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September 26, 2016

VIA E-MAIL ONLY: tanderson@bendbulletin.com

Taylor Anderson
State Government & Politics Reporter
The Bend Bulletin

Re: Petition for Public Records Disclosure Order
Oregon State Lottery
DOJ File No.: 177001-GA0109-16

Dear Mr. Anderson:

This letter is the Attorney General's order responding to your August 17, 2016, petition for a fee waiver under the Oregon Public Records Law, ORS 192.410 to 192.505. Thank you for agreeing to extend the deadline to issue an order. Your petition asks the Attorney General to order the Oregon State Lottery to waive its $262.50 fee to produce various records related to Jack Roberts, the Lottery's former director.

We recently concluded in another Public Records Order that PERS is not prohibited from waiving fees incurred in responding to records requests, despite an obligation to use its funds only for the exclusive benefit of its members. Public Records Order, Sept 12, 2016, Friedman. In light of that order, the Lottery has agreed to waive the fee at issue here. Therefore, we respectfully deny your petition as moot.

Sincerely,

Frederick M. Boss
Deputy Attorney General

FMB:nog/DM7683219
c: Joanie Stevens-Schwenger, Lottery