



STATE OF NEW YORK
EXECUTIVE CHAMBER
ALBANY 12224

August 14, 2007

Mr. James M. Odat, Reporter
Times Union – Capitol Bureau
Box 7340
State Capitol
Albany, NY 12224

Dear Mr. Odat:

This letter is to acknowledge that on or about July 10, 2007, this office received your Freedom of Information Law ("FOIL") request for records through the end of June 2007 that "identify the use of the state aircraft by Gov. Eliot Spitzer, Lt. Gov. David Paterson, Comptroller Thomas DiNapoli, Senate Majority Leader Joseph Bruno, Assembly Speaker Sheldon Silver, Assembly Minority Leader James Tedisco and Senate Minority Leader Malcolm Smith."

I understand that you have already received responsive records for the months of January through May 2007. After a thorough review of our files, I have located thirty-four (34) pages of documents or portions of documents that are responsive to your request for records for the month of June. Certain portions of these documents are exempt from disclosure pursuant to Public Officers Law § 87(2)(b) or (f) because access to this information would constitute an unwarranted invasion of personal privacy or could endanger a person's life or safety.

Under the Public Officers Law, you have the right to photocopies of these documents at a cost of twenty-five cents (\$.25) per page. Because there are less than forty pages of such documents, we are waiving the fee and have enclosed the documents.

Pursuant to the provisions of Public Officers Law § 89(4), you have thirty (30) days to take a written appeal of this determination. The designated appeals officer is Terryl Brown Clemons, First Assistant Counsel to the Governor, at the above address.

Very truly yours,

Mariya S. Treisman
Assistant Counsel to the Governor
Records Access Officer

