**Section 2676.205 Records that Will Be Withheld from Disclosure**

a) Showings of interest submitted to the Agency in connection with petitions in representation cases and materials generated by the Agency's investigations of those showings.

b) Files in pending unfair labor practice, representation and fair share cases.

c) Records in representation cases potentially identifying voters (or non-voters) and the character of their votes in secret ballot elections conducted by the Agency.

d) Affidavits submitted to or prepared by Agency staff in unfair labor practice cases and the identity of the persons giving the affidavits.

e) For other exemptions from FOIA that are stated in FOIA, see Section 7(1) of FOIA.

f) *A record that is not in the possession of the Agency but is in the possession of a party with whom the Agency has contracted to perform a governmental function on behalf of the Agency, and that directly relates to the governmental function and is not otherwise exempt under FOIA, shall be considered a record of the Agency for purposes of* Subpart C. (Section 7(2) of FOIA)