



STATE OF NEBRASKA
Office of the Attorney General

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MIKE HILGERS
ATTORNEY GENERAL

LESLIE S. DONLEY
ASSISTANT ATTORNEY GENERAL

May 23, 2023

Via email at [REDACTED]
Brandy Jordan

RE: *File No. 23-R-114; Village of Alvo; Brandy Jordan, Petitioner*

Dear Ms. Jordan:

This letter is our final response to your public records petition received by our office on April 3, 2023. You had requested the assistance of the Attorney General in obtaining certain meeting agenda and minutes belonging to the Village of Alvo ("Village").¹ On April 17, we wrote to the Village clerk, Raider Rhotenacher, and directed him to provide you a written response to your requests no later than the close of business on April 21. Following further clarification between Mr. Rhotenacher and the undersigned, Mr. Rhotenacher emailed you the requested records on April 21.

Since you have now received the records responsive to your public records requests, no further action by this office is necessary and we are closing this file. However, we will remind Mr. Rhotenacher that § 84-712(4) requires the records custodian to provide a written response "to the requester as soon as is practicable and without delay, but not more than four business days after actual receipt of the request" Further, if Mr. Rhotenacher is unable to produce responsive records within the four business day


¹ Your correspondence also alleged violations of the Open Meetings Act, Neb. Rev. Stat. §§ 84-1407 to 84-1414 (2014, Cum. Supp. 2022), by the Village Board of Trustees. However, it is our understanding that those allegations were also provided to Cass County Attorney Chris Perrone and that Mr. Perrone would be handling them.

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time frame “due to the significant difficulty or the extensiveness of the request,” he has the option to delay production in accordance with § 84-712(4).

Sincerely,

MIKE HILGERS
Attorney General



Leslie S. Donley
Assistant Attorney General

c: Raider Rhotenacher
49-3223-30