

From: Law Office of Carmen Rodriguez
Sent: Wednesday, September 02, 2020 3:46 PM
To: OConnor, Joanne M. <JOConnor@jonesfoster.com>
Subject: RE: City of Delray Beach - Demand for Public Records to George Gretsas

Dear Joanne,

Thank you for your correspondence dated September 1 relating to public records for the City of Delray Beach. Mr. Gretsas has been more than happy to cooperate with the City's public records obligations and has corresponded with Katerri Johnson and provided her with access to all records available to him.

Since your letter does not make reference to any specific records, I want to address a few areas that have come to our attention. Recently, Ms. Gelin wrote and requested copies of certain communications that she alleges Mr. Gretsas has sent since his suspension. As your letter so correctly states, however, "as a result of his suspension, Mr. Gretsas has been precluded from performing any duties, services or functions on behalf of the City and no action taken by him can be deemed to bind the City." Thus, we can agree that any communications Mr. Gretsas may have had from his personal devices after the date of his suspension would not be in his official capacity and none of those communications therefore constitute public records. As to communications prior to his suspension, the City is in possession of all his City emails and any emails from his Gmail account that were public records, have already been provided to Katerri Johnson. Any paper documents that existed were left in his office. He has no public records that the City is not already in possession of. As to cmdbmac@mydelraybeach.com, you are incorrect to refer to this as an account that he "created." This account was set up by the IT department and the IT department established the password(s) for that account. All details relating to that account should be stored within the IT department. Here are the only passwords that he has in his possession.

Ggretsas@mydelraybeach.com

Password

[REDACTED]

Delray Beach Account

gretsas@mydelraybeach.com

[REDACTED]

Bluejeans

Ggretsas@mydelraybeach.com

[REDACTED]

Anything else that was created by the IT department, including the Apple ID, iCloud, WiFi were on a sheet of paper on his desk. They were not created by him and he did not store anything on them. If the City would like to reset a password and you would like his cooperation, he would be happy to assist with that. Again, he no longer has access to this account (or any other City account) and has no access to account information. If we can assist further on this issue, please do not hesitate to contact me.

Since you are writing to us about public records, I am taking this opportunity to, in-turn, request your assistance. Mr. Gretsas has made several public records requests of his own, many of which are long outstanding. These records are critical to his ability to defend himself and to prepare for the upcoming public hearing as required by Due Process. We note with interest that Mr. Gretsas has personal knowledge that public records requests were typically responded to in a very short period of time and with little expense to the requester during his tenure there. Unfortunately, neither of these things have been true as to his public records requests. They remain outstanding for an unreasonably long period of time and he is quoted a large fee. Attached is a list of his outstanding records requests. Can you please assist us so that the requests are finally and reasonably produced? Since you are writing on behalf of the City as to public records, please allow this to serve as our 5 day notice as to these outstanding requests. Again, please feel free to follow up with me so that we can quickly and efficiently resolve the City's records issues as well as those of Mr. Gretsas.

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