



Police Records Request

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From: Hayden Hodges

04/13/2021

Subject: Kentucky Open Records Act Request: Police Records Request

Mail

To Whom It May Concern:

Pursuant to the Kentucky Open Records Act "Ky.Rev.Stat..Ann. 61.870 to.884", I hereby request the following records:

I request the police report regarding the below-listed incident.

I also request all body-worn camera videos of the below-listed incident.

Incident Details:

Incident Date: 03/20/2021

Suspect Name: Zoe Boatright or Zoe Boatwright

Charge: Driving Under The Influence

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available, or CD-ROM if not.

This request has been mailed. Please provide your response digitally with the email address on this request. Please be sure to enter the email address exactly as it is shown, as I will not receive your response if it is entered incorrectly.

Please do not mail anything to the address listed on this request. This request was submitted via a request tracking service. Please advise me if you need to mail a document via email, and I will provide you with the address to do so.

Thank you in advance for your anticipated cooperation in this matter.

I look forward to receiving your response to this request within three days of your receipt of this letter, as required by the Kentucky Open Records Act.

Respectfully Submitted,

Mr. Hayden Hodges



Subject: Open Records Response

Email

Attached are citation and a copy of KRS 189A.100. Please let me know if you receive this.

Jeremy K. Prince

Chief Deputy

Graves County Sheriff's Office

101 East South Street Suite 3

Mayfield, KY 42066

Office: 270-247-4501

Direct Line: 270-248-7516

Fax: 270-247-7674

"What does it profit a man to gain the whole world and lose his soul?" Mark 8:36



KRS 189A.100

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Boatright Citation

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From: Hayden Hodges

04/19/2021

Subject: RE: Kentucky Open Records Act Request: Police Records Request

Email

Good Afternoon Mr. Prince:

Thank you for your email. KRS 61.168(2) permits disclosure of body-worn camera video upon request unless it meets a certain requirement within the statute.

Additionally, not all parts of the video are exempt from disclosure, even though one part may be.

Pursuant to KRS 61.878(4), the FST video may need to be redacted, but that does not automatically exempt the other parts of the video (booking, transport, etc).



Sincerely,
Mr. Hayden Hodges

From: Graves County Sheriff's Office

04/19/2021

Subject: Re: Kentucky Open Records Act Request: Police Records Request

Email

Per County Attorney John Cunningham this case is also part of an open criminal investigation and the body camera video is exempt from open records request at this time.

Jeremy K. Prince
Chief Deputy Sheriff
Graves County Sheriff's Office

From: Hayden Hodges

04/19/2021

Subject: RE: Kentucky Open Records Act Request: Police Records Request

Email

Good Afternoon,

I have reviewed the exemptions that are permitted pursuant to the Kentucky Open Records Act. However, there is no exemption for an active criminal investigation, unless there is litigation against an agency. Please provide the section of the statute if you believe otherwise.

Please provide the requested records. I will file an appeal with the Attorney General if you either do not provide records or present a valid statute exempting them from disclosure.

Respectfully,
Mr. Hayden Hodges

From: Graves County Sheriff's Office

04/20/2021

Subject: RE: Kentucky Open Records Act Request: Police Records Request

Email

April 20, 2021

Per the Graves County Attorney, we are again citing KRS 189A.100 as well as KRS 61.878 (1) (h) for not releasing the body camera footage. Also, KRS 61.168 (6) (c) also specifically states nothing in this section or KRS 61.169 shall be interpreted to override any provision related to the provisions of KRS 189A.100. If you feel you need to appeal this decision you can contact the Kentucky Attorney General's Office.



Chief Deputy

Graves County Sheriff's Office

101 East South Street Suite 3

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