

January 27, 2014

Via Email  
Kelly Kohls

Re: Records Request

Dear Kelly:

I am writing in response to your request for the following:

*Copies of all lists of parents, students or alumni taken from school property by Molly Wray, used by Molly Wray for personal communications, or provided to Molly Wray. This request includes all fields of data in such lists such as (but not limited to) name, address, phone number, email address, etc.*

As you are aware, Ms. Wray unfortunately decided to use protected student information under R.C. §3319.321 and FERPA 20 USC 1232g for personal use.

The Administration of the Springboro Community City School District discussed this matter with Ms. Wray and disciplined Ms. Wray in the matter they believed was appropriate.

Ms. Wray's personal emails that have nothing to do with the business, functions, etc. of the District are not a "record" of the District, and therefore do not have to be provided pursuant to a public records request. Because Ms. Wray's personal emails may contain the information you seek are not District records, the request is denied. R.C. §149.43

Further, Ms. Wray's impermissible use of protected student information does not make the protected student information now public information or public record. The protected student information is still just that, protected.

Therefore, pursuant to the above reasons and supporting citations, your request is denied. If you have further questions or concerns regarding this matter, please do not hesitate to contact me.

Very truly yours,

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Terrah Floyd, Treasurer

cc: Todd Petrey, Superintendent (via email)