

2019-105
RTK REQUEST NUMBER

July 16, 2019
DATE RECEIVED

July 18, 2019
5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Ouellette Peter J
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 74 Elizabeth Street
STREET / P.O. BOX

Pittston PA 18640
CITY STATE ZIP CODE

PHONE # 570-313-0113 FAX#

EMAIL ADDRESS: cafenoir900@yahoo.com

SIGNATURE: [Signature] DATE: 7/16/2019

RECORDS REQUESTED - Requesters MUST specify the document(s) sought. Please use additional pages if necessary.
McNees Wallace and Nurick report about Election Supervisor Crispell's tenure on ES&S advisory board and subsequent events.

May be redacted as necessary to avoid release of personal information.

PLEASE CHECK ONE OF THE FOLLOWING:

- I AM ONLY REQUESTING ACCESS TO THE DOCUMENT(S)
- I AM REQUESTING A HARD COPY OF THE DOCUMENT(S) (PAPER, CD, etc...)
- I AM REQUESTING AN E-FILE OF THE DOCUMENT(S) (IF AVAILABLE) (PDF, EXCEL SPRDSHT, etc...)

PLEASE NOTE: LUZERNE COUNTY IS NOT 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



Right-To-Know Response Form

July 23, 2019

**Peter Ouellette
74 Elizabeth St.
Pittston, PA 18640**

RE: RTK 2019-105

Dear Mr. Ouellette,

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right- To-Know law ("RTKL").

You recently submitted a request for the investigative report and findings from McNeese Wallace & Nurick, LLC regarding County Elections Director Marisa Crispell and vendor Election Systems & Software.

Luzerne County would respectfully maintain the denial of Mr. Mark's request for the following reason as permitted by the following sections of the Right to Know Law:

- 65 P.S. §67.708(b)(17) exempts "A record of an agency relating to a noncriminal investigation, including: (ii) Investigative materials, notes, correspondence and reports; and (vi) A record that, if disclosed, would do any of the following: (A) Reveal the institution, progress or result of an agency investigation except the imposition of a fine or civil penalty or the suspension, modification or revocation of a license."

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

If you choose to file an appeal 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 Laura C. Dennis or Morgan Palermo, Esq. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully submitted,

Laura Dennis, Esq.

Laura Dennis, Esq.
Luzerne County
Open Records Officer
200 North River Street
Wilkes-Barre, PA 18711