



COMMONWEALTH OF KENTUCKY  
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24-ORD-226

October 15, 2024

In re: William Sharp/Louisville Metro Government

**Summary:** The Louisville Metro Government (“Metro”) violated the Open Records Act (“the Act”) when it did not respond to a request to inspect records.

***Open Records Decision***

On August 29, 2024, William Sharp (“Appellant”) submitted a request to Metro seeking a variety of records related to vehicles that had been “seized or impounded” under LMC<sup>1</sup> §§ 71.20, 71.22, and 71.24. Having received no response by September 18, 2024, the Appellant initiated this appeal.

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.” On appeal, Metro admits it failed to respond to the request because it was originally “misrouted” to the wrong local agency. Accordingly, Metro violated the Act when it failed to issue a timely response within five business days.<sup>2</sup>

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.

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<sup>1</sup> Louisville Metro Code of Ordinances.

<sup>2</sup> Metro states that it has since provided all records responsive to the Appellant’s request.

**Russell Coleman**  
**Attorney General**

/s/ Zachary M. Zimmerer  
Zachary M. Zimmerer  
Assistant Attorney General

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Distributed to:

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