

**STATE OF COLORADO**  
**Department of State**  
1700 Broadway  
Suite 250  
Denver, CO 80290

---



**Mike Coffman**  
**Secretary of State**

**William A. Hobbs**  
**Deputy Secretary of State**

---

November 15, 2007  
SENT VIA EMAIL – [alkolwicz@qwest.net](mailto:alkolwicz@qwest.net)

Al Kolwicz  
Colorado Voter Group  
2867 Tincup Circle  
Boulder, CO 80305

Re: Your Colorado Open Records Act (“CORA”) Request of September 11, 2007

Dear Mr. Kolwicz:

In the Department’s October 8, 2007 letter to you, we listed the specific responsive documents available for your inspection. In addition, we informed you that other responsive records are available on the Secretary’s web site. We also informed you of records that will not be made available for public inspection, and the legal grounds for withholding those records. Finally, we advised you that, many of the documents you requested are included in the RFP, contract, system rollout/training plan and user agreements.

We previously advised you that other portions of your request are for information and explanations that do not currently exist in the form of specific written records, specifically, requests #5, #6 and #7. In addition, with respect to various specific items listed under requests #2 and #3, it would appear that the Department does not have records that exist in the specific form you listed.

In other words, Mr. Kolwicz, you continue to ask us to confirm that records do not exist as you have categorized them. However, this is not quite that simple because there are some records which are clearly responsive to some of your requests and may be reasonably interpreted as also being partially responsive to your other requests. For example, item #3(m) requests “SCORE specifications to include: . . . How the eligibility of each prospective voter is verified including citizenship and residency.” Documents that we are making available to you (such as the original core system requirements and the system rollout and training plan) may include relevant material. However, you will need to make that judgment. We have tried to make available to you the documents that might be responsive, but you will need to judge for yourself whether they are in fact what you specifically had in mind.

We would like to make one other clarification. In our October 8 letter to you, we explained that the current system requirement, as modified through a series of working sessions, cannot be released to you under the terms of the contract concerning project artifacts and intellectual property rights. For the same reason, we are unable to release Saber’s training guide at this

time. These materials are being withheld pursuant to section 24-72-204 (3)(a)(IV), C.R.S., concerning trade secrets and confidential commercial data.

In my October 24 letter to you, we extended the deadline for you to make an appointment to inspect the records from October 16 to November 16. As I stated previously, if we do not hear from you by that date, we will assume that you are withdrawing your request to inspect those records.

Sincerely,

A handwritten signature in black ink, appearing to read 'Richard Coolidge', written over the printed name.

Richard Coolidge  
Communications Director