



May 27, 2021

VIA EMAIL

Senator Jake Chapman
25862 Fox Ridge Ln
Adel, IA 50003
jake.chapman@legis.iowa.gov

Senator Brad Zaun
7032 Holcomb Ave
Urbandale, IA 50322
Brad.zaun@legis.iowa.gov

Senator Jack Whitver
4019 NE Bellagio Cir
Ankeny, IA 50021
jack.whitver@legis.iowa.gov

Senator Amy Sinclair
1255 King Rd
Allerton, IA 50008
amy.sinclair@legis.iowa.gov

Senator Chris Cournoyer
1007 East Grand Avenue
Des Moines, IA 50319
Chris.cournoyer@legis.iowa.gov

Senator Carrie Koelker
Dyersville, IA 52040
carrie.koelker@legis.iowa.gov

Senator Mark Lofgren
3025 Provence Ln
Muscatine, IA 52761
mark.lofgren@legis.iowa.gov

Senator Zach Whiting
PO Box 385
Spirit Lake, IA 51360
zach.whiting@legis.iowa.gov

Representative Pat Grassley
30601 Deer Trail Dr
New Hartford, IA 50660
pat.grassley@legis.iowa.gov

Representative John Wills
15732 Tradewind Dr
Spirit Lake, IA 51360
John.Wills@legis.iowa.gov

Representative Matt Windschitl
2912 Light Breeze Ln
Missouri Valley, IA 51555
matt.windschitl@legis.iowa.gov

Representative Mike Sexton
2202 Ogden Ave
Rockwell City, IA 50579
Mike.Sexton@legis.iowa.gov

Representative Cecil Dolechek
703 N Fillmore St
Mount Ayr, IA 50854
cecil.dolecheck@legis.iowa.gov

Representative Joe Mitchell
104 S White Street
Mount Pleasant, IA 52641
joe.mitchell@legis.iowa.gov

Representative Brent Siegrist
204 Lori Lane
Council Bluffs, IA 51503
Brent.Siegrist@legis.iowa.gov

Representative Jon Throrup
1630 Lucas Dr
Knoxville, IA 50138
Jon.Thorup@legis.iowa.gov



Re: Public Records Request

Dear Custodian of Public Records:

Pursuant to the Iowa Public Records Law, Iowa Code, Ch. 22, American Oversight makes the following request for records.

Requested Records

American Oversight requests that your office produce the following records promptly, or as soon as feasible:

All records reflecting communications (including emails, email attachments, text messages, messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp), telephone call logs, calendar invitations, calendar entries, meeting notices, meeting agendas, informational material, draft legislation, talking points, any handwritten or electronic notes taken during any oral communications, summaries of any oral communications, or other materials) between (a) the Legislator or any member of their staff and (b) any of the external parties listed below.

Please provide all responsive records from November 1, 2020, through the date the search is conducted.

1. Jessica Anderson, Garrett Bess, or any person communicating from an email address ending in @heritageaction.com
2. Ed Meese, Bridgett Wagner, Hans von Spakovsky or any person communicating from an email address ending in @heritage.org

Please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if the legislator received a mass-distribution news clip email sent by one of the external parties, that initial email would not be responsive to this request. However, if the legislator forwarded that email to another individual with his own commentary, that subsequent message would be responsive to this request and should be produced.

Please notify American Oversight of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

Guidance Regarding the Search & Processing of Requested Records

In connection with its request for records, American Oversight provides the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics.
- Our request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to our request, our request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages. Records of official business conducted using unofficial systems or stored outside of official files are subject to the Public Records Law.¹
- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to American Oversight, please do not hesitate to contact American Oversight to discuss this request. American Oversight welcomes an opportunity to discuss its request with you before you undertake your search or incur search or duplication costs. By working together at the outset, American Oversight and your agency can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email. Alternatively, please provide responsive material in native format or in PDF format on a

¹ See *Linder v. Eckard*, 152 N.W.2d 833, 835 (Iowa 1967) (“It is the nature and purpose of the document, not the place where it is kept, which determines its status” as a public record); *Chapter 22 Frequently Asked Questions*, Iowa Public Information Board, <https://ipib.iowa.gov/faq/if-email-report-or-other-document-composed-received-or-stored-my-personally-owned-electronic> (“If a government official or employee uses privately owned electronic devices or services, such as cell phones, computers, email accounts, smart phones, or such to conduct official government business, then the record generated is a public record.”).

USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

Conclusion

American Oversight is a 501(c)(3) nonprofit with the mission to promote transparency in government, to educate the public about government activities, and to ensure the accountability of government officials. American Oversight uses the information gathered, and its analysis of it, to educate the public through reports, press releases, or other media. American Oversight also makes materials it gathers available on its public website and promotes their availability on social media platforms, such as Facebook and Twitter.²

We share a common mission to promote transparency in government. American Oversight looks forward to working with your agency on this request. If you do not understand any part of this request, please contact Mehreen Rasheed at records@americanoversight.org or (202) 848-1320.

Sincerely,

/s/ Mehreen Rasheed

Mehreen Rasheed
on behalf of
American Oversight

² American Oversight currently has approximately 15,700 page likes on Facebook and 106,100 followers on Twitter. American Oversight, Facebook, <https://www.facebook.com/weareoversight/> (last visited May 19, 2021); American Oversight (@weareoversight), Twitter, <https://twitter.com/weareoversight> (last visited May 19, 2021).