

STATE OF NEBRASKA
Office of the Attorney General

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DOUGLAS J. PETERSON
ATTORNEY GENERAL

LESLIE S. DONLEY
ASSISTANT ATTORNEY GENERAL

December 19, 2018

Stephanie Piper



RE: *File No. 18-R-134; Jefferson County Attorney's Office, Jefferson County Sheriff's Office; Stephanie Piper, Petitioner*

Dear Ms. Piper:

This letter is in response to your email correspondence, received by this office on December 4, 2018, in which you sought our assistance in obtaining certain public records relating to a September 7, 2018 incident involving Jeffrey Lee Murray. Upon receipt of your correspondence, we notified the officials involved, i.e., Jeffrey P. Goltz, Jefferson County Attorney, and Nels L. Sorensen, Jefferson County Sheriff. We considered your 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 (2014, Cum. Supp. 2016¹), and § 84-712.03 in particular.

Our office has consulted with Sheriff Sorensen on this matter. Sheriff Sorensen has agreed to provide you a copy of the 911 recording and the incident report. However, to the extent other investigatory materials exist involving the incident, those records may be withheld under the exception to disclosure in Neb. Rev. Stat. § 84-712.05(5). With respect to your request for "[t]he gun shot residue testing report from the lab," Sheriff Sorensen advises there is no such record. In addition, Sheriff Sorensen has represented to the undersigned that he will make these records available to you no later than the close of business on December 28, 2018.

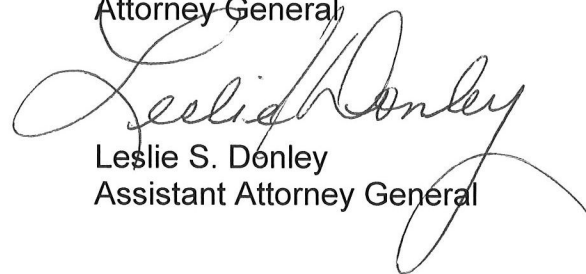
¹ See also 2018 Neb. Laws LB 193; 2018 Neb. Laws LB 859; and 2018 Neb. Laws LB 902.

Stephanie Piper
December 19, 2018
Page 2

Since you will be receiving records which form the basis for your petition, no further investigation or analysis by this office is necessary, and we are closing our file. If you do not receive the records as outlined above, or disagree with the resolution reached in this disposition letter, you are free to pursue the other legal remedies available to you under Neb. Rev. Stat. § 84-712.03 of the Nebraska Public Records Statutes.

Sincerely,

DOUGLAS J. PETERSON
Attorney General



Leslie S. Donley
Assistant Attorney General

c: Sheriff Nels L. Sorensen
Jeffrey P. Goltz

49-2133-29