



COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL

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22-ORD-145

June 28, 2022

In re: Dennis Bell/McCracken County Sheriff's Office

Summary: The McCracken County Sheriff's Office ("the Sheriff's Office") violated the Open Records Act ("the Act") when it failed to respond to a request for records.

Open Records Decision

On May 17, 2022, Dennis Bell ("Appellant") submitted a request to the Sheriff's Office to inspect various records related to the issuance and execution of a search warrant involving his vehicle. Having received no response to his request by May 25, 2022, the Appellant initiated this appeal.

Under the Act, a public agency must issue a written response to a request for public records within five business days from its receipt of the request. KRS 61.880(1). By failing to do so, the Sheriff's Office violated the Act.¹

A party aggrieved by this decision may appeal it by initiating action in the appropriate circuit court pursuant to KRS 61.880(5) and KRS 61.882 within 30 days from the date of this decision. Pursuant to KRS 61.880(3), the Attorney General shall be notified of any action in circuit court, but shall not be named as a party in that action or in any subsequent proceedings. The Attorney General will accept notice of the complaint e-mailed to OAGAppeals@ky.gov.

¹ Although the Office sent notice of this appeal to the Sheriff's Office, the Sheriff's Office did not respond to the notice of appeal.

Daniel Cameron
Attorney General

s/James M. Herrick
James M. Herrick
Assistant Attorney General

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Distributed to:

Mr. Dennis Bell
Ms. Jana King
Sheriff Matthew Carter
Sam Clymer, McCracken County Attorney