



COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL

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26-ORD-194

May 5, 2026

In re: Chad Ragan/City of Covington

Summary: The Office cannot find that the City of Covington (“the City”) violated the Open Records Act (“the Act”) because the Office is unable to resolve the factual dispute between the parties.

Open Records Decision

On March 25, 2026, Chad Ragan (“Appellant”) submitted a request to the City for “all records related to properties owned by [two specific individuals] within the City of Covington” dated between January 1, 2016, and the date of the request. On April 10, 2026, having received no response from the City, the Appellant initiated this appeal.

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.” KRS 61.880(1).

Here, the City claims it did not receive the Appellant’s March 25 request. The Office cannot resolve factual disputes, such as whether a public agency received a request. *See, e.g.*, 23-ORD-071; 23-ORD-005; 22-ORD-216; 22-ORD-148; 22-ORD-125; 22-ORD-100; 22-ORD-051; 21-ORD-163. Thus, the Office cannot find the City violated the Act when it did not respond to a request it claims it did not receive.¹

¹ The City advises the Appellant to re-submit a written request, containing the addresses of the properties for which he wants records, and provides a mailing and email address to which he can submit the 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.

Russell Coleman
Attorney General

/s/ Matthew Ray
Matthew Ray
Assistant Attorney General

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Distributed to:

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