

JANE B. FREDMAN, LLC
ATTORNEY AT LAW

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JANE B. FREDMAN
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April 3, 2017

Board of Trustees
Town of Calhan
556 Colorado Avenue
Calhan, CO 80808
Facsimile: (719) _____

Jefferson Parker
Hoffman Parker Wilson & Carberry, P.C.
511 16th Street Suite 610
Denver, CO 80202-4260
Email: jhparker@hpwclaw.com

RE: Town of Calhan – Results of Investigation of Allegations of Ethical and Legal
Violations
Open Records Act Request

Dear Board of Trustees and Mr. Parker:

On behalf of the Calhan Chamber of Commerce, and in accordance with the Colorado Open Records Act, C.R.S. § 24-72-201 *et seq.* ("CORA"), we are requesting the opportunity to inspect within the 3-day statutory time period the following public records:

Reports, statements, notes, audiotapes and any and all documentation prepared and / or maintained by the Town, CIRSA, investigators, special legal counsel, and consultants in the course of the Town's investigation into the allegations described in the letter from the Sanders Law Firm, LLC dated October 10, 2016.

If you are not the custodian of records for this request, please forward this letter to the appropriate person or let me know which person has custody of these records. If the requested records are available in electronic format, please forward them to me at my email address listed above.

If you deny any portion, or all, of this request, please provide me with a written explanation of the reason or reasons for your denial, including a citation to each specific statutory exemption you believe justifies the refusal to release the information. If you conclude that portions of the records requested are exempt from disclosure, please release the remainder of such records for inspection and copying, redacting only the portion or portions that you claim are exempt.

Thank you, and I look forward to hearing from you soon.

Very truly yours,

JANE B. FREDMAN

cc: Calhan Chamber of Commerce

TOWN OF CALHAN



556 Colorado Avenue, P.O. Box 166 Calhan, Co. 80808-0236

Phone: (719)347-2586

Fax: (719)347-2581

Mayor Cameron Chaussee

Clerk Cindy Tompkins

web address: calhan.co

April 5, 2017

Jane B Fredman, LLC
111 South Tejon
Colorado Springs, CO 80903
E-mail: jane@fredmanlawco.com

Dear Ms. Fredman:

This letter is in response to your records request dated April 4, 2017 (the "Request"), seeking public records related to an investigation prompted by allegations described in a letter from Sanders Law Firm, LLC (the "Investigation").

Please find enclosed the agenda and minutes for the regular meeting of January 9, 2017, which included an attorney-client privilege executive session to discuss the results of the investigation. The audio recording of this executive session consists of 43 seconds during which the Town Attorney recites, pursuant to C.R.S. 24-6-402 (2) (d5)(II)(B), that no further record will be kept of the discussion because it constitutes a privileged attorney-client communication. The audio recording also includes the voice vote of at least two-thirds of the quorum of the Board of Trustees present consenting to enter into executive session, as required by C.R.S. 24-72-402(4)(b).

Also enclosed herewith is a letter from Town Attorney Jeff Parker, LLC, dated January 18, 2017. Please note I am withholding from disclosure and documenting as privileged, as required by C.R.S. 24-72-204(4), a confidential attorney client correspondence from Mr. Parker to me, dated January 18, 2017.

I am compelled by C.R.S. 2472-204(3)(a)(IV) to deny the right of inspection of all attorney-client privileged records.

These constitute the total records in my control and possession responsive to the Request.

Cordially,

Cindy M. Tompkins, CMC
Town Clerk

enclosures