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May 23, 2019

VIA EMAIL ONLY: mdc@bhlaw.com

Matthew D. Colley
805 SW Broadway, Suite 1900
Portland, OR 97205

Re: Petition for Public Records Disclosure Order
Department of Environmental Quality
DOJ File No.: 340410-GA0043-19

Dear Mr. Colley:

This letter is the Attorney General's order responding to your petition for disclosure under the Oregon Public Records Law, ORS 192.311 to 192.478. Your petition asks the Attorney General to order the Department of Environmental Quality (DEQ) to disclose records relating to the Port of Tillamook Bay (POTB) Permit #1550 (POTB Digester). Specifically, you are appealing DEQ's decision to withhold records under the exemption for trade secrets. You also believe DEQ did not disclose all of the responsive records in its custody.

In light of your petition, we contacted Audrey O'Brien, DEQ's Northwest Region Environmental Partnerships Manager. She explained that DEQ did withhold a single document under the exemption for trade secrets, but that DEQ has since provided the document to you in response to your petition. Ms. O'Brien also indicated that DEQ has otherwise disclosed all of the records responsive to your request. Because DEQ has disclosed all of its responsive records and has not denied any aspect of your request, we respectfully deny your petition as moot.

Sincerely,

FREDERICK M. BOSS
Deputy Attorney General

FMB:pjn/DM9607384
c via email only: Audrey O'Brien, DEQ