

January 26, 2021

VIA EMAIL (tony@adlawllc.net)

Anthony DeSisto, Esquire
Anthony DeSisto Law Associates, LLC
450 Veterans Memorial Parkway, Suite 103
East Providence, RI 02914

Re: CRMC File #2017-12-086/Perry Raso (the "Applicant")

Dear Mr. DeSisto:

With respect to the above referenced matter, please find enclosed the following supplemental exhibit for Applicant's rebuttal scheduled for hearing on January 29, 2021:

- Rhode Island Department of Environmental Management's Response to Access to Public Records Request, dated January 26, 2021. This exhibit is admissible under R.I.G.L. § 42-35-10 and Rule 902(5) of the Rhode Island Rules of Evidence.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



ELIZABETH MCDONOUGH NOONAN
enoonan@apslaw.com

cc: Christian F. Capizzo, Esq. (*via e-mail*)
John Boehnert, Esq. (*via e-mail*)
Dean J. Wagner, Esq. (*via e-mail*)
Jeff Willis (*via e-mail*)
Lisa Turner (*via e-mail*)
Leslie D. Parker, Esq.

EXHIBIT



RHODE ISLAND
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE / DIVISION OF CUSTOMER AND TECHNICAL ASSISTANCE
235 Promenade Street, Room 260
Providence, Rhode Island 02908

January 26, 2021

Christine DiBiase, Esq.
1 Citizens Plaza, 8th
Providence, RI 02903

Re: Access to Public Records Request Pursuant to R.I. Gen. Laws Section 38-2-1

Dear Attorney DiBiase:

This office is in receipt of your request received January 20, 2021 pursuant to the *Access to Public Records Act*, R.I. Gen. Laws Chapter 38-2, to inspect and/or copy certain public records.

Please be advised that your request has been Denied Denied in Part Redacted

Please be advised that it is necessary to deny your request for any and all documents relating to accident data of aquaculture facilities in: Point Judith Pond, Potter Pond, Green Hill Pond, Ninigret Pond (Charlestown Pond), and Quonochontaug Pond for the following reason(s):

- Requested records are not maintained by the department
- Requested records do not exist
- Requested records are exempt from disclosure pursuant to R.I. Gen. Laws §38-2-2(4)(A)(I)(a) as privileged Attorney/Client communication
- Requested records have been redacted pursuant to R.I. Gen. Laws §38-2-2(4)(A)(I)(b)
- Other-

You have the option of appealing this denial to the Director of the Department of Environmental Management, in her capacity as the Chief Administrative Officer, 235 Promenade Street, Providence, RI 02908. In the event of a final determination by the Director denying access to particular documents, a complaint may be made to the Attorney General or the Providence Superior Court pursuant to R.I. Gen Laws Sections 38-2-8 and 38-2-9.

Should you have any questions or if I may be of further assistance, please do not hesitate to contact me at 401-222-4700, extension 77307.

Very truly yours,

Angela M. Spadoni
File Review Coordinator