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November 6, 2002

Howard Franklin Rexroad, SID #10495482
Snake River Correctional Institution
777 Stanton Blvd
Ontario, Oregon 97914-0595

Jimmy Darl Sullivan, SID #7522238
Snake River Correctional Institution
777 Stanton Blvd
Ontario, Oregon 97914-0595

Re: Petition for Public Records Disclosure Order:
Oregon Department of Corrections Records

Dear Messrs. Rexroad and Sullivan:

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 October 30, 2002, asks the Attorney General to direct Ms. Jean Hill, Superintendent of the Snake River Correctional Institution (SRCI), to make available to you copies of the following records:

> All Information from Inmate Relationship Screen, and file, Pertaining to myself, Howard Rexroad #10495482 and Jimmy Sullivan #75222238[,] All Memo's, Documents and information concerning us.

For the reasons that follow, we respectfully deny your petition.

The Public Records Law confers a right to inspect any public record of a public body in Oregon, subject to certain exemptions and limitations. *See* ORS 192.420. Any person who is denied the right to inspect or to receive a copy of a public record of a state agency may petition the Attorney General to review the record and determine if it may be withheld. ORS 192.450(1).

The Attorney General may order a state agency to disclose records only when the agency has denied a request for the records. *See* ORS 192.450(1).

We have spoken with John Perry, Acting Program Services Manager at SRCI, regarding your petition. Mr. Perry told us that he has reviewed with each of you the request for records underlying your petition, and that he has provided you a printed copy of the agency's computer record that you requested regarding "inmate relationships" or "conflicts." On its face, your petition appears to encompass records beyond the computer record disclosed to you. However, according to Mr. Perry, subsequent to receiving the computer record you both have told him that you want to withdraw your petition to this office.[1]

Because SRCI officials have given you a copy of the computer database screen printout that you requested, and based on Mr. Perry's representation that you now desire to withdraw your petition, we deny your petition as moot.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

AGS11255
c: Jean Hill, Superintendent, SRCI
John Perry, Acting Program Services Manager, SRCI

[1]Despite the face of the petition, Mr. Perry informs us that Mr. Sullivan advised him that he did not sign or formally join in the petition that Mr. Rexroad submitted to this office on behalf of both himself and Mr. Sullivan. But, Mr. Sullivan indicated that he also desired a copy of the computer record requested by Mr. Rexroad.