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May 2, 2012

David Raymond Durham
SID #3327475
Oregon State Penitentiary
2605 State Street NE
Salem, OR 97310

Re: Petition for Public Records Disclosure Order
Department of Corrections
DOJ File No. 291014-GA0034-12

Dear Mr. Durham,

This letter is the Attorney General's response to your petition dated April 26, 2012, which we received on April 27. You ask the Attorney General to exercise his authority under the Oregon Public Records Law, ORS 192.410 to 192.505, to order the Oregon Department of Corrections (ODOC) to disclose certain records to you. See ORS 192.450(1). Specifically, you state that you require a copy of a particular "Community Corrections" manual, that ODOC officials had agreed to make available to you in the institution law library to which you have access, and that as of the date of your petition the manual was not yet available.

We are informed that the manual in question is available in the library for your use. Consequently, we deny your petition as moot. To the extent that you are seeking a personal copy of the manual, ODOC officials inform us that they are willing to provide you with a copy at your expense. However, your inmate trust account currently has a negative balance. Once you have a sufficient balance in your trust account and have filled out the requisite forms authorizing ODOC to deduct the cost of your copy, ODOC officials will provide one to you. Thus, to the extent you are seeking a personal copy of the manual, ODOC has not denied your request.

For the foregoing reasons, your petition is respectfully denied.

Sincerely,

MARY H. WILLIAMS
Deputy Attorney General

MHW:smg/3372821-v1

c: Jeff Premo, Superintendent, Oregon State Penitentiary
Zach Erdman, Legal Coordinator, ODOC
Manette Emra, Executive Assistant, ODOC