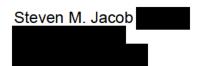


Office of the Attorney General

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MIKE HILGERS ATTORNEY GENERAL LESLIE S. DONLEY
ASSISTANT ATTORNEY GENERAL

October 14, 2025



RE: Public Records Matter Involving the Nebraska Board of Parole

Our File No. 20251112

Dear Mr. Jacob:

This letter is in response to your public records petition dated September 15, 2025, and received by this office on September 22.1 You have requested our assistance in obtaining certain records from the Nebraska Board of Parole (Board). We forwarded your petition to Board Chair Janee Pannkuk and requested a response, which we received on September 30. We considered your petition and the information we received from the Board under the Nebraska Public Records Statutes (NPRS), Neb. Rev. Stat. §§ 84-712 to 84-712.09 (2024). Our findings are set forth below.

By letter dated August 25, 2025, you requested the following records from the Board:

[D]ocuments that show when the Board had notice of parole hearings published for the following three offenders: (1) Douglas L. Rhodes, (2) William McMillian, and (3) Benjamin Brock. These three offenders would have been paroled sometime between 1970 and 1975.

Ms. Pannkuk responded to your request by letter dated September 9. She indicated that notices from the 1970s were kept in the office and with the Nebraska State Historical Society (NSHS). She informed you "we do not provide this information to the

Please note we are resending this letter due to an issue we encountered with the original mailing on October 7, 2025.

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offender who is asking for this information for someone other than themselves." She also informed you how to obtain a transcript of your own parole hearing in the future.

You are challenging the Board's response on several grounds, including the timeliness of the response and the Board's refusal to produce records that were published in the newspaper. You also note you did not request, nor are you interested in, obtaining a transcript of a parole hearing.

In its response to this office, Board staff indicates its letter to you was incorrect, i.e., the office has no records from the 1970s. Board staff suggested the NSHS or the Department of Correctional Services may have the records you seek.

Since the Board does not have the notices you requested, you have not been denied access to public records. As a result, we are closing this file. However, we will remind the Board that, pursuant to Neb. Rev. Stat. § 84-712(4), a response to a written request for public records must be provided to the requester no later than <u>four business</u> <u>days</u> after actual receipt of the request.

If you disagree with our handling of your petition, you may wish to review the other remedies available to you under the NPRS.

Sincerely,

MIKE HILGERS Attorney General

Leslie S. Donley

Assistant Attorney General

c: Janee Pannkuk

49-3958-31