

State Representative  
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Chair:  
Business Affairs & Labor  
Committee  
Member:  
Judiciary Committee  
Legislative Audit Committee

August 28, 2007

**COLORADO**  
**HOUSE OF REPRESENTATIVES**  
STATE CAPITOL  
DENVER  
80203

Trey Rogers  
Chief Legal Counsel, Governor's Office  
State of Colorado  
200 East Colfax Avenue  
Denver, CO 80203

**FACE THE STATE**

Dear Mr. Rogers:

This communication is a follow-up to our conversation this morning, August 28, regarding an open records request that the Governor's office received from Andy McElhany and or the republican party.

I understand that the focus of the request is information on the organizing of employee unions in state government. I also understand that your office may be in possession of all or part of a work product drafted for me by legal services during the 2007 legislative session, regarding this issue. This product is confidential as provided by statute (24-72-202 sub.6.5 and 2-3-505 sub.2) and cannot be released without my permission. Senator McElhany is aware of the statutory provisions regarding confidentiality.

Therefore, I am denying any response to a request for the above stated information regarding my work product. I ask that it not be released in whole or in part by the Governor or his representatives.

Sincerely,

Rosemary Marshall  
State Representative  
House District 8

RM:kdn

cc Governor Bill Ritter, Mary Kay Hogan

