



March 8, 2024

**VIA FACSIMILE**

Office of the Ohio Governor  
77 South High Street  
30<sup>th</sup> Floor  
Columbus, OH 43215  
Fax: (614) 466-9354

**Re: Public Records Act Request**

Dear Public Records Officer(s):

Pursuant to the Ohio Public Records Act (PRA), Ohio Rev. Code § 149.43, and other applicable Ohio law, American Oversight makes the following request for records.

**Requested Records**

American Oversight requests that your agency promptly produce the following records:

1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) sent by the Office of the Governor officials listed below and containing any of the key terms listed below.

**Office of the Governor Officials:**

1. Amber Riddell, Assistant to the Chief Advisor
2. Ann O'Donnell, Chief Advisor to the Governor
3. Scott Partika, Policy Director
4. Stephanie McCloud, Chief of Staff
5. Terri Kozanecki, Executive Assistant to the Chief of Staff
6. Matt Donahue, Chief Legal Counsel
7. Laurel Dawson, Counselor to the Governor
8. Amy Brenner, Executive Assistant to the Governor
9. Sarah Ackman, Deputy Chief Legal Counsel

**Key Terms:**

- a. "fly-by-night"
- b. "fly by night"
- c. "without counseling"
- d. "with no counseling"
- e. "without psychiatric"
- f. "with no psychiatric"
- g. "mental health counseling"

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 the listed officials. 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 a listed official's response to an email containing a listed key term and the initial received message are responsive to this request and should be produced.

2. All formal or informal assessments, reports, analyses, or guidance, including Subject Files (EXE-03) or Agency Investigation Reports (040-0046), created by or provided to the Office of the Governor regarding clinics providing gender-affirming care in Ohio.

**For both parts of this request, please provide all responsive records from December 13, 2023, through the date this request is received.**

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

### **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 or text messages.
- 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.<sup>1</sup> 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

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<sup>1</sup> Ohio Rev. Code § 149.43(B)(1).

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.

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 efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight. 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.

### **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.com.<sup>2</sup>

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 Taylor Stoneman at [records@americanoversight.org](mailto:records@americanoversight.org) or (202) 848-1319.

Sincerely,

*/s/ Taylor Stoneman*  
Taylor Stoneman  
on behalf of  
American Oversight

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<sup>2</sup> American Oversight currently has approximately 16,000 followers on Facebook and 111,400 followers on Twitter.com. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited Mar. 5, 2024); American Oversight (@weareoversight), Twitter.com, <https://twitter.com/weareoversight> (last visited Mar. 5, 2024).