



STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: _____ 4/26/2020 _____

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

REQUEST SUBMITTED TO (Agency name & address): _____ Luzerne County _____

NAME OF REQUESTER : _____ PA STATE CONSTABLE DAVID KNELLER _____

STREET ADDRESS: _____ P.O. BOX 485 _____

CITY/STATE/COUNTY/ZIP(Required): _____ SCHAEFFERSTOWN , PA 17088 _____

TELEPHONE (Optional): _____ 717-808-8788 _____ EMAIL (optional): _____ PA.CONSTABLE@LIVE.COM _____

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

- 1. I am requesting all appointment or resignation paperwork of the following Luzerne County public officials, all constables or deputy constables entering office or leaving office since 1/1/2018.**

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.)*



Right-To-Know Response Form

May 4, 2020

David Kneller
Via email only to pa.constable@live.com

RTK REQUEST #2020-074

Dear Mr. Kneller:

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".

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. 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

ATTESTATION

I, James Haddock, am the Prothonotary for Luzerne County, Pennsylvania. I received a Right to Know request from the Office of Law during the month of May 2020, from David Kneller that requested all of the appointment and resignation paperwork for every Luzerne County Public Official, all constables and all deputy constables entering or leaving office since January 1, 2018.

I would be the appropriate party to address this request and I am the party that would be responsible for processing this request. I am unable to fulfill this request because Luzerne County does not compile, maintain, format or organize a list of these documents in this manner.

The purpose of this Attestation, and by my signature below, is to verify under penalty of perjury under the laws of the Commonwealth of Pennsylvania, that the foregoing is true and correct according to my knowledge as the Prothonotary for Luzerne County, Pennsylvania.

DATE: _____

James J. Haddock,
Prothonotary,
Luzerne County, Pennsylvania