



State of Wyoming

State Auditor's Office

Cynthia I. Cloud, CPA
State Auditor

Sandy L. Urbanek, PMP
Deputy State Auditor

DELIVERED VIA: EMAIL

June 29, 2017

Mr. Justin Kramer
American Transparency
P.O. Box 970999
Boca Raton, FL 33497-0999

Ref: Public Records request June 25, 2017

Mr. Jester:

This letter is in response to your emailed public requests requested dated June 25, 2017 where you requested "a copy of the following records: an electronic copy of 'any' and 'all' vendor (transfer of property or services) payee payments for the year 2016. Production shall include:

- Vendor name;
- Vendor address;
- Vendor city;
- Vendor state name;
- Vendor zip code;
- Check Date/ ACH Date;
- Check Number/ACH code;
- Check Amount/ ACH Amount;
- Department; agency; type of payment (i.e. contract, grant, etc.) and
- Description of products or services/ purpose of payment.

The State Auditor's Office is the official custodian of electronic records that may be responsive to your request. The Wyoming Public Records Act specifies that an "agency shall not be required to compile data, extract data or create a new document to comply with an electronic record request if doing so would impair the agency's ability to discharge its duties." Wyo. Stat. Ann. § 16-4-202(d)(iii).

The State Auditor's Office processes approximately 1.8 million payment transactions a year to over 100,000 vendors. The records you have requested do not currently exist in any extant document(s). In order to accommodate your request, the Auditor's Office would need to construct a software program to extract all of the information fields you have identified, run millions of transactions through the program, and then review each to ensure that no confidential information was included. An open-ended

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request would require an untold number of months, indeed, given the complete lack of any time frame, many years for that information to be properly compiled and reviewed.

In addition, there is a Wyoming Supreme Court case which says that the addresses of school teachers (and thus other public employees) are not public record. Private vendors have at least as much protection as public employees from disclosure of their addresses. We also would not release check numbers; you are specifically requesting Check Date/ ACH Date; Check Number/ACH code; and Check Amount/ ACH Amount. This would leave the payees subject to potential unauthorized duplication of check form with the correct check number and a substitution of payee name. We are certain this not your intent; we would answer any similar public records request in the same manner.

Given the extraordinary breadth of your request and the extraordinary amount of man-hours necessary to comply with it, we respectfully decline to provide the information because it clearly would impair the State Auditor's Office's ability to discharge its duties to the citizens of Wyoming.

Please contact me if you have any further questions.

Sincerely,


Sandy L. Urbanek
Deputy State Auditor

Cc: Mike Robinson, Wyoming Attorney General's Office