

THE CIVIL BEAT
LAW CENTER FOR THE PUBLIC INTEREST

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2021 DEC 30 A 8:54

DIRECTOR'S OFFICE
DEPT OF
TRANSPORTATION SERVICES

VIA U.S. MAIL

December 27, 2021

J. Roger Morton, Director
Department of Transportation Services
650 S. King Street, 3rd Floor
Honolulu, HI 96813

RE: November 16, 2021 Public Records Request

On November 16, 2021, I submitted to the Department of Transportation Services a formal request for access to government records pursuant to Chapter 92F, Hawaii Revised Statutes. After I did not receive a substantive response, I sent a follow-up message on December 6, to which I received no response. The Department has not provided a timely response in accordance with Hawaii Administrative Rules § 2-71-13.

If I do not hear from the Department by January 7, I will consider the refusal to respond as denial of access, authorizing the commencement of proceedings in either circuit court or the Office of Information Practices. *SHOPO v. Soc'y of Prof'l Journalists-Univ. of Hawaii Chapter*, 83 Haw. 378, 392-93, 927 P.2d 386, 400-01 (1996) ("Access is withheld, and a person is aggrieved thereby, not only by an agency's outright denial of access, but also, for example, by the agency's non-response . . .").

Please contact me as soon as possible to address this violation.

Regards,



R. Brian Black

Enclosures: November 16, 2021 request (without attachment)
December 6, 2021 e-mail

From: R. Brian Black
Date: Nov. 16, 2021, 5:07 p.m.
Via: Email
URL: <https://uipa.org/r/578#message-2137>
Subject: Records Request for Department of Transportation Services:
UIPA Logs [#578]

Aloha,

Pursuant to the public records law, I would like to request the following records in electronic format sent to my email address.

The UIPA Record Request Log(s) used by the Department to track record requests received from July 1, 2020 to June 30, 2021. I am seeking the underlying data spreadsheet(s). I would like the record provided in its original Excel format. It is not my intent that this request require effort that would necessitate fees. If this request is expected to require significant effort, please contact me because there may be a miscommunication.

Mahalo,

R. Brian Black
Civil Beat Law Center for the Public Interest

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Attachments:

[1] form1_records_request.pdf

From: R. Brian Black
Date: Dec. 6, 2021, 2:17 p.m.
Via: Email
URL: <https://uipa.org/r/578#message-2271>
Subject: RE: Records Request for Department of Transportation
Services: UIPA Logs [#578]

Please let me know the status of my request for UIPA logs.

Best,
Brian