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July 18, 2016

Charles Williams #3831427
82911 Beach Access Rd
Umatilla, OR 97882

Re: Petition for Public Records Disclosure Order
Board of Parole & Post-Prison Supervision
DOJ File No.: 255001-GA0096-16

Dear Mr. Williams:

This letter is the Attorney General's order responding to your petition for disclosure under the Oregon Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on July 11, 2016, asks the Attorney General to order the Board of Parole & Post-Prison Supervision (the Board) to provide you with the following records:

- The documents you sent to the Board's executive director, Brenda Carney, on April 20, 2016.
- Various Board policies.
- Your complete Board records.

We respectfully deny your petition: the Board has now returned the documents you submitted to it, making that portion of your petition moot; and the Board has no record of denying access to the other records you seek, making that portion of your petition premature. The Board will treat your petition as a new public records request and will respond appropriately.

The Public Records Law confers a right to inspect any public record of a public body in Oregon, subject to certain express exemptions and limitations. *See* ORS 192.420(1). Any person denied the right to inspect or to receive a copy of a public record of a state agency may petition the Attorney General to review the record to determine if it may be withheld. ORS 192.450(1). The Attorney General may order a state agency to disclose records only when the agency has denied a request for records. *See id.*

We have spoken with Brenda Carney, the Board's executive director. She explained that while she has received several recent letters from you, none requested the Board policies listed in your petition to us or access to your complete Board records. She added that your March 4, 2016, letter clearly requested a copy of the Board action that placed you on inactive parole supervision; she responded on March 23, explaining that you were never placed on inactive supervision and providing certain records related to your request. In response to your request for the documents you sent her in an April 20th letter, the Board has now sent you a copy.

We have reviewed your correspondence with Ms. Carney: we cannot find any request for various Board policies or for your complete Board records. While you did submit a request for all your Board records in 2002, the Board has no record of denying this request, and certain portions of your recent letters suggest that you do not seek any additional records related to that request (except for a recording of your January 11, 2000, exit interview hearing, which no longer exists per the Board's retention schedule). We cannot meaningfully review a public records request from 14 years ago.

Based on the above, your petition for the documents you submitted to the Board is moot because the Board has now sent those documents to you; the remainder of your petition is premature because you have not submitted any recent records requests for these records. Therefore, we respectfully deny your petition.

Sincerely,

Frederick M. Boss
Deputy Attorney General

FMB:nog/DM7535988
c via email only: Brenda Carney, Board of Parole
Perry Waddell, Board of Parole