



COMMONWEALTH OF KENTUCKY OFFICE OF THE ATTORNEY GENERAL

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25-ORD-296

October 2, 2025

In re: Uriah Pasha/Kentucky State Police

Summary: The Office cannot find that the Kentucky State Police (“KSP”) violated the Open Records Act (“the Act”), because the Office is unable to resolve the factual dispute between the parties.

Open Records Decision

On August 18, 2025, inmate Uriah Pasha (“Appellant”) submitted a request to KSP for correspondence or complaints he had mailed to KSP between July 16 and August 18, 2025. On September 4, 2025, having received no response from KSP, the Appellant initiated this appeal.

Under KRS 61.880(1), upon receiving a request for records under the Act, a public agency “shall determine within five (5) [business] days . . . after the receipt of any such request whether to comply with the request and shall notify in writing the person making the request, within the five (5) day period, of its decision.” Here, the Appellant submitted his request to KSP on August 18, 2025, but as of September 4, 2025, he had yet to receive a written response to his request.

On appeal, KSP asserts it did not respond to the Appellant’s request because it never received it. The Complex states that, upon receiving the notice of appeal, it conducted a search of its records but “did not locate any such request from” the Appellant. The Office has routinely found it is unable to resolve factual disputes between a requester and a public agency, such as whether an agency received a request. *See, e.g.*, 24-ORD-184 (holding that the Office cannot resolve the factual dispute as to whether an agency received a request). Accordingly, the Office is unable to resolve the factual dispute between the parties regarding whether KSP received the Appellant’s request or find that KSP violated the Act when it failed to respond to the Appellant’s request within five business days.

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.

Russell Coleman
Attorney General

/s/ Zachary M. Zimmerer
Zachary M. Zimmerer
Assistant Attorney General

#488

Distributed to:

Uriah Pasha, #092028

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