

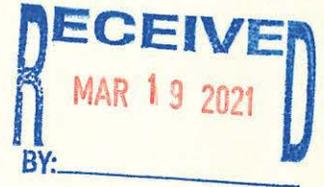


RICK BRATTIN
31ST DISTRICT
STATE CAPITOL, ROOM 331
JEFFERSON CITY, MISSOURI 65101
PHONE: 573-751-2108
E-MAIL: RICK.BRATTIN@SENATE.MO.GOV

MISSOURI SENATE
JEFFERSON CITY

COMMITTEES:
GENERAL LAWS
EDUCATION - VICE-CHAIR
SENIORS, FAMILIES, VETERANS AND
MILITARY AFFAIRS
LOCAL GOVERNMENT AND ELECTIONS

March 3, 2021



Mr. Hart Wood
American Oversight
1030 15th Street NW
Suite B255
Washington DC 20005

Mr. Wood,

Enclosed you will find records from my office which requested pursuant to your February 23, 2021 Missouri Sunshine Law Request.

Sincerely,

A handwritten signature in black ink, appearing to read "Rick Brattin".

Rick Brattin
District 31

Steve Ahlers

From: AO Records <records@americanoversight.org>
Sent: Tuesday, February 23, 2021 11:04 AM
To: Patrick Baker; Rick Brattin
Subject: Sunshine Law Request (MO-SEN-21-0267)
Attachments: MO-SEN-21-0267.pdf

Dear Custodian of Records:

Please find attached a request for records under the Missouri Sunshine Law.

Sincerely,

Mariuxi Pintado
Paralegal
American Oversight
records@americanoversight.org
www.americanoversight.org | [@weareoversight](https://twitter.com/weareoversight)

Sunshine Law Request: MO-SEN-21-0267



February 23, 2021

VIA EMAIL

Patrick Baker
Senate Administrator
201 West Capitol Ave, Room 324
Jefferson City, Missouri 65101
Patrick.baker@senate.mo.gov

Office of Sen. Rick Brattin
201 W Capitol Ave, Room 33
Jefferson City, MO 65101
rick.brattin@senate.mo.gov

Re: Sunshine Law Request

Dear Custodian of Records:

Pursuant to the Missouri Sunshine Law, Mo. Rev. Stat. §§ 610.010 et seq., American Oversight makes the following request for records.

In January 2021, State Representative Adam Schnelting and State Senator Rick Brattin introduced legislation in the House and Senate that would shield drivers from liability if they hit protesters with their cars.¹

American Oversight seeks records with the potential to shed light on any external influences in the drafting of the legislation.

Requested Records

American Oversight, requests that the Missouri State Senate produce copies of the following records within three business days:

All emails communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) sent by State Senator Rick Brattin containing any of the following key terms:

Key terms:

- | | |
|-----------------|------------------------|
| i. Motorist | viii. BLM |
| ii. Motorists | ix. Black Lives Matter |
| iii. Vehicle | x. Antifa |
| iv. Flee | xi. Protest |
| v. Negligence | xii. Protester |
| vi. Vandalizing | xiii. Protesters |
| vii. Vandalize | xiv. Riots |

¹ Rudi Keller & Rebecca Rivas, *Missouri Bills Seeks Liability Shield for Drivers Who Hit Protesters Blocking Traffic*, Kansas City Star (Dec. 10, 2020, 3:40 PM), <https://www.kansascity.com/news/politics-government/article247751825.html>.



- | | | | |
|--------|---------------------|---------|---------------------|
| xv. | Rioting | xxiv. | "model legislation" |
| xvi. | Rioters | xxv. | "Deadly force" |
| xvii. | Riotous | xxvi. | Monuments |
| xviii. | Looting | xxvii. | SB66 |
| xix. | Looters | xxviii. | "SB 66" |
| xx. | Thug | xxix. | McCloskey |
| xxi. | Thugs | xxx. | McCloskeys |
| xxii. | "unlawful assembly" | xxxi. | Floyd |
| xxiii. | Traffic | xxxii. | "Blue lives" |

Please provide all responsive records from November 1, 2020, through date of search.

In an effort to accommodate your office and reduce the number of potentially responsive records to be processed and produced, American Oversight has limited its request to emails sent by Sen. Brattin. To be clear, however, American Oversight still requests that complete email chains be produced, displaying both sent and received messages. This means, for example, that both Sen. Brattin's response to an email containing one of the key terms listed above and the initial received message are responsive to this request and should be produced.

Fee Waiver Request

In accordance with Mo. Rev. Stat. § 610.026.1(1), American Oversight requests a waiver of fees associated with processing this request for records. Disclosure of the requested records is in the public interest because it will likely contribute to a better understanding of relevant government procedures by the general public in a significant way. Moreover, the request is primarily and fundamentally for non-commercial purposes.

American Oversight requests a waiver of fees because disclosure of the requested information "is likely to contribute significantly to public understanding of the operations or activities of [a] public governmental body."² The public has a significant interest in the actions of its elected officials and the driver liability shield legislation's origin and its impact on the community, safety, and the right to protest. Records with the potential to shed light on this issue would contribute significantly to public understanding of operations of the government. American Oversight is committed to transparency and makes the responses agencies provide to public records requests publicly available, and the public's understanding of the government's activities would be enhanced through American Oversight's analysis and publication of these records.

This request is primarily and fundamentally for non-commercial purposes.³ As a 501(c)(3) nonprofit, American Oversight does not have a commercial purpose and the release of the information requested is not in American Oversight's financial interest. American Oversight's mission is to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government

² Mo. Rev. Stat. § 610.026.1(1).

³ *Id.*

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.⁴

American Oversight has also demonstrated its commitment to the public disclosure of documents and creation of editorial content through regular substantive analyses posted to its website.⁵ Examples reflecting this commitment to the public disclosure of documents and the creation of editorial content include the posting of records and analysis related to the organization's investigations into misconduct and corruption in state governments;⁶ posting records and analysis of federal and state governments' responses to the Coronavirus pandemic;⁷ posting records received as part of American Oversight's "Audit the Wall" project to gather and analyze information related to the Trump administration's proposed construction of a barrier along the U.S.-Mexico border, and analyses of what those records reveal;⁸ and the posting of records related to an ethics waiver received by a senior U.S. Department of Justice attorney and an

⁴ American Oversight currently has approximately 15,700 page likes on Facebook and 105,600 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited Feb. 3, 2021); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited Feb. 3, 2021).

⁵ See generally *News*, American Oversight, <https://www.americanoversight.org/blog>.

⁶ See generally *State Investigations*, American Oversight, <https://www.americanoversight.org/states>; see, e.g., *State Government Contacts with Voting-Restriction Activists*, American Oversight, <https://www.americanoversight.org/investigation/state-government-contacts-with-voting-restriction-activists>; *Georgia's Voting Machines and Election Security*, American Oversight, <https://www.americanoversight.org/investigation/georgias-voting-machines-and-election-security>.

⁷ See, e.g., *The Trump Administration's Response to Coronavirus*, American Oversight, <https://www.americanoversight.org/investigation/the-trump-administrations-response-to-coronavirus>; *Tulsa Health Officials Initially Estimated Trump Rally Would Directly Lead to 2 to 9 Deaths*, American Oversight, <https://www.americanoversight.org/tulsa-health-officials-initially-estimated-trump-rally-would-directly-lead-to-2-to-9-deaths>; *Wisconsin Documents Offer Window into Early Uncertainty over COVID-19*, American Oversight, <https://www.americanoversight.org/wisconsin-documents-offer-window-into-early-uncertainty-over-covid-19>; *In the Documents: Florida Health Department Efforts to Suppress Release of Coronavirus Records*, American Oversight, <https://www.americanoversight.org/in-the-documents-florida-health-department-efforts-to-suppress-release-of-coronavirus-records>.

⁸ See generally *Audit the Wall*, American Oversight, <https://www.americanoversight.org/investigation/audit-the-wall>; see, e.g., *Border Wall Investigation Report: No Plans, No Funding, No Timeline, No Wall*, American Oversight, <https://www.americanoversight.org/border-wall-investigation-report-no-plans-no-funding-no-timeline-no-wall>.

analysis of what those records demonstrated regarding the Department's process for issuing such waivers.⁹

Accordingly, American Oversight qualifies for a fee waiver.

Guidance Regarding the Search & Processing of Requested Records

In connection with its request for records, American Oversight provides the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics.
- Our request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to our request, our request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices 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.¹⁰ If a request is denied in whole, please state specifically why 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 the agency 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.

Conclusion

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more

⁹ *DOJ Records Relating to Solicitor General Noel Francisco's Recusal*, American Oversight, <https://www.americanoversight.org/document/doj-civil-division-response-noel-francisco-compliance>; *Francisco & the Travel Ban: What We Learned from the DOJ Documents*, American Oversight, <https://www.americanoversight.org/francisco-the-travel-ban-what-we-learned-from-the-doj-documents>.

¹⁰ Mo. Rev. Stat. § 610.024.1.

efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight to discuss this request. 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 agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email. Alternatively, please provide responsive material in native format or in PDF 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.

We share a common mission to promote transparency in government. American Oversight looks forward to working with your agency on this request. If you do not understand any part of this request, please contact Hart Wood at records@americanoversight.org or (202) 873-1743. Also, if American Oversight's request for a fee waiver is not granted in full, please contact us immediately upon making such a determination.

Sincerely,

/s/ Hart Wood
Hart Wood
on behalf of
American Oversight

Steve Ahlers

From: Rick Brattin
Sent: Monday, February 22, 2021 1:29 PM
To: 'quintonjacobs94@gmail.com'
Subject: FW: HB85, "Second Amendment Preservation Act"

Thank you very much for taking the time to write me regarding your position on SB 55 related to Education Savings Accounts (ESAs), charter schools, and other changes to education policy. I am always interested in hearing from educators in our area.

I am genuinely grateful for your dedication to the education of our children and your selfless service of our community. There is truly no greater civic responsibility than preparing the next generation for their future. As a product of a public education, I know the tremendous value of our schools and the role they play in helping our children prepare for the future.

I will carefully study and consider each and every education-related bill that comes before the Senate and its impact on our students, families, and schools. Your input is an important part of the legislative process and I want to encourage you to contact me any time with opinions or concerns you may have on legislation or any issue pertaining to the education of our students. While we may not always agree on policy, I will always listen and will always strive to balance the interests and viewpoints of all those I have the privilege of representing.

Again, thank you for your commitment to education. Please do not hesitate to contact me if I can ever be of assistance. I am genuinely grateful for the opportunity to work for you in the Missouri Senate.



Rick Brattin
Senator - District 31

Room 331, Missouri State Capitol Building
Office Phone 573.751.2108
Office Fax 573.751.2146

From: 2ndAmendment <quintonjacobs94@gmail.com>
Sent: Monday, February 15, 2021 9:25 PM
To: Rick Brattin <Rick.Brattin@senate.mo.gov>
Subject: HB85, "Second Amendment Preservation Act"

If the summer of 2020 have taught the citizens of the United States anything, it is the simple fact that, at any time, pockets of society can break down, and areas of tranquility can be transformed into areas of utter chaos and anarchy. This made up system that humans have created is a mere illusion, and the very moment that people see through the veil, the system is destroyed. The forces outside of the system don't care about the system.

This was proven by the countless groups of rioters, criminals, and looters that took to the

streets across America and destroyed the businesses, homes, and properties of private, and innocent, individuals. In extreme cases, it resulted in the death of innocent individuals that had nothing to do with the situation. Those innocent people were not part of the issue that the rioters claimed, and the loss of life was a pointless action.

Now, upon entering 2021, the current administration wishes to disarm the citizens of the United States, claiming it is for our safety, but I say to you, how can it be for our safety to disarm us of the very tools we use to defend our families, our properties, and our very lives? Who is ANY form of government to tell it's people that they cannot own a particular tool in order to defend themselves in those moments where seconds count, police are minutes away, and the only person who can defend you is you, and your very life depends on it? I say to you now, they're NOBODY to dictate to a free individual what they can use to defend themselves with.

When it comes to the protection of life, anything and everything is on the table, regardless of how another individual, who isn't in the situation, feels about it. To say that a free man or woman cannot own a particular tool to defend themselves from the darkest and most evil beings of this world is to say that that individual's life is not important enough to be defended, with the most effective tool possible, even by their own hand. That is preposterous! It is NO ONE'S place to tell another how they can and cannot protect themselves or their families from ANY threat, be it a foreign threat or a domestic one.

The 2nd Amendment of The Constitution, along with the other 9 rights, is a list of what the government CANNOT, UNDER ANY CIRCUMSTANCE, infringe upon! It matters not what is unfolding upon this nation, the Rights of the People ALWAYS remain! Our rights have been constantly infringed upon for decades, and now, after one of the most chaotic years ever witnessed, the Biden administration wants to, essentially, take away the most effective tools we have to protect ourselves from the predators, while they get to have security to protect them?! To this, I say, NO, and ENOUGH!

Our rights are NOT up for debate, they are ours! They were fought for, and died for, and I will not stand to see myself, my family, and my people become mere subjects to a government! That is all that becomes of people should they be disarmed. They are no longer citizens of a free nation, they are subjects to a tyrannical government! They are at the mercy of the government, and history has shown us what happens to the people who are stuck in that horrendous cage! Millions have died because they did not have the means to fight against tyranny, and I fear that this is what will become of us! I DEMAND you support HB85, and you tell the federal government we are a free people of this nation, and to this state, NOT SLAVES TO THEM! Our rights are not to be infringed upon! Should you feel the need to not support HB85, I shall remind you of your oath to uphold and defend the Constitution of the United States, and also a passage from The Declaration of Independence: "Should any form of government becomes destructive of these ends, it is the Right of the People to alter it or abolish it, and to institute a new government." Your very positions is at stake. Should you decide to not support HB85, the citizens of this state will replace you with someone who will look out for their rights, their freedom, their liberty, and their very lives. I'm not saying you won't, I'm merely stating what will happen if you don't.

Sincerely,
Quinton Jacobs

17353 South 1900 Road
Nevada, MO 64772
(417)-321-0110

quintonjacobs94@gmail.com

Steve Ahlers

From: Rick Brattin
Sent: Tuesday, February 23, 2021 2:39 PM
To: 'stinge68@hotmail.com'
Subject: RE: In-District: deteriorating constitutional rights

Mr. Robertson,

Thank you for contacting me regarding the protection of our Second Amendment rights from the federal government and any unconstitutional federal policies or laws. I am always interested in hearing from constituents of the 31st District.

The right to keep and bear arms is one of the most important fundamental freedoms guaranteed by the U.S. Constitution because it guarantees we have the right to protect ourselves, our property and our families. With the prospect of federal action that could seriously limit our Second Amendment rights, it is necessary for the Missouri General Assembly to express our strong opposition to any such actions and do everything in our power to protect the Second Amendment.

With this in mind, I strongly support the Second Amendment Preservation Act, Senate Bill 39. This is a bill that would invalidate any and all federal laws that infringe on the right to bear arms in the U.S. Constitution and Missouri Constitutions and would declare the federal supremacy does not apply to laws that exceed the scope of federal authority in regards to our Second Amendment rights. I co-sponsored and strongly supported this bill during my time in the House and I look forward to voting for and fighting for this bill now that I am in the Senate.

I appreciate your strong position on this issue and be assured that as long as I am in the Senate, I will fight to protect our Constitutional rights like the Second Amendment and our First Amendment rights of free speech and freedom of religion.

Again, thank you for writing. Please feel free to contact my office if I can be of further assistance. I am genuinely grateful for the opportunity to work for you in the Missouri Senate.

Rick Brattin
Senator - District 31

Room 331, Missouri State Capitol Building Office Phone 573.751.2108 Office Fax 573.751.2146

-----Original Message-----

From: stinge68@hotmail.com <stinge68@hotmail.com>
Sent: Monday, February 8, 2021 5:13 PM
To: Rick Brattin <Rick.Brattin@senate.mo.gov>
Subject: In-District: deteriorating constitutional rights

Sender IP: 65.26.83.133

The standardized address is: 17504 S BENTON DR, BELTON, MO 64012-2812

Name: Eric Allen Robertson
Address: 17504 S BENTON DR

City: Belton
Zipcode: 64012-
Phone: 8163052418

What does Missouri plan to do to protect citizens rights? This incoming REGIME is going to go around congress for four years stripping citizens of their rights.....How many EO's have they signed now? Over 40 now I believe which is absolutely UNHEARD of in my lifetime. Senators and Reps on federal level are all but useless being outnumbered on any and every vote for the next 2 years at least. This REGIME is talking about doing away with electoral college...they have all but killed my 1st amendment rights. Did you know if you put up a video that has the words election and fraud in it on You Tube you get an automatic 7 day ban? Did you know you can threaten Donald Trump or talk about Russian collusion all day(past 4 years and still blaming Russia) on You Tube and they will do nothing?.I got a 2 day ban on Facebook for using a GIF provided by Facebook.....I have deleted all social media now since it has become DIGITAL CANCER. My question is what is MO going to do to fight to protect our right? State LAws supersede federal law in most cases...especially when it is in regards to constitution. We do not have 2 years at the rate they are going they might just burn the constitution or start using it as toilet paper! Texas and Florida seem to be making arrangements to fight article 230 and any 2nd amendment legislation this REGIME spits out, is Missouri? They want to make DC a state so they can pack the Senate too...also they want to add for SCOTUS to pack that so all decisions go their way. Like I said before we don't have 2 years they basically called anyone who isn't a Biden supporter a domestic terrorist.....THAT WOULD BE YOU TOO! I do not want to move to Texas but I am feeling like it is my only option...and if they try and secede I am definitely in on that...We have watched MARXIST terrorists destroy and burn our country for last 10 months and Democrats have all but encouraged, some actually have with no repercussions, and bailed out violent rioters. I am scared to death for my basic rights for me and my family with this power hungry REGIME (long story short).

Steve Ahlers

From: Rick Brattin
Sent: Wednesday, January 27, 2021 2:35 PM
To: 'Parker Brooks'
Subject: RE: bill allowing deadly force against demonstrators

Thank you Mr. Brooks.

For future reference, a link to the legislation can be found here:
https://www.senate.mo.gov/21info/BTS_Web/Bill.aspx?SessionType=R&BillID=54250840



Rick Brattin
Senator - District 31

Room 331, Missouri State Capitol Building
Office Phone 573.751.2108
Office Fax 573.751.2146

From: Parker Brooks <atmplayboy@gmail.com>
Sent: Wednesday, January 27, 2021 7:07 AM
To: Rick Brattin <Rick.Brattin@senate.mo.gov>
Subject: bill allowing deadly force against demonstrators

Dear Mr. Brattin, I support your bill allowing deadly force against demonstrators. I apologize I'm unable to verify if SB66 is the correct title, and would have simply left a message on facebook however I'd fear of being put in "fb jail."

I will reach out to my local legislators and advise them of my support as well.

Thank you,
Parker Brooks
High Hill, MO