



Gina Proctor &lt;gproctor@utah.gov&gt;

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**EXPEDITED APPEAL-I'm charged \$150 based on untimely initial decision & constructive appellate denial**

1 message

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**Brady Eames** <ibuncle@yahoo.com>  
To: Gina Proctor <gproctor@utah.gov>  
Cc: Steven Hansen <steve@utahtrust.gov>, Craig Hale <achale@halewoodlaw.com>

Tue, Jan 15, 2019 at 10:47 PM

**EXPEDITED APPEAL**

To the governmental entity: Utah Department of Administrative Services  
Attn: State Records Committee (SRC)  
C/O: Gina Proctor-Executive Secretary of the SRC

**Appellant:**BRADY EAMES  
**Appellees:**

Utah Local Governments' Trust Corporation (ULGTC)  
A. Craig Hale-general counsel of the ULGTC (ACH)  
Steve Hansen-Chief Executive Officer of the ULGTC (Steve)

**AUTHORITIES**

Government Records Access Management Act as amended (GRAMA)

**HISTORY & FACTS**

On November 16, 2018, I furnished an expedited request to the certified records officer of the ULGTC named Brady Loveland (Brady) to the attention of ACH that I be allowed to expeditiously access and inspect ACH's certain final legal interpretations and correspondence with respect to the surety penal bonds mandated by law, ordinance and charter to be executed by those persons elected or appointed as certain public officers of the Logan City municipal corporation. In such request, I made it clear I wanted to access such documents for free. (attached 2-pages)

Neither Brady or ACH made an initial decision within 5-business days.

On November 28, 2018, I appealed constructive denial to Steve. (attached 3-pages)

Steve has neglected to make an appellate decision.

ACH neglected to make an initial decision until January 10, 2019 based on the following excuse:

*"I was traveling out of the country and somehow missed it".*

Also on January 10, 2019, ACH informed me of \$150 in actual costs to provide me his records.

On January 12, 2019, Steve informed me he had verbally approved such \$150 fee.

**BASIS**

An initial decision with respect to my request was not made until 36 business days had passed. That's 26 business days late under UC 63G-2-204(3)(b).

An appellate decision with respect to my request has never been made. That's constructive denial under UC 63G-2-401(5)(b).

The excuse *"I was traveling out of the country and somehow missed it"* certainly does not fall within the definition of extraordinary circumstances.

ACH and Steve are both compelling me to pay \$150 in actual costs to provide me the records of ACH based on both the egregiously untimely initial decision and the flagrant constructive appellate denial.

**RELIEF SOUGHT**

Based on their conspicuous contempt for and violation of statutes of limitations, order ACH and Steve to provide me the records of ACH without charge.

Respectfully appealed,  
BRADY EAMES