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DEPARTMENT OF JUSTICE

1162 Court Street NE
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January 19, 2010

Donald A. Large
PO Box 275
Bremerton, WA 98337

Re: Petition for Public Records Disclosure Order:
Oregon State Police Records

Dear Mr. Large:

On January 11, 2010, the Attorney General received your petition seeking an order compelling the Oregon State Police (OSP) to disclose a certain record to you under Oregon's Public Records Law, ORS 192.410 to 192.505. Specifically, you seek a DVD showing a particular traffic stop.

Subject to express exemptions, the Public Records Law confers upon every person the right to inspect public records of any public body in Oregon. ORS 192.420. If a person is denied the right to inspect records in the custody of a state agency, the requester may seek an order from the Attorney General compelling disclosure of the records. ORS 192.450(1).

After receiving your petition, we spoke to OSP. They informed us that they had not received a request for a copy of the record in question prior to your petition. They had, however, received a voicemail asking for a callback. Because you had not requested this record at the time of your petition, OSP had not denied your request and we cannot order OSP to disclose the record. Moreover, we understand that OSP has informed you that it will provide you with the requested record upon receiving prepayment of its estimated fees. We respectfully deny your petition.

Sincerely,

MARY H. WILLIAMS
Deputy Attorney General

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c: Loree Fogleman, OSP