

2020-156
Email request

Board Of Elections
RTK Office
20 N Pennsylvania Avenue
Wilkes-Barre, PA 18701
October 2, 2020

This is a follow up to a previous request:

To Whom It May Concern:

I wanted to follow up on the following Pennsylvania Right to Know Act request, copied below, and originally submitted on Sept. 25, 2020. Please let me know when I can expect to receive a response.

Thanks for your help, and let me know if further clarification is needed.

Filed via MuckRock.com

E-mail (Preferred): 102779-13574580@requests.muckrock.com

Upload documents

directly: https://accounts.muckrock.com/accounts/login/?next=https%3A%2F%2Fwww.muckrock.com%2Faccounts%2Flogin%2F%3Fnext%3D%252Faccounts%252Fagency_login%252Fboard-of-elections-22813%252Fdiscarded-ballots-luzerne-county-board-of-elections-102779%252F%253Femail%253Delections%252540luzernecounty.org&url_auth_token=AACX8NhnXakX7Qlv36hueViwpoU%3A1kOGv8%3At1Q0K7slfB9zk1eQoZcZTHpsguw

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News
DEPT MR 102779
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.



Right-To-Know Response Form

October 7, 2020

Muck Rock News
Via email only to 102779-13574580@requests.muckrock.com

RTK REQUEST #2020-156

Dear Muck Rock News:

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 the information you have requested is not subject to the right to know law, pursuant to 18 Pa. C.S.A. §708 Sections 17, including, but not limited to the following sections:

(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.

(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 and
- (D) Hinder an agency's ability to secure an administrative or civil sanction

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