

LUZERNE COUNTY
OFFICE OF LAW
ROMILDA P. CROCAMO, ESQUIRE
CHIEF COUNTY SOLICITOR



LUZERNE COUNTY
COUNTY MANAGER
C. DAVID PEDRI, ESQUIRE

COUNTY of LUZERNE
PENNSYLVANIA
ESTABLISHED 1786

Right-To-Know Response Form

Date: November 21, 2017
Date Request Received: November 17, 2017
Five Business Day Response Date: November 24, 2017
RTK Request #17-214

Shelby Koester
200 E 5th Ave., Ste 100
Napersville, IL 60563
Email: skoester671@robertmorris.edu

Thank you for writing to Luzerne County with your requests for information pursuant to the Pennsylvania Right-To-Know Law.

Your requests for information have been received and are under review. The Pennsylvania Right-To-Know Law requires a response within five (5) business days; however, we require a thirty (30) day extension for the following reason(s):

- (1) the request for access requires redaction of a record in accordance with section 706;
- (2) the request for access requires the retrieval of a record stored in a remote location;
- (3) a timely response to the request for access cannot be accomplished due to bona fide and specified staffing limitations;
- (4) a legal review is necessary to determine whether the record is a record subject to access under this act;
- (5) the requester has not complied with the agency's policies regarding access to records;
- (6) the requester refuses to pay applicable fees authorized by this act; or
- (7) the extent or nature of the request precludes a response within the required time period.

Page Two

You should expect a response to your requests no later than December 21, 2017.

Very truly yours,

A handwritten signature in blue ink that reads "Jacqueline Musto Carroll". The signature is written in a cursive style with a large initial "J".

JACQUELINE MUSTO CARROLL, ESQUIRE
Luzerne County – Open Records Officer
200 North River Street
Wilkes-Barre, PA 18711



November 16, 2017

Shelby Koester
200 E 5th Ave., Ste 100
Naperville, IL 60563
skoester671@robertmorris.edu

RE: Records Request Pursuant to the Right-to-Know Law (OOR Tracking No. 814.2017)

Dear Ms. Koester:

Thank you for writing to the Office of Open Records. I have reviewed your Right-to-Know request received on November 9, 2017 in which you seek records pertaining to Electronic Monitor Programs in Luzerne County.

Your request is **misdirected**. The OOR does not possess, maintain or control these records. The OOR decides appeals of denied requests for records, and is not a general repository of records. You must submit your Right-to-Know request directly to the agency that may possess the records you seek. In this case, Luzerne County may possess these records. Their Open Records Officer can be contacted at:

Jackie Musto Carroll, Esq., Open Records Officer
Luzerne County
200 North River Street
Wilkes-Barre, PA 18711
Phone: 570-825-1598
Fax: 570-825-6355
E-mail: Jackie.Carroll@luzernecounty.org

We have copied the agency or agencies on this letter and included a copy of your request, 65 P.S. § 67.502(b)(1). However, you must file a new request with the agency or agencies. The OOR's forwarding of your request does not trigger any timeframes in the RTKL or require a response from the agency or agencies.

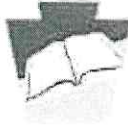
If you choose to interpret this response as a denial, or have specific reasons to believe that we have asserted non-possession in error, you may appeal to this office, at the below-referenced address, within 15 business days of its mailing date. This file is now closed with the OOR as permitted by law.

Sincerely,

A handwritten signature in black ink, appearing to read "George C. Spiess", written over a light blue horizontal line.

George C. Spiess
Open Records Officer

cc: Jackie Musto Carroll, Esq. (via e-mail only)



pennsylvania
OFFICE OF OPEN RECORDS

REQUEST RECEIVED
OFFICE OF OPEN RECORDS

NOV 09 2017

RESPONSE DUE: 11/17
TRACKING NO: 814.2017

STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: _____

REQUEST SUBMITTED BY: E-MAIL U.S. MAIL FAX IN-PERSON

REQUEST SUBMITTED TO (Agency name & address): _____

NAME OF REQUESTER: _____

STREET ADDRESS: _____

CITY/STATE/COUNTY/ZIP(Required): _____

TELEPHONE (Optional): _____ EMAIL (optional): _____

RECORDS REQUESTED: **Provide as much specific detail as possible so the agency can identify the information. Please use additional sheets if necessary*

DO YOU WANT COPIES? YES NO

DO YOU WANT TO INSPECT THE RECORDS? YES NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES NO

DO YOU WANT TO BE NOTIFIED IN ADVANCE IF THE COST EXCEEDS \$100? YES NO

**** PLEASE NOTE: RETAIN A COPY OF THIS REQUEST FOR YOUR FILES ****
**** IT IS A REQUIRED DOCUMENT IF YOU WOULD NEED TO FILE AN APPEAL ****

FOR AGENCY USE ONLY

OPEN-RECORDS OFFICER:

I have provided notice to appropriate third parties and given them an opportunity to object to this request

DATE RECEIVED BY THE AGENCY:

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE:

***Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702.) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703.)*

Sostar, Janelle K

From: Shelby Koester <skoester671@robertmorris.edu>
Sent: Wednesday, November 8, 2017 5:56 PM
To: DC, OpenRecords
Subject: Electronic Monitoring Systems
Attachments: Luzerne County PA Request.pdf

To whom It may concern,

My name is Shelby. I am a student at Robert Morris University. Currently, I am conducting a study on electronic monitoring programs throughout the U.S. I have found that obtaining public documents regarding these programs is of the most use to me. I am not having immense amounts of luck via the web portal and hope you may be able to further assist me.

Under the freedom of information act I would like to respectfully request a copy of the current **RFP, BID responses, and Awarded Contract** for the Electronic Monitoring Program(s) (GPS/RF Electronic Monitoring/House Arrest for adults or juveniles through probation, the sheriff's department, or another government entity) currently operating in Luzerne County, Pennsylvania.

Thank you,

Shelby Koester
(630) 360-4307

RECEIVED

NOV 09 2017

OFFICE OF OPEN RECORDS

REQUEST RECEIVED
OFFICE OF OPEN RECORDS

NOV 09 2017

RESPONSE DUE:
TRACKING NO: