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October 23, 2025

VIA E-MAIL ONLY: wpeslak@origin-specialty.com

William Peslak
1701 Golf Road, Suite3/1001, N
Rolling Meadows, IL 60008

Re: Petition for Public Records Disclosure Order
Oregon State Police
DOJ File No.: 257001-GA0143-25

Dear Mr. Peslak:

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 asks the Attorney General to order the Oregon State Police (OSP) to disclose a specific police report related to a crash investigation that resulted in a fatality. Your petition states that OSP denied your request because the report you seek is not complete. Your petition requests further explanation from OSP as to why this claim is still under investigation. Your petition also states that "the offending driver's death * * * is not a reason to not complete the report."

We contacted Laura Heathcock, OSP's records officer. She explained that the report you seek is not complete. Thus, OSP does not have records responsive to your request. Under the circumstances, we have no reason to second-guess Ms. Heathcock's representation. The Attorney General has authority to review a state agency's denial of a public records request and order production of a record that has been withheld by the agency. ORS 192.411(1). But the Attorney General has no authority to order OSP to create records in response to your request. *See* Public Records Order, May 12, 2021, Fery (public body not required to create an investigatory report in response to a records request). For this reason, we must respectfully deny your petition.

Sincerely,

BENJAMIN GUTMAN
Interim Deputy Attorney General

DEP:pjn
c via e-mail only: Laura Heathcock (Oregon State Police)