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February 21, 1997

Jimm Omodt
Scherzo Publishing
P.O. Box 203
Joseph, OR 97846

Re: *Petition for Public Records Disclosure Orders: Oregon Department of State Police Records*

Dear Mr. Omodt:

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 February 14, 1997, asks the Attorney General to order the Oregon Department of State Police (OSP) to provide you with copies of all photographs taken of your differential covers on December 30, 1996, at Kilgore's Auto Repair in Joseph, Oregon.[1/] For the reasons that follow, we deny your petition as moot.

Sergeant Bill Ables at the OSP Enterprise Office informs us that the film is being developed and prints should be available within the next few days. Sgt. Ables states that when the prints are available, OSP will contact you to advise you that the prints will be furnished to you upon payment of the requisite fee.[2/]

[1/] We have also received a petition from you February 18, 1996, concerning other OSP records and we will be issuing a separate order on that petition.

[2/] A public body may charge a fee reasonably calculated to cover its actual costs in making records available. ORS 192.440(3).

Because OSP has agreed to provide the records you request, we deny your petition to compel disclosure as moot.

Sincerely,

Elizabeth S. Harchenko

ELIZABETH S. HARCHENKO
Special Counsel to the
Attorney General

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