

## **COLORADO OPEN RECORDS ACT REQUEST**

June 22, 2015

Office of Attorney General Cynthia Coffman  
Ralph L. Carr Colorado Judicial Center  
1300 Broadway, 10th Floor  
Denver, CO 80203

RE: Request for correspondence

To Whom It May Concern:

Pursuant to the provisions of the Colorado Open Records Act, C.R.S. §§ 24-72-201 et seq. this correspondence is a request for records, regardless of format, medium or physical characteristics. Specifically, I seek to inspect the following documents and records:

All writings (as defined by C.R.S. §24-72-202(7)), including, but not limited to, letters, emails, texts, video, and audio files from Steven, also known as Steve, House or the Colorado Republican Party to the Office of the Attorney General or any person employed therein during the period from January 1, 2015 to June 19, 2015.

All writings (as defined by C.R.S. §24-72-202(7)), including, but not limited to, letters, emails, texts, video, and audio files from Thomas, also known as Tom, Tancredo to the Office of the Attorney General or any person employed therein during the period from January 1, 2015 to June 19, 2015.

All writings (as defined by C.R.S. §24-72-202(7)), including, but not limited to, letters, emails, texts, video, and audio files from Michael, also known as Mike, Coffman to the Office of the Attorney General or any person employed therein during the period from January 1, 2015 to June 19, 2015.

All writings (as defined by C.R.S. §24-72-202(7)), including, but not limited to, letters, emails, texts, video, and audio files from Ted Harvey to the Office of the Attorney General or any person employed therein during the period from January 1, 2015 to June 19, 2015.

All writings (as defined by C.R.S. §24-72-202(7)), including, but not limited to, letters, emails, texts, photos, video, and audio files from the Office of the Attorney General or any person employed therein to Rebecca, also known as Becky, Mizel or the Pueblo Republican Party during the period of time from January 1, 2015 to June 19, 2015.

If the documents are available in electronic format, I am requesting electronic copies, preferably in their native format. If your office estimates the cost of providing any such

records at more than \$100, please notify me before proceeding with efforts to fulfill this request.

If the public records described are not in your custody or control, you are requested to notify me in writing of that fact and to state in detail the reason for the absence of the records, the location of the records, and the person who has custody or control of the record, as required by C.R.S. § 24-72-203(2).

In accordance with C.R.S. § 24-72-203, it is our understanding that access to records will be provided within a reasonable time, presumed to be three working days or less and not to exceed seven working days if extenuating circumstances exist.

If you deny access to any of the above public records, please provide forthwith a written statement of the express grounds for the denial, citing the law or regulation under which access is denied, as required by C.R.S. § 24-72-204(4).

If you determine that portions of any records covered by this request are exempt from disclosure, please separate the exempt portions from the nonexempt portions and provide us with copies of the nonexempt portions. For any records you determine to be exempt from release, please provide us with a specific description of the record or portion of the record along with a particularized description of the legal basis for withholding it. See *Vaughn v. Rosen*, 484 F.2d 820, 827 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974).

As you may know, Colorado's Open Records Act (CORA) requires that, upon request, the custodian of the records must provide a written response, which cites the specific grounds for a decision not to disclose records, and that such a written response be provided "forthwith." C.R.S. §§24-72-204(4). If denial of access to public records is found to be arbitrary or capricious, the custodian of the records may be ordered personally to pay the requester's court costs and attorneys' fees, C.R.S. §24-72-204(5), and a willful and knowing violation of any portion of the Open Records Act (including failure to provide a written response as requested herein) constitutes a misdemeanor offense. C.R.S. § 24-72-206.

This request is made on behalf of ProgressNow Colorado, 1714 Humboldt St., Denver, CO 80218.

Please feel free to call me at 303-991-1900 if you have any questions. Thank you for your attention to this matter, and thank you for your prompt cooperation.

Sincerely,  
Amy Runyon-Harms  
Executive Director  
ProgressNow Colorado