ELLEN F. ROSENBLUM
ATTORNEY GENERAL

FREDERICK M. BOSS
DEPUTY ATTORNEY GENERAL

DEPARTMENT OF JUSTICE

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

April 1, 2016

Mr. Lemuel F. Hentz, SID #6750414
Two Rivers Correctional Institution (TRCI)
82911 Beach Access Road
Umatilla, OR 97882

Re: Petition for Public Records Disclosure Order
Oregon Department of Corrections
DOJ File No.: 291011-GA0039-16

Dear Mr. Hentz:

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 disclose certain records to you under the Oregon Public Records Law, ORS 192.410 to 192.505.[1]

Your petition asks the Attorney General to order ODOC to provide copies of a "prepared response, to complainant, Citizen Complaint, filed against CPT. Jackson, and C/O Grady, November 5, 2014." Under ODOC rules, "citizen complaint" means a written request to "the Governor's Office requesting a response regarding the Oregon Department of Corrections". OAR 291-075-0010(1). ODOC officials have informed us that you did not make a citizen's complaint, so this was not investigated as one. The report that would result from such a complaint, if forwarded to ODOC therefore does not exist. *See* OAR 291-075-0015 (describing responses to complainants required in those circumstances). You also ask the Attorney General to order ODOC to provide copies of certain "Post Information Logs" from August 10, 2014. ODOC officials responded to your public records request by advising that you would have to prepay ODOC's fees before ODOC would process your request, but you did not have sufficient funds in your inmate trust account to pay the costs associated with your request. They also inform us that you currently do not have sufficient funds to pay those costs.

[1] We received your petition, dated December 7, 2015, on December 11, 2015, but unfortunately it was not correctly routed within DOJ. We apologize for this late response.

Because the Citizen Complaint report you seek does not exist, and because ODOC is statutorily authorized to establish fees to recover the actual costs of providing public records, ORS 192.440(4), we must respectfully deny your petition.

Sincerely,

Frederick M. Boss
Deputy Attorney General

FMB:nog/DM7275218
c via email only: John Myrick, Superintendent, DOC
Sherry Iles, DOC