



COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL

RUSSELL COLEMAN
ATTORNEY GENERAL

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

26-ORD-154

April 7, 2026

In re: Donna Etherton/Bullitt County Treasurer

Summary: The Bullitt County Treasurer (“the Treasurer”) violated the Open Records Act (“the Act”) when it failed to respond to a request under the Act.

Open Records Decision

On February 25, 2026, Donna Etherton (“Appellant”) submitted a request to the Treasurer seeking records related to a specific “cyber theft” incident. On March 10, 2026, having received no response to her request, the Appellant initiated this appeal.¹

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 a request to the Treasurer on February 25, 2026, and as of March 10, 2026, she had yet to receive a response. The Treasurer has not disputed the Appellant’s claims on appeal.² Therefore, the Office must conclude that Treasurer violated the Act when it did not respond to a request for records.

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

¹ The Appellant claims that she inquired of the Treasurer as to the status of her request, and that the Treasurer “said it was sent to the county attorney.”

² The Treasurer also did not respond to notice of appeal issued by the Office.

any subsequent proceedings. The Attorney General will accept notice of the complaint emailed to OAGAppeals@ky.gov.

Russell Coleman
Attorney General

/s/ Matthew Ray
Matthew Ray
Assistant Attorney General

#193

Distributed to:

Donna Etherton
Kenann Choate
Tammy Baker