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January 20, 2012

Sharon L. Wolff  
3 Painter Street  
Rio Dell, CA 95562

Re: Renewed Public Records Act Request

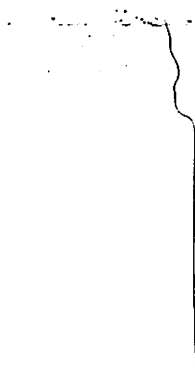
Dear Ms. Wolff:

I have been asked to respond to your letter to Ron Henrickson dated January 8, 2012 and received on January 11, 2012. As your correspondence notes, your January 8, 2012 document request constitutes a restatement of requests previously issued by you to the City of Rio Dell and responded to by the former city attorney. This letter responds to your requests in the order in which they appear in your January 8, 2012, correspondence:

1. In order to thoroughly and adequately respond to your request, can you please forward me any specific correspondence from Mr. Martinek which you believe references the document you are seeking? Based on a review of the dated files and correspondence chain, multiple letters were apparently exchanged with Mr. Martinek. I would like to know exactly which of Mr. Martinek's letters you are referencing so that no speculation is involved. If you no longer have a copy of the letter you reference, if you can identify the letter by date (or approximate date) I can potentially locate it without any unnecessary speculation.

2. In accord with your second request, the City of Rio Dell is currently reviewing its files for the dates in question to identify if any documents exist memorializing any council member action(s). Please note, the documents described in item 2 of your January 8, 2012, correspondence appear to invoke the exemption from disclosure relative to employee personnel records appearing at California Government Code § 6254(c). However, in accord with your request, the documents will be assembled and scrutinized to determine if documents subject to disclosure exist. If documents subject to disclosure exist, they will be produced.

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3. In accord with your third request, the City of Rio Dell is currently reviewing its files for the dates in question to identify if any documents exist memorializing any council member action(s). Again, the documents described in item 3 of your January 8, 2012, correspondence appear to invoke the exemption from disclosure relative to personnel records appearing at California Government Code § 6254(c). However, in accord with your request, the documents will be assembled and scrutinized to determine if documents subject to disclosure exist. If documents subject to disclosure exist, they will be produced.

Since some of the documents you seek are dated and, as noted, I don't have the benefit of participating in the prior correspondence chain in this matter, additional time will be needed to locate and review documents for production. You will receive further clarification from this office and, to the extent documents not exempt from disclosure exist, those will be produced for your inspection on or before February 4, 2012. In the interim, as noted please provide the letter from Mr. Martinek you referenced to expedite further response. Please note, once the files are located and reviewed, documents not exempt from disclosure will be produced and this office is mindful of the production requirements under the California Public Records Act.

Thank you for your time and attention to this correspondence. If you have any questions regarding the content of this letter you can contact the undersigned.

Very truly yours,

MITCHELL, BRISSO, DELANEY & VRIEZE, LLP

  
Russell S. Gans

RSG/jg

cc: Ron Henrickson (via e-mail)