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April 27, 1992

Pat Forgey
Correspondent
The Oregonian
P.O. Box 1016
Astoria, OR 97103

Re: Request for Public Records Disclosure Order
Letters to Purchasers of State Timber Sales
DOJ File No. 629-110-NR027-88

Dear Mr. Forgey:

This letter is the Attorney General's order on your petition for disclosure of records under the Oregon Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on April 21, 1992, asks the Attorney General to direct the Oregon Department of Forestry (ODOF) to disclose to you ODOF letters notifying timber purchasers of cancellation or suspension of timber harvest of timber on state lands. You also requested an order for disclosure of copies of ODOF letters rescinding any cancellation or suspension notices. For the reasons stated below, we respectfully deny your petition.

We have been informed by Marti Way, ODOF's state lands business manager, that the ODOF is willing to furnish you with copies of the requested records. Accordingly, your request for an order requiring disclosure of these records is now moot.

You also requested an order reducing fees. ORS 192.440(5) allows a person who believes there has been an unreasonable denial of a fee waiver or reduction to petition the Attorney General for an order requiring a waiver or reduction. Because the ODOF has not acted on any request for a fee waiver or reduction, your petition is premature. Therefore, we deny it.

Sincerely,

JACK L. LANDAU
Deputy Attorney General

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