

**Subject:** FW: FOIA Request Follow-up (MI-DOS-21-0914, MI-DOS-21-0915)  
**Date:** Tuesday, August 9, 2022 at 6:26:51 PM Eastern Daylight Time  
**From:** AO Records  
**To:** Sarah Colombo

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**From:** Fracassi, Adam (MDOS) <FracassiA@michigan.gov>  
**Date:** Tuesday, August 9, 2022 at 4:27 PM  
**To:** AO Records <records@americanoversight.org>  
**Subject:** FW: FOIA Request Follow-up (MI-DOS-21-0914, MI-DOS-21-0915)

EXTERNAL SENDER

Hi Sarah,

Thank you for the follow up, and I apologize for the delay. Your request was erroneously misfiled. The Department has finished processing your request, and upon further review, your request is denied on the basis of my certification that the Department does not possess records responsive to your request. The Department will issue a full refund of your deposit.

With respect to the denial of your request, under FOIA (MCL 15.240) you may do one of the following:

1. Appeal this decision in writing to the Secretary of State's designated appeals officer:

Secretary of State Jocelyn Benson  
Attn: Michael J. Brady  
Legal Services Administration  
Michigan Department of State  
P.O. Box 30204  
Lansing, Michigan 48918

The writing must specifically state the word "appeal" and must identify the reason or reasons you believe the denial should be reversed. The Department must respond to your appeal within 10 business days of its receipt. Under unusual circumstances, the time for a response may be extended by 10 business days.

2. File an action in the appropriate court within 180 days after the date of the final determination to deny the request. If you prevail in such an action, the court is to award reasonable attorney fees, costs and disbursement, and possible damages.

Should you have any further questions, please do not hesitate to contact me. The Department's FOIA Procedures and Guidelines can be accessed at [www.michigan.gov/sos](http://www.michigan.gov/sos), under the "FOIA" tab at the bottom of the page.

Thank you,

**Adam Fracassi**, FOIA Coordinator  
Michigan Bureau of Elections  
P.O. Box 20126  
Lansing, Michigan 48901

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**From:** MDOS-FOIA <MDOS-FOIA@michigan.gov>  
**Sent:** Monday, August 8, 2022 10:27 AM  
**To:** Fracassi, Adam (MDOS) <FracassiA@michigan.gov>  
**Subject:** FW: FOIA Request Follow-up (MI-DOS-21-0914, MI-DOS-21-0915)

Requestor is looking for the status of this request from July 2021.

Thank you!

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**From:** AO Records <[records@americanoversight.org](mailto:records@americanoversight.org)>  
**Sent:** Monday, August 8, 2022 10:21 AM  
**To:** MDOS-FOIA <[MDOS-FOIA@michigan.gov](mailto:MDOS-FOIA@michigan.gov)>  
**Subject:** FOIA Request Follow-up (MI-DOS-21-0914, MI-DOS-21-0915)

**CAUTION: This is an External email. Please send suspicious emails to [abuse@michigan.gov](mailto:abuse@michigan.gov)**

Good morning,

I am writing to follow up on the two attached FOIA requests (labeled with internal tracking numbers MI-DOS-21-0914 and MI-DOS-21-0915). I have also attached the August 3, 2021, correspondence we received from your office indicating that these requests were in the process of being fulfilled. We have not received the requested records despite having submitted the invoiced amount last August. Could you please advise as to the status or, if possible, re-send the requested records?

Thank you very much.

Regards,  
Sarah Colombo

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Sarah M. Colombo

Counsel

American Oversight

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