

Subject: FW: [EXT] Re: Public Records Requests from American Oversight
Date: Friday, July 2, 2021 at 2:00:05 PM Eastern Daylight Time
From: Khahilia Shaw
To: AO Records
CC: Zachery Morris

Hi all,
Please process the email below as

- a partial rejection for Item 1 of AZ-GOV-20-2855 (we are going to resubmit to the Dept. of Health) and
- a production for Item 2 of AZ-GOV-20-2855 ([link to documents here](#)).

Additionally, please process the below as an NRR for AZ-GOV-21-0195.

Thanks,

Khahilia Shaw
Counsel
American Oversight
khahilia.shaw@americanoversight.org | 202.539.6507 | she/her/hers
www.americanoversight.org | @weareoversight

From: Josh Bendor <jbendor@omlaw.com>
Date: Friday, July 2, 2021 at 1:54 PM
To: Khahilia Shaw <khahilia.shaw@americanoversight.org>, Zachery Morris <zachery.morris@americanoversight.org>
Subject: FW: [EXT] Re: Public Records Requests from American Oversight

EXTERNAL SENDER

Khahilia and Zachery, please see below from the Governor's office and let me know if there's any follow-up you would like me to do.

From: Bobby Charette <bcharette@az.gov>
Sent: Friday, July 2, 2021 10:42 AM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Dukey Communication Team <communications@az.gov>
Subject: [EXT] Re: Public Records Requests from American Oversight

Hi Josh:

For AZ-GOV-2855, the Arizona Department for Health Services are the custodians for Item 1. You can file your request to pio@azdhs.gov.

For Item 2, please find the responsive records in the link below.

<https://www.dropbox.com/sh/xjakhc5nwasq0v/AAC72Fji9YjtCOSdR2dy7Uc1a?dl=0>

For AZ-GOV-21-0195, we processed your request and did not identify any responsive records.

Thanks and have a Happy 4th.

On Thu, Jul 1, 2021 at 2:30 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, thank you for the below and congratulations on sine die. I wanted to follow up on two of our outstanding requests, AZ-GOV-20-2855 and AZ-GOV-21-0195. Can you provide an update on those?

Thanks
Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Wednesday, June 16, 2021 3:34 PM
To: Josh Bendor <jbendor@omlaw.com>
Subject: Re: Public Records Requests from American Oversight

Hi there Josh:

Thanks again for your patience as we process American Oversight's requests. Please see the results of two of the requests you've submitted on their behalf.

AZ-GOV-20-2817

Please find the responsive records attached and their attachments at the dropbox link below:

Attachments: <https://www.dropbox.com/sh/qr494qkplb9xlap/AAExc29hIPOD1FQpVhT2MEf4a?dl=0>

After conducting a search for AZ-GOV-21-0317, we found no responsive records.

We continue to process American Oversight's outstanding requests.

Thanks.

Bobby

On Fri, Jun 11, 2021 at 11:06 AM Bobby Charette <bcharette@az.gov> wrote:

Hi there Josh,

Tried reaching you at your number. I'm reached at 858.735.4133.

Thanks.

On Fri, Jun 11, 2021 at 10:59 AM Josh Bendor <jbendor@omlaw.com> wrote:

Thanks Bobby. We have four requests outstanding and they have all been pending for a while (over 2 months from when I resent them to you). We would therefore request that you complete three of those requests (20-2827, 21-0195, and 21-0317) by the end of next week. Request 20-2855 is a lower priority and we are ok if you complete it by the end of the month. Please confirm that you can do this.

From: Bobby Charette <bcharette@az.gov>

Sent: Thursday, June 10, 2021 10:48 AM

To: Josh Bendor <jbendor@omlaw.com>

Subject: Re: Public Records Requests from American Oversight

Hi there Josh:

Looking to get a couple more of your requests to you next week or shortly thereafter. Thanks for following up.

Bobby

On Wed, Jun 9, 2021 at 9:43 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, I wanted to follow up on the responses to our remaining requests. When can we expect them?

Thanks

Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Monday, May 17, 2021 1:34 PM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Luci Davis <ldavis@omlaw.com>
Subject: Re: Public Records Requests from American Oversight

Hi Josh,

Happy Monday. Wanted to close the loop on AZ-GOV-20-2792 and AZ-GOV-20-2924.

Per your request on AZ-GOV-20-7292, I searched the electronic mailboxes of the three individuals listed in the request and searched for any correspondence with individuals with email addresses ending in "@lgraham.senate.gov" or "judiciary-rep.senate.gov" or "@lindseygraham.com" between the dates of 11/3/2020 - 11/20/2020. Those parameters resulted in no responsive records.

You can find the responsive records for AZ-GOV-20-2924 attached. I look to get you AZ-GOV-20-2855 very soon as well as the remainder of your requests.

Thanks again for your patience as we process the remainder of your requests.

On Mon, May 17, 2021 at 1:21 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, I have not heard back from you on this. Do you have time to discuss tomorrow afternoon?

From: Josh Bendor
Sent: Wednesday, May 12, 2021 10:25 AM
To: Bobby Charette <bcharette@az.gov>
Cc: Luci Davis <ldavis@omlaw.com>
Subject: RE: Public Records Requests from American Oversight

Bobby, I wanted to follow up on this and American Oversight's other public records requests. I sent all these requests in the first week of April (three on April 1 and three on April 6). So far we have received a response to only one of them, the request marked AZ-

GOV-20-2792, and for that, all we have been told is that no responsive records were found, but we have not been provided with any information on how the search was conducted. We have not received a response on any of the remaining requests, which are:

AZ-GOV-20-2827
AZ-GOV-20-2855
AZ-GOV-20-2924
AZ-GOV-21-0195
AZ-GOV-21-0317

To avoid any further delay, we would like to reach agreement on a rolling production schedule such that responses to these requests will be completed within the next thirty days. I am happy to discuss, but since you have a better sense for the status of your efforts on each of these requests, it probably makes more sense for you to propose a production schedule than for me to do so. Please let me know what you propose or if you'd like to discuss by phone. You can also just give me a call at 602 640 9350. I'd like to get the schedule nailed down by the end of this week or early next week at the latest.

Thanks,
Josh

From: Josh Bendor <jbendor@omlaw.com>
Sent: Monday, May 3, 2021 1:10 PM
To: Bobby Charette <bcharette@az.gov>
Cc: Luci Davis <ldavis@omlaw.com>; Josh Bendor <jbendor@omlaw.com>
Subject: RE: Public Records Requests from American Oversight

Thanks Bobby. To be clear, I wasn't asking about how your office conducts public records searches generally, but how it conducted this specific search. Can you let me know? Was it an electronic search, and if so, whose files were searched and what terms were used? If it was not an electronic search, what method was used for each part of the request?
Thanks
Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Monday, May 3, 2021 1:07 PM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Luci Davis <ldavis@omlaw.com>
Subject: Re: Public Records Requests from American Oversight

Hi Josh,

You have asked me to provide information on how our office performs searches for public records.

Searches for public records are based on the request and may include an electronic search, a manual search or both depending on the request. When conducting an electronic search, our office will identify the appropriate custodians of the records or use the named custodians in the request and search their electronic records for the requested terms.

For records that require a manual search, our office contacts named custodians as well as unnamed custodians who might have responsive records. If responsive records are located, they are scanned and provided to the requester.

We continue to process your additional requests and aim to get them to you soon.

Thank you.

Bobby

On Tue, Apr 13, 2021 at 3:47 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, thanks for your email. We would appreciate more information from the Governor's office on how the search was conducted to determine that no responsive records exist. For example, if it was an electronic search, whose files were searched and what terms were used? If it was not an electronic search, what method was used for each part of the request?

Thanks so much,
Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Tuesday, April 13, 2021 2:06 PM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Luci Davis <ldavis@omlaw.com>
Subject: Re: Public Records Requests from American Oversight

Hi Josh:

I wanted to let you know we've completed processing the request marked AZ-GOV-20-2792 and found no responsive records.

We continue to process your outstanding requests and will fulfill them on a rolling basis.

Thank you.

Bobby

On Tue, Apr 6, 2021 at 9:38 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, there are three additional public records requests that American Oversight previously attempted to submit and which it still wants to pursue. I have attached them here. Please let me know if you have any questions.

Thanks
Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Thursday, April 1, 2021 2:54 PM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Luci Davis <ldavis@omlaw.com>; Ducey Communication Team <communications@az.gov>
Subject: Re: Public Records Requests from American Oversight

Thanks Josh. We'll begin processing.

You can send all future records requests to [commuincations@az.gov](mailto:communications@az.gov)

On Thu, Apr 1, 2021 at 2:20 PM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby, thanks for the quick follow-up. Here are the three public records requests that I mentioned in my previous email. American Oversight also submitted some additional requests, but we are considering whether we still want all of those records; we will follow up with the requests we still want to pursue. For future reference, can you let us know how we should submit records requests to the Governor's office so that we ensure you receive them?

Please let me know if you have any questions.

Thanks
Josh

From: Bobby Charette <bcharette@az.gov>
Sent: Thursday, April 1, 2021 11:49 AM
To: Josh Bendor <jbendor@omlaw.com>
Cc: Luci Davis <ldavis@omlaw.com>
Subject: Re: Public Records Requests from American Oversight

Hey Josh:

Tried reaching you at your number. Feel free to call me back today at 858.735.4133.

Thanks!

On Thu, Apr 1, 2021 at 11:24 AM Josh Bendor <jbendor@omlaw.com> wrote:

Bobby,

We represent American Oversight with regards to the public records requests it has submitted to the Governor's office. Can you please let me know the status of the responses to the following requests? We have not received acknowledgement letters or documents in response to any of them. I have identified them below using American Oversight's internal tracking numbers, which can be found in the lower right-hand corner of the documents.

- AZ-GOV-20-2792 – submitted November 19, 2020
- AZ-GOV-20-2827 – submitted November 23, 2020
- AZ-GOV-20-2924 – submitted December 14, 2020

We also have other requests pending with your office, but wanted to start with these.

If it would help to discuss, please let me know when you're available, or give me a call at (602) 341-9885.

Thanks,

Josh

Josh Bendor

[Profile](#) | [Add me to your address book](#)

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