

## GRAMA Notice of Appeal to State Records Committee

**Note:** Utah Code § [63G-2-403](#) (GRAMA) provides that any person may further appeal the chief administrative officer's denial of an appeal by filing a notice of appeal with the State Records Committee. This notice must be filed within 30 days of the response from a governmental entity's chief administrative officer or no later than 45 days after the records request was made if the following occur: the governmental entity claims extraordinary circumstances, and the chief administrative officer failed to make a determination.

### Requester's information

Name: Misitana Taele Date: 3/1/2020

Address: [REDACTED] City/State/Zip: \_\_\_\_\_

Daytime telephone number: [REDACTED]

### Make request to

Rebekkah Shaw  
SRC Executive Secretary  
346 South Rio Grande Street  
Salt Lake City, Utah 84101  
[rshaw@utah.gov](mailto:rshaw@utah.gov)

### Explanation of Relief Sought

**Note:** Relief can relate to conflicts over denial of access to records (Utah Code § [63G-2-402](#)) as well as disputes over fees (Utah Code § [63G-2-203\(6\)](#)) or extraordinary circumstances (Utah Code § [63G-2-402](#)).

The State Records Committee can also use the weighing provision to order the release of records that are properly restricted if it determines that the interests favoring access are greater than or equal to the interests favoring restriction (Utah Code § [63G-2-203\(11\)](#)).

1. I have met with the SLC City Prosecutor to determine whether or not my assault charge against [REDACTED] would go to trial. Scott Fisher, who to my knowledge, is the only person in the meeting who viewed the un-redacted body cam evidence of the assault charge. When [REDACTED] was asked by the City Prosecutor if there was anything in the video that would necessitate a need (or cause) to set a trial date for the assault charge I have claimed, [REDACTED]'s answer was no.
2. On the day of the assault, I recall speaking with the officers at the scene and the officer mentioned that [REDACTED] did admit, she in fact, hit me. This, in itself, and by definition is assault. The complete un-redacted body cam evidence (which was not made available to me) was the deciding factor that led the City Prosecutor to conclude that a criminal act had not been committed and that there are no grounds to move forward with the assault charge.
3. I am requesting to review the body cam evidence in its' entirety because I strongly affirm that an assault was committed, and that my civil rights have been denied justice. I would like to review the body cam evidence un-redacted myself; or with the Defense side of the legal system. I feel the Prosecuting side has failed to perform it's due diligence.
4. Couple of nights ago, with this case racing through my head, I woke up with the tag lines which popped into my head, "Don't Douchebag, Clean Up!". Fast forward to 2020 and with what is going on around us, the world, and in the media, I felt it appropriate to add this as number 4. "Don't Douchebag, Clean Up!"

## Inclusions for notice of appeal

The State Records Committee requires documentation and has specific appeals procedures which are outlined in Administrative Rule: [Title R35. Administrative Services, Records Committee](#), and should be reviewed by a petitioner.

This petition to appeal to the State Records Committee requires the following attachments or inclusions:

- Statement of facts, reasons, and legal authority in support of this appeal  
(see Utah Code § [63G-2-403\(3\)\(b\)](#)).
- Original GRAMA request
- Notice of denial from the governmental agency's records officer
- Notice of appeal to the governmental entity's chief administrative officer (Optional)
- Notice of decision from the governmental entity's chief administrative officer

This notice of appeal must, **on the same day**, also be forwarded to the governmental entity to which the records request was made (Utah Code § [63G-2-403\(3\)](#)).

- Notice of appeal sent to agency

## Request assistance

A petitioner may request assistance from the government records ombudsman. The ombudsman's responsibility is to serve as a resource for a person who is filing an appeal relating to a records request. The ombudsman may also attempt to mediate disputes between requesters and responders (Utah Code § [63A-12-111\(2\)](#)).

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