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April 2, 2026

VIA E-MAIL ONLY: michael.edwin.wilson@outlook.com

Michael Edwin Wilson
3611 Boulder Ln
Klamath Falls, OR 97603

Re: Petition for Public Records Disclosure Order
Oregon Judicial Department
DOJ File No.: 198040-GA0063-26

Dear Mr. Wilson:

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 Judicial Department (OJD) to disclose certain records and clarify certain responses. For the following reasons, we respectfully dismiss your petition.

Your petition stems from a records request for communications sent or received by Circuit Court Judge Kelly Kritzer referring to certain matters involving you. After clarification, OJD provided you with parameters for an electronic search and quoted you a fee. After receiving payment, OJD conducted the search and located six responsive records. OJD provided four of those records to you. OJD withheld two records citing the exemptions provided by ORS 192.355(9), ORS 192.355(1), and the judicial deliberative privilege.

Your petition challenges the exemptions claimed by OJD. Specifically, you ask the Attorney General to determine whether any reasonably segregable, non-exempt portions of the records may be released. You also request that the Attorney General direct OJD to identify the legal basis for each claimed exemption and to provide a record-specific privilege log. After receiving your petition, we contacted Sam Dupree, Senior Assistant General Counsel for OJD. He explained that the withheld communications belong to Judge Kritzer, an elected official who has exercised her right to withhold the records. Because of that election, the Attorney General is unable to consider your petition. *See* ORS 192.427 (when an elected official asserts the right to withhold records, "no petition to require disclosure may be filed with the Attorney General," and any such petition "shall not be considered by the Attorney General"). For this reason, we respectfully dismiss this portion of your petition.

The second part of your petition asks the Attorney General to order OJD to respond to certain clarifying questions concerning the scope of its records search.[1] We have reviewed your correspondence with OJD, including OJD's email sent on March 25, which specifically responds to each of the questions you have asked. Because OJD has already provided the relief sought by you, we respectfully dismiss this portion of your petition as moot.

Sincerely,

BENJAMIN GUTMAN
Deputy Attorney General

DEP:pjn
c via e-mail only: Sam Dupree (Oregon Judicial Department)

[1] Your petition requests an order requiring OJD to (1) clarify the search methodology and custodians used, (2) confirm whether specific mailboxes were included in the search, and (3) confirm whether any responsive records are unavailable.