



DUANESBURG CENTRAL SCHOOL DISTRICT

133 School Drive
Delanson, NY 12053

07/12/2023

Jackson Parker

MuckRock News
DEPT MR 142285
263 Huntington Ave
Boston, MA 02115

Re: FOIL Request for Records Related to Communications with American Academy of Pediatrics and Council on School Health (Duanesburg Central School District)

Dear Jackson Parker:

This will respond to your June 28, 2023 appeal of the determination made by Jeffrey Rivenburg, the Duanesburg Central School District's Records Access Officer, regarding your earlier New York State Freedom of Information Law ("FOIL") request. Please be advised that I have reviewed your initial FOIL request dated March 6, 2023, Mr. Rivenburg's determination dated June 27, 2023, as well as the basis of your appeal as set forth in your June 28, 2023 email appeal.

Based on my review, I have determined that your initial FOIL request was properly denied as overly broad because the request failed to identify any person or title that the sought communications or correspondence could be attributable to. The sheer breadth and scope of potentially responsive records supports the District's denial of your request on the basis of its failure to reasonably describe the records being requested and the unreasonable effort and expense imposed upon the District to attempt to fulfill this overly broad request. Therefore, I have determined it is reasonable to follow the advisement of the Committee on Open Government that "it is unreasonable to require an agency to review thousands of records that may contain a particular search term or terms in response to a Freedom of Information Law request. (*See* FOIL-AO-18949 [Aug. 20, 2012]).

However, in your appeal you slightly refined your request to:

"on multiple occasions (Mar 9, 2020, Jun 26, 2020, June 28, 2020, Aug 5, 2020, Sep 28, 2020, Dec 30, 2020, Jan 27, 2021), materials were sent from Anita Murphy of BOCES to Jeffrey Ziegler and James Niedermeier with materials and guidance from or with reference to the American Academy of Pediatrics (AAP)."

In response to this refinement, your request is granted. The District did search for records responsive to the dates and sender you identified and have enclosed herewith the responsive records. If you would like to further refine your request the District will again search for any responsive records.

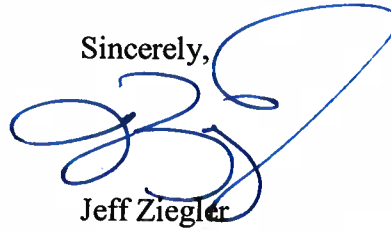
Pursuant to FOIL and District Policy 3310, if you are dissatisfied with this final determination, you may appeal the decision to the NYS Supreme Court located in Schenectady County, New York.

Phone: (518) 895-2279

Fax: (518) 895-2626

Additionally, in accordance with New York State Public Officers Law § 89(4), a copy of your appeal and this response is being forwarded to the New York State Committee on Open Government.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Ziegler', with a large, sweeping flourish extending upwards and to the right.

Jeff Ziegler
Interim Superintendent of Schools
Duanesburg Central School District

cc: Department of State
New York State Committee on Open Government
One Commerce Plaza
99 Washington Ave.
Albany, New York 12231