

#2016-51

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115/16.
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TO: State of Utah / Record Committee.
346 South Rio Grande, SLC, UT 84101-1106.
(P) 801-531-3834, (F) 801-531-3848
ATTENTION: Nova Dubovik (Executive Secretary).
ndubovik@utah.gov

FROM: HARSHAD P. DESAI

SUBJECT: Appeal # 2016-51 (Record Committee).

DATE: June 15, 2016.

new fax #
801-531-
3854

State of Utah's process / system for public records is as under -

- (i) Submit written request using GRAMA form to the entity's recorder. Allow reasonable time to get response.
- (ii) If the request is denied by the entity's recorder, file an appeal with entity's adjudication body.
NOTE: (a) If the entity has no adjudication body, skip this step.
Panguitch City has no adjudication body / committee.
(b) Lack of response is same as denial for the due process.
- (iii) Then appeal to State of Utah / Record Committee.
The record committee has authority, jurisdiction, burden, and order.
The Record Committee has obligation to determine and make detailed ruling.
- (iii) Then next step is to appeal to the state's district court.

Appeal case # 2016-51 (State of Utah / Record Committee).

The Record Committee's ruling - Incomplete Notice of Appeal Desai v. Panguitch City.

- (1) HARSHAD P. DESAI (petitioner) submitted written request for public record.
- (2) Panguitch City Government has official recorder (Tyressa Howell).
- (3) She ran to Panguitch City Manager (Lori Talbot) who is in practice clerk, recorder, treasurer, etc.
- (4) Lori Talbot (Panguitch City Manager) denied the request and asked to appeal to Panguitch City Mayor.
NOTE: This is (mayor) not in due / legal process.
- (5) The petitioner's cooperation - The petitioner filed an appeal with the mayor.
There is no response from the mayor.

With all due respect to the Record Committee -

- (1) State intention is not to create bureaucracy to give run around to the tax payer / citizen.
- (2) For the Record committee, it is simple -
Did the requester submitted written request using GRAMA form ?
Did the recorder of the entity respond or deny ?

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