

Diane Cruz

November 8, 2019 at 4:53:33 PM MST

To: Mark Allen, markstewartallen2@gmail.com

Response to GRAMA request re A19-29

Dear Mr. Allen:

In response to your GRAMA request of November 6 for the following:

1. The calendar of Randy Kennard between January 11th 2019 and January 16th 2019 is not a record, per Utah Code §63G-2-103(2)(b) (ix), so your request therefor is denied
2. All e-mails re Mark Stewart Allen 18PR32810
 - a. To or from Randy Kennard (these were previously provided to you; this is a duplicate request and is hereby denied under Utah Code §63G-2-201(8)(d))
 - b. To or from Rickie Liddiard
 - c. To or from Genevieve Pratt (Ms. Pratt is a Provo City employee; Utah County does not have or maintain and did not create her e-mails; therefore, your request is denied per Utah Code §63G-2-201(8)); that portion of your request was forwarded to Provo City
 - d. To or from Tammy Paynter (these are relevant to the ongoing investigation and classified as protected under Utah Code §63G-2-305(10), as their release could reasonably be expected to interfere with the investigation, so release thereof is denied)
3. The "additional information" Mr. Kennard reviewed, which includes:
 - a. Two e-mails from the victim's attorney
 - b. Two recorded phone calls, which were previously provided to you, but are attached here, as well
 - c. The return of service for the stalking injunction
 - e. The temporary stalking injunction (this is relevant to the ongoing investigation and classified as protected under Utah Code §63G-2-305(10), as its release could reasonably be expected to interfere with the investigation, so release thereof is denied)
4. A copy of the protective order that Mr. Kennard referenced is not attached, as such does not exist, per Utah Code §63G-2-201(8)

Certain information has been redacted or withheld to prevent the release of private information under Utah Code §63G-2-302(2)(d) and because it is attorney work product.

Notice of Right to Appeal: You have the right to appeal a denial. The appeal must be in writing stating the reasons the record(s) should be released. The appeal should be filed with the Chair of the Board of County Commissioners within 30 days of the denial at 100 East Center Street, Suite 2300, Provo, Utah 84606. The appeal may be reviewed in an administrative hearing of which you will receive notice or processed pursuant to the Utah County and State Codes.



Diane Cruz, ACP

Paralegal to Utah County Attorney - Civil Division

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P : [801-851-8029](tel:801-851-8029)

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E : dianesa@utahcounty.gov

WILL TRANSITION TO MY NEW POSITION at the end of the day on NOVEMBER 15. After that date, please send all communications for the attorneys' GRAMA officer to UCAO@utahcounty.gov. Thanks!

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