



The Commonwealth of Massachusetts
William Francis Galvin, Secretary of the Commonwealth
Public Records Division

Manza Arthur
Supervisor of Records

October 27, 2022
SPR22/2335

Julie A. Ciollo, Esq.
Assistant General Counsel
Massachusetts Bay Transportation Authority
10 Park Plaza, Suite # 7760
Boston, MA 02116

Dear Attorney Ciollo:

I have received the petition of Elizabeth Koh, of the *Boston Globe*, appealing the nonresponse of the Massachusetts Bay Transportation Authority (MBTA) to a request for public records. See G. L. c. 66, § 10A; see also 950 C.M.R. 32.08(1). On July 26, 2022, Ms. Koh requested "...the annual percentages, from FY 22 to FY 18 inclusive, for the following two track condition metrics on heavy rail and light rail separately..."

Claiming to not yet have received responsive records, Ms. Koh petitioned this office and this appeal, SPR22/2335, was opened as a result.

Despite being notified of the opening of this appeal, it remains unclear whether the MBTA has provided a response. Accordingly, the MBTA is ordered to provide Ms. Koh with a response to her request, provided in a manner consistent with this order, the Public Records Law and its Regulations within ten (10) business days. A copy of any such response must be provided to this office. It is preferable to send an electronic copy of this response to this office at pre@sec.state.ma.us. Ms. Koh may appeal the substantive nature of the MBTA's response within ninety (90) days. See 950 C.M.R. 32.08(1).

Sincerely,

A handwritten signature in cursive script that reads "Manza Arthur".

Manza Arthur
Supervisor of Records

cc: Elizabeth Koh