

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: RICHARD K.CRANDALL

Date: DECEMBER 13, 2018

Address: [REDACTED]

City/State/Zip: [REDACTED]

Daytime telephone number: [REDACTED]

Make request to

SRC Executive Secretary
346 South Rio Grande Street Salt
Lake City, Utah 84101
gproctor@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\(11\)](#))

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My both my wife Galyn R. Crandall and I are vulnerable Elders and we firmly believe that have provided sufficient evidence, both in written and electronic form such as emails, digital recordings, medical records and other relevant materials to the Sandy City Police Department that are sufficient to demonstrate probable cause that claimed "perpetrators Matthew R Larson and Debra J. Robinson have violated both Utah Code 62A -3- 3 *et seq* and the related provisions of the Utah Criminal Code.

Both my Galyn and I also believe that the requested records demonstrate that the Sandy City Police Department and the Sandy City Prosecutors Office have violated their duty to properly and timely investigate and prosecute claims of Elder Abuses under Title 62A—3-3- *et seq* of the Utah Human Services Code, Title 77-38-1- *et seq* of the Utah Code of Criminal Procedure, and Article I, § 28 Of the Utah State Constitution known as the Declaration of the Rights of Crime Victims and Title 42 of the U.S Code § 1983- Civil Action for the deprivation of rights

Attached is PDF file entitled SANDYCITYRECAPPEAL.PDF. As below This file contains Galyn's and my original; GRAMA Request, the Notice of Denial we received from the Sandy City Police Department's evidence custodian allow ,me to pick

up the original manila envelopes containing emails medical record and digital recording and copies of relevant Sections of the Utah Code that Galyn and I had previously provided the Sandy City Police Department. This PDF file also contains a series of back and forth emails between me and Sandy City that show that, contrary to statement of it website,, that the Sandy City Deputy Recorder does not is act as the GRAMA officer for the Sandy City Prosecutor or the Sandy City Justice Court and that no one at Sandy City seem to know who the GRAMA officer is for either the Sandy City Prosecutor's Office or the Sandy City Justice Court is and accordingly , I note received a response to my and Galyn GRAMA Request for record from either of these Sandi City governmental entities. Also included that attached PDF file is the letrerhat we believe to confusing Letter of Denial of our appeal from Sandy City's Chief Executive Officer, Matthew Huish

Additionally at my request I had a face to face meeting with Sandy City Detective Lt Stevenson at the Sandy City Police Department where we discussed my and my wife Galyn's claims of Elder Abuse and the evidence that I had previously provided the Sandy City Police support our claims, to include emails, digital recordings, medical records and other related materials. At this meeting LT Stevenson advised me that our conversation was being recorded. However, there no specific identification of this recording or any other recordings, notes, emails etc. in the Sandy City Police evidence technician's Denial Letter. Also the Denial Letter does make any specific statement one way or another other internal records of Sandy City that are related to my and Galyn's complaint of elder abuse other than material I had provided the Sandy City Police Department that relate to, mention or reflect the Sandy City Poice or the he City Prosecutor Office's determination that Galyn and my complaint of Elder Abuse was civil matter that should be resolved by still pending Sandy City Small Claims case file against me my one of the alleged perpetrators Matthew Larson Additional lythe Sandy City police department response and Denial Letter did note identify any related records the Sandy City Justice Court that were very clearly requested.

For the above reason and Galyn appeal Sandy City Chief Executive Officer Matthew Huish's denial of Galyn and my GRAMA Request for the reason that Sandy City has not complied with Galyn and my GRAMA request as required by Utah Governmental Record Access Management Act (Utah Code 63G-2-100 et seq) and request that Sandy City be ordered to do so forthwith and for such other relief that the Utah State Records Committee deems appropriate

Inclusions for notice of appeal

The State Records Committee requires documentation and has specific appeals procedures which are outlined in Administrative Rule:, 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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