

ATV Watch

From: "ATV Watch" <Andrew@ATVWatch.com>
To: <dbrillhart@dot.state.nh.us>
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Sent: Friday, August 31, 2007 11:04 AM
Subject: Right to Know Request

Dear Mr. Brillhart,

Thank you for your August 22, 2007 follow up response to my original Right to Know request dated April 17, 2007 and my follow up requests dated July 24, July 31 and August 6, 2007.

In accordance with your letter I will contact your office to make arrangements to view the documents which the New Hampshire Department of Transportation (NHDOT) has chosen to make available.

NHDOT has refused to make available some documents in their entirety and others in part. We believe that public business should be conducted in public and that the documents being withheld will shed light on some of the important issues involved in the State's request for a waiver to allow ATVs on New Hampshire's Transportation Enhancement funded rail trails. It is ATV Watch's position that withholding of some of these governmental records either in their entirety or in part is a clear violation of the provisions of the Constitution of the State of New Hampshire and of New Hampshire's Right to Know law (RSA 91-A).

Under New Hampshire's Right to Know law we are asking the NHDOT to reconsider their refusal to release governmental records, which the law requires to be disclosed in their entirety or in part, and immediately make those records available to the public.

In accordance with the law we are asking NHDOT to retain, in their original form, any documents or portions of documents that are continuing to be withheld from disclosure until a determination can be made as to whether or not they are subject to disclosure.

After we have reviewed those documents that NHDOT has made available it is our intention to promptly bring a resolution as to whether the governmental records continuing to be withheld are required to be disclosed under provisions of Constitution of the State of New Hampshire and New Hampshire's Right to Know law.

Sincerely,
Andrew Walters
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