

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Learn-Andes Jennifer
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: Times Leader
STREET / P.O. BOX
Wilkes-Barre PA
CITY STATE ZIP CODE

PHONE # 570-436-5148 FAX#

EMAIL ADDRESS: jandes@timesleader.com

SIGNATURE: Jennifer Learn-Andes DATE: 9-29-20

RECORDS REQUESTED - Requesters MUST specify the document(s) sought. Please use additional pages if necessary. Please provide the name and compensation of any Luzerne County independent contractors who worked in the county election bureau from Sept. 14-16 , 2020, and were removed from service on Sept. 16.

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...)



Right-To-Know Response Form

October 19, 2020

Jennifer Learn-Andes
Via email only to records@american@oversight.org

RTK REQUEST #2020-149

Dear Jennifer:

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. Please note that your request is denied. The request that you have submitted is not discoverable pursuant to the Right to know law Statute §708 (b) (17) A record of an agency relating to a noncriminal investigation, including:

- (i) Complaints submitted to an agency;
- (ii) Investigative materials, notes, correspondence and reports;
- (iii) A record that includes the identity of a confidential source, including individuals subject to the act of December 12, 1986 (P.L.1559, No.169), known as the Whistleblower Law;
- (iv) A record that includes information made confidential by law;
- (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, the suspension, modification or revocation of a license, permit, registration, certification or similar authorization issued by an agency or an executed settlement agreement unless the agreement is determined to be confidential by a court. (B) Deprive a person of the right to an impartial adjudication. (C) Constitute an unwarranted invasion of privacy. (D) Hinder an agency's ability to secure an administrative or civil sanction. (E) Endanger the life or physical safety of an individual.

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