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July 10, 2007

William Harbaugh
Department of Economics
1228 University of Oregon Department of Justice
Eugene, OR 97403

Re: Petition for Public Records Order
University of Oregon Records
File No. 580500-GA0073-07

Dear Mr. Harbaugh:

This letter is the Attorney General's order on your petition for disclosure of public records, received on July 3, 2007, titled "public records petition 7.2." The petition asks for an order requiring the University of Oregon to disclose the following documents:

> A report prepared by Francis Dyke in mid 2006, regarding how UO colleges and departments were allocating and spending UMRP funds and for information collected in association with that request. * * *
>
> * * * * *
>
> [In the alternative,a] summary data of average tenure-track faculty startup funds, including UMRP funds, by UO EEOC job group, gender and EEOC protected minority status for the years 2002 – present.

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). The University is permitted a reasonable amount of time to respond to public records requests. ATTORNEY GENERAL'S PUBLIC RECORDS AND PUBLIC MEETINGS MANUAL (2005) at 9. You submitted your request on May 27, 2006. The University has informed us that it is processing your request and has not denied it. In light of the number and frequency of public records requests that you have made over the past two or three

months, we do not regard the time that has elapsed since the request as unreasonable.[1] We therefore deny your petition as premature.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

AGS19940
c: Melinda Grier

[1] In your petition you also "ask for a waiver of fees." Nothing in your petition or supporting documents suggests that the University has denied such a request. We therefore deny that part of your petition as premature.