

ORIGINAL

IN THE SUPREME COURT OF OHIO

STATE OF OHIO
ex rel. PLUNDERBUND MEDIA, LLC

CASE NUMBER 2013-0596

Relator

V.

AN ORIGINAL ACTION

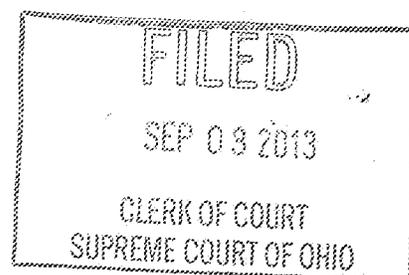
JOHN BORN
DIRECTOR, OHIO DEPARTMENT OF PUBLIC SAFETY
(Successor to Thomas Charles)

Respondent

RELATOR'S SUBMISSION OF EVIDENCE

VICTORIA E. ULLMANN* (0031468)
Counsel of Record
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Ohio Attorney General
HILARY R. DAMASER* (0059190)
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Columbus, Ohio 43215
614-466-2980
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Hilary.Damaser@OhioAttorneyGeneral.gov
William.Cole@OhioAttorneyGeneral.gov
Counsel for Respondent



RELATOR'S SUBMISSION OF EVIDENCE

In addition to the agreed statement of facts and the one agreed exhibit, the relator submits the following evidence.

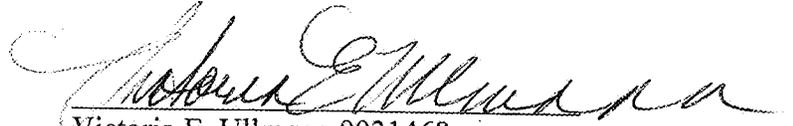
1. Affidavit of Joseph Mismas identifying Exhibits 1 and 2.
2. Attached Exhibit 1: Email request for documents from the Department of Public Safety and email in response from Lt. Ralston.
3. Attached Exhibit 2: Five pages of the Ohio Department of Public Safety RIMS print out responsive to the documents request.

A. Relevance: This exhibit shows this Court what the response for the request for documents in this case would look like. It shows that the Department of Public Safety RIMS indexing system would provide a sanitized list of incident reports that lack any identifying information regarding suspects or any security information that triggers the concerns in R.C. 149.433 or cited by this Court in *State ex rel. Cincinnati Enquirer v. Craig*, 132 Ohio St.3d 68, 2012-Ohio-1999.

4. Affidavit of Victoria E. Ullmann identifying IT Bulletin ITB 2006.01.
- 5 Attached Exhibit 3: Department of Administrative Services IT Bulletin ITB 2006.01 written by Mary Carroll, State Chief Information Officer.

A. Relevance: This is the primary, and possibly only policy statement by the state explaining the application of R.C. 149.433.

Respectfully submitted,



Victoria E. Ullmann 0031468
Attorney for Plunderbund Media, LLC
1135 Bryden Road
Columbus, Ohio 43205
614-253-2692
Victoria_ullmann@hotmail.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing motion was served upon counsel for the Department of Public Safety by email on date of filing.



Victoria E. Ullmann
Attorney at law

IN THE SUPREME COURT OF OHIO

STATE OF OHIO
ex rel. PLUNDERBUND MEDIA, LLC

CASE NUMBER

Relator

V.

AN ORIGINAL ACTION

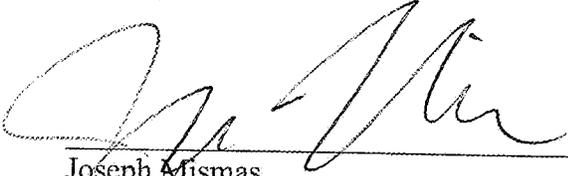
JOHN BORN
DIRECTOR, OHIO DEPARTMENT OF PUBLIC SAFETY

Respondent

AFFIDAVIT OF JOSEPH MISMAS

Joseph Mismas, being duly sworn and cautioned, states as follows:

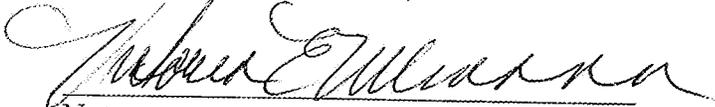
1. I am co-owner and managing editor of Plunderbund Media, LLC.
2. I made a formal written public documents request to the Department of Public Safety on December 17, 2012. I requested incident reports for events occurring in the Statehouse Parking Garage.
3. These documents were provided on March 6, 2013.
4. Attached are the true and accurate copies of the correspondence with the Department of Public Safety and the first five pages of the responsive documents.



Joseph Mismas

NOTARY

Sworn and subscribed before me, a notary public of the state of Ohio this 1 day
of ~~April~~, 2013.
September



Notary
*My commission
does not expire*

Fwd: Request for Vehicle Incident Reports in Statehouse Garage

From: **Joseph** (jmismas@gmail.com) This sender is in your contact list.
Sent: Thu 8/29/13 1:51 PM
To: Victoria Ullmann (victoria_ullmann@hotmail.com)
1 attachment
0787_001.pdf.pdf (492.0 KB)

----- Forwarded message -----

From: **Ralston, Anne** <arralston@dps.state.oh.us>
Date: Wed, Mar 6, 2013 at 3:50 PM
Subject: RE: Request for Vehicle Incident Reports in Statehouse Garage
To: "jmismas@gmail.com" <jmismas@gmail.com>

Joe- Attached are a series of reports that fit what you are looking for.

This required some homework, but I was able to weed out what you are looking for. The cases fell into several categories including:

1. Malicious Destruction of Property
2. Petty Theft
3. Theft
4. Miscellaneous
5. Simple Assault- victim was a trooper
6. Criminal Damaging to Division Equipment- most of these appear to

I marked the garage cases with a "G" for easier review. Additionally, I completed the search from January 1, 2008- present.

This should fulfill your request. If you have anything further, please let me know.

Ex 1

Lieutenant Anne R. Ralston

Ohio State Highway Patrol

Public Affairs Commander

1970 W. Broad Street

Columbus, Ohio 43223

arralston@dps.state.oh.us

Office (614) 752-4324

Cell (614) 572-5743

From: jmismas@gmail.com [mailto:jmismas@gmail.com]

Sent: Monday, December 17, 2012 12:08 PM

To: Ralston, Anne

Subject: Re: Request for Vehicle Incident Reports in Statehouse Garage

Primarily I am looking for vehicle break-ins, attempted break-ins or any thefts or attempted thefts from vehicles. Or any damage to vehicles that may resulted from such a crime or attempted crime.

If possible, I would also like info on any crimes or attempted crimes against persons in the statehouse garages.

Any incident related to firearms should also be included.

You can exclude crashes or any "accident" type incidents.

Let me know if you need any additional clarification and I'll be glad to provide it.

Sent via BlackBerry from T-Mobile

From: "Ralston, Anne" <arralston@dps.state.oh.us>

Date: Mon, 17 Dec 2012 16:55:23 +0000

To: Joseph<jmismas@gmail.com>

Subject: RE: Request for Vehicle Incident Reports in Statehouse Garage

Sir- we would likely have both case investigations and crash reports. Are you interested in both or just case investigations? Case investigations would document intentional actions, offense reports or miscellaneous investigations and crash reports would simply be crashes.

If you could be more specific as to what you are looking for, we should be able to more specifically narrow down case investigations handled by the Statehouse Post. Simply indicating that they involve a vehicle is really broad- if you can be let me know what types of incidents, I should be able to search by incident type.

Let me know- thanks

Lieutenant Anne R. Ralston

Ohio State Highway Patrol

Public Affairs Commander

1970 W. Broad Street

Columbus, Ohio 43223

arralston@dps.state.oh.us

Office (614) 752-4324

Cell (614) 572-5743

From: Joseph [<mailto:jmismas@gmail.com>]

Sent: Monday, December 17, 2012 10:21 AM

To: Ralston, Anne

Subject: Request for Vehicle Incident Reports in Statehouse Garage

Lt. Ralston,

I'm trying to get a count of the number of incidents involving vehicles in the underground parking garage(s) that serve the Statehouse, Rhodes Tower and Riffe Tower. I am interested in obtaining the data by incident type and by year since January 1st, 2008. I am hoping a report showing this information exists or could be generated quickly.

If a report containing counts by incident type by year (or month, week, day, etc) is not available, then I would like to request the incident reports for vehicle incidents in the statehouse garage (e.g. OH-1 forms or similar) for the same time period so that I can derive this information myself.

Thanks in advance for your assistance and please feel free to contact me with any questions.

Joe Mismas

614-365-0421

jmismas@gmail.com

RIMS Reports Module (Case Synopsis)

No.	Report Date	Case Number	Type	Nature/Geo Code
1.	01/16/2008	08 000004 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: State employee advised Highway Patrol, that the vending machine located in the statehouse vending area was not locked. State Patrol secure the money from the machine and the owner was contacted.				
Upload Date: 01/28/2008 View Case Synopsis				
2.	04/12/2008	08 000017 1297	Incident	820 (MISCELLANEOUS)/012012 (RIFFE STATE OFFICE TOWER)
Summary: The gate inside the Riffe Center parking garage was damaged by an unknown vehicle.				
Upload Date: 07/13/2008 View Case Synopsis				
3.	06/03/2008	08 000027 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: The victim found damage to his drivers door handle.				
Upload Date: 07/07/2008 View Case Synopsis				
4.	07/19/2008	08 000036 1297	Incident	820 (MISCELLANEOUS)/000384 (SUPREME COURT OF OHIO)
Summary: An unknown suspect damaged property on the North Plaza of the Supreme Court of Ohio.				
Upload Date: 07/28/2008 View Case Synopsis				
5.	08/18/2008	08 000044 1297	Incident	820 (MISCELLANEOUS)/000112 (EDUCATION, DEPARTMENT OF)
Summary: Post 97 received a call from the Ohio State Highway Patrol Communication's Center advising a vehicle lost control and struck a statue in front of the Department of Education Building on South Front St. in Columbus, Ohio.				
Upload Date: 10/28/2008 View Case Synopsis				
6.	09/16/2008	08 000047 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: Vehicle found in Statehouse Parking garage with the door open.				
Upload Date: 10/18/2008 View Case Synopsis				
7.	10/22/2008	08 000054 1297	Incident	820 (MISCELLANEOUS)/012008 (RHODES STATE OFFICE TOWER)
Summary: A state employee reported to the nurses' station for back pain. The Columbus Fire Department was contacted and transported her to the hospital.				
Upload Date: 10/22/2008 View Case Synopsis				
8.	12/04/2008	08 000062 1297	Incident	820 (MISCELLANEOUS)/000384 (SUPREME COURT OF OHIO)
Summary: A natural gas line was ruptured on Civic Center Drive, during construction, along side the Ohio Judicial Center.				
Upload Date: 12/08/2008 View Case Synopsis				
9.	12/10/2008	08 000064 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: Statehouse custodian discovered damage to the tampon dispenser located in the Senate building.				
Upload Date: 12/11/2008 View Case Synopsis				
10.	03/12/2009	09 000014 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: A constituent of one of Ohio's senators called the senator's office and stated he might have to "resort to robbing someone or dealing drugs".				
Upload Date: 03/12/2009 View Case Synopsis				
11.	03/25/2009	09 000016 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: An employee for the Clerk's office for the House of Representatives received a phone call in which the				

Upload Date: 05/07/2010		View Case	Synopsis
23.	05/16/2010 10 000027 1297	Incident	820 (MISCELLANEOUS)/012016 (STATEHOUSE)
Summary: Suspect #1 was found unconscious on the Statehouse grounds.			
Upload Date: 05/22/2010		View Case	Synopsis
24.	05/20/2010 10 000028 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: Suspect #1 was found stuck in a tree on the Statehouse grounds.			
Upload Date: 05/22/2010		View Case	Synopsis
25.	05/31/2010 10 000031 1297	Incident	820 (MISCELLANEOUS)/PR (PRIVATE RESIDENCE)
Summary: On May 31, 2010 at or about 2045 hours a wind storm caused my portable basketball hoop to fall onto my patrol car (SP0346) while it was parked in the driveway of my personal residence.			
Upload Date: 06/08/2010		View Case	Synopsis
26.	06/14/2010 10 000032 1297	Incident	820 (MISCELLANEOUS)/012012 (RIFFE STATE OFFICE TOWER)
Summary: Suspect #1 entered the Riffe Tower to confront victim#1 about a prior off property incident. The victim notified Riffe security. Suspect#1 was identified, field interviewed and was released without incident.			
Upload Date: 07/03/2010		View Case	Synopsis
27.	04/23/2011 11 000022 1297	Incident	820 (MISCELLANEOUS)/428004 (WILLIAM GREEN BUILDING (SPRING ST.))
Summary: A window broke at the William Green building.			
Upload Date: 04/23/2011		View Case	Synopsis
28.	05/20/2011 11 000029 1297	Incident	820 (MISCELLANEOUS)/IS (INTERSTATE)
Summary: The vehicle was stopped for a moving violation. Criminal Indicators were observed. A probable cause search was performed on the vehicle at which time pills, wrapped in a plastic bag were found. During the investigation it was found that the driver had a valid prescription for the pills.			
Upload Date: 05/21/2011		View Case	Synopsis
29.	06/22/2011 11 000031 1297	Incident	820 (MISCELLANEOUS)/PP (PRIVATE PROPERTY)
Summary: Victim #1's vehicle received hail damage during a rain storm.			
Upload Date: 06/28/2011		View Case	Synopsis
30.	08/19/2011 11 000037 1297	Incident	820 (MISCELLANEOUS)/012008 (RHODES STATE OFFICE TOWER)
Summary: Reportee #1 reported numerous pills were found while cleaning out an office.			
Upload Date: 07/27/2011		View Case	Synopsis
31.	08/26/2011 11 000038 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: Victim#1 stated he found an antiabortion flyer on the windshield of his vehicle that was parked in the State House parking garage.			
Upload Date: 07/27/2011		View Case	Synopsis
32.	08/29/2011 11 000039 1297	Incident	820 (MISCELLANEOUS)/000400 (TREASURER OF STATE)
Summary: Victim #1's reception window was found broken.			
Upload Date: 08/30/2011		View Case	Synopsis
33.	10/14/2011 11 000048 1297	Incident	820 (MISCELLANEOUS)/148004 (STATEHOUSE)
Summary: A serious gas leak discovered coming from vehicle gas tank in State House garage.			
Upload Date: 11/02/2011		View Case	Synopsis
34.	10/22/2011 11 000049 1297	Offense	820 (MISCELLANEOUS)/012016 (STATEHOUSE)
Summary: Suspect#1 was observed urinating on State House property in view of the public.			

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RIMS Reports Module (Case Synopsis)

No.	Report Date	Case Number	Type	Nature/Geo Code
1.	01/10/2008	08 000003 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148012 (GOVERNOR'S OFFICE RIFFE STATE OFFICE TOWER)
<p>Summary: Dept of Commerce vehicle broken into on the G-3 level of the Vern Riffe buidling.</p> <p>Upload Date: 01/14/2008 View Case Synopsis</p>				
2.	09/26/2008	08 000052 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
<p>Summary: The victims cell phone was stolen from his office from an unknown suspect.</p> <p>Upload Date: 10/18/2008 View Case Synopsis</p>				
3.	07/03/2009	09 000034 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
<p>Summary: On Friday, July 3, 2009, a Hyundai SUV was broken into in the Ohio Statehouse Parking Garage. Some contents in the vehicle were stolen.</p> <p>Upload Date: 07/09/2009 View Case Synopsis</p>				
4.	07/29/2009	09 000038 1297	Offense	430 (PETIT THEFT (UNDER \$300))/000372 (STATEHOUSE (OTHER))
<p>Summary: Victim #1 alleged someone entered his vehicle and took his prescribed medication.</p> <p>Upload Date: 07/30/2009 View Case Synopsis</p>				
5.	02/26/2010	10 000009 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
<p>Summary: The victim reported \$10.00 was taken from her purse. The purse was left unattended in Senator Fedor's office room #51 of the Statehouse.</p> <p>Upload Date: 03/15/2010 View Case Synopsis</p>				
6.	07/09/2010	10 000036 1297	Offense	430 (PETIT THEFT (UNDER \$300))/000376 (STATEHOUSE (PERMANENT SECURITY))
<p>Summary: Victim alleged items were stolen from her vehicle while parked in the Statehouse parking garage.</p> <p>Upload Date: 07/11/2010 View Case Synopsis</p>				
7.	09/08/2010	10 000041 1297	Offense	430 (PETIT THEFT (UNDER \$300))/012012 (RIFFE STATE OFFICE TOWER)
<p>Summary: A state employee who works in the Ohio Department of Development at the Riffe State Office Tower advised that his personal property was stolen from his desk. The Riffe Security Manager was contacted and the OSHP initiated a case report for a stolen electrical device an Apple Ipod Nano. At the tim ...</p> <p>Upload Date: 10/04/2010 View Case Synopsis</p>				
8.	10/05/2010	10 000044 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
<p>Summary: Victim #1 alleged his vehicle was broken into and his property was stolen while parked at the Statehouse parking garage.</p> <p>Upload Date: 10/06/2010 View Case Synopsis</p>				
9.	10/05/2010	10 000045 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
<p>Summary: The victim alleges property was stolen from her vehicle while parked at the Statehouse Garage.</p> <p>Upload Date: 10/21/2010 View Case Synopsis</p>				
10.	10/27/2010	10 000052 1297	Offense	430 (PETIT THEFT (UNDER \$300))/012012 (RIFFE STATE OFFICE TOWER)
<p>Summary: The tampon/maxi pad machine on the 19th floor of the Riffe State Office Tower was broken into.</p>				

	Upload Date: 10/28/2010	View Case	Synopsis	
11.	01/19/2011	11 000002 1297	Incident	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: On 1/19/11 at 10:50, Kristine Cadek came to the post and stated that some items had been stolen from her car the day before. Her car was parked in the Satehouse parking garage on the blue level near the Broad Street side. She stated that she thinks she accidentally left her car unlocked because sh ...			
	Upload Date: 01/23/2011	View Case	Synopsis	
12.	01/27/2011	11 000004 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Victim #1 reported items were stolen out of her vehicle.			
	Upload Date: 03/18/2011	View Case	Synopsis	
13.	02/08/2011	11 000006 1297	Offense	430 (PETIT THEFT (UNDER \$300))/012012 (RIFFE STATE OFFICE TOWER)
	Summary: Victim #1's vehicle was broken into and items were stolen.			
	Upload Date: 02/20/2011	View Case	Synopsis	
14.	02/17/2011	11 000009 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Dispatched to a report of a vehicle broken into on the green level, row 12, of the parking garage at the Statehouse.			
	Upload Date: 02/18/2011	View Case	Synopsis	
15.	02/18/2011	11 000010 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: The victim advised vehicle was broken into and GPS was stolen.			
	Upload Date: 02/20/2011	View Case	Synopsis	
16.	03/01/2011	11 000013 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Personal Items were taken from victim #1's vehicle.			
	Upload Date: 03/18/2011	View Case	Synopsis	
17.	08/18/2011	11 000036 1297	Offense	430 (PETIT THEFT (UNDER \$300))/012008 (RHODES STATE OFFICE TOWER)
	Summary: Victim #1 states that property was stolen from his convenient store on the 18th floor of the Rhodes office tower.			
	Upload Date: 07/26/2011	View Case	Synopsis	
18.	09/21/2011	11 000045 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Victim #1 alleges that property was stolen from her vehicle while parked in the Statehouse Garage.			
	Upload Date: 09/27/2011	View Case	Synopsis	
19.	05/21/2012	12 000041 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Victim/Reportee #1 reported victim #2 and his spare tire was stolen off their vehicles while parked in the Statehouse garage.			
	Upload Date: 05/24/2012	View Case	Synopsis	
20.	05/29/2012	12 000046 1297	Offense	430 (PETIT THEFT (UNDER \$300))/148004 (STATEHOUSE)
	Summary: Victims #1 & 2 reported money was taken from their work stations.			
	Upload Date: 05/29/2012	View Case	Synopsis	
21.	08/03/2012	12 000062 1297	Offense	430 (PETIT THEFT (UNDER

RIMS Reports Module (Case Synopsis)

No.	Report Date	Case Number	Type	Nature/Geo Code
1.	07/26/2008	08 000040 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148012 (GOVERNOR'S OFFICE RIFFE STATE OFFICE TOWER)
Summary: On 7/26/08 the driver's side window of two vehicles in the Riffe garage were broken.				
Upload Date: 07/30/2008 View Case Synopsis				
2.	08/18/2008	08 000042 1297	Incident	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148004 (STATEHOUSE)
Summary: On August 18, 2008 Victim called Capital Operations to report that his vehicle was damaged while parked in the Vern Riffe parking garage.				
Upload Date: 08/26/2008 View Case Synopsis				
3.	02/01/2009	09 000009 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/012016 (STATEHOUSE)
Summary: Suspect #1 broke the south exit gate in the Statehouse Parking Garage.				
Upload Date: 02/01/2009 View Case Synopsis				
4.	07/03/2009	09 000032 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148004 (STATEHOUSE)
Summary: On July 3, 2009, victim #1's vehicle was broken into while parked in the Statehouse garage.				
Upload Date: 07/08/2009 View Case Synopsis				
5.	07/03/2009	09 000035 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/012016 (STATEHOUSE)
Summary: Victim #1's vehicle was broken into while parked in the Statehouse garage.				
Upload Date: 07/09/2009 View Case Synopsis				
6.	04/06/2010	10 000016 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148004 (STATEHOUSE)
Summary: At approximately 0012 hours, Post 97 received a call from a Statehouse employee in reference to damage to the North Penthouse Glass Door.				
Upload Date: 04/07/2010 View Case Synopsis				
7.	05/10/2010	10 000025 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/000062 (CAPITAL SQUARE REVIEW/ADVISORY BOARD)
Summary: An unknown suspect stole a "State Of Ohio" flag and flag pole and set the flag on fire in the "South Penthouse" of the State Capital.				
Upload Date: 05/12/2010 View Case Synopsis				
8.	10/14/2010	10 000048 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148004 (STATEHOUSE)
Summary: Victim #1 reported sugar was put into the gas and oil reservoirs of their John Deere lawn mowers and tractors.				
Upload Date: 10/21/2010 View Case Synopsis				
9.	10/27/2010	10 000051 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/012012 (RIFFE STATE OFFICE TOWER)
Summary: Post 97 was contacted by the reportee and advised that the vehicle he was driving was vandalized in the Riffe Tower parking garage.				
Upload Date: 10/28/2010 View Case Synopsis				
10.	10/28/2010	10 000053 1297	Offense	781 (MALICIOUS DESTRUCTION OF PROPERTY)/148004 (STATEHOUSE)

IN THE SUPREME COURT OF OHIO

STATE OF OHIO
ex rel. PLUNDERBUND MEDIA, LLC

CASE NUMBER

Relator

V.

AN ORIGINAL ACTION

JOHN BORN
DIRECTOR, OHIO DEPARTMENT OF PUBLIC SAFETY

Respondent

AFFIDAVIT OF VICTORIA E. ULLMANN

Victoria E. Ullman, being duly sworn and cautioned, states as follows:

1. I am the attorney of record in this case.
2. I researched state web sites for policy statements regarding the application of R.C. 149.433.
3. Exhibit 3 attached is a true and accurate copy of the policy issued by Mary Carroll, State Chief Information Officer in 2006 that I printed from the Department of Administrative Services IT division web page, www.ohio.gov/itp.
4. I am acquainted with Mary Carroll. She was Chief Information Officer at the Ohio Bureau of Employment Services in the 1990's when I was employed there.
5. She is highly respected in state government and has many years of experience in IT administration and policy.

Victoria E. Ullmann
Victoria E. Ullmann

NOTARY

Sworn and subscribed before me, a notary public of the state of Ohio this 3 day
of September, 2013.

Susanna Marlowe
Notary



Susanna Marlowe
Notary Public, State of Ohio
Commission Expires 04-04-2016

To: Departments, Offices, Agencies, Commissions, Boards, Bureaus, and Institutions
From: Mary F. Carroll, Director / State Chief Information Officer
Cc: Christian Selch, Administrator, Statewide IT Policy
Re: Public records requests regarding agency information technology and telecommunications systems and infrastructure

PURPOSE

The purpose of this bulletin is to address public records requests for information pertaining to agency information technology (IT) and telecommunications systems and infrastructure. The Ohio Revised Code exempts certain types of security and infrastructure records from mandatory release or disclosure under Ohio's public records law. The exemption includes records that would disclose the configuration of a public office's critical systems or disclose information intended to prevent or mitigate acts of terrorism such as vulnerability assessments or specific response plans.

ACTION

Review public records requests regarding IT and telecommunications systems and systems infrastructure in consultation with agency legal counsel to determine what, if any, information may be subject to release. Information such as but not limited to configurations, schematics, IP addresses, systems administration, security controls, business continuity, and incident response may not constitute information subject to mandatory disclosure. Ensure "security records" and "infrastructure records" have been properly identified as required in section 149.433 of the Ohio Revised Code.

AUTHORITY AND REFERENCE

ORC 125.18, ORC 149.43 and ORC 149.433

INQUIRIES

Direct inquiries about this bulletin to:

Enterprise IT Architecture and Policy
Investment and Governance Division
Office of Information Technology
Ohio Department of Administrative Services
30 East Broad Street, 39th Floor
Columbus, Ohio 43215

Telephone: 614-466-6930
E-mail: State.ITPolicy.Manager@oit.ohio.gov

This and other Ohio IT Policies may be found online at: www.ohio.gov/itp