HARDY MYERS
ATTORNEY GENERAL

PETER D. SHEPHERD
DEPUTY ATTORNEY GENERAL

DEPARTMENT OF JUSTICE

1162 Court Street NE
Justice Building
Salem, Oregon 97301-4096
Telephone: (503) 378-4400
TTY: (503) 378-5938

April 15, 2004

Keta Tom
2650 NE Asbahr
Corvallis, OR 97330

Re: *Petition for Public Records Disclosure Order:*
Oregon Department of Education Records

Dear Ms. Tom:

This letter is the Attorney General's order on your petition for disclosure of records under the Oregon Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on April 12, 2004, asks the Attorney General to direct the Oregon Department of Education (ODE) to produce a copy of "the official 2003 and 2002 Oregon Statewide Assessment Test (OSAT) published results" as well as "the 2003 OSAT results with scale scores, socio-economic scale (SES) rank, and number and percent students tested by grade in each school in Oregon on paper and on disk in Excel."

We issued a Public Records Order on March 16, 2004, denying your original petition for the identified records because ODE agreed to disclose them to you. Your current petition states that, as of April 8th, you had not yet received the records. Steve Slater, the Coordinator for the Office of Assessment and Evaluation at ODE, told us that ODE sent you electronic copies of the requested records on Tuesday, April 13, and mailed hard copies and a floppy disk containing the requested Excel file to you on Wednesday, April 14. Because ODE has sent the requested records to you, we deny your petition as moot.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

PDS/AGS13845
c: Steve Slater, ODE