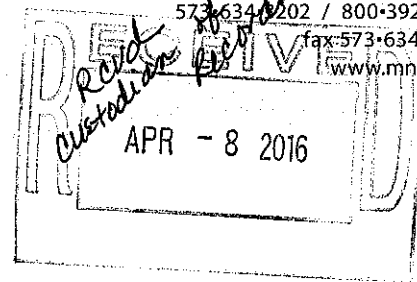




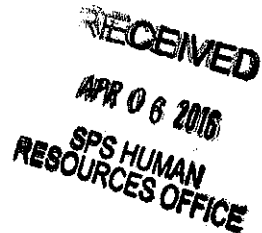
Headquarters
1810 East Elm Street
Jefferson City, MO 65101
573-634-2202 / 800-392-0236
fax: 573-634-5646
www.mnea.org



March 31, 2016

Revised Letter

Springfield R-XII
1359 E. St. Louis
Springfield, MO 658023409



To Whom It May Concern:

This is a request for public records under the Missouri Sunshine Law, Chapter 610, Revised Statutes of Missouri.

Missouri National Education Association is requesting the list of 2016 Springfield R-XII retirees, including the retirees' email addresses and home mailing addresses. Please send the responsive records in electronic format to Pam Koetting at Pam.Koetting@mnea.org or by regular mail to Pam Koetting, MNEA, 1810 East Elm St., Jefferson City, MO 65101.

MNEA is willing to pay reasonable expenses for copies. This list will be held in confidence and will only be used for MNEA membership purposes.

Thank you for your prompt response to this request.

Sincerely,

Charles E. Smith
President, Missouri NEA



Helping today's kids fill tomorrow's promise.

John E. Jungmann, Ed.D.
Superintendent

April 14, 2016

Ms. Pam Koetting
Missouri NEA
1810 East Elm Street
Jefferson City, MO 65101

Dear Ms. Koetting:

This letter will respond to the letter from Mr. Charles E. Smith dated Friday, March 31, 2016, which was received in my office on Friday, April 8, 2016. Your request asks for certain public records pursuant to the Missouri Sunshine Statute as follows:

“....the list of 2016 Springfield R-XII retirees, including the retirees’ email addresses and home mailing addresses.”

In order to be subject to disclosure under the Missouri Sunshine Law, documents must constitute “public records” of the “public governmental body.” In the case of the School District of Springfield, R-12, the “public governmental body” is the Board of Education for the School District of Springfield, R-12. The term “public governmental body” also includes certain other defined entities, including:

“(e) Any committee appointed by or at the direction of any of the entities and which is authorized to report to any of the above-named entities, any advisory committee appointed by or at the direction of any of the named entities for the specific purpose of recommending, directly to the public governmental body’s governing board or its chief administrative officer, policy or policy revisions or expenditures of public funds . . .”

The term “public records” is defined in Section 610.010(6) RSMo. as follows:

(6) “Public record”, *any record*, whether written or electronically stored, *retained by or of any public governmental body* including any report, survey, memorandum, or other document or study *prepared and presented to the public governmental body* by a consultant or other professional service paid for in whole or in part by public funds; provided, however, that personally identifiable student records maintained by public educational institutions shall be open for inspection

by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years. *The term "public record" shall not include any internal memorandum or letter received or prepared by or on behalf of a member of a public governmental body consisting of advice, opinions and recommendations in connection with the deliberative decision-making process of said body, unless such records are retained by the public governmental body or presented at a public meeting.*" [emphasis added]

Generally, the District will not provide you with any public documents which may be encompassed by your request and which are closed records under the Sunshine Law, Section 610.021 RSMo.

With this explanation in mind, the Board responds as follows to your request:

Attached you will find the list of 2016 Springfield R-XII retirees to date. We are unable to provide the email and mailing addresses as those are considered personnel records.

Sincerely,

Kathy L. Looten
Executive Office Liaison/District Records Custodian

cc: Ransom A Ellis, III