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DEPARTMENT OF JUSTICE

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August 17, 2020

Shawn Donaldson
SID# 13475606
3405 Deer Park Drive, SE
Salem, OR 97310

Re: Petition for Public Records Disclosure Order
Oregon Department of Corrections
DOJ File No.: 291011-GA0076-20

Dear Mr. Donaldson:

This letter responds to your petition for disclosure under the Oregon Public Records Law, ORS 192.311 to 192.478. Your petition, which we received August 10, 2020, asks the Attorney General to order the Oregon Department of Corrections (ODOC) to disclose a disciplinary misconduct report and the recordings for two hearings. Your petition explains that you requested these records on or about July 2, 2020, but you have not received a response from ODOC.

In light of your petition, we contacted Michelle Dodson, ODOC Records Officer. She explained that ODOC's response was delayed due to an increased workload and resource constraints associated with the COVID-19 pandemic. However, she informed us that ODOC has now acknowledged your request and provided you with a fee estimate. She indicated that ODOC will process your request once payment is received.

An agency may require prepayment of fees reasonably calculated to reimburse it for the actual cost of making records available. *See* ORS 192.324(4)(a) and 192.329(3)(a). And because it does not appear ODOC has otherwise denied your records request, we respectfully deny your petition. *See* ORS 192.411(1) (in general, the Attorney General may order disclosure only when a records request has been denied).

Sincerely,

Frederick M. Boss
Deputy Attorney General

FMB:pjn/DM10388725
c via email only: Michelle Dodson (ODOC)