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June 10, 1993

Karen Dellelo
643 Keiper
Eugene, OR

Re: Request for Public Records Disclosure Order
School District 4-J Records

Dear Ms. Dellelo:

This letter is the Attorney General's order on your petition for disclosure of records under the Oregon Public Records Law. We respectfully must deny your petition.

Your petition, which we received on June 9, 1993 asks the Attorney General to direct School District 4-J to produce copies of certain records in its possession. Under the Public Records Law, the Attorney General has authority to issue a public records order only to ". . . any person denied the right to inspect or to receive a copy of any public record of a state agency . . . ." (Emphasis supplied.) ORS 192.450(1). School District 4-J is not a state agency. Therefore, because you seek disclosure of records of a public agency other than a state agency, under the Public Records Law, it is the Lane County District Attorney, not the Attorney General, who has the authority to review the denial of your request for the information in question.

Should the district attorney deny your petition, your recourse is then to file a lawsuit in Lane County.

Sincerely,

Elizabeth S. Harchenko

ELIZABETH S. HARCHENKO
Special Counsel to the Attorney General

ESH:AV:jpl/
cc: The Honorable Douglas Harcleroad, Lane County District Attorney