

RTK REQUEST NUMBER

DATE RECEIVED

5 DAY RESPONSE DATE



COUNTY OF LUZERNE

RIGHT TO KNOW LAW REQUEST FORM

NAME OF REQUESTER: Mack Raymond E
(PLEASE PRINT CLEARLY) LAST FIRST MI

MAILING ADDRESS: Three Valley Square, Suite 220
STREET / P.O. BOX

Blue Bell PA 19422
CITY STATE ZIP CODE

PHONE # 215-279-8556 FAX# 215-383-0082

EMAIL ADDRESS: rmack@delucalevine.com; fgiblin@delucalevine.com

SIGNATURE: Raymond E. Mack DATE: 12/9/21

RECORDS REQUESTED - Requesters MUST specify the document(s) sought. Please use additional pages if necessary.
Sound recordings, taped conversations, 911 calls and conversations, photographs, information stored or maintained electronically, documents, and paper pertaining to the fire that occurred at 107-109 Eley Street, Kingston, PA on 2/18/21 including but not limited to the Kingston Fire Department, homeowners, police, Pennsylvania American Water Company, traffic control, and other fire crews.

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 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



Right-To-Know Response Form

December 10, 2021

Raymond Mack
Three Valley Square
Suite 220
Blue Bell, PA 19422
Via email only to: rmack@delucalevine.com

RTK REQUEST #2021-165

Dear Mr. Mack:

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 Luzerne County does not maintain these documents. §705 of the RTKL states that “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”.

Please note that the records you requested relative to the Borough of Kingston should be directed directly to them, Luzerne County Government would not be the entity that would have them. Further, any information regarding a 9-1-1 call will require a subpoena. Should you obtain a subpoena, please feel free to contact me and I will be glad to assist you with obtaining the information from our 9-1-1 department.

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