HARDY MYERS
ATTORNEY GENERAL

DAVID SCHUMAN
DEPUTY ATTORNEY GENERAL

DEPARTMENT OF JUSTICE
1162 Court Street NE
Justice Building
Salem, Oregon 97310-0506
Telephone: (503) 378-4400
TDD: (503) 378-5938

January 7, 1997

Simon Ross
THE WORLD
P.O. Box 1840
Coos Bay, OR 97420

Dear Mr. Ross:

This letter is the Attorney General's order on your petition for disclosure of records under the Public Records Law, ORS 192.410 to 192.505. Your petition, which we received on December 27, 1996,[1/] asks the Attorney General to direct the Oregon Department of Forestry to make available for inspection:

> All parts of a geologic survey recently conducted on the Elliot State Forest after slides disrupted Highway 38, including both observations and opinions of geologists who were involved with the survey.

For the reasons that follow, we respectfully deny your petition.

We have discussed your petition with Jim Brown, State Forester. Mr. Brown informs us that the Forester has now agreed to waive his privileges under the law, ORS 40.225 and 40.270, and to provide the requested records to you.

Because the Forester has agreed to provide the records to you, we deny your petition as moot.

Sincerely,

DAVID SCHUMAN
Deputy Attorney General

TAB:jpi/JAA021CD

[1/] We appreciate your extending the time within which the law would have otherwise obligated us to respond.