



December 16, 2021

VIA EMAIL

Director, Office of Public Records
Florida Attorney General
107 West Gaines Street, Suite 228
Tallahassee, FL 32399-1050
PublicRecordsRequest@myfloridalegal.com

Re: Public Records Request

Dear Public Records Officer:

Pursuant to Article I, section 24(a), of the Florida Constitution, and Florida's public records laws, as codified at Fla. Stat. Chapter 119, American Oversight makes the following request for records.

Requested Records

American Oversight requests that the Florida Attorney General promptly produce the following:

- i. All email communications (including emails, complete email chains, calendar invitations, and attachments thereto) and all text message threads/conversations between (a) any of the Florida Attorney General officials listed below, and (b) U.S. Representative Gary Palmer or former Alabama Supreme Court Justice Glenn Murdock, or anyone communicating on their behalf.

Florida Attorney General Officials:

- a. Ashley Moody, Attorney General (or anyone communicating on their behalf, such as an assistant or scheduler)
 - b. Anyone serving as Chief of Staff to Attorney General Moody
 - c. Amit Agarwal, Solicitor General
 - d. James Percival, Deputy Attorney General
 - e. Anyone serving as Deputy Solicitor General (including, but not limited to, Jeffrey DeSouza, Christopher Baum, and Evan Ezray)
- ii. All email communications (including emails, complete email chains, calendar invitations, and attachments thereto) and all text message threads/conversations sent or received by any of the Florida Attorney General officials listed above containing any of the search terms listed below.



Search Terms:

- i. “Gary Palmer”
- ii. “Representative Palmer”
- iii. “Rep. Palmer”
- iv. “Glenn Murdock”
- v. “Justice Murdock”

For the text message portion of request item 2, American Oversight requests that full text message threads/conversations be produced. For example, if Attorney General Moody sent or received a text message referencing “Gary Palmer,” the complete thread/conversation spanning two days (48 hours) prior to the sending or receipt of the message through two days (48 hours) following the sending or receipt of the message should be produced, and not just the message containing the key term.

- iii. All records reflecting any summaries, memoranda, or analyses prepared or distributed by any personnel in the Florida Attorney General’s Office regarding any legal action proposed by, drafted by, or circulated by any of the following individuals:
 - a. U.S. Representative Gary Palmer
 - b. Former Justice Glenn Murdock

Please provide all responsive records from November 1, 2020, through February 1, 2021.

Please notify American Oversight of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

American Oversight seeks all responsive records regardless of format, medium, or physical characteristics. In conducting your search, please understand the term “record” in its broadest sense, to include any written, typed, recorded, graphic, printed, or audio material of any kind. We seek records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, or minutes of any meetings, telephone conversations or discussions. Our request includes any attachments to these records. **No category of material should be omitted from search, collection, and production.**

In addition, American Oversight insists that your agency use the most up-to-date technologies to search for responsive information and take steps to ensure that the most complete repositories of information are searched. American Oversight is available to work with you to craft appropriate search terms. **However, custodian searches are still required; your office may not have direct access to files stored in .PST files, outside of network drives, in paper format, or in personal email accounts.**

In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If it is your position that a document contains non-exempt segments,

but that those non-exempt segments are so dispersed throughout the document as to make segregation impossible, please state what portion of the document is non-exempt, and how the material is dispersed throughout the document. If a request is denied in whole, please state specifically that it is not reasonable to segregate portions of the record for release.

Please take appropriate steps to ensure that records responsive to this request are not deleted by your office before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

To ensure that this request is properly construed, that searches are conducted in an adequate but efficient manner, and that extraneous costs are not incurred, American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and your agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in electronic format by email or in PDF or TIF format on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

Conclusion

American Oversight is a 501(c)(3) nonprofit with the mission to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and Twitter.¹

We share a common mission to promote transparency in government. American Oversight looks forward to working with your agency on this request. If you do not understand any part of this request, have any questions, or foresee any problems in fully

¹ American Oversight currently has approximately 16,200 page followers on Facebook and 109,200 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited Dec. 15, 2021); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited Dec. 15, 2021).

releasing the requested records, please contact Taylor Stoneman at records@americanoversight.org or (202) 848-1319.

Sincerely,

/s/ Taylor Stoneman
Taylor Stoneman
on behalf of
American Oversight