



COMMONWEALTH OF KENTUCKY OFFICE OF THE ATTORNEY GENERAL

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25-ORD-381

December 1, 2025

In re: Leonel M. Martinez/Green River Correctional Complex

Summary: The Office cannot find that the Green River Correctional Complex (“the Complex”) violated the Open Records Act (“the Act”), because the Office cannot resolve the factual dispute between the parties concerning the records provided.

Open Records Decision

Inmate Leonel M. Martinez (“Appellant”) submitted a request to the Complex for the October 6, 2025, “copy of the property shift or any other date that shows that [he] owns a lock with a key.”¹ The Complex granted the request and provided one page of responsive records. The Appellant initiated this appeal because the “property form” he received is not the “property form” he requested.²

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). Here, the Appellant claims the record he received differs from the record he requested. On appeal, the Complex explains that it “provided [the] Appellant with a copy of the requested property sheet.” Thus, a factual dispute exists between the Appellant and the Complex as to whether the record he received is responsive to his request. Ultimately, the Office cannot resolve the factual dispute between the parties and cannot find that the Complex violated the Act.

¹ On appeal, the Appellant raises various issues between the Complex and him, all of which are unrelated to the Act. An open records appeal is not the appropriate forum to resolve issues unrelated to the Act because the Office’s jurisdiction is limited to an agency’s alleged violations of the provisions of the Act. *See* KRS 61.880(2)(a).

² Specifically, the Appellant claims the type of “property form” he requested should include: (1) “a color form”; (2) “long form”; (3) “contain [an] officer signature”; and (4) a “date [and] time.”

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
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/s/ Matthew Ray
Matthew Ray
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Distributed to:

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