

Exhibit #25

From: [McBride, Angela \[LEGIS\]](#)
To: "Carl Olsen"
Subject: RE: Does Iowa Code Chapter 17A include the Office of Drug Control Policy?
Date: Monday, December 22, 2014 3:07:12 PM

Mr. Olsen:

I understand your question. Sorry, I am not an attorney, and this office cannot provide legal advice. Nonetheless, I asked our legal counsel and we both agreed that it appears the ODCP only to coordinates and monitors drug information for the governor's office. With no administrative rules perhaps they do not consider themselves subject to chapter 17A but it appears the easiest thing to do is to ask them.

Sincerely,

Angie

Angela McBride
Assistant Ombudsman

Office of Ombudsman
1112 East Grand Avenue
Des Moines, IA 50319
Phone: (515) 281-3592
Toll Free: 888-426-6283
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From: Ombudsman
Sent: Monday, December 22, 2014 8:24 AM
To: 'Carl Olsen'
Subject: RE: Does Iowa Code Chapter 17A include the Office of Drug Control Policy?

This is to acknowledge that our office received your e-mail. An Assistant Ombudsman will review your questions or concerns and will notify you of any response or action by our office. You may contact our office in the meantime if you have questions about the status or have additional information to provide us.

Please notify us of any changes in your mailing or e-mail address and telephone number.

Information about our office can be found at the following website:

<http://www.legis.iowa.gov/ombudsman/>

State of Iowa - Office of Ombudsman

Ola Babcock Miller Building, 1112 E. Grand Avenue

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From: Carl Olsen [<mailto:carl-olsen@mchsi.com>]

Sent: Sunday, December 21, 2014 10:27 AM

To: Ombudsman

Subject: Does Iowa Code Chapter 17A include the Office of Drug Control Policy?

Carl Olsen
130 E. Aurora Ave.
Des Moines, Iowa 50313-3654

December 21, 2014

Office of Ombudsman
Ola Babcock Miller Building
1112 East Grand
Des Moines, Iowa 50319

Dear Ombudsman,

I have filed a formal complaint with the Office of Drug Control Policy (ODCP), Pape State Office Building, 215 E. 7th St, Fifth Floor, Des Moines, Iowa 50319, Phone (515) 725-0300, Fax (515) 725-0304. This government agency is abusing its authority and I'm trying to figure out how to obtain redress. I have attached a copy of my complaint to this letter.

I am unsure about the application of the Iowa Administrative Procedures Act to ODCP and I would like to know if I have the right to file for judicial review under Iowa Code Chapter 17A.19(10).

Here is what I know about the agency:

1. ODCP is established by Iowa Code Chapter 80E.
2. ODCP has no administrative rules.
3. ODCP pre-files legislation pursuant to Iowa Code Chapter 2.16.

Iowa Code Chapter 7E deals with executive branch agencies generally, but I'm not sure it provides an answer to my question. Iowa Code Chapter 80E.1(3) states that, "The governor's office of drug control policy shall be an independent office, located at the same location as the department of public safety. Administrative support services may be provided to the governor's office of drug control policy by the department of public safety."

Iowa Code Chapter 17A.1(3) states that, "The purposes of this chapter are: . . . to increase public accountability of administrative agencies; . . . and to simplify the process of judicial review of agency action as well as increase its ease and availability."

Iowa Code Chapter 17A.2(2) states that, " 'Agency action' includes . . . statement of law or policy . . ."

Thank you!

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