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DEPARTMENT OF JUSTICE
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November 5, 1996

Crispin and Associates
Craig A. Crispin
Jefferson Station
1230 SW First Ave., Suite 300
Portland, OR 97204-3236

Re: ***Petition for Public Records Disclosure Order: City of Portland, Personnel Services***

Dear Mr. Crispin:

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

Your petition, which we received on November 4, 1996, requests the Attorney General to order the City of Portland, Personnel Services and its employees to produce copies of certain records. 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 records of a state agency . . . ." (Emphasis supplied.) ORS 192.450(1). The City of Portland, Personnel Services is not a state agency. Therefore, under the Public Records Law, it is the Multnomah County District Attorney, not the Attorney General, who has the authority to review your request.

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

Sincerely,

Elizabeth S. Harchenko

ELIZABETH S. HARCHENKO
Special Counsel to the Attorney General

ESH:AV:jpl/JAA0028E.W51
c: The Honorable Michael Schrunk
Multnomah County District Attorney (w/encl)