



MORTON COUNTY SHERIFF'S DEPARTMENT



Kyle L. Kirchmeier, Sheriff

205 First Avenue NW Mandan, ND 58554
Phone (701) 667-3330 Fax (701) 667-3463
Corrections Phone (701) 667-3318 Fax (701) 667-3216

To: Steve Horn

Re: Your request for records

Requested Records¹:

The 9-1-1 call audio and/or an incident report (and any other related files/videos/documents) pertaining to this week's Philem McAleer/Magdalena Segieda incident which took place on October 18 at the Standing Rock Camp.

- Attached are the records you requested.
- The records you requested cannot be provided because no such records exist OR the requested records are not records of this agency.
- To the extent requested/other records may exist, the records are/would be confidential or exempt in entirety, under Public Health and Security Plans Exception, N.D.C.C. § 44-04-25.²
- To the extent requested/other records may exist, the records are/would be confidential or exempt in entirety, under Criminal Intelligence Information and Criminal Investigative Information, N.D.C.C. § 44-04-18.7.³

¹ A public entity does not have to convert its records to another format, create or compile records that do not exist, or obtain records originating from another public entity that it does not have in its possession. A public entity has no obligation to respond to questions about its duties and functions or to explain the content of its records.

² Portions of the records, information, surveys, communications, and consultations used to procedure the plans relating to protection of the public or public officials against threats of violence.

³ Information with respect to an identifiable person or group of persons compiled by a criminal justice agency in the course of conducting a criminal investigation of a specific act or omission or collected by a criminal justice agency in an effort to anticipate, prevent, or monitor possible criminal activity.

To the extent requested/other records may exist, the records are/would be confidential or exempt in entirety, under Records of Juvenile Court Supervisors and Probation Officers and Law Enforcement and Correctional Employees, N.D.C.C. § 44-04-18.3.⁴

The estimated cost for the requested records is \$ _____, calculated as follows:

| | |
|---|----------|
| _____ pages @ 25¢ per page | \$ _____ |
| _____ other copies @ \$ _____ each | \$ _____ |
| _____ hours for locating the records @ \$25/hr each [after the first hour] | \$ _____ |
| _____ hours for redacting the records @ \$25/hr each [after the first hour] | \$ _____ |

Estimated costs are payable *in advance*. We do not waive estimated costs. When we receive a cashier's check/money order to " _____," we will begin work on your request.

- If we do not receive payment/hear from you within ten (10) days from today's date, we will assume you have withdrawn your request.
- Your request did not provide sufficient information for us to identify specific records. We cannot comply with your request without clarification.
- Your request did not reasonably identify a record/records.

⁴ Any telephone number, home address, work schedules, and information containing personal records.