



COMMONWEALTH OF KENTUCKY  
OFFICE OF THE ATTORNEY GENERAL

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24-ORD-236

November 8, 2024

In re: Bryan Brown/Lee Adjustment Center

**Summary:** The Office cannot find that the Lee Adjustment Center (“the Center”) violated the Open Records Act (“the Act”) because the Office cannot resolve the factual dispute between the requester and the agency.

***Open Records Decision***

In a request allegedly submitted to the Center in late September 2024,<sup>1</sup> inmate Bryan Brown (“the Appellant”) sought “a copy of the document(s) that indicates [he has] a pending murder charge out of Belize used as an Administrative Override E on [his] August 27, 2024 classification form.” Having received no response to his request by October 4, 2024, the Appellant initiated this appeal by mail on October 8, 2024.

Under KRS 61.880(1) and KRS 197.025(7), a correctional facility must respond within five business days after receipt of a request for records. On appeal, the Center asserts it did not receive the Appellant’s request until October 8, 2024, and provided the requested records to him on the same date. A copy of the request form provided by the Center shows both a “Received” date stamp and a disposition on October 8, 2024. Because the Office cannot adjudicate disputed issues of fact, such as when an agency received a request to inspect records, the Office cannot find that the Center violated the Act. *See, e.g.*, 22-ORD-010.

A party aggrieved by this decision may appeal it by initiating an 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 emailed to OAGAppeals@ky.gov.

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<sup>1</sup> The Appellant’s copy of the request form bears a “Lee Adjustment Center Mailroom” stamp with a partially illegible date that could be any date between September 20 and 29, 2024.

**Russell Coleman**  
Attorney General

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

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