



BOARD OF GOVERNORS *of the*
COLORADO STATE UNIVERSITY SYSTEM

OFFICE OF THE GENERAL COUNSEL

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March 28, 2019

Matthew Hardin
Executive Director
Energy Policy Advocates

By electronic mail to: matthewdhardin@gmail.com

Re: Colorado Open Records Act Request – Professor Edward B. Barbier

Dear Mr. Hardin:

On March 22, 2019, our office received your faxed letter, which contains a request for copies of certain documents under the Colorado Open Records Act., C.R.S. § 24-72-201, *et seq.* (the “Act”). In your letter you request copies of certain records, from January 3, 2019 to the present, any attachments, all electronic correspondence (including copying, whether as cc or bcc), as well as all email threads that were either sent to or from Edward B. Barbier, Professor in the Department of Economics, which use one or more of the following words, *anywhere*, “*Green New Deal*,” “*GND*,” “*Rethinking the Economic Recover*,” “*Agenda 21*,” and “*UNEP*”.

This request is subject to and must be analyzed under the Act. Your request is very broad and encompasses a large category of records such that the University cannot reasonably prepare or gather the records within three (3) working days without substantially interfering with its responsibilities. Accordingly, we need to take at least an additional four (4) working days to respond as allowed by C.R.S. § 24-72-203(3)(b).

As allowed by the Act and per University policy on responding to requests made under the Act, the University is allowed to charge for the reasonable costs associated with responding to your request, including a research and retrieval fee of \$30.00 per hour (with the first hour free) and a \$.25 per page duplication charge. Given the extent of your request, it will require many hours of University staff time to research, gather and review the materials to determine if the documents are responsive, confidential, privileged, or otherwise protected from disclosure of the Act.

If we continue gathering all documents responsive to your request, the University will likely spend over ten (10) hours researching and retrieving hundreds of pages of potentially responsive materials. If you wish the University to proceed with your request as currently written, we will require a good faith payment in advance in the amount of \$120.00 (5 hours x \$30.00 per hour, with the first hour free). Once CSU has completed researching and reviewing the public records,

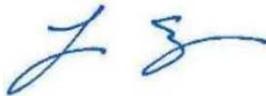
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we will provide you with an invoice with the final balance that will be payable at the time of delivery.

We ask that you make your check of \$120.00 payable to the “Colorado State University System,” and send it to my attention at the address above. If you wish to narrow your request, please let me know and I will provide you with an estimate of what your revised request is likely to cost and will ask that you pay that amount in advance. Please be aware that I will need to review the materials gathered, as mentioned above, and our need for additional time remains.

If you have any questions, or want to discuss options for narrowing your request, please feel free to contact me. I look forward to hearing from you soon.

Sincerely,

A handwritten signature in blue ink, appearing to be 'LJS', is written below the word 'Sincerely,'.

LJS:mn

cc: Mike Hooker
Dell Rae Ciaravola