



Right-To-Know Response Form

August 28, 2015

Mr. Raymond Gustave
544 Fifth Street Manor
West Wyoming, PA 18644
RTK REQUESTS #15-138

Dear Mr. Gustave,

Thank you for writing to Luzerne County with your requests for information pursuant to the Pennsylvania Right-To-Know Law ("RTKL").

On August 21, 2015 you requested documents described in the attached Right-To-Know request. Your request is denied for the following reason under the RTKL. Section 708(b)(10)(i)(A) of the Right to Know Law ("RTKL") states the following are exempt from disclosure "A record that reflects the internal, predecisional deliberations of an agency, its members, employees or officials or predecisional deliberations between agency members, employees or officials and members, employees or officials of another agency, including predecisional deliberations relating to a budget recommendation, legislative proposal, legislative amendment, contemplated or proposed policy or course of action or any research, memos or other documents used in the predecisional deliberations." The RFP you requested is still being considered and revisions are being discussed. Once finalized and approved, this document will be made public.

No other documents responsive to your request exist, namely, a newspaper advertisement for the RFP, and as such, Luzerne County would rely on section 705 of the RTKL which states "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 response to your request for information in writing to 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 Shannon Crake Lapsansky, Esq. Please be advised that this correspondence will serve to close this record with our office as permitted by law.

Respectfully,

Shannon Crake Lapsansky, Esq.
Luzerne County
Open Records Officer
200 North River Street
Wilkes-Barre, PA 18711
(570)825-1598