

From: Brad Branham <bbranham@ashevillenc.gov>
Sent: 4/29/2022 11:22:11 AM
To: Sandra J W Brown <sandorajwbrown@gmail.com>
Cc: Debra Campbell <dcampbell@ashevillenc.gov>, councilgroup <AshevilleNCCouncil@ashevillenc.gov>
Subject: Re: Sunshine Records request
Attachments: [IMG_0782.jpeg](#), [IMG_0816.jpg](#)

Ms. Brown,

HIPPA actually only applies to medical providers. Local governments are bound by a different set of confidentiality laws. We have very limited subsets of records which do not have to be produced. In any case, most records are required to be offered in response to a request unless there is a specific statutory exemption. I'm afraid, in this case, I don't believe one exists.

Brad R. Branham
City Attorney
City of Asheville
P.O. Box 7148
Asheville, NC 28802
828-259-5614

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On Fri, Apr 29, 2022, 10:58 AM Sandra J W Brown <sandorajwbrown@gmail.com> wrote:

Good morning Mr. Branham,

I appreciate your condolences. I should have included you in the initial email but I thank you for getting back to me so quickly.Â

Iâ€™ve only written the city government on a few occasions and have no problem at all with any of the other exchanges being made â€œpublicâ€.Â

The only concern I have with this misuse of a records request forum is regarding the photographs (if not the written exchange) directly of and involving my late husband, Gregory Brown, and his medical treatment.Â

Since the pphotographs were taken during his last hospitalization (which ended with his death) would that particular exchange be protected under federal HIPPA law?Â

I have sought legal counsel regarding his medical treatment as well as filed a formal complaint with the NC Attorney Generalâ€™s office.Â

Does this change anything? I see several requests where the government has denied Sunshine Requests on their website.Â

Regards,
Sandra JW Brown- WAVL Resident
aka: Sandora JW Brown

On Fri, Apr 29, 2022 at 7:28 AM Brad Branham <bbranham@ashevillenc.gov> wrote:

Good morning, Ms. Brown,

My name is Brad Branham, the Asheville City Attorney. First of all, please allow me to express my sincere condolences for your husband and your family's loss. I fully understand and sympathize with your request regarding the images you provided. However, North Carolina law specifically requires the city to produce any and all documents in its possession in response to a public records request for the same. The content of emails, communications, or other records are only relevant in very limited circumstances. In all other cases, anything we receive or produce must be shared as part of a public records request or the city becomes immediately liable and out of compliance with our North Carolina legal requirements under the Public Records Act.Â

I'm happy to answer any questions you may have about this, but our options are very restricted by State law in this regard.

Brad R. Branham
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828-259-5614

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On Thu, Apr 28, 2022, 5:13 PM Sandra J W Brown <sandorajwbrown@gmail.com> wrote:

Ms. Wisler,

Thank you for your condolences.Â

I found this on the Sunshine Requests webpage.Â

I feel it is very appropriate to askÂ to redact that specific personal communication/photographs concerning my late husband, Gregory Brown.Â

Regards,

Sandra JW Brown- WAVL residentÂ

aka: Sandora JW Brown

Who should I contact if I think there are results of requests that have been improperly disclosed or should be redacted?

The results of all Completed requests are published on our site, and have been provided to Sunshine Request directly by the disclosing government agency (government entity).

Sunshine Request's [policy](#) in situations involving an alleged improper disclosure is to refer you to the disclosing agency (government entity). If any party feels that an alleged improper disclosure has taken place, please contact the disclosing agency (government entity) directly.

If the disclosing agency, after a review of your case, determines that confidential information was improperly disclosed, and notifies us of such disclosure, we will then be able to review your case.

On Thu, Apr 28, 2022 at 4:51 PM Gwen Wisler AVL City Council <gwenwisler@avlcouncil.com> wrote:

Ms Brown:

First, I am very sorry for your loss. I really don't know that the City can decline to respond to a public records request under the law.

Best,

Gwen Wisler

On Apr 28, 2022, at 4:34 PM, Sandra J W Brown <sandorajwbrown@gmail.com> wrote:

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To all this will concern;

I was made aware that a Sunshine Records request was made for all of my communications with the City of Asheville government. I was also made aware that this request was made by someone who has been harassing me and others online as of late.

There is no sane reason this person is requesting my communications and photographs with your offices. I am not a public figure. I am not running for any kind of public office. I never plan on running for any public office. I am a "regular" citizen, living within the city limits of Asheville, while she is not.

As part of her "inquiry", she demanded all of my photographs to be included in my correspondence with you. As some of you are aware, I contacted you, as well as a few county commissioners, two years ago in regards to the horrendous care my husband received in his last days of Life at the hands of his employer, Mission Health/HCA.

There is ABSOLUTELY NO REASON to make these photographs or that particular correspondence public, nor send them to an individual that is abusing the Sunshine Request service for personal amusement while at the same time she ridicules and condemns others for doing such. (See below photo for just one example because there are several more).

If you release ANY of the photographs of my late husband, Gregory Brown, while he was in his last days of his Life, it WILL directly affect MY family and our teenaged daughters that I am now raising alone since his Death in January of 2020.

I don't care that anyone knows what else I have sent you folks ASIDE from the seriously disturbed and morbid request she has made by wanting photographs of my dead Husband.

This person is well aware of my family's loss. It makes me ill.

I am requesting that those photographs of my husband and/or documentation photos while he was inpatient at HCA AND that particular email exchange be redacted from this juvenile records request.

It isn't appropriate. At all.

The Sunshine Request is included below.

Regards,
Sandra JW Brown, WAVL resident
aka: Sandora JW Brown



Asheville Citizen Times

Apr 15 · 🌐



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Kim is a calculating, manipulating liar who has sold out her constituents and her colleagues on her quest for power and fame. For example, Kim misuses Sunshine Request, her old comrade Patrick Conant's app, to stalk and harass her critics. She's vindictive and no different than every other pathologically narcissistic politician.

The only appetites Esther has are for blood and more real estate money she funnels into her bank accounts and law firm.

1w Like Reply

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Notifications



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Â Hello City of Asheville, NC Government (Records Officer),

I'd like to make a multi-part public records request for the following information under NC Public Records Law.

Ref: https://www.ncleg.net/enactedlegislation/statutes/html/bychapter/chapter_132.html

Once you receive this request, please do not send me a reply back asking whether I'd like to further clarify or narrow the scope. I'm telling you now that I do not wish to further narrow the scope of the following request:

A) Please provide all written and electronic communications between anyone named Sandra Brown and the City of Asheville during the specific time period of 01/01/2010 through 04/14/2022 (or as of the date the query is performed).

B) Please provide all written and electronic communications between anyone named Sandora JW Brown and the City of Asheville during the specific time period of 01/01/2010 through 04/14/2022 (or as of the date the query is performed).

Where applicable " Please include all .PDFs, files, attachments, videos, hyperlinks, photos, etc. that are indicated within the responsive records. For example: A .PDF that is an attachment within an email or text record, should also be provided as an accompanying file.

Things like emails and text messages already exist in a digital format (electronic medium). Therefore, you should be able to provide those records as requested under NC Public Records Law. You should also be able to provide these records in an electronic format such as Google Drive link, Dropbox folder, emailed response, .PDF, CD / Flash drive (if necessary), or other electronic format.

** If you are unable to fulfill any or all parts of this request, please specifically cite where a reason for denial is justified under NC Public Records Law. **

Thank you for your assistance!

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