



Billy Blume <madvideos@gmail.com>

ORR and Complaint - Chae H. An - 3.19.25

1 message

Billy Blume <madvideos@gmail.com>
To: Open Records <openrecords@gsp.net>

Wed, Mar 19, 2025 at 7:13 PM

Good day,

I am requesting records related to Chae H. An
Disciplinary record
Public complaints
Image on file / service photo

My complaint on Chae is from an open records request made the week of March 3, 2025

I requested the following records related to unit 90 Sgt. Mathew MacDonald
All dash cam for 9.22.24, from his entire shift.
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

Chae responded:

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.

It is NOT my responsibility to provide case information, it's yours!

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.

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).

Not received

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.

Not received

Fifth, you've asked for the record of all the arrests this trooper has made in the course of his career. 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.

Using excessive fee's to detour records requests!

I am expecting this complaint to be read and reviewed by Internal Affairs as I believe the ORC is attempting to frustrate the open records process which is a violation of the open records laws.

§ 50-18-74. Penalty for violations; procedure for commencement of prosecution.

I am expecting all of the dash cam from this trooper for the date 9.22.24 to be released immediately. This request is nearly 3 weeks old and all I have received is a picture and a fee of \$5. No way it took more than 15 minutes to send that!!! Yet another violation as the first 15 minutes are free. The tech fee is ridiculous. There has to be someone else that can run that arrest history report at a supervisor level.

Thanks
Billy Blume