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October 16, 2013

**Via Electronic Mail**

Ms. Evelyn Peyton  
Cuddy & McCarthy, LLP  
1701 Old Pecos Trail  
Santa Fe, NM 87505  
[EPayton@cuddymccarthy.com](mailto:EPayton@cuddymccarthy.com)

Re: Request to Inspect Public Records to the Gadsden School District

Dear Ms. Peyton,

I am writing on behalf of El Paso Times reporter Alex Hinojosa.

The New Mexico Foundation for Open Government questions the 15-day time period Ms. Peyton has cited in her letter dated October 14, 2013 responding to Ms. Hinojosa's request for a copy of the survey questions answered by employees of the Gadsden Independent School District.

The Inspection of Public Records Act, and the Attorney General's guidance, require that records be made available immediately or as soon as practicable under the circumstances. Granted, you have not denied the request but it is difficult to imagine why 15 days would be required to make a determination on the survey document itself. If you adhere to that position, we would ask that you provide additional information as to why this time is required.

By copy of this letter to Superintendent Yturralde, I am requesting pursuant to the New Mexico Inspection of Public Records Act copies of the Gadsden Survey GHS2012 document as requested by Ms. Hinojosa as referred to in Ms. Peyton's letter of Oct. 14.

I also am requesting pursuant to IPRA results of the survey, as previously requested by Ms. Hinojosa and denied in Ms. Peyton's letter dated October 3, 2013.

Thank you for your prompt attention to this matter.

Erin Muffoletto  
Acting Executive Director  
New Mexico Foundation for Open Government

cc: Alex Hinojosa, NMFOG Executive Committee (via email)  
Superintendent Efrén Yturralde, Gadsden Independent School District (via email)