

REC'D APR 04 2019

Weston Kubbe  
492 E Bridlewalk Ln  
Murray, UT 84107

April 1, 2019

Gina Proctor  
Executive Secretary  
State Records  
346 So. Rio Grand  
Salt Lake City, UT 84101-1106

RE: Appeal of GRAMA Denial

Ms. Proctor:

I have attempted to obtain information directory related to me from the South Ogden Police Department through the GRAMA process.

On December 28, 2018, the initial request was sent. This request was denied on February 15, 2019 with the following reasons:

63G-2-305 (10)(d) Records which could be expected to disclose the identity of a source which is not generally known outside government and, in the case of a record compiled in the course of an investigation, disclose information furnished by a source not generally known outside of government of disclosure would comprise the source and (11) records the disclosure of which would jeopardize the life or safety of an individual.

On March 8, 2019 I appealed this decision to the Chief Administration Officer, Matthew J. Dixon. This request was denied on March 21, 2019 with the following reasons:

(10) records created or maintained for civil, criminal, or administrative enforcement purposes...(and the)... release of the records: (d) reasonably could be expected to disclose the identity of a source who is not generally known outside of government and, in the case of a record compiled in the course of an investigation, disclose information furnished by a source not generally known outside of government (the) disclosure (of which could) compromise the source;...  
(11) records the disclosure of which would jeopardize the life or safety of an individual.

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You will notice part of this denial state the same reasons that the original request states, though my original request covers the issue by simply redacting the information that could jeopardize. The second half of their denial states I only had 30 days to appeal and therefore I don't need this information even though under the Rules of 65c, I have one calendar year to file Post-Conviction Relief. Since if I am engaged in Post-Conviction Relief, I am well within the time limits and therefore it is not a reasonable excuse to deny me the records sought. I also was not seeking legal help or opinion from Mr. Dixon.

I am now appealing to the State Records Office and Committee. Attached are exhibits #1, 2, 3 and 4 showing evidence that I am within my legal rights to obtain the records in which South Ogden Police Department holds.

I am engaged in a Post-Conviction Relief per Rule 65C Utah Rule of Civil Procedure and this information is needed to aid in this effort which affects my substantial rights.

If you have any questions, please let me know via email and I will promptly reply.

Thank you,

A handwritten signature in black ink, appearing to be 'W. White' or similar, written in a cursive style.