



OFFICE OF THE COMMONWEALTH'S ATTORNEY
for the
COUNTY OF ALBEMARLE

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Fax Coversheet

To: Matthew Hardin **From:** Denise Lunsford
Fax: 877-310-3847 **Pages:** 3 (including cover)
Phone: **Date:** October 23, 2015
CC:

- Urgent** **For Review** **Please Comment** **Please Reply** **Please Recycle**

● **Comments:** Original was mailed US Mail 10/21/15.

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October 21, 2015

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Matthew D. Hardin
314 West Grace Street, Suite 304
Richmond, Virginia 23220

RE: FOIA Request received October 15, 2015

Mr. Hardin:

I received the FOIA request sent by you on behalf of your client, Tyler Pieron. Pursuant to Virginia Code § 2.2-3704A, please provide the legal address for Tyler Pieron.

Pursuant to Virginia Code § 2.2-3704F, "[a] public body may make reasonable charges not to exceed its actual cost incurred" in compiling a response. Virginia Code § 2.2-3704H provides that if the charges are likely to exceed \$200, the public body may require the requester to agree to pay a deposit not to exceed the amount of the advance determination. Because Mr. Pieron's request requires the review, examination and production of an extraordinary volume of records I have undertaken to estimate a bare minimum determination of charges. The majority of the requests relate to my correspondence, therefore I will need to undertake to respond to the request instead of tasking it to administrative personnel. Doing so will require me to search for correspondence that may be responsive and then further review and redact information that is protected by law or may be excluded from production. I estimate a bare minimum of \$3,199 to compile a response. Before continuing to process the request, please provide payment of that amount payable to Albemarle County at the address on this letter by certified check or money order.

In addition, it is not practically possible to provide the requested records within the five-work-day period provided in the statute due to the volume of information that will need to be reviewed in accessing, duplicating, supplying, and/or searching for the requested records as well as redacting any information that is prohibited from disclosure by law or which is excluded from disclosure. Pursuant to Virginia Code § 2.2-3704B(4), this office shall have an additional seven-work-days in which to provide a response. However, the extraordinary volume of records as well as the need to attend to the operational responsibilities of this office will prevent a response within that time. Accordingly, I will request an additional amount of time within which to respond, as set forth in Virginia Code § 2.2-3704C. Once payment of the amount set forth above is received, I estimate that I will need an additional five calendar weeks to provide a thorough response while also attending to the responsibilities of this office.

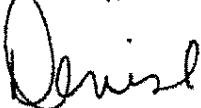
Matthew D. Hardin
October 21, 2015
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Finally, in order for me to respond accurately and perhaps more quickly please clarify the following:

- Please identify "the attorney representing James Larkin" to whom you refer in Request 4. I am not aware how many attorneys James Larkin may have had or the specific attorney to whom the request relates.
- Please state whether Request 6 is intended to refer to "Michael Ducette" or "Michael Doucette".
- You have clarified in a letter dated October 15, 2015 that the person identified in Request 9 is "Courtney Stuart". Please state whether this is intended to refer to "Courteney Stuart".

Thank you for your attention to these matters.

Sincerely,



Denise Lunsford

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DYL/st