



State of South Carolina Office of the Governor

NIKKI R. HALEY
GOVERNOR

1205 PENDLETON STREET
COLUMBIA 29201

December 15, 2015

VIA ELECTRONIC DELIVERY

Mr. Jeremy Borden
Journalist
borden.jeremy@gmail.com

Dear Mr. Borden,

Our office received your revised Freedom of Information Act request for the following:

1. "[C]opies of all communication, including but not limited to email, memos or any other written communication, including but not limited to email, memos or any other written communication, to and from Gov. Nikki Haley and her office, including staff members within the office, in the period from June 16-30, 2015[, which] ... shall be limited to:
 - a. "Only correspondence pertaining to the Charleston shooting and the Confederate flag.
 - i. "All internal [G]overnor's [O]ffice emails, outgoing and incoming correspondence among Gov. Nikki Haley and [G]overnor's [O]ffice staff.
 - ii. "Only incoming email, letters and other correspondence from those outside of the [G]overnor's [O]ffice should be provided, with two exceptions:
 1. ... "[A]ll emails and any other written correspondence, including text messages, memos and emails, directly to and from Gov. Nikki Haley to any party inside or outside of South Carolina government. No responses to parties outside of South Carolina government need to be provided from [G]overnor's [O]ffice staff.
 2. "All correspondence between Gov. Nikki Haley and among and between the [G]overnor's [O]ffice staff to and from specific outside parties: Tim Pearson, Jon Lerner, Matt Moore, Reince Preibus, Sean Spicer, Paul Bennecke and Dave Rexrode.
2. ... "[C]opies of Gov. Haley's full public and internal calendar for the same time period."

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Our office has identified records responsive to Subitem (1)(a)(ii), Subitem (1)(a)(ii)(1) and Item (2). Our office has not identified records responsive to Subitem 1(a)(i) or Subitem (1)(a)(ii)(2).

With regard to the identified records, our office will provide any and all records in our possession that are responsive to your request, subject to any exemptions or redactions as allowed pursuant to Section 30-4-40(a) of the South Carolina Code of Laws or as is otherwise exempt from disclosure by statute or regulation or prohibited from disclosure by court order.

Due to the high volume of Freedom of Information Act requests received by the Governor's Office and the significant costs associated with producing the requests, our office will charge a reasonable cost for searching and copying records as allowed pursuant to Section 30-4-30(b).

Pursuant to Section 30-4-30(b), our office will charge a reasonable cost for compiling and copying records as follows: At this time, our office has located at least an estimated 4,855 records. For compilation of these records, our office calculates the total cost to be estimated at \$991.09, which includes an estimated \$485.50 for copies (approximately 4,855 pages at ten cents per page) and an estimated \$505.59 for staff time (approximately 14 hours and 5 minutes to search and copy records at an average hourly wage of \$35.90).

However, due to the widespread, national public interest of these issues, our office has chosen to waive the charge for more than 14 hours of staff time spent searching and compiling records as allowed by Section 30-4-30(b) (a reduced charge is appropriate where waiver of the fee is determined by the agency to be in the public interest). Accordingly, we have waived the cost of staff time and will only assess a reduced cost for copies of records.

The total estimated cost our office will charge is \$242.75, for which a deposit of \$100.00 is required to proceed. Please provide payment by check, made payable to the "Office of the Governor" and delivered or mailed to the following address:

Office of the Governor
c/o Holly Pisarik, Chief Legal Counsel
1205 Pendleton Street
Columbia, South Carolina 29201

Once the deposit has been received, we will finish compiling records and determine a final cost. We will notify you as soon as a final cost has been determined. Should you choose to narrow your request, please do so in writing.

Sincerely,



Holly G. Pisarik
Chief Legal Counsel

HP/rs