



Billy Blume &lt;madvideos@gmail.com&gt;

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**ORR# OTHE28716325; Re: ORR Unit 90 2.15.25**

10 messages

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**Chae H. An** <can@gsp.net>

Mon, Mar 3, 2025 at 3:10 PM

To: Billy Blume &lt;madvideos@gmail.com&gt;

Good afternoon, Mr. Blume. Your request was forwarded to me for clarification and fulfillment.

Because of the breadth and depth of your request which requires cooperation between multiple departments, and the necessity to review and redact to the extent the statues require us to, and to seek clarifications from the requester, I'm unable to meet the 3 day statutory requirement. Please accept this as your notice of the same. OCGA 50-18-71(b)(1)(A). As the time estimate becomes clearer, we will inform you.

Your request was, to wit:

All dash cam for 9.22.24, from his entire shift.  
The name and image on file for unit 90  
all public complaints  
disciplinary file  
any Garrity warnings on file for duration of employment  
any Miranda warnings on file for duration of employment  
Adult arrest history, all of the arrests the trooper has made

To parse your request, I have come up with the following:

First, the entire dash cam footage for September 22, 2024. To the extent that any of the dash cam covers matters that are or were under criminal prosecution, you need to obtain a release from the prosecutor for each respective prosecution, or the presiding judge's order, or a proof that the underlying offense for each video is not pending. Without first taking that step, I can only release videos that are not a criminal in nature.

Secondly, the name and the profile picture of the trooper driving unit 90. This will require reserch. I will reach out to the Post commander.

Third, the public complaint and the disciplinary file will be on the Internal Affairs/Office of Professional Standard file. Once the trooper has been identified, the relevant file has to be requested and certain information redacted before release. Please see OCGA 50-18-72(a)(20) and (21).

Fourth, the Garrity and similar warnings is a routine aspect of any IA/OPS investigation, so this request would be merged to your third request.

Fifth, you've asked for the record of all the arrest this trooper has made in the course of his career. Since we do not have the identity of the trooper, or the length of his or her career, fulfillment of this request may take quite a bit of time. So far as there may have been some system and database changes over the years, this request may necessitate the IT department's assistance. In order to fulfill it in the most economical means reasonably calculated to identify and produce responsive, non-excluded documents as prescribed by the Open Record Act 50-18-71(c)(1), an IT specialist will design a custom query. And for this service, the Open Record Act authorizes us to "impose a reasonable charge for the search, retrieval, redaction, and production or copying costs for the production of records" and the charge is controlled by the "prorated hourly salary of the lowest paid full-time employee who, in the reasonable discretion of the custodian of the records, has the necessary skill and training to perform the request[.]" Id. As there is only one full-time DPS employee with the requisite skill and training for the task, the hourly rate is set at \$73.99 an hour, to design the query, to run and monitor it, to redact any information not eligible for release, and to reduce the result to a readable and producible spreadsheet for the requester's review.

Please be advised that the sole IT specialist we have for this task has been unavailable for the past 2 weeks and may not be available until later on this week, lending some uncertainty as to when this task can be fulfilled. I will keep you updated.

We have published a fee schedule for at <https://dps.georgia.gov/charging-fees-open-records-requests> consistent with OCGA 50-18-71(c)(1) that considers the time requires for the aforementioned service.

If the estimate exceeds exceed \$25, we inform the requester of the expected charge, and "may defer search and retrieval of the records until the requester agrees to pay the estimated costs unless the requester has stated in his or her request a willingness to pay an amount that exceeds the search and retrieval costs." OCGA 50-18-71(d). No pre-payment is required: only the confirmation to pay. However, please be advised that in case the estimated fee exceeds \$500, we may require a prepayment. Id.

If you wish to refine your request or provide additional detail or comments, please do not hesitate to contact me.

Have a pleasant day.

Chae H. An  
Sr. Attorney Manager  
Open Records Unit, Legal Division  
Georgia Department of Public Safety  
[959 United Ave., S.E.](#)  
[Atlanta, GA 30316](#)

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**Billy Blume** <madvideos@gmail.com>  
To: "Chae H. An" <can@gsp.net>

Mon, Mar 3, 2025 at 3:14 PM

Hi,  
You cite state code for GORA for exemptions, why not for the my IT guy is on vacay?  
Just curious.

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Chae H. An <can@gsp.net>  
To: Billy Blume <madvideos@gmail.com>

Mon, Mar 3, 2025 at 4:55 PM

Just to clarify, are you requesting a specific OCGA "exemption" for a temporary inability fulfill due to an employee vacation?

Have a pleasant day.

Chae H. An  
Sr. Attorney Manager  
Open Records Unit, Legal Division  
Georgia Department of Public Safety  
[959 United Ave., S.E.](#)  
[Atlanta, GA 30316](#)

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**From:** Billy Blume <madvideos@gmail.com>  
**Sent:** Monday, March 3, 2025 3:14 PM  
**To:** Chae H. An <can@gsp.net>  
**Subject:** Re: ORR# OTHE28716325; Re: ORR Unit 90 2.15.25

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

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Billy Blume <madvideos@gmail.com>  
To: "Chae H. An" <can@gsp.net>

Mon, Mar 3, 2025 at 5:01 PM

Hello Chae,

I appreciate your *refreshingly* blunt legal analysis—"No. *It don't exist.*" Truly, a masterpiece of statutory interpretation. However, in **Merchant Law Firm v. Fulton County**, Judge Krause made it quite clear that **labor constraints do not override legal obligations**. So while I admire the creativity in trying to invent an exemption for "vacation time," unfortunately, the law didn't take PTO into account when establishing compliance standards.

I'd hate for this request to become a **lesson plan on how lawsuits happen**, so let's go ahead and process it within the legal timeframe. I'll assume no further made-up exemptions will delay it—unless, of course, you'd like to file an "**Act of Mercury Retrograde**" exemption next.

Looking forward to your *timely* response.

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**Chae H. An** <can@gsp.net>  
To: Billy Blume <madvideos@gmail.com>

Tue, Mar 4, 2025 at 8:47 AM

Good morning, Mr. Blume.

In your legal acumen, you may have identified a novel issue of law that would benefit the public at large, and far from it for me to stand in inhibition of its full discourse, and in fact would not dissuade you from pursuing the remedy you deem fit. I await further edification.

Have a pleasant day.

Chae H. An  
Sr. Attorney Manager  
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Georgia Department of Public Safety  
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[Atlanta, GA 30316](#)

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**From:** Billy Blume <madvideos@gmail.com>  
**Sent:** Monday, March 3, 2025 5:01 PM

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**Chae H. An** <can@gsp.net>  
To: Billy Blume <madvideos@gmail.com>

Tue, Mar 4, 2025 at 9:35 AM

Good morning, Mr. Blume.

We have identified the "unit 90" as Sgt. Mathew MacDonald, #90 of Post 19, Swainsboro. Please be advised that while the unit number on the patrol vehicle almost always matches up with the badge ID, there has been some isolated, historical incidences where it did not. However, his post of Swainsboro being in a close proximity to the information you gave -- Taliaferro -- he's the most likely candidate, even with this caveat. I'm in possession of his profile picture and it is attached. The cost for the picture is \$5. Please refer to the previously included fee schedule.

The DPS does not possess any responsive record for your third and fourth requests.

We're still waiting on the estimate for the database query on all the arrest Sgt. MacDonald has made in his career with the DPS. For the purpose of this estimate, I've asked that the result be limited to what I would consider the very basic information: the date of the arrest, the name of the arrestee, and the charges. If you need to revise that list, please let me know. Be advised however that a more detailed request parameters may increase the estimate. As soon as I get the estimate, I will email you.

Have a pleasant day.

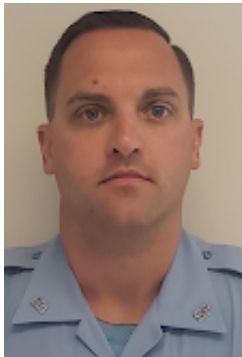
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**From:** Chae H. An <[can@gsp.net](mailto:can@gsp.net)>  
**Sent:** Tuesday, March 4, 2025 8:47 AM  
**To:** Billy Blume <[madvideos@gmail.com](mailto:madvideos@gmail.com)>

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**Billy Blume** <[madvideos@gmail.com](mailto:madvideos@gmail.com)>  
To: "Chae H. An" <[can@gsp.net](mailto:can@gsp.net)>

Tue, Mar 4, 2025 at 11:09 AM

Thanks, yes, just the basic info.

Billy  
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**Billy Blume** <[madvideos@gmail.com](mailto:madvideos@gmail.com)>  
To: "Chae H. An" <[can@gsp.net](mailto:can@gsp.net)>

Wed, Mar 19, 2025 at 6:44 PM

Good day,

I am following up on this request.  
I am not sure why you think you can make dash cam exempt without knowing if the dash cam is part of a pending prosecution. Let me add this to my request.  
The CAD sheet for all incidents for the date 9.22.24 for Unit 90 Sgt. Mathew MacDonald

We are almost 3 weeks past due here.

As far as you making the dash cam exempt  
50-18-71.

(d) In any instance in which an agency is required to or has decided to withhold all or part of a requested record, the agency shall notify the requester of the **specific legal authority exempting the requested record or records from disclosure** by Code section, subsection, and paragraph within a reasonable amount of time not to exceed three business days or in the event the search and retrieval of records is delayed pursuant to this subsection or pursuant to subparagraph (b)(1)(A) of this Code section, then no later than three business days after the records have been retrieved.

Make sure to let me know what dash cam is exempt along with the legal authority prosecuting the case.

Thanks  
Billy

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**Chae H. An** <can@gsp.net>  
To: Billy Blume <madvideos@gmail.com>

Thu, Mar 20, 2025 at 12:18 PM

Good afternoon, Mr. Blume.

I'd be happy to answer your question. The ORU is not an investigative agency. We cannot compel other agencies. We do not analyze or editorialize. Nothing in the Georgia Open Record Act ("ORA") authorizes us to go beyond determining what is releasable or not, as directed by the ORA, from the archives of records we are the custodians of. We are not authorized to search beyond what we have in our possession, and the record of the disposition of any particular criminal matter is not in our possession in the context of the ORA.

To put it in the simplest term for the easiest comprehension for the widest possible audience: You could ask us about tomorrow's weather. We could search for it, but that information would not be among our record. And as such, we could not respond to that request as an ORR. It is not our record.

The ORA consistently places the burden of production on the requesters in matters of sensitive or privileged records that are otherwise releasable, such as the enumerated conditions on OCGA 50-18-72(a)(5)(A) to (K) for a crash report. Other records that are not releasable have the sunset clause that makes the record releasable by operation of time or status, such as OCGA 50-18-72(a)(8), (9), (10) and others. However, the record that are evidence in a pending criminal proceedings, such as the dash cam videos, are not releasable at all by default, a status that constitutes a higher level of sensitivity and privilege, except two exceptions that also place the burden on the requester, to either obtain the prosecutor consent, or a judge's order. Reading the relevant sections of the ORA to be consistent to each other, it is the ORU's interpretation that the requester bears the burden of showing that a record that is prohibited from release is

releasable with the mechanism provided in the ORA itself to carry that burden.

It is also important to note that the ORU policy of not releasing the dash cam video of a pending criminal case is a matter of a condition for release that is consistent with the applicable law. That is, it is not a blanket refusal to release with no discretion, but a reasonable insistence that the requester adhere to the restrictions contained in the ORA.

As for your new request, the CAD for Sgt. Mathew MacDonald, for 9/22/24, a new ORR# has been generated: OTHE29085525. Fulfillment of the new request may follow your other previous requests that are still pending, making it likely to be fulfilled in excess of the statutory 3 days. Please consider this email your notice of the same. OCGA 50-18-71(b)(1)(A). I apologize for the delay.

Have a pleasant day.

Chae H. An  
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**From:** Billy Blume  
**Sent:** Wednesday, March 19, 2025 6:44 PM  
**To:** Chae H. An

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**Billy Blume** <madvideos@gmail.com>  
To: "Chae H. An" <can@gsp.net>

Thu, Mar 20, 2025 at 5:20 PM

Thanks for the explanation, unfortunately you must act in good faith and can't deny records because you assume there is an investigation.  
Either prove it or release all dash cam I have requested.  
Even the dash cam that night when he was driving 105 mph, a super speeder violation and he fled from law enforcement!

You will have to explain it to the AG and the Georgia Bar as I fully intend to file multiple complaints on your bad faith actions. I can care less about your long drawn out responses about how you can't follow the law.  
You are also acting in your individual capacity as well as your official capacity under the color of law, you don't have qualified immunity either, as these requests have been directed to you.

You have done nothing but frustrate my requests with bad faith decisions.

Thanks  
Billy Blume

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