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July 5, 2017

William J. Birhanzl, SID 6410207
Oregon State Penitentiary
2605 State Street NE
Salem, Oregon 97310

Re: Petition for Public Records Disclosure Order
Oregon Department of Corrections
DOJ File No. 291011-GA0109-17

Dear Mr. Birhanzl:

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 June 28, 2017, asks the Attorney General to order the Oregon Department of Corrections (ODOC) to produce a fee estimate for the "entire hearing file/record, misconduct case No. 1706 OSP 0041 OSP 26 (hearing date 6/16/2017) * * * and the verbatim audio record of the hearing."

Your petition, dated June 26th, alleges that ODOC has not yet provided you with a fee estimate in response to your June 21st records request. We spoke with Brandon Kelly, an office specialist at ODOC's Office of the Inspector General. He told us that he responded to a duplicate records request you had submitted to the superintendent: on June 22nd, he sent you a letter acknowledging receipt of your request, and then on June 26th sent you a written estimate of the cost to fulfill your request.

Because ODOC has already provided you with the requested fee estimate, we respectfully deny your petition. *See* ORS 192.450(1) (requesters may petition the Attorney General only where the state agency has denied the request).

Sincerely,

FOR Frederick M. Boss
Deputy Attorney General

FMB:pjn/DM8364673
c via email only: Melissa Nofziger, ODOC