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January 27, 1995

Miguel A. Gonzalez
Reg. No. 54926-065 Bldg. 5752-3
Federal Correctional Institution
P.O. Box 2000
Fort Dix, NJ 08640

Re: *Request for Public Records Disclosure Order*

Dear Mr. Gonzalez:

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

Your request, which we received on January 23, 1995, asks the Attorney General to direct the "Center Marshals Office, La Center, Wa., the Regional Organized Crime Norcotics Task Force (ROCN), Portland, Or., the Clark County Sherif's Dept., Vacouver, WA., the Vancouver Police Dept., Vancouver, Wa., the M tnomah County Sheriff's Office, Portland, Or., and its employees" to produce copies of certain records in their 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 records of a state agency . . . ." (Emphasis supplied.) ORS 192.450(1). The "Regional Organized Crime Norcotics Task Force (ROCN), Portland, Or., the Multnomah County Sheriff's Office, Portland, Or., and its employees" are not state agencies. Therefore, under the Public Records Law, it is the Multnomah County District Attorney's Office, not the Attorney General, who has the authority to review the denial of your reques. for the information in question. We do not know the

authority for the disclosure of records in Washington state for the "Center Marshals Office, La Center, Wa., the Clark County Sherif's Dept., Vacouver, Wa., the Vancouver Police Dept., Vancouver, Wa., and its employees."

I am forwarding a copy of your letter, along with our response, to the Multnomah County District Attorney's Office for action. Should the district attorney deny your petition for the Oregon records, 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
cc: The Honorable Michael Schrunk
Multnomah County District Attorney (w/encl)