



# NEZ PERCE COUNTY

## BOARD OF COUNTY COMMISSIONERS

1225 Idaho Street  
P.O. Box 896  
Lewiston, Idaho 83501-0896  
(208) 799-3090  
FAX (208) 799-3149

June 25, 2025

Corey Switzer  
coreyswitzer@gmail.com

Re: Public Records Request

Mr. Switzer:

We are providing you with an estimate of the potential cost to respond to your Public Records Request, in compliance with Idaho Code §74-102(10)(b)(i), (ii), (iii) and 74-102 (10)(e).

Nez Perce County Information Systems was able to gather **1,320 emails** that were “sent or received by” Trae Turner within Nez Perce County’s email system between January 1, 2021 and April 28, 2025.

Per Nez Perce County Prosecutor’s Office, it would take roughly two (2) minutes per email to read, review, and approve/deny/redact each email. Extrapolating that two minutes to just Mr. Turner’s emails would result in **2,640 minutes**. That comes out to **44 hours**.

It would be safe to assume that in that same time period, Justin Coleman and April Smith (the Elected Prosecutor and the Chief Deputy Prosecutor of Nez Perce County, respectively) would have, conservatively, at least three times as many emails in the County’s custody as Mr. Turner, who is not employed by Nez Perce County. That number comes out to **3,960 emails**.

Applying two minutes for reading, reviewing, and approving/denying/redacting those emails yields a total of **7,920 minutes**. That comes out to **132 hours**. Adding the figures together yields a total of **5,280 emails** and **10,560 minutes (176 hours)**.

Nez Perce County Prosecutor’s Office has reviewed your fee waiver request, and is denying it, pursuant to I.C. §74-102(10)(f)(i) and (ii). Your request did not sufficiently explain how your access to the emails requested, especially given the highly confidential and privileged nature of communications to and from the elected prosecutor and his chief criminal deputy, would “contribute significantly to the public’s understanding of the operations or activities of the government.”

Additionally, your request seems to be “primarily in the individual interest of the requester, including, but not limited to, the requester’s interest in litigation in which the requester is or may become a party[.]”

Pursuant to I.C. §74-102(10)(e), “If a request requires redactions to be made by an attorney who is employed by the public agency, the rate charged shall be no more than the per hour rate of the lowest paid attorney within the public agency who is necessary and qualified to process the public records request.”

Much, if not most, of the information in those emails would be privileged and/or exempt information, requiring redaction.



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Nez Perce County Deputy Prosecutor I, the lowest paid attorney employed by Nez Perce County, earns a loaded hourly rate of **\$49.62**. Multiplying **\$49.62** by **176 hours equals \$8,733.12**. To proceed with your request, please remit **\$8,733.12** to Nez Perce County Commissioners, 1230 Main Street, 3<sup>rd</sup> Floor, Lewiston, Idaho 83501. In the event that there is any balance remaining after processing your request, Nez Perce County will refund you the balance.

To the extent that anything in this response is construed to be a denial or partial denial of your Public Records request, you are advised that pursuant to Idaho Code § 74-115 you may petition the District Court of the Second Judicial District in and for the County of Nez Perce for an Order compelling the agency to make the information available in accordance with Idaho Code §§ 74-102 through 74-114, and 74-124. Such petition must be filed within 180 days of your receipt of this notification.

Sincerely,

BOARD OF COUNTY COMMISSIONERS

DOUGLAS W. HAVENS, Chairman

JOSEPH B. GISH, Member

HANNAH LIEDKIE, Member

BoCC/sac