



STATE OF INDIANA

MITCHELL E. DANIELS, JR., Governor

PUBLIC ACCESS COUNSELOR
ANDREW J. KOSSACK

Indiana Government Center South
402 West Washington Street, Room W470
Indianapolis, Indiana 46204-2745
Telephone: (317)233-9435
Fax: (317)233-3091
1-800-228-6013
www.IN.gov/pac

December 8, 2009

Ms. Sonja Graf
6364 N. Kivett Road
Monrovia, IN 46157

Re: Formal Complaint 09-FC-262; Alleged Violation of the Access to Public Records Act by the Gregg Township Advisory Board

Dear Ms. Graf:

This is in response to your formal complaint alleging the Gregg Township Advisory Board ("Township") violated the Access to Public Records Act ("APRA"), Ind. Code § 5-14-3-1 *et seq.* The allegations in this complaint are substantially similar to those in a previous complaint that you filed against the Township. In response to that complaint, I issued *Opinion of the Public Access Counselor 09-FC-257*, which I incorporate by reference.

The only discernable difference in your two complaints lies in the individual who is alleged to have denied your request. However, both alleged deniers are agents of the Township, so your complaints are duplicative to the extent that they both allege that the Township has violated the APRA. Consequently, I decline to issue another advisory opinion in this matter. As I noted in my previous opinion regarding 09-FC-257, to the extent an agency persists in its denial of access following the issuance of an advisory opinion from this office, I leave you to your remedies before a court pursuant to Ind. Code § 5-14-3-9(e).

Best regards,
s/n Andrew J. Kossack

Public Access Counselor

cc: Mr. Chris Snyder and Ms. Carole Snyder, Gregg Township Advisory Board