

In her appeal, the Requester does not address the Township's claims that the police report is exempt from disclosure under Sections 708(b)(16) and 708(b)(17) of the RTKL. *Cf. Barnett v. Pa. Dep't of Pub. Welf.*, 71 A.3d 399 (Pa. Commw. Ct. 2013). Instead, the Requester states that Erin Wooley, the mother of the child referenced in the police report, has "shared legal custody and by court mandated information on father and child." This language is insufficient to address the Township's reasons for denying access to the police report.² Accordingly, the appeal is **dismissed** pursuant to Section 1101(a)(1) of the RTKL. However, the Requester is not prohibited from filing a new appeal pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For the foregoing reasons, the Township is not required to take any further action. This Final Determination is binding on all parties. Within thirty days of the mailing date of this Final Determination, any party may appeal to the Bucks County Court of Common Pleas. 65 P.S. § 67.1302(a). All parties must be served with notice of the appeal. The OOR also shall be served notice and have an opportunity to respond according to court rules as per Section 1303 of the RTKL. However, as the quasi-judicial tribunal adjudicating this matter, the OOR is not a proper party to any appeal and should not be named as a party.³ This Final Determination shall be placed on the OOR website at: <http://openrecords.pa.gov>.

FINAL DETERMINATION ISSUED AND MAILED: 7 September 2016

/s/ Joshua T. Young

JOSHUA T. YOUNG, ESQ.
APPEALS OFFICER

Sent to: Esther Wooley (via e-mail only);
Lt. Matthew O'Connor (via e-mail only)

² Additionally, the identity of the requester is not relevant to the determination of the public status of a record. *See DiMartino v. Pa. State Police*, No. 340 C.D. 2011, 2011 Pa. Commw. Unpub. LEXIS 787, at * 18-9 (Pa. Commw. Ct. 2011); *Wheelock v. Pa. Dep't of Corr.*, OOR Dkt. AP 2009-0997, 2009 PA O.O.R.D. LEXIS 725 (stating that the only information available under the RTKL is a "public record" available to all citizens regardless of personal status or stake in the requested information).

³ *Padgett v. Pa. State Police*, 73 A.3d 644, 648 n.5 (Pa. Commw. Ct. 2013).