AMERICAN OVERSIGHT

October 2, 2020

VIA ELECTRONIC MAIL

Scott Iannucci
Public Records
Clerk of the Circuit Court
Recording Department
Clay County
825 North Orange Ave.
Green Cove Springs, FL 32043
Iannuccis@clayclerk.com

Re: Public Records Request

Dear Public Records Officer:

Pursuant to Article I, section 24(a), of the Florida Constitution, and Florida's public records law, as codified at Fla. Stat. Chapter 119, American Oversight makes the following request for public records.

Requested Records

American Oversight requests that the Clerk's Office promptly produce the following:

> All communications (including emails, email attachments, text messages, calendar invitations/entries, letters, memoranda, or other communications, but excluding any mass-distribution emails, such as newsletters or alerts) regarding outstanding fines and/or fees of individuals with prior felony convictions (including any public records requests made for such information) between (a) any county clerk of courts official, and (b) any of the individuals or entities listed below (including but not limited to at email domains provided):
>
> - Anyone communicating on behalf of Judicial Watch (judicialwatch.org)
> - Anyone communicating on behalf of American Civil Rights Union (theacru.org)
> - Anyone communicating on behalf of Public Interest Legal Foundation (publicinterestlegal.org or electionlawcenter.com) including, but not limited to;
>   a. Logan C. Churchwell, Communications Directors
>   b. J. Christian Adams, General Counsel
>   c. Sue Becker, Litigation Counsel
>   d. Kaylan Phillips, Litigation Counsel
>   e. Noel H. Johnson, Litigation Counsel
>
> Please provide all responsive records from January 1, 2020, to the date the search is conducted.

Please notify American Oversight of any anticipated fees or costs in excess of $100 prior to incurring such costs or fees.

American Oversight insists that your office use the most up-to-date technologies to search for responsive information and take steps to ensure that the most complete repositories of information are searched. American Oversight is available to work with you to craft appropriate search terms. **However, custodian searches are still required; governmental authorities may not have direct access to files stored in .PST files, outside of network drives, in paper format, or in personal email accounts.**

Please search all records regarding official business, **including files or emails in the personal custody of your officials, such as personal email accounts.**

In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If it is your position that a document contains non-exempt segments, but that those non-exempt segments are so dispersed throughout the document as to make segregation impossible, please state what portion of the document is non-exempt, and how the material is dispersed throughout the document. If a request is denied in whole, please state specifically that it is not reasonable to segregate portions of the record for release.

Please take appropriate steps to ensure that records responsive to this request are not deleted by your office before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

To ensure that this request is properly construed, that searches are conducted in an adequate but efficient manner, and that extraneous costs are not incurred, American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and your office can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in electronic format by email or in PDF or TIF format on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

Conclusion

American Oversight is a 501(c)(3) nonprofit with the mission to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight

also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and Twitter.[1]

We share a common mission to promote transparency in government. American Oversight looks forward to working with your office on this request. If you do not understand any part of this request, have any questions, or foresee any problems in fully releasing the requested records, please contact Christine H. Monahan at records@americanoversight.org or (202) 869-5244.

Sincerely,



Austin R. Evers
Executive Director
American Oversight

[1] American Oversight currently has approximately 15,650 page likes on Facebook and 105,400 followers on Twitter. American Oversight, FACEBOOK, https://www.facebook.com/weareoversight/ (last visited Oct. 1, 2020); American Oversight (@weareoversight), TWITTER, https://twitter.com/weareoversight (last visited Oct. 1, 2020).