



MIKE SCHMIDT, District Attorney for Multnomah County

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April 12, 2023

VIA EMAIL ONLY

Patrick Cashman
pcashman20@gmail.com

Re: Petition of Patrick Cashman seeking production of emails withheld by the City of Portland

Dear Mr. Cashman:

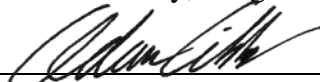
On March 17, 2023, you made a public records request to the City of Portland for, “all communications by disgraced former employee Michael Montoya that contain the search term ‘Cashman’ in the body of the email or text from 1/1/2023 to date first action is taken on this demand. Do not include attachments.” The City responded on April 4, 2023 and stated that all responsive records were subject to the attorney-client privilege and exempt from disclosure. You filed a petition with this office challenging that determination the same day.

The City has made available for my review the withheld emails. This is not a close call; the emails constitute privileged communication between an attorney and client involving the provision and solicitation of legal advice. Such communications are at the core of the attorney-client privilege and are unconditionally exempt from disclosure pursuant to ORS 192.355(9) and ORS 40.225. See, e.g. *Petition of Cashman*, MCDA PRO 23-07 (2023), *Petition of Bial*, MCDA PRO 22-11 (2022).

Accordingly, the petition is denied.

Regards,

MIKE SCHMIDT
District Attorney
Multnomah County, Oregon

By: 
Adam Gibbs
Sr. Deputy District Attorney

Cc: Trevor Byrd, City of Portland

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