

ACKNOWLEDGMENT TO REQUESTER

TO: Mr. Ian Y. Lind

FROM: Barry Fukunaga
Office of the Governor
Contact Person: Joy Watari
Tel. No. (808) 586-0034
(Agency and name & telephone number of contact person at agency)

DATE REQUEST RECEIVED: February 8, 2008

DATE OF ACKNOWLEDGEMENT: February 20, 2008

GOVERNMENT RECORDS YOU REQUESTED: (attach copy of request or provide brief description below)

1. See attached (Your letter of February 8, 2008).
2. _____
3. _____
4. _____
5. _____

This acknowledgment is provided in accordance with section 2-71-13, Hawaii Administrative Rules ("HAR"), because the following extenuating circumstance(s) exist::

- Agency must consult with another person to determine whether the record is exempt from disclosure under chapter 92F, HRS.
- Request requires extensive agency efforts to search, review, or segregate the records, or otherwise prepare the records for inspection or copying.
- Agency requires additional time to respond to the request in order to avoid an unreasonable interference with its other statutory duties and functions.
- A natural disaster or other situation beyond the agency's control prevents the agency from sending a notice or responding to the request within ten business days.

Due to these extenuating circumstances, the agency will send you the written notice required by section 2-71-14, HAR, within a reasonable time not to exceed twenty business days following the date when the agency received your request. Among other things, this notice will inform you whether the agency intends (1) to disclose the record; (2) to deny access to all or part of the information in the requested record, identifying the portions that will not be disclosed and justifying the nondisclosure; or that the agency is unable to disclose the record for the reasons given. The notice will also include the agency's good faith estimate of all fees that will be charged to the requester under section 2-71-19, HAR and the amount of prepayment required by the agency, if any.

If the agency is providing access to records, the agency will then:

- (1) Disclose the requested records within five business days after providing notice or, when applicable, after receiving a prepayment as provided for under section 2-71-19, HAR.
- or
- (2) Disclose the requested records in increments because the requested records are voluminous. See HAR § 2-71-15. Each increment will be disclosed within twenty business days after either (A) the prior incremental disclosure (if one prepayment of fees is required and received) or (B) receipt of each

incremental prepayment required.

For questions about the agency's acknowledgment, please contact the person named above. Questions regarding compliance with the UIPA may be directed to the Office of Information Practices at 808-586-1400.

Ian Y. Lind
1750 Kalakaua Avenue #1306
Honolulu, Hawaii 96826

February 8, 2008

Barry Fukunaga
Chief of Staff
Office of the Governor
Honolulu, Hawaii 96813

[Hand delivered to Governor's Office,
and sent via email on same date]

Dear Mr. Fukunaga,

This is a request pursuant to the state's Fair Information Practices Act, Chapter 92F HRS.

I write to request a copy of all governmental e-mail (electronic mail) sent or received by the Office of the Governor for the four (4) day period beginning on or after 12:00 am (midnight) Friday, February 1, 2008 and ending before 12:00 a.m. (midnight) Tuesday, February 5, 2008.

Since, by definition, e-mail is electronic, I would request that all the records produced as part of this request be provided to me in electronic form at my e-mail address, ian@ilind.net. If your agency does not maintain these public records, please let me know who does and include the proper custodian's name and address.

I agree to pay reasonable copying costs of not more than \$75. If the cost would be greater than this amount, please notify me. I can be reached by phone at 955-1819 or by email at ian@ilind.net.

I look forward to your response within ten (10) business days.

If you choose to deny this request, please provide a written explanation for the denial including a reference to the specific statutory exemption(s) upon which you rely. Also, please provide any and all segregable portions of material in documents containing material considered exempt from disclosure.

Thank you for your assistance.

Sincerely,

Ian Y Lind