JOHN R. KROGER
ATTORNEY GENERAL

MARY H. WILLIAMS
DEPUTY ATTORNEY GENERAL

DEPARTMENT OF JUSTICE
1162 Court Street NE
Justice Building
Salem, Oregon 97301-4096
Telephone: (503) 378-4400

July 14, 2011

Mark James Wilson
SID # 7449142
3405 Deer Park Drive SE
Salem, OR 97310

Re: Petition for Public Records Disclosure Order: *Oregon State Bar*

Dear Mr. Wilson:

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. We received a letter from you on July 7, 2011, in which your petition requests the Attorney General to direct the Oregon State Bar (OSB) to disclose certain records.

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 requester may petition the Attorney General for review of the denial. The Attorney General may not order a state agency to disclose records unless the agency has denied a request for those records. *See* ORS 192.450(1). For the reasons that follow, we respectfully deny your petition.

You state that in June 2011, Ms. Sylvia Stevens of OSB failed to respond to your request to inspect the following documents:

1. Specific emails sent by OSB that are dated March 29, June 4, and June 8, 2010, and that relate to Client Assistance Office (CAO) Nos. 1000346, 1000347, and/or 1000348;
2. Notes or other writings concerning a June 7, 2010, telephone conversation between Ms. Stevens and Joshua K. Marquis concerning CAO Nos. 1000346, 1000347, and/or 1000348; and
3. All communications between OSB and Ronald Brown, Michael T. Dugan, and/or Joshua K. Marquis concerning CAO Nos. 1000346, 1000347, and/or 1000348.

On July 8, 2011, we spoke with Ms. Stevens regarding your request, and she informed us that OSB would promptly respond to your request for documentation. Ms. Stevens also provided a July 8, 2011, letter issued to you from Jennifer Brand, the Public Records Coordinator, in which OSB responded to and granted your inspection requests. A copy of the letter that OSB sent to you is attached with this letter.

Based on the OSB's July 8, 2011, letter, it does not appear that OSB denied your request to inspect. Accordingly, we lack authority to order OSB to make records available to you. ORS 192.450(1). Therefore, your petition is respectfully denied.

Sincerely,

MARY H. WILLIAMS
Deputy Attorney General

c: Sylvia Stevens, OSB