

August 7, 2015

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VIA EMAIL

Paul W Ahler
Section Chief, Fraud and Public Corruption
Attorney General's Office
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Phoenix, AZ 85007
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David J. Cantelme
Cantelme & Brown, PLC
Phoenix Corporate Center
3003 North Central Avenue, Suite 600
Phoenix, Arizona 85012
djc@cb-attorneys.com

Re: Checks and Balances Project's Public Records Request

Dear Messrs. Ahler and Cantelme:

As you know this firm represents the Checks and Balances Project ("C&BP") concerning its effort to obtain access to those text messages that are public records on Arizona Corporation Commissioner Bob Stump's smartphone that is currently in the possession of the Arizona Attorney General's Office. Almost five months have passed since C&BP's original public records request for certain text messages sent or received by Commissioner Stump between May 1, 2014 and March 11, 2015. Because the Commission has since produced a log of the texts messages sent and received on Commissioner Stump's smartphone, I thought it would be helpful for all involved to provide a list of the names and phone numbers of the text messages that may still be on Commissioner Stump's smartphone that C&BP wishes to examine and copy pursuant to its public records request:

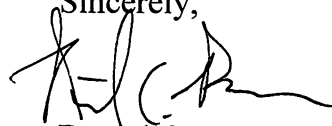
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Phone Number	Owner
928-380-5540	Lon Huber
602-295-3480	Amanda Ho
480-686-5387	Linda Little / Doug Little for Arizona Corporation Commission
480-329-6143	Garry D Hays
480-221-3292	Scott Mussi
480-695-6393	Gary Pierce
602-316-0124	Barbara Lockwood
602-390-4512	Susan Bitter Smith
480-381-8090	Tom Forese
602-418-8187	Alan Heywood
602-820-4600	Sean Noble
602-694-4903	Jim Norton
520-979-5839	Phil Dion
949-322-9796	Preferred Media LLC
602-617-9443	Stacey Aguayo
602-799-1195	Jodi Jerich
602-410-0310	Beth Soliere
602-459-4018	Angela Kebric

C&BP does not seek any other text messages to and from any other phone numbers that may be contained on Commissioner Stump's phone. I am writing you both because at the moment the Attorney General's Office is the "custodian" of the public records sought by C&BP pursuant to A.R.S. §39-121.01(D). See *Cox Ariz. Publ'ns, Inc. v. Collins*, 175 Ariz. 11, 852 P.3d 1194 (1993) (where County Attorney had subpoenaed public records possessed by the Phoenix Police Department). While I expect that Commissioner Stump's smartphone will be returned to the Corporation Commission at some point, that does alter the custodian's duty to "promptly furnish" the public records requested by C&BP. Please let me know when C&BP may expect to be able to inspect and copy those text messages to which it first requested access almost five months ago.

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Sincerely,

A handwritten signature in black ink, appearing to read 'D.C. Barr', with a long horizontal flourish extending to the right.

Daniel C. Barr

DCB:sln

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