



## COMMONWEALTH OF KENTUCKY OFFICE OF THE ATTORNEY GENERAL

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25-ORD-126

May 15, 2025

In re: Amanda Kirby/Kentucky State Police

**Summary:** The Office cannot find that the Kentucky State Police (“KSP”) violated the Open Records Act (“the Act”) because the Office cannot resolve the factual dispute between the parties regarding whether the records produced were responsive to the Appellant’s request.

### *Open Records Decision*

Amanda Kirby (“Appellant”) submitted a request to KSP for “any and all records” related to a specific address from January 1, 2006, to May 1, 2024.<sup>1</sup> KSP granted the request and provided responsive records to the Appellant. The Appellant initiated this appeal, claiming she was not “given documents for the requested time frame and address.”

The Office has previously found that it cannot resolve a factual dispute between the parties to an appeal. *See, e.g.*, 22-ORD-010 (declining to resolve a factual dispute that the records received were different from the records requested); 21-ORD-163 (declining to resolve conflicting factual narratives). Here, the Appellant claims she had “been given information after the date range requested and at different addresses.” On appeal, KSP asserts that it “provided [the] Appellant with a copy of all existing, responsive records it possesses[.]” Thus, a factual dispute exists between the Appellant and KSP as to whether the records she received are responsive to her request. The Office cannot resolve this factual dispute. Thus, the Office cannot find that KSP violated the Act.

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<sup>1</sup> The Appellant also submitted a nearly identical request to KSP for “all information and records for calls of service” to the same address for a more concise time period. KSP explained that all records responsive to this request had been produced in response to the Appellant’s other request.

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 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:

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