



---

Dear Giglio v. United States, 405 U.S. 150, 153 (U.S. 1972), Colene Hinchey:

Thank you for your interest in public records of the City of Omaha. Your request has been received and is being processed. Your request was received in this office on 11/23/2019 and given the reference number R000482-112319 for tracking purposes.

**Records Requested:** I would like copies of all reports relating to ANY discipline Sgt. Amy Oetter has had while employed with the City of Omaha. This should include but not limited to her most recent discipline regarding her demotion.

Your request will be forwarded to the relevant department(s) to locate the information you seek and to determine the volume and any costs associated with satisfying your request.

You can monitor the progress of your request at the link below.

City of Omaha

---

Powered by  
**GovQA**

On 11/23/2019 11:39:44 AM, Giglio v. United States, 405 U.S. 150, 153 (U.S. 1972), Colene Hinchey wrote:

**Request was created by customer**

# R000482-112319 - Public Records Request

## Message History (4)

✉ On 11/27/2019 7:38:25 AM, OMAHANE Support wrote:

**Subject:** [Records Center] Public Records Request :: R000482-112319

**Body:**



---

Dear Giglio v. United States, 405 U.S. 150, 153 (U.S. 1972), Colene Hinchey,

RE: PUBLIC RECORDS REQUEST of November 23, 2019, Reference # R000482-112319

The X has reviewed your request and has determined that the records requested are exempt from disclosure under Public Records Act for the following reasons:

[FOIA\_EXEMPTIONS]

If you have any questions or need additional information, please feel free to contact my office at .

Sincerely,

Bernard in den Bosch  
City Attorney's Office

---

To view the full details of this request please log into the [Public Records Center](#)

Powered by  
**GovQA**

✉ On 11/27/2019 7:38:24 AM, OMAHANE Support wrote:

**Subject:** [Records Center] Public Records Request :: R000482-112319

**Body:**

I am responding to your request on behalf of the City of Omaha Human Resources Department. In your request dated November 23, 2019, you seek copies of all reports relating to any discipline issued to Sgt. Amy Oetter while employed with the City of Omaha. Your request is made pursuant to the provision of the Nebraska Public Records Act.

This is the response required by Neb. Rev. Stat. § 84-712(4).

The Nebraska public records statutes allow persons the right to examine public records in the possession of public agencies during normal agency business hours, to make memoranda and abstracts from those public records, and to obtain copies of public records in certain circumstances. Those statutes do not require a public agency to review documents and create abstracts or other lists, to answer questions, or to create documents that do not otherwise exist. *See* Neb. Rev. Stat. § 84-712. Although the Nebraska public records statutes provide for access to public documents, such access is not absolute. The statutes also provide for exceptions to disclosure by express and special provisions; there are 21 categories of documents that may be kept confidential from the public at the discretion of the agency involved. *See* Neb. Rev. Stat. § 84-712.05.

Initially, I would point out that the Human Resources Department does not have access to police reports, but I will respond to your inquiry as if it directed to the City of Omaha. Any discipline issued to a member of the Omaha Police Department, including Amy Oetter, is not subject to disclosure and will not be provided. Such information is withheld pursuant to Neb. Rev. Stat. § 84-712.05(5) and § 84-712.05(7) (Reissue 2014). As a result, we will not review those records and provide you reports or other documents related to those investigations either. That information is withheld pursuant to Neb. Rev. Stat. § 84-712.05(5) (Reissue 2014). If you have a report number, you can get access to those reports which are available to the public through the Omaha Police Department web page.

Section 84-712.03 of the Nebraska Revised Statutes may grant you the right to administrative or judicial review of this response. Please consult the statute for further information. Chief of Police Todd Schmaderer is the public employee responsible for the decision to deny a portion of your request.

✉ On 11/23/2019 11:39:45 AM, OMAHANE Support wrote: