



STATE OF INDIANA

MIKE BRAUN, Governor

**PUBLIC ACCESS COUNSELOR
JENNIFER RUBY**

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October 17, 2025

Derrike Kolb
*Address
Redacted*

Via email: *Address Redacted*

Re: Complaint 25-FC-020
Kolb, Franklin County Board of Commissioners

Dear Mr. Kolb:

This letter is in response to your complaint regarding the Franklin County Board of Commissioners.

Because of the transition in this office, we do not have a copy of the Notice of Complaint, which was sent to the Franklin County Board of Commissioners with your complaint attached. Your complaint alleges that the Franklin County Board of Commissioners failed to provide you with the documents you requested under the Access to Public Records Act (APRA).

However, we did receive a response to complaint 25-FC-020 on April 5, 2025. We forwarded this response to you on September 8, 2025.

I have reviewed the complaint file. Your complaint stated that you had asked for certain documents regarding a contractor, Brackney, Inc., and their design of a proposed sewer line for the Franklin County Board of Commissioners. As above, this office received a response from Attorney Jefferson Kisor of Bascom Kisor, on behalf of the Franklin County Board of Commissioners, who detailed that the County Auditor and each Commissioner were polled to obtain any public records they might have that were responsive to your request. They said several records were made available to you and that the Attorney has declared that no other responsive records are in existence.

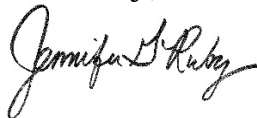
Attorney Kisor also stated that your request sought records that were property of Brackney, Inc., as a private company. His opinion, as well as that of the former

Public Access Counselor, is that that the records of Brackney, Inc., are not public records subject to disclosure under APRA. Based on the information submitted by you and the Franklin County Board of Commissioners, I agree with the conclusion reached by Attorney Kisor.

As above, this office forwarded you Attorney Kisor's written response on September 8, 2025. In that email, we asked, after your review and consideration, that you advise this office as to whether or not you felt you had, in light of the County's response, received all the records requested. This office has not received any response from you.

At this time this office considers complaint 25-FC-020 to be resolved. It is hereby closed.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jennifer G. Ruby".

Jennifer G. Ruby
Public Access Counselor

cc: Jefferson Kisor, Bascom Kisor
via email: *Address Redacted*