

Supreme Court of Kentucky

2024-26

ORDER

In Re: Calloway County–Destruction of Contaminated Court Records

On November 16, 2023, a water leak in the Calloway County Courthouse contaminated court records contained in a file storage room of the Calloway County Circuit Court Clerk. The impacted court records were contaminated with pathogens from sewage overflow.

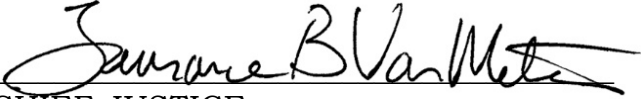
The Kentucky Court of Justice (KCOJ) Records Officer assessed the damage, approved removal of court records for cleaning, drying, and remediation, and approved the destruction of court records contaminated by sewage overflow. Case information pertaining to said destroyed records will remain in the KCOJ Case Management System until the case record would have otherwise been eligible for destruction under the KCOJ Record Retention Schedule 1977-Present, at which time the case information will be deleted from the Case Management System in use in the due course of business of the Calloway Circuit Court Clerk's office.

Accordingly, under Section 110(5)(b) of the Kentucky Constitution and KRS 26A.200-.220, and in consideration of the contamination of the above-referenced court records on November 16, 2023, in CALLOWAY COUNTY, Kentucky, it is HEREBY ORDERED as follows:

Notwithstanding Supreme Court Order 2022-23, the Calloway County Circuit Court Clerk's office, by and through the KCOJ Records Officer, is

authorized to approve the destruction of court records, which were damaged by water and sewage on November 16, 2023.

Entered this 16th day of August 2024.


CHIEF JUSTICE