



LAW OFFICES

Burch, Porter & Johnson, PLLC
130 North Court Avenue
Memphis, TN 38103
Phone: 901.524.5000
Fax: 901.524.5024
bpjlaw.com

Writer's Direct Dial No. (901) 524-5154
E-mail address: dgoodman@bpjlaw.com

May 18, 2021

MuckRock News
Attn: Mr. Dave Maass & Ms. Olivia Ali
411A Highland Avenue
Department MR 103477
Somerville, Massachusetts 02144-2516

RE: April 21 Tennessee Public Records Act ("TPRA") Request

Dear Mr. Maass & Ms. Ali:

This law firm serves as counsel to the Town of Collierville ("Town"). The Town is in receipt of MuckRock News' April 21 request (see enclosed) for copies of certain records pursuant to the TPRA. This shall serve as the Town's response to the subject request.

As an initial matter, requests for copies of public records pursuant to the TPRA must be submitted on the appropriate TPRA form. Tenn. Code Ann. § 10-7-503(a)(7)(A)(ii). Muck Rock News has failed to do this.

Likewise, the TPRA "only provides a statutory right of inspection of public records to Tennessee citizens." Op. Tenn. Att'y Gen. No. 16-47, 2016 WL 8224372 (2016). As an entity, Muck Rock News cannot be a Tennessee citizen for TPRA purposes. And the Town has been provided no proof that any individual requestor is a Tennessee citizen.

More importantly, however, Public Chapter 201, recently enacted into law by the Tennessee Legislature, provides that automatic license plate reader system data and information is "confidential and shall not be open for inspection by members of the public."

For all of these reasons, the Town will not be able to produce any records that might otherwise be encompassed by the subject TPRA request.

Sincerely,

BURCH, PORTER & JOHNSON, PLLC


David E. Goodman, Jr.