



July 20, 2005

TOWN ATTORNEY'S OFFICE

Lisa M. Dahlquist
Legal Chairperson
2108 New Hill Olive Chapel Road
New Hill, NC 27562

Dear Ms. Dahlquist,

I received your letter requesting 'open records law' access to and copies of email today. Although your letter was dated July 11, it was postmarked July 19, 2005.

You fail to specify the email records you seek. You do not specify whether you are seeking all and every email that might have been passed 'by and between members of the Cary staff, Cary Town Council, Mayor...' or if, as I suspect, you seek those emails that pertain to the location of the Western Wake Regional Wastewater Management Facility. Please clarify what specific email records you are seeking and for what time period. Additionally, can you explain if, as Legal Chairperson, you are an attorney acting in a representative capacity?

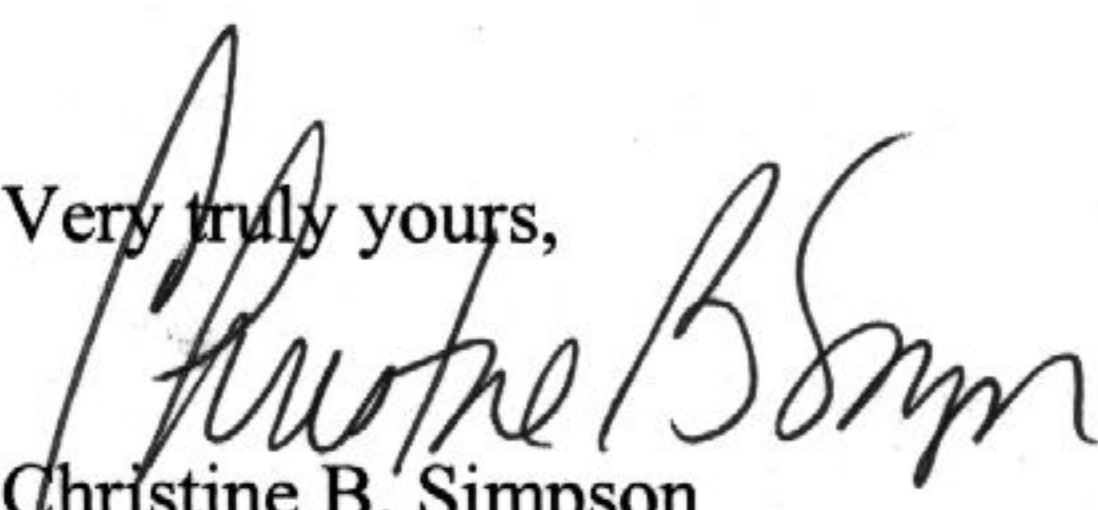
Once you have specified the records you seek, the Town of Cary is happy to comply with any legitimate public records request. Under the law, requests for inspection should be made to the custodian of the record. Typically, the Town would request that a person asking for a record make their request directly to the town employee who is the custodian of that record. However, the town is cognizant of the importance of the New Hill site issue (assuming that is your topic of interest) and Sue Rowland, the Town of Cary Clerk, is willing to coordinate your request as it pertains to the Cary Town Council, including the Mayor. She will also forward any request to Town department directors and ask that they convey the request to members of their staff. As to the other municipalities and entities you specify, the Town of Cary is not the custodian of their records and you must make your demand on the appropriate custodian. Of course, if any Town custodian has a relevant email to or from the entities you specify, that email would properly be included in the records the Town custodian produced.

As to the cost of copies, the Town has a fee scheduled established for copies. Again, once the Town knows what specific email records you seek, they can be made available for your review and you can choose those that you would like copied if you wish to control costs.

If you wish to call Ms. Rowland or I to specify the records and time frame you seek to expedite your request, you may reach Ms. Rowland at 469-4941 and me at 469-4008.

With regards, I am,

Very truly yours,


Christine B. Simpson
Town Attorney

cc: Sue Rowland
ltr Lisa Dahlquist 7 20 05

TOWN of CARY

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