

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

ZIVA BRANSTETTER and BH MEDIA
GROUP, INC. d/b/a TULSA WORLD,

Plaintiffs,

v.

MARY FALLIN, in her official capacity as
GOVERNOR OF THE STATE OF
OKLAHOMA; MICHAEL C.
THOMPSON, in his official capacity as
COMMISSIONER OF THE OKLAHOMA
DEPARTMENT OF PUBLIC SAFETY,

Defendants.

Case No. CV-2014-2372
Judge Bryan Dixon

**NOTICE TO THE COURT REGARDING
COMPLIANCE WITH ORDER OF DECEMBER 9, 2016**

COMES NOW the Oklahoma Attorney General's Office, pursuant to this Court's Order of December 9, 2016 regarding privileged documents.

BACKGROUND

1. On October 26, 2016, Plaintiffs filed their "Motion for *In Camera* Review and to Compel the Disclosure of Records Improperly Withheld in Whole or in Part in Response to Plaintiffs' Open Records Act Requests," (hereinafter the "Motion"). That Motion sought certain documents from Defendant, Oklahoma Department of Public Safety (DPS).

2. Attached as page 22 to the Motion was "Appendix A," which outlines the pages of documents which Plaintiffs argue should be released to them by DPS without redactions.

3. Certain pages of the items listed in Appendix A contain information over which a privilege or confidentiality is asserted by the Oklahoma Attorney General’s Office (OAG), a non-party to this litigation.

4. On December 9, 2016, the Court ordered Defendant, DPS to (among other things) notify OAG of “Appendix A” and inquire as to whether or not non-party OAG “desires to raise a privilege” as to the documents listed in “Appendix A.”

PRIVILEGE AND CONFIDENTIALITY

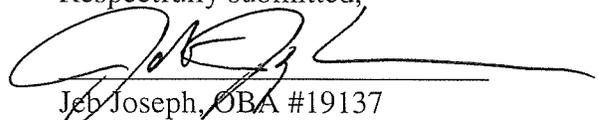
Pursuant to the Court’s December 9, 2016 Order, OAG hereby notifies the Court of the following table outlining continuing assertions or privilege and/or confidentiality as to certain documents identified in “Appendix A.”

Appendix A Page Reference	Line(s)	Privilege(s) and/or Confidentiality Asserted
406	13-15	Attorney-client communication Attorney work-product doctrine
417	15-16	Attorney-client communication Attorney work-product doctrine
418	16-21	Attorney-client communication Attorney work-product doctrine
	20	Confidential under Title 22 Okla. Stat. § 1015(B)
	23-25	Attorney-client communication Attorney work-product doctrine
419	1-4	Attorney-client communication Attorney work-product doctrine
	6-8	Attorney-client communication Attorney work-product doctrine
421	6-7	Attorney-client communication
	9	Attorney-client communication
	11-15	Attorney-client communication
	26	Attorney-client communication
422	1-2, 5	Attorney-client communication

		Attorney work-product doctrine
428	21-24	Attorney-client communication
433	16-24, 26	Attorney work-product doctrine Confidential under Title 22 Okla. Stat. § 1015(B)
434	1-8	Attorney work-product doctrine Common interest privilege
	9-12	Attorney-client communication Attorney work-product doctrine
	15-25	Attorney-client communication
	26	Confidential under Title 22 Okla. Stat. § 1015(B)
435	1	Confidential under Title 22 Okla. Stat. § 1015(B)
1669	15-26	Attorney work-product doctrine Confidential under Title 22 Okla. Stat. § 1015(B)
1670	1, 3-6, 11-12, 17-22, 24-25	Attorney work-product doctrine Confidential under Title 22 Okla. Stat. § 1015(B) Attorney-client communication
1671	3-16	Attorney work-product doctrine Confidential under Title 22 Okla. Stat. § 1015(B) Attorney-client communication
1678	1-4, 9-15	Attorney-client communication
1682	12-23, 25-26	Attorney-client communication
1683	1-4	Attorney-client communication

Should the Court require further information regarding these designations of privilege and/or confidentiality, the OAG is available to provide such information or input as the Court requests.

Respectfully submitted,



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CERTIFICATE OF SERVICE

This is to certify that on December 22, 2016, a copy of the above and foregoing document was placed into the U.S. Mail, postage prepaid, to:

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