

MARY ALDOUS
First Assistant

CHASE CLAYTON
Chief - Criminal Division



RAETHELLA JONES
Chief - Civil Division

DARRELL COLLINS
Chief Investigator

TOM SELLECK

CRIMINAL DISTRICT ATTORNEY BRAZORIA COUNTY

November 30, 2020

Via Electronic Mail: publicinformation@dolcefino.com

Wayne Dolcefino
3701 Kirby
Suite 560
Houston, Texas 77098

**RE: Request for Information Submitted to Brazoria County, Texas
Brazoria County Reference No. 20-2984**

Dear Mr. Dolcefino:

On November 13, 2020, Brazoria County received the attached request for public information. Your request was provided to the Brazoria County Criminal District Attorney's Office. The District Attorney's Office reviews all requests made under the Texas Public Information Act on behalf of Brazoria County.

Your request lists four categories of information you seek. Our office needs clarification of your third and fourth requests as described below to accurately identify any responsive information and process your request.

Request 3

Your third request seeks "[a]ny e-mails, sent or received including attachments detailing complaints from residents about flooding between August 23, 2017 to September 3, 2017." First, please clarify your intended meaning of the term "complaints." Specifically, please identify (1) the County official(s), office(s), and/or department(s) to which the complaints were directed, (2) the type of complaint(s) you seek information on (for example, criminal, environmental, or other type), and (3) what individual(s) or entity(ies) were the subject of the complaints (the County, other governmental entities, or specific resident(s) or entity(ies)).

Second, as the County was experiencing widespread flooding during the timeframe you reference, please clarify the meaning of the phrase "about flooding." Specifically, please identify the area(s) of the County to which your request applies and what aspect(s) of the flooding served the basis of the resident's complaints.

COUNTY COURTHOUSE, 111 E. LOCUST, SUITE 408A, ANGLETON, TEXAS 77515

Angleton Area
(979) 864-1230

Brazosport Area
(979) 388-1230

Houston Area
(281) 756-1230

Fax-Criminal Division
(979) 864-1525

Fax-Civil Division
(979) 864-1712

Mr. Wayne Dolcefino
November 30, 2020
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Request 4

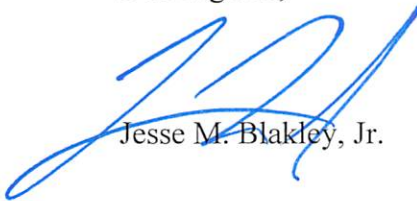
Your fourth request seeks “[a]ny County funded report post Hurricane Harvey detailing response to Hurricane Harvey and flooding issues during the storm including but not limited to the Phillips 66 plant.” First, please clarify your intended meaning of the phrase “response to Hurricane Harvey and flooding issues during the storm.” Specifically, please identify (1) the County official(s), office(s), and/or department(s) that would have issued the report you seek, and (2) which aspect of the County’s “response to Hurricane Harvey and flooding issues” the report applies.

Second, please clarify the meaning of the phrase “County funded report.” Specifically, please clarify for whom the report was created and any other information about the report you seek that would assist the County in locating information responsive to your request.

Thank you in advance for providing this additional information. Please note that, if our office receives no written response by the 61st day after the date of this letter, your request for public information will be considered withdrawn. *See* TEX. GOV’T CODE § 552.222(d).

If you have any questions, please contact our office.

Best regards,



Jesse M. Blakley, Jr.

JB/kc

Enclosures: Copy of Request

Karri Castellow

From: Public Information <publicinformation@dolcefino.com>
Sent: Friday, November 13, 2020 4:41 PM
To: pia request; Matt Sebesta
Cc: Wayne Dolcefino; Teresa Easter; Legal Investigation
Subject: November 13, 2020 - Public Information Request - Emails, Phone Records, Report
Attachments: 2020-11-13-BRAZORIA COUNTY-EMAILS,PHONE RECORDS.pdf

Hello,

Please review the following, which is an attachment of a formal request pursuant to the Texas Public Information Act. Please review the request and respond as soon as possible, but no later than the tenth business day per Section 552.221(a) of the Texas Public Information Act.

If you have any questions please do not hesitate to contact Ashley Estes at this email or by phone at (713) 360-6911 ext 1007.

Sincerely,
- Ashley Estes
Dolcefino Consulting
3701 Kirby, Suite 560
Houston TX 77098
O: 713-360-6911

This message has been prepared or disseminated using resources owned by Brazoria County and is subject to the County's policies on the use of County provided technology. E-mail created or received through the County's computer system by any County employee or official may be considered a public record, subject to public inspection under the laws of the State of Texas.



DOLCEFINO CONSULTING

November 13, 2020

Matt Sebesta Jr.
111 E. Locust St.
Angleton, TX 77515

via email: matts@brazoria-county.com
via CMRRR

Brazoria County District Attorneys Office
111 E. Locust Room 408A
Angleton, TX 77515

via email: piarequest@brazoria-county.com
via CMRRR

Dear Sir or Madam,

This will serve as a formal request for records under provisions of The Public Information Act, Texas Government Code Chapter 552. Dolcefino Consulting authorizes payment for production of records sought as detailed below. **Digital production of documents is preferred.** You may redact any information made confidential under state law.

Dolcefino Consulting seeks the following:

1. PDF copies of the original detailed phone records for Judge L.M Matt Sebesta Jr, Steve Rosa, and Commissioner David Linder on any device which Brazoria County business is conducted, redacted to exclude personal phone calls and any other information made confidential under state law, between August 23, 2017 and September 3, 2017. This request includes actual copies of text and photo messages.
2. Any e-mails, sent or received including attachments between County Officials and the Phillips 66 plant between August 23, 2017 to September 3, 2017.
3. Any e-mails, sent or received including attachments detailing complaints from residents about flooding between August 23, 2017 to September 3, 2017.
4. Any County funded report post Hurricane Harvey detailing response to Hurricane Harvey and flooding issues during the storm including but not limited to the Phillips 66 plant.

The Texas Public Information Act requires that you "promptly produce" the requested records unless, within 10 days, you have sought an Attorney General's Opinion.

If you have any questions or need additional information, please contact Ashley Estes at publicinformation@dolcefino.com or by phone at 713-360-6911 ext. 1007.

Respectfully,

Wayne Dolcefino
Dolcefino Consulting
HOUSTON

3701 Kirby, Suite 560
Houston, Texas 77098

AUSTIN

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publicinformation@dolcefino.com



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