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November 10, 1994

John L. Morris
HCR 56 Box 31
John Day, OR 97845

Re: *Request for Public Records Disclosure Order*
Grant County Fair Board

Dear Mr. Morris:

This letter is the Attorney General's order on your petition for disclosure of records under the Oregon Public Records Law. We respectfully must deny your petition.

Your petition, which we received on November 10, 1994, asks the Attorney General to direct the Grant County Fair Board to produce copies of certain records in his possession. Under the Public Records Law, the Attorney General has authority to issue a public records order only to " . . . any person denied the right to inspect or to receive a copy of any public records of a state agency . . . ." (Emphasis supplied.) ORS 192.450(1). The Grant County Fair Board is not a state agency. Therefore, under the Public Records Law, it is the Grant County Counsel, not the Attorney General, who has the authority to review the denial of your request for the information in question.

Should the county counsel deny your petition, your recourse is then to file a lawsuit in Grant County.

Sincerely,

Elizabeth S. Harchenko

ELIZABETH S. HARCHENKO
Special Counsel to the Attorney General

ESH:AV:jpl/JAA0028E.W51
cc: The Honorable Edward Holpuch
Grant County District Attorney (w/encl)