

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS

RUSSELL ROTHWELL,
KIRK MCCAULEY,
JOHN MICHAEL TRENT and
DAVID MATTOX

PLAINTIFF

VS.

CASE NO. 60CV-21-

THE CITY OF LITTLE ROCK,
MAYOR FRANK SCOTT and
CITY MANAGER BRUCE MOORE

DEFENDANT

COMPLAINT

Comes now the Plaintiffs by and through their Attorney Robert Newcomb and moves this Honorable Court to find the City of Little Rock in violation of the *Arkansas Freedom of Information Act, ACA 20-5-19-101, et seq.* In support of the Plaintiffs Complaint state;

1. This Court has jurisdiction of this matter pursuant to *ACA 16-13-301.*
2. This action is authorized by the provision of the *Arkansas Freedom of Information Act* here and after referred to *FOIA.*
3. Plaintiffs are citizens of the State of Arkansas.
4. On August 30th, 2021 the Plaintiffs through their Attorney submitted a request for public records maintained by the City of Little Rock at 2:54pm. Attached hereto and incorporated herein as

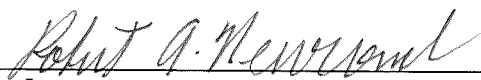
said out word for word is *Exhibit "A"* a response from the FOIA@littlerock.gov acknowledging receipt of the request and what it was for.

5. By the terms and provisions of the *FOIA* the City of Little Rock was to respond to the request within three (3) business days.
6. The City of Little Rock failed to comply with the law. The City of Little Rock has been found before by Judge Wendell Griffin not to comply with the Arkansas Freedom of Information Act.
7. The City of Little Rock was Ordered to provide certain records by Judge Kathleen Bell sitting on exchange for Judge Alice Gray.
8. The Court should find that there is willful violation by the City of Little Rock and Order that they promptly provide the records requested.
9. The Court should award Attorney fees and Court cost.
10. The Court should hold a hearing within ten (10) days of the filing of this action.

WHEREFORE we respectfully pray that this Court will hold a hearing finding the City of Little Rock in willful violation of the FOIA; Order the City of Little Rock to provide the documents requested in the attached *Exhibit "A"*, Enter an injunction Order the City of Little Rock in the future to comply with all

FOIA requested as provided for in the statute, Award Attorney fees and Court cost and Grant such other relief to which the Plaintiffs are entitled.

Respectfully submitted:



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