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December 19, 2013

SENT VIA EMAIL ONLY

Jillian Melchior
National Review
215 Lexington Avenue 11th Floor
New York NY 10016
jmelchior@nationalreview.com

Re: Petition for Public Recorder Disclosure Order
Oregon Health Insurance Exchange aka Cover Oregon
DOJ File No. 989001-GA0132-13

Dear Ms. Melchior,

This letter is the Attorney General's order in response to your petition asking our office to direct Cover Oregon to disclose certain public records to you under the Oregon Public Records Law, ORS 192.410 to 192.505. You asked Cover Oregon for records related to criminal background checks of individuals hired to be "navigators" consistent with the provisions of the federal Affordable Care Act. Your appeal asserts that Cover Oregon failed to respond, and thereby constructively denied your request. Subsequent to your petition, however, Cover Oregon sent you a response stating that Cover Oregon does not have records responsive to your request. Because our office cannot order Cover Oregon to disclose to you records that it does not have, we must respectfully deny your petition.

Sincerely,

Mary H Williams

MARY H. WILLIAMS
Deputy Attorney General

MCK:tmt/4858276
cc via email only: Judith Anderson, Cover Oregon