

2019-162  
RTK REQUEST NUMBER

10.7.19  
DATE RECEIVED

10.14.19  
5 DAY RESPONSE DATE



COUNTY OF LUZERNE

**RIGHT TO KNOW LAW REQUEST FORM**

NAME OF REQUESTER: Tabaka Thomas J  
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 123 Custer St  
STREET / P.O. BOX

Wilkes Barre PA 18702  
CITY STATE ZIP CODE

PHONE # 5705409025 FAX# NA

EMAIL ADDRESS: ttchewy@gmail.com

SIGNATURE: [Signature] DATE: 10/5/19

RECORDS REQUESTED - Requesters MUST specify the document(s) sought. Please use additional pages if necessary.  
I would like a transcript of a 911 call I placed on 10/1/2019 @ 9:27pm

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**

**October 9, 2019**

Thomas Tabaka  
123 Custer St.  
Wilkes-Barre, PA 18702  
Via email only to ttchewy@gmail.com

RTK REQUEST #2019-162

Dear Mr. Tabaka:

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right- To-Know law ("RTKL"). I have tried to reach you several times via email, but have not received a response.

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 attached in part and 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 further assist you, we would not have a copy of the transcript pursuant to the Right-to-Know law. We would only be able to provide the response time.

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