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August 10, 2009

Conrad R. Engweiler
SID No. 8589408
Oregon State Correctional Institution
3405 Deer Park Drive SE
Salem, Oregon 97310

Re: Petition for Public Records Disclosure Order:
Oregon Board of Parole and Post-Prison Supervision

Dear Mr. Engweiler:

This letter is the Attorney General's order on you petition for disclosure of records under the Oregon Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on August 3, 2009, asked the Attorney General to order the Board of Parole and Post-Prison Supervision (Board) and its employees to make available for inspection, or to produce copies of, the following records:

1. The public notice related to the June 25, 2009, business meeting and executive session of the Board, which was to "give actual notice to interested persons * * * of the time and place for holding regular meetings * * * [and] also include[ing] a list of the principle subjects anticipated to be considered at the meeting * * *." ORS 192.640(1). *See also* OAR 255-020-0020.

2. The agenda of the June 25, 2009, business meeting and executive session of the Board.

3. The minutes of the public meeting. *See* ORS 192.650.

For the reason that follows, we respectfully deny your petition.

The Public Records Law confers a right to inspect any public records of a public body in Oregon, subject to certain exemptions and limitations. *See* ORS 192.420. If a state agency denies a request for disclosure of records, the requestor may petition the Attorney General for review of the denial. However, the Attorney General may order a state agency to disclose records only when the agency has denied a request for records. *See* ORS 192.450(1).

Your petition, dated July 30, 2009, states that the Board has failed to provide the requested records to you or to advise you within ten days of your request whether the requested information is available or may be disclosed to you. We spoke to Shawn Forsythe at the Board about your petition. Today, the Board responded to your request and sent you the records responsive to your request. A copy of the Board's response is attached. Because the Board has disclosed the requested records, we deny your petition as moot.

Sincerely,

MARY H. WILLIAMS
Deputy Attorney General

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Enclosures
c: Shawn Forsythe, Brd of Parole & Post-Prison Supervison