

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE

COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Griffith Walter L
 (PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: 348 Highland Ave
 STREET / P.O. BOX

Trucksville PA 18708
 CITY STATE ZIP CODE

PHONE # _____ FAX# _____

EMAIL ADDRESS: wlgriffith@aol.com

SIGNATURE: Walter L Griffith Jr DATE: 9-14-21

RECORDS REQUESTED - Requesters **MUST** specify the document(s) sought. Please use additional pages if necessary.

I am requesting any and all emails that were sent to Michelle Sparich from County Solicitor Romilda Crocamo

from June 10 2020 to June 30 2020 regarding the notification to Joyce Insurance Claims person

Larry Reagan and Travelers Insurance Claim # FMA 8388 filed on General Liability policy 06/23/2020.

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...)

PLEASE NOTE: LUZERNE COUNTY IS NOT RESPONSIBLE FOR PROVIDING RECORDS WHICH ARE 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



Right-To-Know Response Form

September 23, 2021

Walter L. Griffith
318 Highland Ave.
Trucksville, PA 18708
Via Email Only to: wlgriffith@aol.com

RTK REQUEST #2021-137

Dear Mr. Griffith:

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. You have asked for emails sent from the Chief County Solicitor Romilda Crocarno to staff at the Bureau of elections regarding and open litigation claim and contact regarding the insurance carrier. As such, your request is denied based on The Pennsylvania Right to Know Law statute exception under § 708 (b) (27) A record or information relating to a communication between an agency and its insurance carrier, administrative service organization or risk management office.

Further, the emails you requested are considered Attorney/Client privilege, as well as, work-product. It is well-settled in Pennsylvania that both the Attorney/Client privilege and the work product exclusion prevent the release of information produced by legal counsel.

In *BouSamra v. Excelsa Health*, No. 5 WAP 2018 (Pa. June 18, 2019), the Pennsylvania Supreme Court reasoned that the attorney work-product doctrine is not founded on the type of enhanced confidentiality considerations implicated by the attorney-client privilege. Instead, the work-product doctrine aims to protect “the mental impressions and processes of an attorney acting on behalf of a client.” The Court also stressed that work-product protections belong to the attorney, not to the client, and that the doctrine applies to an attorney’s work “regardless of whether the work product was prepared in anticipation of litigation.”

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