



COMMONWEALTH OF KENTUCKY  
OFFICE OF THE ATTORNEY GENERAL

RUSSELL COLEMAN  
ATTORNEY GENERAL

1024 CAPITAL CENTER DRIVE  
SUITE 200  
FRANKFORT, KY 40601  
(502) 696-5300

24-ORD-117

May 9, 2024

In re: Glenn Odom/Kentucky Department of Corrections

**Summary:** The Office cannot find that the Kentucky Department of Corrections (the “Department”) violated the Open Records Act (“the Act”) because the Office cannot resolve the factual dispute between the parties.

***Open Records Decision***

On March 25, 2024, inmate Glenn Odom (“Appellant”) submitted a request to the Department for “a copy of the reasons” why he was “placed on Grievance Restriction.” On April 11, 2024, the Appellant initiated this appeal claiming he had yet to receive a response from the Department.

On appeal, the Department asserts that it issued a timely response to the Appellant’s request. As proof, the Department provides a nearly exact copy of the request it received from the Appellant, dated March 25, 2024, and its timely response to that request.<sup>1</sup> The Office has previously found that it is unable to resolve factual disputes between a requester and a public agency, such as whether a requester received an agency’s response to his request. *See, e.g.*, 23-ORD-220; 21-ORD-233. Accordingly, here, the Office cannot resolve the factual dispute between the parties or find that the Department violated the Act.

A party aggrieved by this decision may appeal it by initiating an action in the appropriate circuit court under KRS 61.880(5) and KRS 61.882 within 30 days from the date of this decision. Under 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

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<sup>1</sup> The Department seemingly explains why the Appellant is on “restriction” in its response.

any subsequent proceedings. The Attorney General will accept notice of the complaint emailed to [OAGAppeals@ky.gov](mailto:OAGAppeals@ky.gov).

**Russell Coleman**  
**Attorney General**

/s/ Matthew Ray  
Matthew Ray  
Assistant Attorney General

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Distributed to:

Glenn Odom#219489  
Michelle Harrison  
Ann Smith  
Renee Day