

2019. 108

July 24, 2019

July 31, 2019

-----Original Message-----

From: Timothy Marchman <[tim.marchman@vice.com](mailto:tim.marchman@vice.com)>

Sent: Wednesday, July 24, 2019 10:42 AM

To: Van Saun, Joanne <[Joanne.VanSaun@luzernecounty.org](mailto:Joanne.VanSaun@luzernecounty.org)>

Subject: [EXTERNAL]: Right to Know request

---

WARNING: This message is from an external email address. Do not click any links or open any attachments unless you recognize the sender AND you know that the contents of the email are safe to open.

---

Dear Ms. Van Saun,

Under the terms of Pennsylvania's Right to Know law, I hereby request the following records:

All documents—including but not limited to emails, memoranda, text messages, presentations, and letters—composed or received by Luzerne County Children and Youth Services dated between June 1, 2019 and the time this request is processed containing the terms "school lunch," "foster care," "prison," "child welfare," "welfare," "peanut butter and jelly," "Irvin DeRemer," "Joseph Muth," or "Joseph Mazur."

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter.

I look forward to receiving your response to this request within 5 business days, as the statute requires.

Sincerely,

Tim Marchman

2019.108

July 24, 2019



**COUNTY of LUZERNE**  
P E N N S Y L V A N I A  
E S T A B L I S H E D 1 7 8 6

**Right-To-Know Response Form**

**July 26, 2019**

Timothy Marchman  
VIA EMAIL ONLY TO [Tim.Marchman@Vice.com](mailto:Tim.Marchman@Vice.com)  
RTK REQUEST #19-108

Dear Mr. Marchman:

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

Recently, the Luzerne County Office of Law received a request for documents from you described in the attached Right To Know request. Your request is denied because Luzerne County does not maintain these documents. §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".

To the Extent any record would exist this would not be disclosed pursuant to §708 (30) Whereby we would not be permitted to disclose a record identifying the name, home address or date of birth of a child 17 years of age or younger.

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, 4<sup>th</sup> 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. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

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