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August 1, 2014

Martin A. Johnson
SID: 5410056
Oregon State Penitentiary
2605 State Street NE
Salem OR 97310

Re: Petition for Public Records disclosure Order
Oregon Department of Corrections
DOJ File No. 291011-GA0078-14

Dear Mr. Johnson,

This letter is the Attorney General's order in response to your petition asking our office to order the Oregon Department of Corrections (ODOC) to provide you with particular estimates for various requests. You also ask that we order ODOC to waive the fees associated with your request. Your petition encloses a letter from ODOC dated June 23, 2014 and explaining that you lack the funds to pay for your request received by ODOC on May 30. A copy of that request is enclosed. Your petition, however, reproduces the entirety of a separate request, which we addressed in a public records order dated June 16, 2014. For the reasons that follow, we respectfully deny your petition.

With respect to your request for a fee waiver, we deny your petition for the reasons recited in our June 16 order. A copy of that order is enclosed for your convenience.

With respect to the remainder of your petition, ODOC has agreed to revisit its June 23 letter. Specifically, ODOC will review each of your numbered requests. If its preliminary determination is that the request by itself could reasonably be within your ability to pay, as evidenced by the balance of your inmate trust account, ODOC will provide you with a specific fee estimate for that numbered request. To the extent your petition is seeking relief of this nature, we respectfully deny it as moot. For reasons expressed in our order of June 16, we continue to hold that ODOC is not required to provide specific estimates for requests that clearly exceed your ability to pay. As noted in that order, ODOC's rules require inmates to pay for public records requests through their inmate trust accounts.

For those reasons, your petition is respectfully denied.

Sincerely,

FREDERICK M. BOSS
Deputy Attorney General

cc via email only:
Jeff Premo, ODOC
Michelle Dodson, ODOC
Nickie Wilson, ODOC