



CALPEEK

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WILL SB 1070 REPLACE PROP. 187???

IMMIGRATION BLUES: THERE'S SOMETHING NEW EVERY DAY. PALIN, PHIL JACKSON, ACLU, POLLS.

Editor's note: This hot debate over Arizona's immigration law has a new political angle every 24 hours. On May 17th it was former Alaska Gov. Sarah Palin jumping in to help AZ Gov. Jan Brewer, who has a primary fight in August. Palin's backing of 1070 caused her to be called an *idiot* by MSNBC's Keith Olbermann. She not an idiot, she's a *mediaholic*, who ODS on headlines. And Laker's coach Phil Jackson busted open a hornet's nest with his comment that he didn't think AZ's new immigration law was a big deal. The NBA playoff game with Phoenix in L.A. was picketed by protesters. This is America, land of free speech. Here's our commentary in bullet form...

❖ Whether one likes it or not, a majority of Americans back this new AZ law. A McClatchy-Ipsos survey taken May 6-9 of 1,016 registered voters found **64%** favored the 1070 law. About 80% of GOPers favored the law and so did 54% of independents. The Rasmussen Report poll for Calif. shows support at **44%** and opposition at **48%**...

❖ In Calif., GOP businesswoman Meg Whitman finally figured out why her Republican rival for governor, Steve Poizner, had closed a huge polling gap. *It's the illegals, stupid!* Now that *Team Whitman* has discovered Poizner's secret, she too is firing away at illegals on tv and radio – and with former Calif. Gov. Pete Wilson joining her in one radio ad. Bashing illegals is Wilson's favorite sport. The best quote about all this GOP illegal trashing comes from Demo consultant Larry Levine, who told Calpeek, "*Don't the Republicans realize that there's going to be an election in November? The GOP still hasn't recovered from Prop. 187 and now they have to deal with this.*"...

❖ And Whitman and Poizner aren't the only GOPers running statewide who have jumped on the illegal bashing bandwagon. So have all three GOP U.S. Senate candidates: Carly Fiorina, Chuck DeVore and Tom Campbell. Campbell is already under attack from the Courage Campaign – a major gay/lesbian group. On it's web page, the Courage Campaign has a poster with a head shot of Campbell with the caption that reads, "Tom Campbell Wants to See Your Papers." Campbell wasn't a happy camper when this Courage Campaign shot turned up on the internet and went after Courage Campaign's chair Rick Jacobs. Big mistake...

❖ According to an L.A. Times story, there are already four

lawsuits in the works. They include lawsuits by the ACLU, the Mexican Amer. Legal Defense & Educational Fund, the NAACP and the Asian Pacific American Legal Center. A number of individual cases have already come to light. One case was an Arizona State Univ. student from New Mexico whose driver's license was not accepted. The ID required under this law is either a birth certificate or a passport. What U.S. citizen in their right mind carries those documents around???

❖ PD Chiefs say "Not in my state." Chief J. Thomas Manger, chair of the Legislative Committee, Major Cities Chiefs Assn., says the burden of forcing local law enforcement to get involved in going after illegals places a dangerous burden on local cops. The Feds have to step in to reform the broken immigration system...

❖ The Calif. cities of Oakland, San Diego, San Francisco, Los Angeles, West Hollywood and Santa Ana have voted to join the boycott of AZ. FYI: only one city in Calif. is sympathetic with AZ's new law: Costa Mesa in Orange Co. The council voted 4-0 May 18th to declare Costa Mesa a "Rule of Law City," meaning that illegals are not welcome. The sponsor was Mayor Allan Mansoor, a hard line GOPer running for the State Assembly. Stay tuned...

CAMPAIGN 2010: FOUR GOP HOPEFULS AIM AT 36TH SD OPEN SEAT. IT WILL BE COSTLY AND NASTY.

Editor's note: Demos need not apply for the 36th Senate District divided between San Diego and Riverside counties. There are four GOP candidates and all consider themselves to be conservatives, to one degree or another. At least one is looking for Tea Party help. Here's our analysis & commentary...

...This SD runs from Murrieta south to near the Mexican border. As Calpeek noted above, this is heavy GOP turf, but there is one Demo: Murrieta teacher Paul Clay. The 36th SD is currently held by GOP Senate Leader Dennis Hollingsworth, who has been here since 2002, but is termed out. The bigger part of the district is in San Diego county...

...The four rivals are GOP Assemblyman Joel Anderson of Alpine; Murrieta school board member and retired Air Force JAG officer Kenneth C. Dickson; Rancho San Diego Pastor Greg Stephens; and pharmacist and Riverside Co. Board of Supervisor member Jeff Stone...

...Although Hollingsworth helped get the big \$11 billion dollar water bond approved in the legislature, none of the four run-

ning for Hollingsworth's job are very fond of the bond. And most of them want the lawmakers to give up their salaries if they can't pass a budget on time...

...If as suggested in a recent San Diego Union Tribune story, three of the candidates may gang up on Anderson. He was fined \$20,000 by the FPPC for taking contributions in excess of the limit. Some consider Anderson the frontrunner, although Stone supporters would disagree. But Anderson is from the San Diego part of the district and Stone from the smaller Riverside part of the SD. According to a Press-Enterprise report, Anderson has raised more than \$400,000 since Jan. 1st. Stone has raised about the same. Dickson has raised about \$90,000 and has given his campaign loans of \$85,000 – according to a P-E report. Stephens didn't file a report...

...FYI: there is also a Libertarian candidate: Michael Metti of El Cajon. Stay tuned...

DAVID VS. GOLIATH

CAMPAIGN 2010: RIVERSIDE CO. DA PACHECO IS UNDER SIEGE FROM AN UNDER-FUNDED RIVAL.

Editor's note: Riverside Co. District Attorney Rod Pacheco is sitting on a large war chest, has tons of A-list endorsements, but he's also under siege from Superior Court Judge Paul Zellerbach. And Pacheco has another opponent: The Riverside Press-Enterprise newspaper. Here's our analysis and commentary...

...*Calpeek* can't recall ever reading such a harsh assessment of an incumbent candidate seeking reelection than the May 15th editorial in the Press-Enterprise. The lead sentence starts out: *The Riverside County DA's race has one central issue: The incumbent's record of putting his political agenda ahead of the public interest.* It doesn't get any better for Pacheco...

...The editorial continues, "Incumbent Rod Pacheco has focused on political self-aggrandizement instead of on policies the county can sustain – an approach Riverside Co. does not need and cannot afford." (Out of context) The editorial says in part, "The county's crime rate does not justify bringing the court system to its knees to support the DA's political agenda. Nor does it rationalize Pacheco's costly empire-building at a time when the county faces budget deficits."...

...A *Calpeek* source said there was a private benchmark survey at the beginning of the campaign and it showed Pacheco at 28% and Zellerbach at 27%. The favorable for Pacheco was 31% vs. 20% unfavorable. Add to that Zellerbach's ballot title of Superior Court Judge and one can understand that Zellerbach might have a shot at a huge upset. Zellerbach has been on the bench for 10 years and served as a prosecutor in the Riverside DA's office for 22 years. So he's got lots of experience...

...Unfortunately for Zellerbach, according to the last fundraising report, he had only raised \$37,196 with cash on hand of \$19,180. Pacheco's cash on hand is \$452,108. Sources say if Zellerbach were on equal footing in fundraising, he could defeat Pacheco. Remember that saying, *you don't need the most, you just need enough to win.* Both candidates have been invited to various forums and debates. Pacheco declined to participate...

...The endorsements for both are impressive, but the incumbent has more. He's been endorsed by former Gov. Pete Wilson; U.S. Reps. Ken Calvert and Darrell Issa; Assemblymembers Paul Cook and Bill Emmerson; four Riverside County supervisors; Sheriff Stan Sniff; former DA Grover Trask; the Riverside POA and the CCPOA. Most recently, the Riverside Co. GOP and the Calif. Republican Party endorsed Pacheco. That's somewhat unusual...

...Zellerbach's supporters include Riverside Co. Sup. Bob Buster; retired county supervisors Tom Mullen, Melba Dunlap, Norton Youngglove; former State Senators Ray Haynes and Jim Brulte; the Riverside Co. Labor Council and many local elected officials. *Calpeek* wonders if any of Pacheco's supporters read the editorial? Stay tuned...

CAMPAIGN 2010: CALIF. INITIATIVE UPDATE

Editor's note: While the big money ballot measure campaigns in the June primary cycle are flush with millions, the NO on Prop. 16 and NO on Prop. 17 campaigns are having to rely on news coverage to get any publicity for their opposition to these two initiatives. Here's a brief update & analysis...

❑ **Prop. 16 Update.** The headline on a May 18th news release reads: *Citizen Group Launches \$30 Social Media Campaign to Defeat PG&E's Million Bid for Prop. 16.* The group behind this effort is releasing eight individual interviews about the NO campaign on their NOon-Prop16.blogspot.com and on such internet sites as FaceBook, YouTube and Twitter. A guy by the name of Ben Zolno is leading the social media campaign. Will this social networking catch on? Doubtful, but it will be fun to watch...

...Just about all of the Demo leaning organizations are opposed to Prop. 16. They include the CA Demo Party, AF-SCME, CFT, CLCV, the Calif. Nurses Assn. The League of Women Voters is also against Prop. 16...

❑ **Prop. 14 Update** – The same groups listed above, with the exception of the LWV, are opposing the Open Primary. As *Calpeek* has noted before, there are sources who believe the open primary is a more effective way to improve Calif.'s political system than redistricting...

...A tip off that the open primary will have a big impact on the system is that both the Calif. Demo Party and Calif. Republican Party are dead set against the open primary. The new PPIC poll shows **YES 60%** vs. **NO 27%**. The YES on 14 campaign is on radio statewide, but they won't have tv. The campaign is heavy into slates – both GOP and Demo...

...The one area where YES on 14 is just kicking butt is in major daily newspaper endorsements. The list includes the Bakersfield Californian, Contra Costa Times, L.A. Daily Breeze, L.A. Daily News, L.A. Times, Marin Indep. Journal, Merced Sun Star, Oakland Tribune, Sacramento and Fresno BEE, San Diego Union Tribune, S.F. Chron and the L.A. News Group (Long Beach Press Telegram, Pasadena Star News and San Gabriel Valley Tribune). So far, the NO on

14 forces have been shut out, no newspaper support...

...Toward the conclusion of the editorial in the Riverside Press-Enterprise it says, "Political parties, public employee unions and other special interests oppose Prop. 14. But these groups want to maintain a status quo that serves their interests – and contributes to the dysfunction of the legislature." Stay tuned...

CAMPAIGN 2010: GOP ATTY. GENERAL'S RACE GETS NASTIER, BUT REAL ISSUES ARE MISSING.

Editor's note: The Demo AG's primary is pretty tame compared to what's being thrown back and forth between the three GOP rivals. The only action on the Demo side is Chris Kelly tossing video internet spitballs at S.F. DA Kamala Harris, who so far is playing duck & run. Kelly's first tv spot is just so-so. But the Republicans are a different bunch altogether. To see and read the political bombs thrown by John Eastman, State Sen. Tom Harman and L.A. Co. DA Steve Cooley is very entertaining, but we're not learning all that much about some key issues. Here's our commentary and analysis...

...Neither Demos nor GOPers in the AG's primary have really gotten down to talking about issues which voters need to hear about. The yelling by Harman and Eastman at Cooley for being *soft* on Calif.'s 3 Strikes law is interesting because Cooley does enforce 3 Strikes, but not the way Harman and Eastman would do if they were in his position. They are hard liners on the 3rd strike. Cooley believes that the third strike has to be a serious and/or violent crime to warrant LWOP (life without parole). No minor crimes. But what we haven't heard from any of the GOP AG candidates is what they will do to deal with prison overcrowding; how they will handle marijuana if an initiative is approved in November; what are their positions on illegal immigrant criminals; and will they demand the Feds pay what is due Calif. for housing criminals in Calif. prisons? The Demos are NOT answering these questions either...

...What *Calpeek* likes most about the Harman & Eastman gang-ing up on Cooley is that you'd think from their rhetoric that Cooley didn't have any support from the other Calif. DAs in Calif. Looking at their websites, Harman is backed by two DAs (Rackaukas of Orange Co. and Woolverton for Modoc). Eastman has one DA (Paulsen of Solano). And Cooley has eight DAs (Booth of Mono, Jagels of Kern, Maillet of Inyo, Pacheco of Riverside, Reisig of Yolo, Riebe of Amador, Scully of Sacto, and Totten of Ventura). Sources tell *Calpeek* that DA Jan Scully of Sacramento is really working hard for Cooley...

...And on all three websites there's former AG and Gov. George Deukmejian endorsing Harman, Eastman and Cooley...

...The latest bashing of Eastman and Cooley comes from Harman in a news release titled *Eastman and Cooley Campaigns Get Oopsy Awards*. Just a bunch of gobbledygook. The back and forth between *Team Cooley's* Kevin Spillane and *Team Eastman's* Jeff Flint at least makes for interesting reading – most of the time...

...*Calpeek* still doesn't know who wins, but we know campaign finance reports come out May 22nd. Insiders will see who has an

edge in money going into the final 10 days. But we do know that all three have some slates, and Cooley has the two biggest: COPS and the Calif. Voters Guide. If the money isn't there for at least some tv, name ID, slates and newspaper endorsements might make the difference. Stay tuned...

CAMPAIGN 2010: POLITICAL SHORT TAKES.

Editor's note: Here are some items worth noting which *Calpeek* readers won't find in the mainstream news media. Most of the news this week is from the governor's race and the U.S. Senate contest...

☒ Money must be running tight because GOP gubernatorial candidate Meg Whitman has just pumped in another \$5 million dollars into her campaign. That brings her total to \$64 million. And the tight money situation also goes for GOP U.S. Senate candidate Carly Fiorina who put an additional \$1.1 million dollars into her campaign...

☒ Former VP Dick Cheney has endorsed Whitman for governor. Some might say its better than a poke in the eye with a sharp stick, but others think Whitman would have been better off without Cheney's endorsement...

☒ The Contra Costa Times has endorsed GOPer Steve Poizner for governor. The CCT also endorsed Larry Aceves over Contra Costa Co. Assemblyman Tom Torlakson for Supt. of Public Instruction. Bad news for Torlakson...

☒ U.S. Sen. Barbara Boxer(D) has released a list of more than a 100 veterans who have endorsed her reelection. Her U.S. Senate colleagues who endorsed her include WWII vets Daniel Akaka, Dan Inouye and Frank Lautenberg. The longer list includes Demo U.S. Senators who mostly served in Vietnam, such as U.S. Sen. Jim Webb of VA and U.S. Sen. John Kerry of MA. The vets are from all branches of the military. Among the enlisted personnel who endorsed Boxer is former Army SP4 Bob Mulholland...

☒ Meg Whitman is dragging back Jon Coupal of the Howard Jarvis Taxpayers Assn. for another round of Poizner bashing via radio...

☒ In the battle of the tax organization slate cards, Whitman is on the Howard Jarvis Taxpayers Assn. slate card and Poizner is on Lew Uhler's Nat'l Tax Limitation card...

☒ Carly Fiorina latest photo op was with a number of well known Orange Co. GOPers, including former State Sen. Marian Bergeson, Hispanic 100 Chair Mario Rodriguez, Brea Mayor Ron Garcia and Dana Point Councilwoman Lisa Bartlett...

☒ Fiorina is up with two :30 second tv spots. One is called "jobs" and the other is called "work." Ads bash Sen. Boxer. Some sources think she's looking past the primary by focusing on Boxer and forgetting Tom Campbell and Assemblyman Chuck DeVore. DeVore is on KFI Radio – same station as Rush...

☒ Demo AG candidate Chris Kelly has a new anti-Kamala Harris website: KamalaFailedOnCrime.com. It's about S.F. DA Kamala Harris' opposition to the death penalty and what Kelly calls, "her chronic failures as San Francisco's District Attorney to keep San Franciscans safe." The best part of the video is where Harris says she has not found a case worthy of pursuing the death penalty. If Harris is the Demo nominee, any one of the three GOP AG candidates will hammer her on this issue...

☒ Another slate card shorty: GOP controller Tony Strickland bought all the GOP slates even though he doesn't have a serious rival...

☒ The Sierra Club has endorsed Demo Assemblyman Dave Jones for insurance commissioner...

☒ Demo Insurance Commissioner candidate Hector De La Torre is on tv in S.F. L.A. Sacto, San Diego and Fresno. The ad tells of his personal battle with his insurance company over the treatment of his then 5-month-old daughter who was suffering from infant botulism. FYI: De La Torre has been endorsed by L.A. Co. Sup. Zev Yaroslavsky and the Beach Cities Demo Club and the West L.A. Demo Club. Stay tuned...

CALPEEK'S INFOBAHN: POLITICAL SHORT TAKES

Editor's note: The Public Policy Inst. of Calif.(PPIC) survey broke after *Calpeek's* deadline. We've revised page 4 to report this update. The PPIC poll was conducted May 9 to 16, with 1,168 likely primary voters. *Calpeek* will have more PPIC results in next week's newsletter...

...In the *GOP governor's* contest, Meg Whitman's huge lead of 50 points has been cut to 9 points by Steve Poizner. It's now Whitman 38%, Poizner 29%, 2% someone else and 31% undecided. In March EMeg led Poizner by a margin of 61% to 11% and many pundits, including *Calpeek*, thought Poizner was dead meat. Next week more analysis, but last week *Calpeek* noted that voter fatigue with Whitman's attack ads and two Poizner ads turned things around (the Tom McClintock ad and the Vulture ad). In the *one-on-one matches* with Jerry Brown(D), Brown leads Whitman 42% vs. 37%, with 21% don't know. Against Poizner, Brown leads 45% to 32% with 23% don't know...

...In the *GOP U.S. Senate* primary, Carly Fiorina has finally jumped ahead of Tom Campbell, but not by much: Fiorina 25% vs. Campaign 23%, with Chuck DeVore at 16%. There is still a large undecided: 36%. U.S. Sen. Barbara Boxer(D) bounced back in the PPIC poll. In a match with Campbell, Boxer is ahead 46% to 40%, with 14% undecided. Against Fiorina, Boxer's lead is 48% vs. 39%, with 13% don't know. And Boxer against DeVore, it's 50% vs. 39%, with 11% don't know...

◆ *Are There Lessons from May 18th Election for Calif.?*

Incumbents, or those who are viewed as "establishment candidates" could have some problems in Calif.'s June 8th primary. Prediction: The Tea Party activists will rally around GOP U.S. Senate candidate Chuck DeVore. Sources don't

think DeVore will win, but he will make the primary fun to watch. Tea Party voters mashed the Kentucky GOP establishment when Rand Paul (Ron Paul's son) defeated Trey Grayson, GOP Senate Leader Mitch McConnell's guy. And a signal that the Demos may not take a political bath in November is that in the battle to replace the late Demo Congressman John Murtha, Demo Mark Critz defeated GOPer Tim Burns by a 53% to 45% margin. GOPers in DC had been predicting a big Republican win in this contest and touting this special election as a sign that the Demos would be crushed in November. House Speaker Nancy Pelosi is smiling and so is the DCCC...

◆ *Six West Coast U.S. Senators Want Drilling Ban*

The six U.S. Senators are Calif.'s Barbara Boxer and Dianne Feinstein, Washington's Maria Cantwell and Patty Murray, and Oregon's Ron Wyden and Jeff Merkley. Their legislation introduced on May 13th would permanently ban offshore drilling on the outer continental shelf of Calif., Oregon and Washington State. Their bill would amend the Outer Continental Shelf Lands Act to permanently protect \$34 billion in coastal economies of the three states...

CALPEEK'S NEW JOBS & PERSONNEL NOTICES

Editor's note: Here are some items to mark down in your notebook...

■ Under consideration for a federal appeals court judgeship, UC Berkeley law professor Goodwin Liu has won approval from the Senate Judiciary Committee on a party-line vote: 12-7. He is now headed for a vote by the full U.S. Senate...

■ L.A. based Englander, Knabe & Allen have entered into a strategic alliance with San Diego based Southwest Strategies. Both firms specialize in public affairs, communications, crisis management and govt. advocacy...

■ President Obama has named deputy FBI directory John S. Pistole to head the Transportation Security Administration. The third time is the charm, Mr. President. FYI: the L.A. Airport POA, the nation's largest airport police union, supports Pistole's nomination...

CALPEEK'S CALENDAR OF POLITICAL EVENTS

May 24	Last day to register to vote in Calif.
June 1	Last day to request absentee ballot
June 8	Calif. primary election, 37 th SD runoff
July 9	Nat'l Governors Assn. meeting, Boston
July 24	Last day to qualify initiatives for the Nov. 2 nd Calif. general election ballot