

Public Records Request

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Kittitas Co. ODS

To: Kittitas County Community Development Services

August 9, 2019

I, Douglas Benson, request to inspect the following documents that you rely on so that I can rely on...

1. Letter Received by Kittitas County Community Development Services on June 10, 2019, the written response, and proof of claim with evidence.

“Before we can proceed with this matter, I, Douglas Benson, as director and beneficiary of my legal person/corporation you have 21 days to respond in writing, and provide proof of claim with evidence that you have legal and lawful authority as my public servant, to bother me at all.”

“Silence can only be equated with fraud where there is a legal or moral duty to speak, or where an inquiry left unanswered would be intentionally misleading...” U.S. v. Tweel, 550 F.2d 297.

RCW 42.56.080 Identifiable records—Facilities for copying—Availability of public records. (2) Public records shall be available for inspection and copying, and agencies shall, upon request for identifiable public records, make them promptly available to any person... Agencies shall not distinguish among persons requesting records, and such persons shall not be required to provide information as to the purpose for the request ... No official format is required for making a records request; however, agencies may recommend that requestors submit requests using an agency provided form or web page.

RCW 42.56.030 Construction. The people of this state do not yield their sovereignty to the agencies that serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. The people insist on remaining informed so that they may maintain control over the instruments that they have created. This chapter shall be liberally construed and its exemptions narrowly construed to promote this public policy and to assure that the public interest will be fully protected. In the event of conflict between the provisions of this chapter and any other act, the provisions of this chapter shall govern.

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Reserve Right to Amend

ORIGINAL

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RCW 42.56.550 Judicial review of agency actions. (1) Upon the motion of any person having been denied an opportunity to inspect or copy a public record by an agency, the superior court in the county in which a record is maintained may require the responsible agency to show cause why it has refused to allow inspection or copying of a specific public record or class of records. The burden of proof shall be on the agency to establish that refusal to permit public inspection and copying is in accordance with a statute that exempts or prohibits disclosure in whole or in part of specific information or records. (2) Upon the motion of any person who believes that an agency has not made a reasonable estimate of the time that the agency requires to respond to a public record request or a reasonable estimate of the charges to produce copies of public records, the superior court in the county in which a record is maintained may require the responsible agency to show that the estimate it provided is reasonable. The burden of proof shall be on the agency to show that the estimate it provided is reasonable. (3) Judicial review of all agency actions taken or challenged under RCW 42.56.030 through 42.56.520 shall be de novo. Courts shall take into account the policy of this chapter that free and open examination of public records is in the public interest, even though such examination may cause inconvenience or embarrassment to public officials or others. Courts may examine any record in camera in any proceeding brought under this section. The court may conduct a hearing based solely on affidavits.