape
Ricci Nelson