



DAVE YOST

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Redactions to James Gross case file:

- **Social Security number (SSN) redacted.** Rationale: The release of social security numbers is prohibited by state and federal law. 5 U.S.C. § 522(a); *State ex rel. Beacon Journal Publ'g v. City of Akron*, 70 Ohio St.3d 605, 607 (1994-Ohio-6). Therefore all Social Security numbers have been redacted from the reports.
- **Driver's license numbers redacted.** Rationale: Driver's license numbers are considered personal information, exempt from disclosure, pursuant to R.C. 149.45(A)(1)(c), and are further protected from disclosure by the Driver's Privacy Protection Act of 1994. 18 U.S.C. § 2741.
- **Law Enforcement and EMS personnel's residential information redacted.** Rationale: Residential and familial information of Law Enforcement and EMS personnel (including residential phone numbers) is not public record pursuant to R.C. 149.43(A)(7)(f).
- **Information and photos obtained from the Ohio Law Enforcement Gateway (OHLEG) database redacted.** Rationale: Information and photos obtained from OHLEG is not a public record pursuant to 109.57(D)(1)(b).
- **Computerized Criminal History (CCH) information redacted.** Rationale: Criminal history, information, and output received from the National Crime Information Center system (NCIC), the Law Enforcement Automated Data System (LEADS), and CCH are not public records and are prohibited from release. R.C. 109.57; O.A.C. 4501:2-10-06. Therefore, all CCH fields have been redacted from the reports.
- **Names of uncharged suspects** names of uncharged suspects have been redacted, pursuant to *State ex. Rel. Rocker v. Guernsey Cty. Sheriff's Office*, 126 Ohio St.3d 224, 2010-Ohio-3228.
- **Autopsy photographs redacted/withheld.** Rationale: Autopsy photos of the decedent are not public records. R.C. 313.10(D). A journalist requester may request to inspect these records, but cannot copy or take notes regarding them.



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- **Photos of the victim at the scene of the death.** Rationale: Due to their highly sensitive nature, photos of the victim at the scene of the death have been withheld. Although there is no legal basis for withholding these photos, we have done so out of respect to the victim and his family. If you require these photos, we ask that you make a separate, specific request for them.
- **Grand jury records removed** – Ohio Criminal Rule 6(E) forbids the release of matters appearing before the grand jury.