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July 1, 2022

VIA E-MAIL ONLY: marszinmotion@yahoo.com

Jill Bong
P.O. Box 321
Days Creek, OR 97429

Re: Petition for Public Records Disclosure Order
Oregon Health Authority
DOJ File No.: 443001-GA0057-22

Dear Ms. Bong:

This letter is the Attorney General's response 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 Oregon Health Authority (OHA) to disclose the name and address of the person to whom a court summons and complaint against OHA should be served. Your petition explains that OHA provided you with instructions on how to serve such documents, but that OHA did not provide you with the name of the person to whom they should be addressed.

We contacted Jeanne Windham, OHA Public Records Coordinator, regarding your petition. She explained that OHA does not have a record that contains the specific information you requested, including the name of a person to whom legal service should be addressed. She also explained OHA's position that the instructions provided to you adequately describe how to serve a summons and complaint upon OHA.

Under the circumstances, we must respectfully deny your petition. We cannot order OHA to disclose a record that does not exist, and agencies are not required to create new records in response to a public records request. *See Attorney General's Public Records and Meetings Manual* at 7 (2019).

Sincerely,

Lisa M. Udland

Lisa M. Udland
Deputy Attorney General

ACF:pjn
c via e-mail only: Jeanne Windham (OHA)