



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

**August 17, 2015**

Brian Stahl, Esq.  
Hourigan Klugar and Quinn  
600 Third Avenue  
Kingston, PA 18704

RTK REQUEST #15-129

Dear Attorney Stahl

Thank you for writing to Luzerne County with your request for information pursuant to the Pennsylvania Right-To-Know law.

On August 7, 2015, the Luzerne County Office of Law received a request for documents from you described in the attached Right To Know request. Your request is partially denied and partially granted for the following reasons pursuant to the Pennsylvania Right to Know Law ("RTKL").

Section 708(b)(18)(i) of the RTKL states "The following are exempt from access by a requestor under this Act...Records or parts of records, except time response logs, pertaining to audio recordings, telephone or radio transmissions received by emergency dispatch personnel, including 911 recordings." §67.708(b)(18)(i). As such, pursuant to the exemption, Luzerne County 911 does not release transcripts of calls, audio recordings of calls or other such information except time response logs absent a court order or subpoena. In any event, 911 only preserves audio recordings for approximately 45 days.

Attached hereto as a separate pdf is the response log for the 5 N. Welles Street, Wilkes-Barre for the relevant time frame.

You have a right to appeal this denial of information in writing to 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 me. Please be advised that this correspondence will serve to close this request 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