



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-234

May 26, 2026

In re: Roberto Roldan/Louisville Metro Government

**Summary:** The Louisville Metro Government (“Metro”) violated the Open Records Act (“the Act”) by failing to respond within five business days of receiving a request.

***Open Records Decision***

On February 19, 2026, Roberto Roldan (“the Appellant”) of Louisville Public Media, submitted a request to Metro for copies of “[a]ny and all Standard Operating Procedures for Solid Waste Management Services and/or Department of Public Works employees regarding the operation of dump trucks and trucks equipped with knuckle boom cranes” and “[a]ny and all training materials or operation guides for Solid Waste Management Services and/or Department of Public Works employees regarding the operation of dump trucks and trucks equipped with knuckle boom cranes.” On March 16, 2026, the Appellant initiated this appeal, stating that Metro had not provided any records, given any explanation for why it needed additional time to provide the records, or acknowledged receipt of his request.

Under KRS 61.880(1), upon receiving a request for public 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, Metro does not dispute that it received the Appellant’s request via its online platform on February 19 but did not respond to it until after receiving notice of this appeal from the Office. On appeal, Metro does not address its failure to comply with KRS 61.880(1).<sup>1</sup> Thus, Metro violated the Act by failing to send a timely response.

---

<sup>1</sup> In its March 23, 2026, response to this appeal, Metro stated it had provided copies of all existing, responsive records to the Appellant on March 16, 2026, and requested that the Office consider the appeal moot. *See* 40 KAR 1:030 § 6 (“If the requested documents are made available to the complaining party after a complaint is made, the Attorney General shall decline to issue a decision in the matter.”). However, the Appellant objects to his appeal being considered moot because he specifically initiated

A party aggrieved by this decision may appeal it by initiating an action in the appropriate circuit court pursuant to KRS 61.880(5) and KRS 61.882 within 30 days from the date of this decision. Pursuant to 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/ Michelle D. Harrison  
Michelle D. Harrison  
Assistant Attorney General

#220

Distributed to:

Roberto Roldan, Appellant  
Alice Lyon, Assistant Jefferson County Attorney  
Nicole Pang, Assistant Jefferson County Attorney  
Natalie S. Johnson, Assistant Jefferson County Attorney  
Annale Taylor, Assistant Jefferson County Attorney  
Donald Haas, Assistant Jefferson County Attorney  
Michael Spenlau, Assistant Jefferson County Attorney  
Anne Coorsen, Assistant Jefferson County

---

the appeal based on Metro's failure to comply with KRS 61.880(1) by responding timely. Accordingly, the appeal is not moot. *See, e.g.*, 23-ORD-007.