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November 20, 2002

Deryl Nielsen Esq.
Deryl K. Nielsen, P.C.
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Salem, Oregon 97304

Re: Petition for Public Records Disclosure Order:
Oregon Commission for the Blind

Dear Mr. Nielsen:

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 November 15, 2006, asks the Attorney General to direct the Oregon Commission for the Blind (OCB) to make available for inspection, or to produce copies of "[a]ny documentation (by email or otherwise) that reflects any communication between any OCB representative and Paresh Patell [phonetic?] with Courtesy Vending ("CV") or other CV representatives from October 1, 2006 to the present." For the reasons that follow, 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 the records.

Your petition states that you had not received any of the requested records from OCB. We spoke with Mr. Ray Milojevich, Director of the Business Enterprise Program, about your petition. He informed us that as of the date of your request OCB had no records in its custody that were responsive to it. We therefore deny your petition as moot.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

cc: Ray Milojevich, Director, BEP
Linda Mock, Administrator, OCB

AGS18790