# PUBLIC RECORDS REQUEST — THE SEARCH FILTER, THE NOVEMBER 3 SEARCH, THE COMMUNICATIONS, AND THE SANDY RIVER DELTA

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| TO | Public Records Officer, Department of State Lands |
| FROM | Robert Samuel White, P.O. Box 334, Reedsport, Oregon 97467 |
| DATE | November 10, 2026 |
| RE | Public records request under ORS 192.314 |

To the Public Records Officer, Department of State Lands:

Under ORS 192.314, I request the following public records of the Department of State Lands. It follows my requests of October 27 and November 3, 2026,[1] [2] and the Department of State Lands' production of November 10, 2026.[3]

**Records requested.** Each numbered item below is a separate request.

1. The records of the search you reported on November 4, 2026: "The search was performed on November 3, 2026," and "The results were downloaded on November 4, 2026."[4] The search as saved by the system that ran it, its query, the locations searched, its start and end times, its result counts, and every export and report it produced. Item 2 of my request of November 3, 2026 asks for these records.[2] You have not produced them. In the folder of your November 10 production named for November 3, you put the reports of your search of October 30, file for file.[3]

2. The records that define "CustomAttribute12 -eq 'DSL'", under which every search you ran for my request was run,[3] [5] and the records that show which accounts it includes and which it leaves out:

    - the compliance security filter or filters that apply this restriction to the Department of State Lands' eDiscovery searches, as configured: their names, filters, users and role groups, and actions, and the date each was created and last changed;
    - the list of every mailbox and location it included on October 30, November 3, and November 6, 2026: primary, archive, shared, and inactive;
    - the list of every mailbox of every person employed by the Department of State Lands since January 1, 2023, that it left out on any of those dates, former employees included;
    - the procedures, instructions, and records that govern how CustomAttribute12 is set, changed, or cleared on Department of State Lands mailboxes, including when an employee leaves the agency, and the communications about them between the Department of State Lands and the Department of Administrative Services or Enterprise Information Services.

3. All communications about my requests of October 27 and November 3, 2026, and about this request, from October 27, 2026, up to the date you respond to this request, through every channel the agency uses: emails, Microsoft Teams chat and channel messages, text messages, voicemail, and notes, and every entry, note, assignment, and status change in any system that tracks a request. This includes communications within the Department of State Lands and with any other public body, including the Department of Administrative Services and Enterprise Information Services, the Department of

Justice, the Office of the Public Records Advocate, and the Oregon State Police; communications with the IT Manager under whose "guidance and watch" the search of November 6, 2026 was performed;[5] and communications about my petition to the Attorney General and my request to the Public Records Advocate of November 10, 2026.[6] [7] For this item, your production of November 10 held email only: no Teams message, text message, voicemail, note, or tracking entry about my request.[3]

4. All records concerning enforcement at the Sandy River Delta, other than any record concerning me, from January 1, 2025, to the date of search, through every channel the agency uses, including every communication with the Oregon State Police and every record its Communications Office created, sent, or received about that enforcement. On November 2, 2026, the Department of State Lands' Communications Director, Alyssa Rash, wrote: "given the involvement of OSP with the Sandy River Delta enforcement, I imagine you'll find a handful of emails between us and them around June and fall 2025."[3]

**Custody.** Records sent from or received by Department of State Lands accounts are records of the Department of State Lands, wherever they are stored, including systems maintained by DAS Enterprise Information Services: the directory that holds CustomAttribute12, the compliance settings that apply it, and the records of any search that office conducts. If you believe another public body is the custodian of any responsive record, please identify that custodian and the basis for the determination in writing, rather than closing the request (ORS 192.311).

**The search.** This request also includes the records of the search conducted to answer items 3 and 4: each search as saved by the system that ran it (for example, a Microsoft Purview eDiscovery search), with its query, terms, date range, the locations searched and the restriction applied to them, and result counts, and any export or search report it produced. Those records exist once the search is run, and they are public records of the Department of State Lands like any other. A response is complete only when it provides all requested records in your possession (ORS 192.329(2)(a)). That includes these. If there are no responsive records, the search records show it.

**Format and correspondence.** Under ORS 192.324(3), please provide records in the form requested, native electronic format with metadata intact: emails as .eml or .msg with headers and attachments, Teams and text messages as exported by the system that holds them, voicemail as the audio file, and search records as saved or exported by the system that ran them, by email or secure link. Please conduct all correspondence about this request by email, including acknowledgments, estimates, and payment instructions. Under ORS 192.324(1), this letter is a complete written request. It does not need to be resubmitted on a form.

**Redaction.** Please redact the names, home addresses, personal phone numbers, and personal email addresses of private individuals. No other redaction is requested for privacy. In any fee estimate, please list redaction time separately from search and production time, with the hours and the hourly rate of the employee performing it. Under ORS 192.324(4)(b), a fee may not include attorney time spent determining the application of the public records law.

**Exemptions.** For any record or portion withheld, please identify the record (date, sender, recipients, and general subject), the specific exemption claimed, and how it applies to that record (ORS 192.329, 192.338). Please segregate and release nonexempt portions. A fee estimate is not an exemption assertion.

- *Criminal investigatory information (ORS 192.345(3)):* This exemption is conditional, applies only to information compiled for criminal law purposes, and yields where the public interest requires disclosure. A state agency's correspondence with OSP about a member of the public is not, in that

agency's hands, information compiled for criminal law purposes. If you claim it, please state which criminal investigation each record was compiled for, and why the public interest does not require disclosure.

- *Attorney-client privilege:* A communication between the Department of State Lands and OSP is not privileged because a DOJ attorney is copied. If you claim privilege, please identify the attorney and the legal advice sought for each record.

**Timeline.** Please acknowledge this request within five business days and give an estimated completion date as required by ORS 192.324 and 192.329.

**Preservation.** Please preserve all records responsive to this request while it and any petition for review are pending.

Thank you for your public service.

Respectfully,

**Robert Samuel White**
rswfire.com
openrecordsoregon.org
autonomyrealms.com

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**Sources**

1. My request, October 27, 2026
2. My request, November 3, 2026
3. The Department of State Lands' production of Items 2 and 3, November 10, 2026, 2:03 PM
4. The Department of State Lands' letter, November 4, 2026, 3:59 PM
5. The Department of State Lands' letter and Microsoft Purview reports, November 6, 2026, 12:50 PM
6. My petition to the Attorney General, November 10, 2026
7. My request to the Public Records Advocate, November 10, 2026