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FOIA 25-139 — Board of Commissioners appeal decision

Delta County Board of Commissioners · letter dated August 20, 2025 · denial upheld

Request number: 25-139
Date: August 20, 2025
From: John Malnar, Chair, Delta County Board of Commissioners
Subject: determination of the appeal from the denial of FOIA 25-139

The letter

Transcribed in full from the released copy. The recipient's name and address are redacted. No wording has been added or removed.

DELTA COUNTY BOARD OF COMMISSIONERS
Administration Office, 310 Ludington St., Escanaba, Michigan 49829
Phone: 906-789-5100 · Fax: 906-789-5197

August 20, 2025

REDACTED
REDACTED

Re: FOIA # 25-139

Dear REDACTED,

This letter is a response to your appeal of the denial of your Freedom of Information Act (FOIA) request #25-139. Your request was initially denied because the response excluded records that the Delta County FOIA Coordinator determined were deemed to not exist.

Your appeal was received at a regularly scheduled meeting of the Delta County Board of Commissioners on August 5, 2025. The Board determined to uphold the disclosure denial at the special meeting on August 18, 2025.

Sincerely,

[signature]
John Malnar, Chair
Delta County Board of Commissioners

Delta County is an equal opportunity provider and employer.

What the letter does not address. The office took a ten-business-day extension on the ground that it needed to review “a voluminous amount of separate and distinct public records,” then certified that the requested records do not exist. The Board's letter does not mention the extension, does not describe any search, does not identify an exemption under MCL 15.243, and does not explain how a volume-based extension is consistent with a certificate of nonexistence. It records no vote count and cites no agenda item.