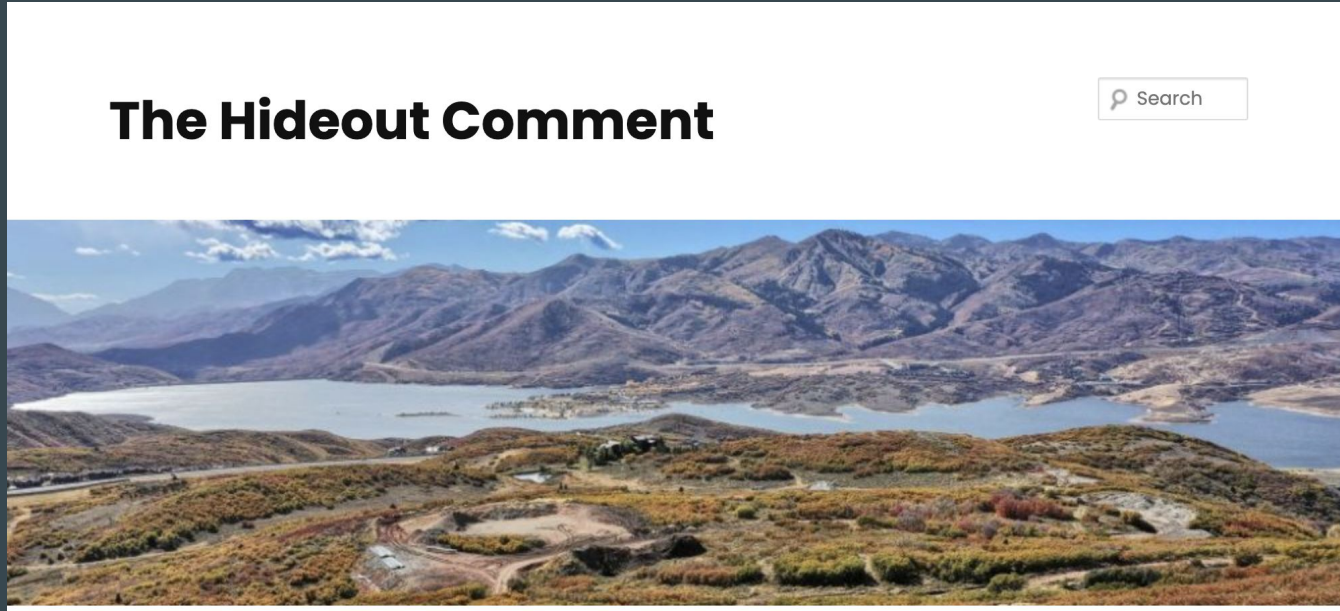


The Hideout Comment: a local publication in Hideout, UT



The first request - Aug 25, 2023 - Fee Requested: \$3,000

Please provide all emails sent by Jan McCosh since July 1, 2023.

I'm aware that the Town of Hideout delegates GRAMA searches to official, however, this is not proper - and this GRAMA specifically asks that the clerk, or IT, conduct the search and production for this request.

The first request - Aug 25, 2023

Please provide all emails sent by Jan McCosh since July 1, 2023.

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Committee's order: (appeal 24-15)

request and the effort necessary to compile the requested documents.”) (Ellipses original).

With all of that said, we encourage Petitioner to submit a new narrower records request.

Second request – 2/16/24 - Fee requested: \$3,255

Please provide all emails sent by Jan McCosh since July 1, 2023, until September 1, 2023

I'm aware that the Town of Hideout delegates GRAMA searches to official, however, this is not proper - and this GRAMA specifically asks that the clerk, or IT, conduct the search and production for this request.

Excluded from this GRAMA request are all emails that include information that is private, confidential or protected as defined by law.

Respondents fees: “gather” and “redact”

11. The estimated amount of the fees to process Request 1 was \$3,000.00 and was based on estimates of approximately \$600.00-1,000.00 for Hideout’s information technology contractor to sort and gather the documents, and 40-50 hours of the Hideout Recorder’s time to format and redact private, protected, or controlled records within the responsive records. See

(Respondent’s Position Statement, @ 11)

Respondent now agrees that “Redaction” fee is inappropriate

accordingly. **If Petitioner does not want any documents that require redactions,** then the fee estimate would be limited to the cost of the information technology contractor and any staff time to compile or release the records beyond the first 15 minutes.

(Respondent’s Position Statement, page 7)

Pleaes provide all emails sent by Jan McCosh since July 1, 2023. until September 1, 2023

I’m aware that the Town of Hideout delegates GRAMA searches to official, however, this is not proper - and this GRAMA specifically asks that the clerk, or IT, conduct the search and production for this request.

Excluded from this GRAMA request are all emails that include information that is private, confidential or protected as defined by law.

Graham: “gathering” means more than just “searching for papers in a file cabinet”

- In Graham, a fee was allowed because “[g]athering these documents thus involved more than just searching for papers in a file cabinet.”
- “governmental entities may not charge for merely assembling documents. That is, an agency may not charge for a request under section 63-2-203(2) if the agency is only required to retrieve a single document or set of documents from a readily available source...
- In other words, if an agency is required to do more than simply retrieve and make available a record in its original form, then the agency may charge a compilation fee for its production.”

Hideout didn't meet its burden under Graham

“The government bears the burden of establishing the necessity of “compiling” the records in a manner so as to justify the charging of fees to the public.”

From: TechLogic Inc. <support@techlogic.net>
Sent: Monday, September 11, 2023 9:22 AM
To: Jan McCosh <jmccosh@hideoututah.gov>
Subject: Caution: ExternalRe: FW: project

Hi Jan McCosh,

Ticket: <https://techlogic.freshdesk.com/helpdesk/tickets/10898>

We are estimating this to cost between \$600-\$1000 to procure data and parse data to meet requirements.

On Thu, 7 Sep at 11:11 AM , Jan McCosh <jmccosh@hideoututah.gov> wrote:

Respondent's Recorder hints of wholesale email address redactions

Since my initial estimate, the software I use to redact has released a new feature which can recognize email addresses and phone numbers and semi-automatically redact them, thus saving many hours of manual searching through the documents for this information and manually making redactions. As such, I have reduced the cost of the information to an estimated \$1,500, including our IT contractor's cost.

If you are interested, I would be happy to discuss narrowing the scope to include a key word or shorter time frame so the cost could be further reduced.

Thank you,

Alicia Fairbourne
Records Officer



Alicia Fairbourne

Recorder for the Town of Hideout

No records in this request CAN qualify for email addresses redactions:

Utah Code 63G-2-302:

(1) The following records are private:

(j) that part of a voter registration record identifying a voter's: (iii) email address;

(t) an email address provided by a military or overseas voter under Section 20A-16-501;

(z) on a record maintained by a county for the purpose of administering property taxes, an individual's: (i) email address;

Relief sought:

- Waive all fees for this request
- Prohibit respondents from excluding emails which include private email addresses

Request is not a duplicate

- It is indisputable the current request is a narrow subset - per the committee's encouragement
- The first request was never fulfilled

Admin appeal formalities arguments waived

- The Respondent's Chief Administrator accepted the appeal
- The Respondent did not raise address formalities in the appeal denial
- Appeal submission to the Chief Administrator followed Utah code