



# Maricopa County Attorney

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June 16, 2008

## VIA HAND DELIVERY

Sally Scott, Conservator  
State Bar of Arizona  
4201 N. 24th Street, Suite 200  
Phoenix, Arizona 85016-6288

Dear Ms. Scott:

This letter is to request that you, as Custodian of Records for the State Bar of Arizona, make available for inspection certain records. If you are not the Custodian of Records, please forward this request to the appropriate person and inform me of the identity of the proper Custodian of Records. This request is made pursuant to Rule 123 of the Arizona Rules of the Supreme Court. Rule 123 applies to the State Bar of Arizona pursuant to Rule 32(a)(1) of the Arizona Rules of the Supreme Court.

In the event that any records requested are "closed" or not available for inspection, it is your duty to provide me with a privilege log indicating the reason for the records being "closed", inclusive of a reference to any statute, case, rule or administrative order upon which reliance was placed.

To the extent that any records I have requested contain public information that would otherwise be closed, pursuant to Rule 123(c)(2)(c), it is your duty to redact all confidential information from the record unless release of the entire record is prohibited by law. Moreover, it is your duty to provide to me with a disclosure that the records were redacted, inclusive of a description of the nature and length of the matters contained therein. I also request the legal authority for any and all redactions.

The following records are hereby requested:

1. Any and all written communications and/or electronic communications, including but not limited to letters, notes, emails, or records reflecting phone messages, between bar counsel, including but not limited to Robert Van Wyck, and any current or former member of the State Bar Board of Governors or other Bar official regarding any State Bar investigation, inquiry or complaint, from June 16, 2006 to June 16, 2008 (this does not include communications solely among bar counsel).
2. Any and all written communications and/or electronic communications, including but not limited to letters, notes, emails, or records reflecting phone messages, between or among any current or former member of the State Bar Board of Governors or other Bar officials regarding any State Bar investigation, inquiry or complaint, from June 16, 2006 to June 16, 2008 (this does not include communications solely among bar counsel).
3. Any and all written communications and/or electronic communications, including but not limited to letters, notes, emails, or records reflecting phone messages, between or among any current or former member of the State Bar Board of Governors or other Bar officials and any other person regarding any State Bar investigation, inquiry or complaint, from June 16, 2006 to June 16, 2008 (this does not include communications solely among bar counsel).

Pursuant to Rule 123, I anticipate receiving your response to my request by July 7, 2008. However, if you determine that my request cannot be granted by July 7, 2008, I expect your written explanation of the nature of the delay or the reason for denying my request, including, if applicable, the specific federal, state or other statute, law, court or administrative order or rule that is the basis of that delay or denial by the same date. Should you have any questions about my request, I can be reached at (602) 506-3170. Thank you in advance for your cooperation.

Sincerely,



Mike Anthony Scerbo  
Public Information Officer  
Maricopa County Attorney's Office

cc: Daniel McAuliffe, Robert Van Wyck