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State Records Committee: 10-28-18

Re: GRAMA Appeal

On 9-2-18 I sent the enclosed GRAMA request to the Department of Human Resource Management. On 9-6-18 Mr. Dan Chadwick responded and denied the request under UCA § 63G-2-201(9) as I am not the subject of the record I've requested. I submitted an appeal to Director Paul Garver on 9-29-18 and 10-3-18 challenging the denial of my request. On 10-12-18 Ms. Rebecca Parr responded to that appeal and upheld the denial of my request. I now wish to appeal the denial to the State Records Committee and request a hearing.

UCA § 63G-2-201(9) does provide that an entity "is not required" to fulfill such a request that meets certain parameters. However, this isn't required. The language does not say: "Shall not", "may not", or "can not." Therefore, it is within the discretion of an entity to choose to fulfill a request. That discretion should be used to fulfill such a request that is reasonable and will use little resources to fulfill. My request is reasonable and will not be an unnecessary or malicious burden on DHRM to fulfill the request. Further, I have not requested nor am I seeking a fee waiver. DHRM can charge its normal fees to process this request. It should also be noted that nothing in subsection (9) limits my right to appeal the denial of a request under this subsection.

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I, therefore, respectfully request that the State Records Committe schedule a hearing to address the denial of my GRAMA request.

Sincerely,

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