



# City and Borough of Sitka

100 Lincoln Street  
Sitka, Alaska 99835

*Coast Guard City, USA*

April 28, 2020

Nicholas Feronti  
Northern Justice Project, LLC  
406 G Street, Suite 207  
Anchorage, Alaska 99501

Re: Public Records Request of Nicholas Feronti (4/14/20)

Dear Mr. Feronti:

This letter responds to your Public Records Request ("PRR"), dated April 14, 2020 (copy attached).

Records of the City and Borough of Sitka ("CBS") are subject to disclosure pursuant to municipal law, Sitka General Code ("SGC"), Chapter 1.25 "Public Records" and corresponding state law, Alaska Statutes ("AS") Chapter 40.25 "Public Records Disclosures," both commonly referred to as the Public Records Act ("PRA"). However, there are exceptions to these public records disclosure laws. The following exceptions apply to your PRR.

## **SGC 1.25.040 Public records exceptions—Certified copies.**

A. Every person has a right to inspect a public record except:

\* \* \*

5. Records or information compiled for law enforcement purposes, but only to the extent that the production of the law enforcement records or information:

- a. Could reasonably be expected to interfere with enforcement proceedings;
- b. Would deprive a person of a right to a fair trial or an impartial adjudication;
- c. Could reasonably be expected to constitute an unwarranted invasion of the personal privacy of a suspect, defendant, victim or witness;

\* \* \*

You have requested records that were compiled for law enforcement purposes. These records involve an active case that is still under investigation. Accordingly, the exceptions stated above in SGC 1.25.040 (A)(5)(a)(b) and (c) apply. Therefore, your request is denied. This exception will extend until no further court action is expected.

Exhibit 2

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This decision has been made pursuant to the municipal and state PRA's cited above. You may be able to obtain copies of these records by court order or other legal process. Further, once the investigation is closed, you may renew your request at that time.

You may also appeal this denial, under SGC 1.25.080 "Appeals", to the CBS Assembly and, then, to the Sitka Superior Court. For more information contact the CBS Municipal Clerk's Office, Records Specialist, at 907-747-1826 and [melissa.henshaw@cityofsitka.org](mailto:melissa.henshaw@cityofsitka.org).

Sincerely,



Sara Peterson  
Municipal Clerk

cc: Lyn Blankenship, Dispatch and Records Clerk  
Chief Robert Baty, Sitka Police Department  
Brian E. Hanson, Municipal Attorney