STATE OF NEBRASKA
Office of the Attorney General
2115 STATE CAPITOL BUILDING
LINCOLN, NE 68509-8920
(402) 471-2682
TDD (402) 471-2682
FAX (402) 471-3297 or (402) 471-4725

JON BRUNING
ATTORNEY GENERAL

DALE A. COMER
ASSISTANT ATTORNEY GENERAL
CHIEF, LEGAL SERVICES BUREAU

November 6, 2012

Ms. Laura A. McCormick
336 Beverly Drive
Omaha, NE 68114

Re: *File No. 12-R-140; Douglas County Juvenile Court; McCormick.*

Dear Ms. McCormick:

This letter is in response to your correspondence dated October 21, 2012, regarding access to various public records. We received your correspondence by email on October 22, 2012, and we considered that correspondence to be a petition for access to public records under the Nebraska Public Records Statutes, Neb. Rev. Stat. §§ 84-712 through 84-712.09 (2008, Cum. Supp. 2010, Supp. 2011). Our response to your petition is set out below.

FACTS

Our understanding of the facts in this instance is based upon your correspondence and the materials you provided to us with it. We have also received some materials from Mr. Raymond J. Curtis II, Court Administrator for the Separate Juvenile Court of Douglas County.

On September 11, 2012, at a meeting of the Douglas County Child and Youth Services Committee, you made a request, "on the record," for various records relating to payment processing, approval and accounting procedures performed by the staff of the Juvenile Court. Subsequently, Mr. Curtis sent you various photocopied materials which you state did not contain the information which you had requested at the earlier meeting. As a result, you made a formal records request for particular records to Mr. Curtis on October 12, 2012. However, as of October 21, 2012, the date of your letter to us, you had still not received the document which you requested. From your petition to us, it appears that the record which you seek is a copy of the memo entitled "Revised Instructions for Submitting Attorney Fees," dated January 20, 2011, which was authored by Mr. Curtis.

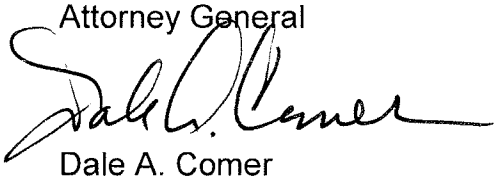
ANALYSIS

On the same day that we received your records petition by email, we received a copy of a letter to you from Mr. Curtis dated October 20, 2012. In that letter, Mr. Curtis indicated that he had attached the memo dated January 20, 2011, which was the object of your records request and your records petition. Therefore, it appears that you were provided with a copy of the document which you asked us to obtain for you. Since you have now received that record, there is no need for further action by this office, and we are closing this file.

If you disagree with the analysis set out above, you may wish to discuss this matter further with your private attorney to discuss what, if any, additional remedies are available to you under the Public Records Statutes.

Sincerely,

JON BRUNING
Attorney General



Dale A. Comer
Assistant Attorney General
Chief, Legal Services Bureau

cc. Raymond J. Curtis II

05-428-30