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August 19, 2004

Dolores A. Skillstad
P.O. Box 957
Warrenton, OR 97146

Re: *Petition for Public Records Disclosure Order*:
Oregon Department of Transportation Records

Dear Ms. Skillstad:

This letter is the Attorney General's order on your request for reconsideration of our order dated August 9, 2004. That order denied your petition directed to the Oregon Department of Transportation (ODOT) on the basis that ODOT had made the records on which you petitioned available to you at its District 1 office in Astoria. As explained in the August 9th order, you must coordinate review or receipt of the records with Mike Spaeth, ODOT District 1 Manager.

The Attorney General may order a state agency to disclose records only when the agency has denied a request for the records. ORS 192.450(1). His jurisdiction does not extend to public bodies other than state agencies; the local district attorney is the public official authorized to consider petitions directed toward such entities. ORS 192.460. Because ODOT has agreed to make the requested records available to you, we deny your request for reconsideration.

Sincerely,

PETER D. SHEPHERD
Deputy Attorney General

PDS/gvk:AGS14414
c: Mike Spaeth, ODOT District 1
Mike Stone, ODOT Right of Way, Property Management Unit