



BRADFORD J. PHELPS
CHIEF DEPUTY ATTORNEY GENERAL

STATE OF ARKANSAS
THE ATTORNEY GENERAL
DUSTIN MCDANIEL

December 20, 2012

Ms. Sarah D. Wire
State Politics Reporter
Arkansas Democrat-Gazette
swire@arkansasonline.com

Dear Ms. Wire,

This will acknowledge the receipt of your Arkansas Freedom of Information Act request. The Office of the Attorney General is dedicated to the principle of open government as expressed in the Arkansas Freedom of Information Act.

The Arkansas FOIA provides that certain records are exempt from disclosure, stating that "it is the specific intent . . . [that the following exempt materials] shall not be deemed to be made open to the public" under the FOIA. (Ark. Code Ann. Sec. 25-19-105(b)). Among the public records that are specifically exempted from disclosure by the FOIA are the unpublished memoranda, working papers and correspondence of the Attorney General. (Ark. Code Ann. Sec. 25-19-105(b)(7)). To the extent the documents you request are public records, and with the foregoing exemption in mind, I will address your request. Your request asks for the following:

“Any communication between or by the attorney general and Andi Davis, her attorney or her ex-husband Frederick N. Day III, or any communication by office staff about those individuals.”

Pursuant to the above stated exemption, this request is denied (*See* AG Op. No. 2003-048).

Sincerely,

A handwritten signature in black ink, appearing to be "BJP", written over a horizontal line.

BRADFORD J. PHELPS
Chief Deputy Attorney General

BJP:ds