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DEPARTMENT OF JUSTICE

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October 8, 2021

VIA E-MAIL ONLY: jesse@harrisbricken.com

Re: Petition for Public Records Disclosure Order
Oregon Liquor Control Commission
DOJ File No.: 845600-GA0142-21

Dear Mr. Mondry:

This letter is the Attorney General's response to your petition under the Oregon Public Records Law, ORS 192.311 to 192.478. Your petition, which we received October 1, 2021, asks the Attorney General to order the Oregon Liquor Control Commission (OLCC) to disclose certain records by October 8, 2021, to waive any processing fees, to impose a $200.00 penalty on OLCC, and to order OLCC to pay associated attorneys' fees.

Your petition stems from a public records request submitted to OLCC on August 27, 2021, that, as of the date of your petition, OLCC had neither acknowledged nor provided you with a reasonable estimated completion date. Your petition explains that on September 28, 2021, you sent a letter to OLCC expressing your intent to initiate legal action against OLCC if it did not complete its response to you by October 8, 2021.

We contacted Mark Pettinger, Director of OLCC's Communications and Education section, regarding your petition. He informed us that, consistent with your September 28, 2021, demand,

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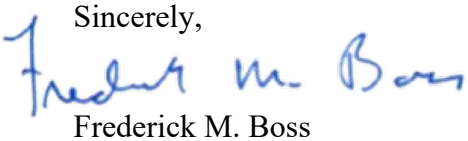
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OLCC will be disclosing the requested records to you, without charge, by the close of business on October 8, 2021. Because OLCC has agreed to disclose the records by your deadline and without any fee, we respectfully dismiss your petition as moot.[1]

Sincerely,



Frederick M. Boss
Deputy Attorney General

FMB:pjn
c via e-mail only: Mark Pettinger, OLCC

[1] Regarding your request that we impose a $200.00 penalty on OLCC, that remedy is available only if we grant a petition. *See* ORS 192.407(3). And regarding your request for attorneys' fees, there is no provision in the Public Records Law authorizing us to order the payment of such fees. A court may, however, if a requester prevails in whole or in part in a suit brought under the Public Records Law. *See* ORS 192.431(3).