

Exhibit 3



Website:

www.sanbenitocountyca.gov

BOARD MEMBERS:

DISTRICT 1 - Dom Zanger
DISTRICT 2 - Kollin Kosmicki
DISTRICT 3 - Mindy Sotelo
DISTRICT 4 - Angela Curro
DISTRICT 5 - Ignacio Velazquez

COUNTY ADMINISTRATIVE OFFICER:
Esperanza Colio Warren

COUNTY COUNSEL:
Gregory Priamos

CLERK OF THE BOARD:
Vanessa Delgado

**Agenda Item
Regular Meeting of the
Board of Supervisors
Tuesday, November 18, 2025**

Item Number: 3.7

MEETING DATE: 11/18/2025
DEPARTMENT: COUNTY COUNSEL
AGENDA ITEM PREPARER: Rebekah Mojica
DEPT HEAD/DIRECTOR: Gregory Priamos

SUBJECT:

COUNTY COUNSEL - G. PRIAMOS

1. Authorize the issuance of an administrative subpoena to Meta Platforms, Inc. (Facebook) to obtain information and documentation identifying the individuals responsible for the Benito BEET Beat Facebook Page; and
2. Authorize reimbursement to the Sheriff's Department for the costs of personal service; and
3. Authorize County Counsel to take all necessary actions to effectuate and enforce the subpoena, including seeking enforcement through the Superior Court if required; and
4. Set a special meeting of the Board of Supervisors for December 2, 2025, at 9:00 a.m., to hold a hearing on the matter.

SBC FILE NUMBER:160

AGENDA SECTION:

REGULAR AGENDA

BACKGROUND/SUMMARY:

On November 3, 2025, there appeared a graphic on the Benito BEET Beat Facebook page which depicted a troubled individual at the County's Behavioral Health Office. The individual is shown making a threat of harm to the County's supervisors and their families. This depiction is clearly a threat and appears to call upon others to inflict physical harm.

California Penal Code Section 76(a) makes it a crime to knowingly and willingly threaten the life of, or threaten serious bodily harm to, any elected public official, immediate family, or immediate family of the staff of any elected public official, with the specific intent that the statement is to be taken as a threat, and the apparent ability to carry out that threat by any means.

Additionally, Penal Code Section 422(a) makes it a crime for anyone to threaten to commit a crime which will result in death or great bodily injury to another person, with the specific intent that the statement is to

be taken as a threat, even if there is no intent of actually carrying it out, which, on its face and under the circumstances in which it is made, is so unequivocal, unconditional, immediate, and specific as to convey to the person threatened, a gravity of purpose and an immediate prospect of execution of the threat, and thereby causes that person reasonably to be in sustained fear for his or her own safety or for his or her immediate family's safety.

There is no question that the actions of those responsible for this post are deplorable, disgusting, repulsive, and reflect a severe depravity of character. These actions simply have no place in public discourse and are highly irresponsible.

A criminal investigation was immediately initiated and is ongoing. A concurrent investigation was also initiated by the County Counsel's Office to identify the persons responsible for these criminal threats for the purpose of seeking a civil restraining order.

California Government Code Section 25170 provides the Board of Supervisors with the authority to issue subpoena commanding the person or officer to appear before it, at a time and place therein specified, to be examined as a witness. The subpoena may require the person or officer to produce all books, papers, and documents in his possession or under his control, relating to the affairs or interests of the county.

The law further provides that the subpoena shall be served by sheriff of the county. If the person who is served with the subpoena refuses to appear, or to produce any books and papers, or refuses to testify or to answer any questions which a majority of the body decides are proper and pertinent, he shall be deemed in contempt, and the chairman of the body shall report the fact to the judge of the superior court of the county. Upon receipt of the report, the judge of the superior court shall issue an attachment directed to any sheriff, commanding him or her to attach that person and forthwith bring him or her before the judge who ordered the attachment issued.

FISCAL IMPACT:

The fiscal impact will be the costs of service upon the Facebook official by the Sheriff's Department as well as any additional costs related to refusal to comply with the subpoena and the need for the Sheriff's Department to physically return the Facebook official to the County for a hearing before the court.

STAFF RECOMMENDATION:

1. Authorize the issuance of an administrative subpoena to Meta Platforms, Inc. (Facebook) to obtain information and documentation identifying the individuals responsible for the Benito BEET Beat Facebook Page.
2. Authorize reimbursement to the Sheriff's Department for the costs of personal service.
3. Authorize County Counsel to take all necessary actions to effectuate and enforce the subpoena, including seeking enforcement through the Superior Court if required.
4. Set a special meeting of the Board of Supervisors for December 2, 2025, at 9:00 a.m., to hold a hearing on the matter.

BOARD ACTION RESULTS:

Approved per staff recommendation. (5/0 vote)

ATTACHMENTS:

[Agenda Fact Sheet - Administrative Subpoena](#)
[Administrative Subpoena](#)