



MIKE SCHMIDT, District Attorney for Multnomah County

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January 23, 2023

VIA EMAIL ONLY

Patrick Cashman
pcashman20@gmail.com

Re: Petition of Patrick Cashman seeking records from the City of Portland

Dear Mr. Cashman:

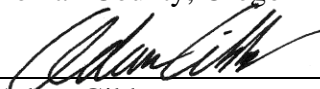
On December 29, 2022, you made a public records request to the City of Portland City Attorney's Office for, "the applications showing residence of record and primary employment (meaning providing the majority of their declared annual income) of the current appointees of the Community Involvement Community used to meet the explicit geography and employment requirements of OAR 660-015-0000(1) [...]."

The City Attorney's Office did not possess any responsive records and, believing that the Bureau of Planning and Sustainability (BPS) did possess responsive records they transferred the request there. BPS processed the request and ultimately provided all responsive records in its possession to you. As relevant to this appeal, that included the applications as BPS possessed them, which included a significant amount of redacted material. You challenged this, and BPS responded that it had made no redactions, nor asserted any exemptions, and had provided you with everything it possessed. It further informed you that it had received the records from the Bureau of Civic Life, and suggested that you request them from that bureau if you wanted additional information. Instead, you filed this petition to challenge the denial of your request.

You originally directed your request to the City Attorney's Office, which does not possess any responsive records. The request was then fulfilled by BPS, which has provided all of the records in its possession. To the extent your petition challenges either of those responses, it is denied; neither bureau has withheld records from you. To the extent your petition challenges Civic Life's failure to provide records in its possession, we lack appellate jurisdiction because Civic Life has not denied a records for its records.¹

Regards,

MIKE SCHMIDT
District Attorney
Multnomah County, Oregon

By: 
Adam Gibbs
Sr. Deputy District Attorney

¹ Because we have denied the petition for lack of jurisdiction, this should not be taken as a comment on whether or not release of information voluntarily submitted to what is described by the Statewide Planning Goals & Guidelines as "an open, well-publicized public process" could unreasonably invade privacy under ORS 192.355(2).