

**From:** Nate Carlisle <ncarlisle@sltrib.com>  
**Subject:** FW: Re: Fwd: Athletics department public records request  
**Date:** Wed, 10 Oct 2007 12:41:42 -0600  
**To:** <ncarlisle@sltrib.com>  
**Attachments:** 0

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> > >----- Forwarded message -----  
> > >From: Glenna DeRoy <ghderoy@gmail.com>  
> > >Date: Oct 9, 2007 12:56 PM  
> > >Subject: Re: Athletics department public records request  
> > >To: John Hays <jhays@mtsu.edu>  
> > >  
> > >Mr. Hays,  
> > >  
> > >Thank you for your prompt response. I do not own property in  
> > >Tennessee; I  
> > >rent. Would a copy of my lease be any help to you? I am not a  
> > >licensed  
> > >driver in Tennessee but reside in state eight months out of the  
> > >year  
> > >and  
> > >have done so for the past four years. The University of Memphis  
> > >and  
> > >UT-Knoxville have both complied with my requests to the best of  
> > >their  
> > >abilities, with no residency questions. I do not understand why  
> > >voter  
> > >registration would be acceptable proof of residency for those  
> > >public  
> > >universities and not for yours.  
> > >  
> > >Please let me know how I should proceed.  
> > >  
> > >Best,  
> > >  
> > >Glenna DeRoy  
> > >  
> > >On 10/9/07, John Hays <jhays@mtsu.edu > wrote:  
> > >>  
> > >> Ms. Deroy: I received your request pursuant to the Open Records  
> > >>Act,  
> > >> however there are a couple of issues that we need to resolve  
> > >>before  
> > >> giving you a definitive response. First is the issue of  
> > >>whether or  
> > >>not  
> > >> you are a citizen of Tennessee. The statue provides that only  
> > >>Tennessee  
> > >> citizens are eligible to make requests to inspect or review  
> > >>open  
> > >> records. You included a copy of your voter registration card,  
> > >>but  
> > >>for  
> > >> purposes of determining citizenship status, that is not

adequate.

> > >When

> > >> the statute says "citizen of Tennessee", it means is the person  
> > >> requesting access to public records domiciled in Tennessee. A

> > >domicile

> > >> is your permanent and true home, and if you leave where you  
intend

> > >to

> > >> return. You may have many residences in different states, but

> > >legally

> > >> you can have only one domicile. We will need additional  
information

> > >> such as a copy of your driver's license or proof of property

> > >> ownership. The second issue goes to the request itself. The

statute

> > >> does not require us to compile or create records. Further,  
some of

> > >the

> > >> information you are requesting may be confidential under FERPA

> > >(Family

> > >> Education Rights and Privacy Act) and/or HIPPA (Health  
Insurance

> > >> Portability and Privacy Act), both federal statutes. The first

> > >thing we

> > >> need to do is resolve the citizenship issue. Please submit

> > >additional

> > >> proof that you are a Tennessee citizen.

> > >>

> > >>

> > >> On Oct 8, 2007, at 11:46 AM, Glenna DeRoy wrote:

> > >>

> > >> > Mr. Hays,

> > >> >

> > >> > I submitted a request for public records in the athletics

> > >> >department

> > >> > Sept. 20 and just wanted to check its status. Is there

anything

> > >else

> > >> > you need from me? Can I answer any questions for you?

> > >> >

> > >> > Thanks so much for your help,

> > >> >

> > >> > Glenna DeRoy

> > >> >

> > >> >

> > >> > John David Hays, J.D., Ed.D.

> > >> > Assistant Legal Counsel

> > >> > Middle Tennessee State University

> > >> > Cope Administration Building 202

> > >> > Murfreesboro, Tennessee 37132

> > >> > (615) 898-5991 (o)

> > >> > (615) 898-5383 (f)

> > >> > (615) 653-5821 (c)

> > >>

> > >> "Great spirits have always found violent opposition from  
mediocre

> > >> minds."

> > >> ---Albert Einstein  
> > >>  
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