

March 2, 2020

Gina Scalpone
ginascalpone@gmail.com

Hwa Go
Eugene City Attorney's Office
HGo@eugene-or.gov

Re: Public Records Appeal

Dear Ms. Scalpone and Ms. Go:

The following constitutes the District Attorney's ruling on Ms. Scalpone's appeal.

On November 19, 2019, Ms. Scalpone requested the following records from the City of Eugene Municipal Court:

all electronic records from January 1, 2014, to the present from the following fields: First Name; Middle Name; Last Name; Birth Date; Race; Ethnicity; Gender; Address Line 1; Address Line 2; Address Line 3; City; State; Zip Code; Citation Number; Citation Type; Filed Date; Violation Date; Violation Time; Officer Agency; Officer Name; Offense Code/Description; Offense Level; Docket Number; Police Department Case Number; Plea; Plea Date; Conviction Date.

The request recognizes that a document with the above information does not exist, but requests that the City create the document.

On November 27, 2019, the City denied the request, stating:

...the Court does not generate the combination of particular data you requested for its operational or analytical needs, nor does the Court have or maintain any software program or code needed to generate such records. Therefore, the City does not possess public records that contain the data you requested, and the City is not required under the Oregon Public Records Act to create new public records nor obtain software programs or code to extract that data.

In response to Ms. Scalpone's appeal, the City has gone into detail what would be required to create the program or computer code in order to produce the requested document. A copy of that response was provided to Ms. Scalpone.

It is the District Attorney's ruling that the City is not required to create the program or code in order to create a document responsive to the request. Therefore the appeal is denied.

Sincerely,

PATRICIA W. PERLOW, District Attorney

s/ Robert D. Lane
Robert D. Lane
Deputy District Attorney