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January 7, 2013

Michael J. Lilly
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4800 SW Griffith Driver, Ste 325
Beaverton, OR 97005

Re Petition for Public Records Disclosure Order
Oregon Department of Transportation
DOJ File No. 731020-GA0096-12

Dear Mr. Lilly,

This letter is the Attorney General's order in response to your petition asking our office to direct the Oregon Department of Transportation (ODOT) to disclose certain public records to you.[1] We understand from ODOT that, to the extent that ODOT is in possession of records responsive to your request, those records will be provided to you in the next few days. Because ODOT has not denied your request for public records, we must respectfully deny your petition. *See* ORS 192.450(1) (authorizing petitions to the Attorney General by persons whose requests for public records have been denied by a state agency). If, in responding to your request, ODOT redacts or otherwise withholds information in its custody, you will naturally be free to petition this office to review those actions.

Sincerely,

Mary H. Williams
Deputy Attorney General

MHW:bw1/3899724-v1
C: Raymond Mabey, ODOT

[1] We received your petition on December 24, 2012, and we appreciate your willingness to extend the time within which ORS 192.450 would otherwise have required us to respond to your petition.