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October 5, 2012

Scott Upham
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6785 SW Canyon Drive
Portland, OR 97225

Re: Petition for Public Records Disclosure Order:
Oregon Department of Human Services Records
DOJ File No. 100106-GA0074-12

Dear Mr. Upham:

This letter is the Attorney General's order in response to your petition of September 28, 2012. You ask our office to direct the Department of Human Services, Child Welfare Division, to disclose to you certain records that you requested under the Oregon Public Records Law, ORS 192.410 to 192.505. From your petition, we discern three categories of records that you requested:

- "The official document advising the date and time that the so-called findings were made that [your client] was a threat to [her child]."
- "[T]he evidence that supports any inference that [your client] is a threat to [her child]."
- "[A]ll written and electronic records that DHS sent to Mr. Tuthill and any written or electronic records that DHS received from Mr. Tuthill."

In your correspondence with DHS, you indicated that your requests could be fulfilled by sending the information to your client. DHS informs us that most of these records were sent to your client on September 25, though she has not yet signed the certified & restricted mail receipt for them, while the remainder of responsive documents in DHS custody will be sent to her shortly. We consequently deny your petition as moot.

Sincerely,

MARY H. WILLIAMS
Deputy Attorney General

MHW:nog/Justice #3673067
c: Melanie Reese, DHS
Jason Bromley, DHS Tillamook