

**INTRADPARTMENTAL CORRESPONDENCE**

**TO:** Sgt. Mike Christenson  
**FROM:** Holly Ziegenhorn  
**DATE:** October 30, 2014  
**RE:** Criminal Charges Pending

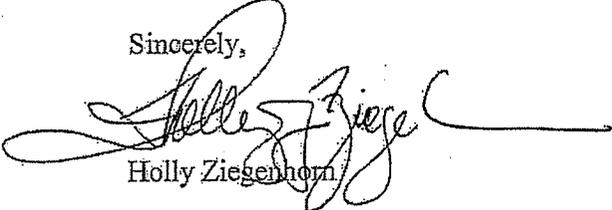
This intradepartmental correspondence is to notify you, per West Valley City Police Policy 1010, that criminal charges were filed against me on October 27, 2014 by West Valley City.

I have not received anything from West Valley City Police Department or West Valley City advising me of their actions to pursue criminal charges against me, but I have verified criminal proceedings against me to be true, and even though I have not yet been officially notified via in person, mail, email, or by telephone, I have received several requests from criminal defense attorneys wanting to represent me on pending Court Case No. 141703827 West Valley City v. Holly Ziegenhorn.

Also attached is a GRAMA Request, which I have completed requesting copies of any and all documents regarding West Valley City's internal affairs investigations, as well as any additional investigation(s) which lead to West Valley City filing criminal charges against me. Please advise what the costs are so I can pay for them asap.

Thank you!

Sincerely,

  
Holly Ziegenhorn

WEST VALLEY CITY POLICE DEPARTMENT  
RECORDS REQUEST

3575 S. Market St.  
West Valley City, UT 84119  
(801) 963-3226

① Court case No  
② C14-047 141703827  
③ C14-050  
④ AG 2014580

LAST NAME: ZIEGENHORN FIRST: Molly MI: J

ADDRESS: 6317 W. Rodeo Way CITY: HERRINGMAN UT ZIP: 84096

DATE OF BIRTH: (MM/DD/YYYY) 12 / 04 / 1970

DAYTIME PHONE# (801) 209-7623 HOME # (801) 209-7623

CELL # (801) 209-7623 DATE OF REQUEST: 10/30/14 TIME: 1:06 PM

RECORDS REQUESTED: (case numbers, if possible) 1A files a Attorney

General's investigation for or on behalf of WVC

Total # of Reports 7 RE: 1A - C14-047 + C14-050  
Court Case No. 141703827 Information/citation

REASON WHY I AM REQUESTING THESE RECORDS: charges filed against me by WVC notified via mail need from attys wanting to represent me.

**PLEASE READ THE FOLLOWING BEFORE SIGNING THIS REQUEST**

Your request for records will be processed in accordance with the requirements of the Government Records Access Management Act (GRAMA), 63-2-101 et. Seq., Utah Code. Your request will be handled as soon as reasonably possible, but may take up to ten business days to be granted.

The records that may be provided to you, subsequent to your request, may contain information that is classified as "Protected", and will be edited in accordance with GRAMA and may only be disclosed under certain circumstances. 63-2-2-2 (U.C.A.) I understand that there is no charge to view a record.

I agree to pay a fee of \$15.00 (per report) to cover the actual cost of research and duplicating a record if copies are requested. This fee is subject to change if extensive research and copies are requested.

Requester's Signature: [Signature] Date: 10/30/14

FOR DEPARTMENT USE ONLY - DO NOT WRITE IN THIS AREA

I.D.  Paid \$  Fee Waived By: \_\_\_\_\_ Date: \_\_\_\_\_  
Report(s) to be:  Mailed to above location  Will pick up  Date Promised

Reviewed by \_\_\_\_\_ Authorized release by \_\_\_\_\_ Date \_\_\_\_\_  
Request Denied: (Restricted by & Reason)

Report(s) released: \_\_\_\_\_ Mailed to Requester  In Person  FAX   
Clerk's Signature: \_\_\_\_\_ IBM# \_\_\_\_\_ Date: \_\_\_\_\_



WEST VALLEY CITY  
Unity · Pride · Progress

Office of the City Attorney

November 19, 2014

Detective Holly Ziegenhorn  
[holly.ziegenhorn@wvc-ut.gov](mailto:holly.ziegenhorn@wvc-ut.gov)

Re: GRAMA request dated October 30, 2014

Dear Detective Ziegenhorn:

On October 30, 2014, you submitted a GRAMA request seeking "IA files and Attorney General's investigation for or on behalf of WVC" including IA File C14-047 and C14-050. On November 13, 2014, you were provided a copy of IA file C14-047. You then requested additional documentation from Captain Sandquist pertaining to that file and the related Attorney General's investigation. Captain Sandquist is in the process of fulfilling that additional request for information.

You have been provided with all documents responsive to your request for IA File C14-047. As to the Attorney General's investigation, Captain Sandquist has, or is in the process of, providing you with documents relating to that investigation. The City does not possess the Attorney General's file of the investigation. You will have to seek those documents from the Attorney General's office.

You received a letter notifying you that the allegations set forth in that IA case 14-050 were not sustained. Based on that, your request for a copy of that file is denied on the grounds that the information you have requested is classified as private and protected pursuant to U.C.A. 63G-2-302(2)(d)(records containing data on individuals the disclosure of which constitutes a clearly unwarranted invasion of personal privacy); and U.C.A. 63G-2-305(10)(a) and (b)(records created or maintained for civil, criminal or administrative enforcement purposes or discipline if release of the records reasonably could be expected to interfere with investigations or enforcement proceedings).

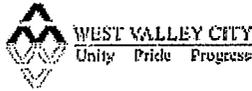
You have the right to appeal the City's response to your GRAMA request to Wayne Pyle, City Manager, 3600 Constitution Blvd., West Valley City, UT, 84119, within 30 days. Your notice of appeal must be in writing. It must include your name, mailing address, a daytime telephone number and explanation of what relief you are seeking. You may also include any supporting information with your notice of appeal.

Very truly yours,

Martha S. Stonebrook  
Public Safety Attorney

Attachments

cc: Eric Bunderson, City Attorney



Barbara Holtry <barbara.holtry@wvc-ut.gov>

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## WVC response to your GRAMA request

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Holly Ziegenhorn <holly.ziegenhorn@wvc-ut.gov>

Wed, Dec 3, 2014 at 3:26 PM

To: Wayne Pyle <Wayne.Pyle@wvc-ut.gov>

Cc: Barbara.Holtry@wvc-ut.gov, Eric Bunderson <Eric.Bunderson@wvc-ut.gov>, bret@bretrowson.com, Martha Stonebrook <martha.stonebrook@wvc-ut.gov>

Dear Wayne:

Good Afternoon. I submitted a Grama Request on October 30, 2014 to West Valley City Internal Affairs through Sgt. Mike Christenson. On November 19, 2014, I received a letter via email from Martha Stonebrook stating I could not have a copy of C14-050 and C14-055 (which is related to C14-047) because it is considered private and protected citing U.C.A. 63G-2-302(2)(d) (other records containing data on individuals the disclosure of which constitutes a clearly unwarranted invasion of personal privacy.) and 63G-2-305(10)(a) and (b) (records created or maintained for civil, criminal or administrative enforcement purposes or discipline if release of the records reasonably could be expected to interfere with investigations or enforcement proceedings.) Neither of which applies in my situation.

I am not sure why this request would be considered a "clearly unwarranted invasion of personal privacy" when said internal affair's investigations are about myself and my alleged actions and it clearly does not apply to U.C.A. 63G-2-305(10)(a) and (b) because these internal affair's investigations have been unsubstantiated and therefore the release of said records would not interfere with investigations or enforcement proceedings.

Per Mrs. Stonebrook's instructions, I am appealing this decision to you. (see attached email/letter regarding same.)

I am asking that you overturn this decision by advising the proper individual(s) and/or department(s) to give me a complete copy of Internal Affairs Investigations C14-050 & C14-055 (which is related to C14-047). Thank you!

Holly Ziegenhorn  
holly.ziegenhorn@wvc-ut.gov  
6317 West Rodeo Way  
Herriman, Utah 84096  
(801)209-7623

[Quoted text hidden]

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 WVC response to HZiegenhorn 10-30 GRAMA request.pdf  
66K

December 10, 2014

Holly Ziegenhorn  
[Holly.Ziegenhorn@wvc-ut.gov](mailto:Holly.Ziegenhorn@wvc-ut.gov)

RE: Your GRAMA Appeal Dated December 3, 2014

Dear Holly:

I have received your GRAMA request dated December 3, 2014. After careful review of the law and the documents, *I am denying your appeal*. Your request, if granted, would allow the release of internal affairs documents into the public realm; that is, once released, those documents would no longer be protected by GRAMA. This sets a precedent that all IA files be public. I am sure you can understand why that result is unacceptable to West Valley City.

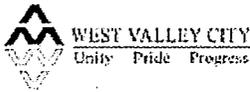
Your argument that files should be made public because they are unsubstantiated also fails to persuade me for the same reasons, unsubstantiated claims should always be protected, as making such files public would expose our officers to public scrutiny for claims we have deemed not valid. As to your other argument, even though you believe that the "clearly unwarranted invasion of personal privacy" does not pertain to you, the investigations also touch on other employees who do have privacy concerns.

Pursuant to West Valley City Municipal Code §3-16-502, you may appeal this determination to the City Council, in writing, no later than 30 calendar days after my denial.

Very truly yours,

Wayne T. Pyle  
City Manager

cc: J. Eric Bunderson, City Attorney  
Lee Russo, Police Chief  
Martha Stonebrook, Public Safety Attorney  
Sheri McKendrick, City Recorder



Barbara Holtry <barbara.holtry@wvc-ut.gov>

**Re: Appeal to Receive Copies of IA Personnel Files on Myself**

3 messages

**Eric Bunderson** <eric.bunderson@wvc-ut.gov>

Mon, Dec 29, 2014 at 9:48 AM

To: Sheri McKendrick <sheri.mckendrick@wvc-ut.gov>, Barbara Holtry <Barbara.Holtry@wvc-ut.gov>

Let's do the 20th since we are are doing two million things this month. I'll have Barb double check to make sure we have all the files.

E

On Mon, Dec 29, 2014 at 8:43 AM, Sheri McKendrick <sheri.mckendrick@wvc-ut.gov> wrote:

Eric -

In looking at the Code and calendar, we can schedule this on Jan. 13th or Jan. 20th to meet the no sooner than 15 days and no later than 30 days requirement for the appeal hearing. Do you have a preference?

Also - please look at the attachments and forward any other documents that I may need to include in the Council's packet.

Thanks -  
Sheri

----- Forwarded message -----

From: **Holly Ziegenhorn** <holly.ziegenhorn@wvc-ut.gov>

Date: Tue, Dec 23, 2014 at 10:34 AM

Subject: Appeal to Receive Copies of IA Personnel Files on Myself

To: Sheri McKendrick <Sheri.McKendrick@wvc-ut.gov>

Cc: bret@bretlawson.com, nate@nelsonjoneslegal.com

December 23, 2014

Dear Ms. McKendrick:

This email is in response to Wayne Pyle's and Martha Stonebrook's declination for myself to receive copies of recent IA Personnel Files on myself. I have been advised to send my Appeal request to you to forward to the West Valley City Council. I am requesting a public hearing that can be on the record regarding this appeal. Please advise when I may be added to the agenda. Thank you!

I have included a copies of Martha Stonebrook's Response to my Grama Request, My Appeal letter to Mr. Pyle and his response to my appeal letter. Thank you for your assistance with this.

Holly Ziegenhorn  
6317 West Rodeo Way  
Herriman, Utah 84096  
(801)209-7623 Personal Cell  
(801)509-1600 Business Cell

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WEST VALLEY CITY  
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City Recorder's Office

December 31, 2014

Holly Ziegenhorn  
6317 West Rodeo Way  
Herriman UT 84096

Dear Ms. Ziegenhorn:

Please be advised that a hearing regarding your appeal of the City Manager's denial of a records request is scheduled before the City Council at their regular meeting to be held on **January 20, 2015**, at **6:30 P.M.**, or as soon thereafter as business permits. The meeting will be held in the Council Chambers at West Valley City Hall, 3600 S. Constitution Boulevard, West Valley City, Utah.

If you have any questions, please call me at 801-963-3203 or e-mail [sheri.mckendrick@wvc-ut.gov](mailto:sheri.mckendrick@wvc-ut.gov).

Sincerely,

Sheri McKendrick, MMC  
City Recorder

cc: Mayor & City Council  
Wayne T. Pyle, City Manager  
Eric Bunderson, City Attorney