



COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL

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20-ORD-186

November 25, 2020

In re: Stephen Zoglman/Daviess County Board of Education

Summary: The Office of Attorney General is unable to settle disputes between the public and a public agency regarding a claim that the public agency should have produced additional records in response to a request made under the Open Records Act (“the Act”).

Open Records Decision

Stephen Zoglman (“Appellant”) submitted a request to the Daviess County Board of Education (“Board”) seeking copies of all emails exchanged between an identified person and any Board member. The Board responded and produced 2,162 pages of responsive records. Appellant initiated this appeal and claims that he received an email in response to another request submitted to a different agency that the Board should have also produced. He claims this is proof that the Board has not provided all responsive records in its possession.

The Board has not denied Appellant’s request. The Board has produced over 2,000 pages of responsive records. This Office is unequipped to resolve a claim that a public agency should have produced more records than were provided. *See, e.g.,* 20-ORD-100; 19-ORD-234; 19-ORD-083; 03-ORD-61; OAG 89-81. Accordingly, this Office is unable to find that the Board violated the Act.

A party aggrieved by this decision may appeal it by initiating action in the appropriate circuit court pursuant to KRS 61.880(5) and KRS 61.882. Pursuant to

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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.

Daniel Cameron
Attorney General

/s/Marc Manley
Marc Manley
Assistant Attorney General

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Distributed to:

Stephen Zoglman
J. Matthew Robbins