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DEPARTMENT OF JUSTICE
Justice Building
Salem, Oregon 97310
Telephone: (503) 378-4400

December 30, 1992

Jeni Feinberg
Attorney at Law
816 W. 10th Street
Medford, Oregon 97501

Re: Request for Public Records Disclosure Order
JACNET

Dear Ms. Feinberg:

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 December 29 asks the Attorney General to direct JACNET 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). JACNET is not a state agency. Therefore, under the Public Records Law, it is the Jackson 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 the Jackson County Circuit Court.

Yours very truly,

Amy L. Veranth
Opinions Coordinator
General Counsel Division

ALV:jpl/jaa0028e
c: (w/incoming correspondence):
The Honorable Mark Huddleston
Jackson County District Attorney
Jackson County Courthouse
Medford, OR 97501