



STATE OF INDIANA

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August 22, 2017

Mr. Krzysztof Rudzinski
304 S. Jones Blvd. Suite 174
Las Vegas, NV 89107

Via electronic mail only

Re: Informal Inquiry 17-INF-11

Dear Mr. Rudzinski:

This is in response to your informal inquiry regarding a request made to the Success Academy South Bend.

DISCUSSION

On June 29, 2017, you submitted a public records request to the Success Academy South Bend—a charter school subject to the Access to Public Records Act—seeking the following:

Any and all correspondence, including and not limited to written letters, memos, notes, etc., electronic communications including and not limited to e-mails, text messages, phone messages, etc. sent and receive by your employee, [named employee] and/or originated/received by accounts assigned to her for a time period August 15, 2015 until present with keywords: [list of names]

You did not receive a response and sent a “NOTICE OF NONCOMPLIANCE” on July 13 to the School indicating you were also seeking “a complete personnel file/legal file pertinent to your employee.” You then filed an “informal complaint” with this office on July 13, 2017.

Setting aside the request itself—it does not meet acceptable standards of specificity—you were at least entitled to a response. A public agency must respond within seven days of receiving a written request by mail. *See* Ind. Code § 5-14-3-9(c). Per usual practice, this office does not invite public agencies to respond to informal inquiries. Without the benefit of a response from the School, I cannot determine if they actually received the request, however, because you both emailed and faxed the request, I will take your word for it.

You did not receive an acknowledgement and should have. Therefore, the School has not complied with the Access to Public Records Act.

Please do not hesitate to contact me with any questions.

Best regards,

A handwritten signature in black ink, appearing to be 'LH Britt', written in a cursive style.

Luke H. Britt
Public Access Counselor