

REQUEST  
2020-168

Jake Pearson <Jake.Pearson@propublica.org>  
Wed 10/14/2020 3:55 PM

Dennis, Laura

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Good Afternoon Ms. Dennis –

Under the state’s open records law, I’m seeking the following:

- a. Any and all email correspondence between Luzerne County Bureau of Elections Director Shelby Watchilla and Luzerne County Manager David Pedri from September 12, 2020, and today, October 14, 2020.
- b. Any and all email correspondence between Deputy BOE Director Dino Ninotti and Shelby Watchilla from September 12, 2020, and today, October 14, 2020, that include the terms or phrases “FBI,” “OneSource,” “OneSource Staffing,” “One Source,” “justice,” “investigation,” and/or “Salavantis” in either the body or metadata of the email.

If possible, I ask that you provide any potentially responsive records electronically to my email, [jake.pearson@propublica.org](mailto:jake.pearson@propublica.org). If you’ve got any questions about this request, please feel free to call me at 303-250-0139.

I appreciate your assistance,

Jake



## **Right-To-Know Response Form**

**October 20, 2020**

Jake Pearson  
Via email only to: Jake.Pearson@propublica.org

RTK REQUEST #2020-168

Dear Mr. Pearson:

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 RTKL 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, 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