



July 28, 2016

State of Oregon
Department of Environmental Quality
811 SW Sixth Avenue
Portland OR 97204

Re: Public Records Request

Pursuant to the Oregon Public Records Law ORS 192.440, it is hereby requested that the Oregon Department of Environmental Quality (“ODEQ”) release in paper or digital form the following agency public records:

- All correspondences, phone records and other communications spanning the period January 22, 2009 through July 31, 2016, rendered in paper, email, digital or other form, evidencing the imparting, sharing or exchanging of information between, to and from ODEQ Interim Director Pete Shepherd, ODEQ Deputy Director Joni Hammond, ODEQ Eastern Region Administrator Linda Hayes-Gorman, and former ODEQ Director Dick Pederson, *and* the following entities and individuals:
 - Edward Sheets, Edward Sheets Consulting;
 - PacifiCorp;
 - Gregory E. Abel, PacifiCorp;
 - Stefan A. Bird, PacifiCorp;
 - Sarah Kamman, Esq., PacifiCorp;
 - Dustin T. Till, Esq., PacifiCorp;
 - Klamath Water Users Association or “KWUA;”
 - Klamath Water and Power Agency or “KWAPA;”
 - Brad Kirby;
 - Daniel (Dan) Keppen;
 - Gregory (Greg) Addington;
 - Luther Horsley;
 - Klamath Irrigation District;
 - Tulelake Irrigation District;
 - Edward T. Bair;
 - David Cacka;
 - Gregory Carleton;
 - David Solem;
 - Ross Fleming;
 - Jason Chapman;
 - Mark Stuntebeck;
 - Hollie Cannon;
 - Paul S. Simmons, Esq.;
 - William M. Ganong, Esq.;

- Becky Hyde, Upper Klamath Water Users Association;
 - Former Klamath County Commissioner Al Switzer;
 - U.S. Congressman Greg Walden;
 - Nicholas Strader, Chief of Staff, Office of U.S. Congressman Greg Walden.
- The subject matters of the requested correspondences and communications should discuss or otherwise address the following:
 - The Klamath Basin Restoration Agreement or “KBRA”;
 - The Upper Klamath Basin Comprehensive Agreement or “UKBCA”;
 - The Klamath Hydroelectric Settlement Agreement or “KHSA”;
 - The Klamath Hydroelectric Settlement Agreement, as amended April 6, 2016 or “Amended KHSA”;
 - The Klamath Power and Facilities Agreement or “KPPFA.”

The Institute for Trade, Standards and Sustainable Development (“ITSSD”) is requesting this information in its capacity as a nonprofit public interest institution. The ITSSD’s globally recognized work focuses, in part, on domestic as well as international environmental law and policy research, analysis, education and public information disclosure.

The ITSSD does not anticipate that the production of these documents in digital form will engender a processing fee. However, should the search for these documents entail such a cost, and a fee waiver is not available, the ITSSD would appreciate being informed of the estimated cost and provided a cost breakdown pursuant to Oregon Office Administrative Rules (“OAR”) 340-011-0340, 340-011-0360 and 340-011-0380, prior to your office undertaking this request.

Consistent with the Agency’s applicable rule (OAR 340-011-0330(5)), you have 30 working days from your receipt of this Public Records Request to respond.

Thank you for your full and prompt attention to this matter.

Very truly yours,

Lawrence A. Kogan

Lawrence A. Kogan
President