

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



LUZERNE COUNTY
COUNTY MANAGER
C. DAVID PEDRI, ESQUIRE

COUNTY of LUZERNE
P E N N S Y L V A N I A
ESTABLISHED 1786

December 12, 2017

Shalon Chambers
United Methodist Children's Home
591 Jacob Brock Ave.
Enterprise, FL 32725
Email: shalon.chambers@fumch.org
RE: RTK Request # 17-228

Dear Ms. Chambers:

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right-To-Know law. My email is Jackie.Carroll@luzernecounty.org.

On December 8, 2017, the Luzerne County Office of Law received a request for documents from you described in the attached Right to Know request. Your request is granted and denied

It is granted as to the call logs only. Please note that this road was readdressed in 2015-2016. The current address is 93 Swanson Road. Further, the data Luzerne County has goes back to February 28, 2012.

It is denied for the following reasons pursuant to the Pennsylvania Right to Know Law ("RTKL").

Your request for specific address information is denied pursuant to 35 PA C.S.A. Section 5399 (c) in that an agency may not release individual identifying information of an individual calling a 911 center, victim or witness. The term "identifying information" includes name, telephone number and home address. The location of the incident may not be disclosed if it would compromise the identity of the caller, victim or witness."

Section 708(b)(18)(i) of the RTKL states: "The following are exempt from access by a requestor under this Act ... Records or parts of records, except time response logs, pertaining to audio recordings, telephone or radio transmissions received by emergency dispatch personnel, including 911 recordings." §67.708(b)(18)(i). As such, pursuant to the exemption, Luzerne County 911 does not release transcripts of calls, audio recordings of calls or other such information except time response logs absent a court order or subpoena.

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It is also denied as to your request a criminal history report. Luzerne County 911 does not maintain these records. You will need to contact the Wilkes-Barre Police Department.

Luzerne County does not maintain the records requested by you, therefore, your request is denied pursuant to §705 of the RTKL. §705 of the RTKL states that “when responding to a request for access, an agency shall not be required to create a record which does not currently exist or to compile, maintain, format or organize a record in a manner in which the agency does not currently compile, maintain, format or organize the record”.

You have a right to appeal this denial of information in writing to Office of Open Records, Commonwealth Keystone building, 400 North Street, 4th Floor, Harrisburg, PA 17120.

If you choose to file an appeal for any reason, you must do so within 15 business days of the mailing date of the agency’s response. Section 1101. If you have further questions, please contact me. Please be advised this correspondence will serve to close this request with our office as permitted by law.

Very truly yours,



JACQUELINE MUSTO CARROLL, ESQUIRE
Luzerne County – Open Records Officer



Mayor Anthony G. George



pennsylvania
OFFICE OF OPEN RECORDS

RIGHT-TO-KNOW REQUEST FORM

DATE SUBMITTED: 12/7/17

REQUEST SUBMITTED BY: E-MAIL

NAME OF REQUESTOR: FL United Methodist Children's Home

STREET ADDRESS: 51 Children's Way

CITY/STATE/COUNTY (Required): Enterprise, FL 32725 (Volusia County, FL)

TELEPHONE (Optional): 386-738-3663 Shalon Chambers

RECORDS REQUESTED:

*Provide as much specific detail as possible so the agency can identify the information.
See attached

DO YOU WANT COPIES? YES

DO YOU WANT TO INSPECT THE RECORDS? NO

RIGHT TO KNOW OFFICER: _____

DATE RECEIVED BY AGENCY: _____

AGENCY FIVE (5)-DAY RESPONSE DUE: _____

*FORWARDED TO R-T-K OFFICER BY: _____

(to be filled out by city official who received the request)

****NOTE: PLEASE BRING REQUEST DIRECTLY TO THE CITY'S OPEN RECORDS OFFICE OR FAX IT TO 570-208-4153 (do not place in office mailbox)**

*****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 being sought or the intended use of the information unless otherwise required by law (Section 703.)**



The Foster Care Program of the Florida United Methodist Children's Home requests that you complete a 911/call out address check and local criminal history report for the following candidate(s) for foster care licensure in accordance with Florida Statute 65C-13.023.

Please search records at the address below from **1/1/2012** - present:

Address: **250 Swanson Road
Wilkes-Barre, PA 18702 (Luzerne County)**

Local Criminal History Report:

Name: **Irene Ann Nielsen**
Social Security Number: 164-60-6709
Date of Birth: 05/17/69

Name: **John David Nielsen**
SS#: 166-66-5795
DOB: 07/06/69

Please return findings to:

Shalon Chambers
386-259-9534 fax or
Shalon.chambers@fumch.org

Florida United Methodist Children's Home
591 Jacob Brock Avenue
Enterprise, Florida 32725
386-738-3663 Office

Thank You

Florida United Methodist Children's Home
 Release of Information for Foster/Adoptive Parent Applicants

Applicant Name (Father) John D. Nielsen

Applicant Name (Mother) Trene A. Nielsen

I hereby authorize the Florida United Methodist Children's Home to secure information pertaining to me/my children and any other adults living in my home from the following individuals, agencies, or records for the purposes of determining my/our qualifications and appropriateness to provide foster/adoptive care. I/we also authorize the exchange of information with these organizations for the same purpose.

- Community Partnership for Children
- Department of Children and Families
- Department of Motor Vehicles
- Employment Verification/References
- Florida Department of Law Enforcement
- Florida Child Abuse Registry
- Children's Medical Services
- DHR
- Federal Bureau of Investigation
- Previous foster parent/adoption records
- Staff at each of my/our children's school
- Physician/Medical Records
- Personal References that I/we supply
- Police/Sheriff's Department
- Community Based Care of Seminole County
- Department of Social Services
- Clerk of Courts
- Other Licensing Agencies

	Identification of Household Members					
	First Name, Middle Init., Last Name	Social Security #	Date of Birth	Race	Sex	
Father	John D. Nielsen	166-666-5795	07/26/1969	W	M	
Mother	Trene A. Nielsen	164-100-6709	05/17/1967	W	F	
Child						
Child						
Child						
Other Adult	Senna L Smith	171-70-8239	01/24/1989	W	F	

Signature of Applicant (Father) John D. Nielsen Date: 5/31/17

Signature of Applicant (Mother) Trene A. Nielsen Date: 5/31/17

Signature of other adult living in household Senna L Smith Date: 5/31/17

Signature of other adult living in household _____ Date: _____