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

July 9, 2008

Dr. Debra Lacey
4929 A Avenue
Danbury, IA 51019

Re: Petition for Public Records Disclosure Order:
Board of Licensed Professional Counselors and Therapists Records

Dear Dr. Lacey:

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 July 2, 2008, asks the Attorney General to order the Board of Professional Counselors and Therapists ("Board") to make available to you a copy of your "personal file/record" from the Board. 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 not order a state agency to disclose records that the agency has disclosed. *See* ORS 192.450(1).

Prior to your petition, the Board denied your records request. However, Becky Eklund, the Board's Executive Director, has informed us that upon further consideration the records responsive to your request will now be provided.

Because the Board will provide you with all of its records responsive to your request, we deny your petition as moot.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

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c: Becky Eklund, OBLPCT