pennsylvania
OFFICE OF OPEN RECORDS

FINAL DETERMINATION

DATE ISSUED AND MAILED: October 17, 2016

IN RE: *Jonathan Lee Riches v. Hillary Clinton*, OOR Dkt. AP 2016-1728

Upon review of the appeal filed with the Office of Open Records ("OOR") to the above-referenced docket number, it is determined that the appeal is deficient for the reason(s) specified below. Accordingly, the appeal is **DISMISSED**.

[] Appeal filed beyond fifteen (15) business days of denial/deemed denial.

[] Appeal failed to include a copy of the Request and/or agency Response.

[] Appeal failed to state why records are public records.

[] Appeal failed to address agency grounds for denial of access to records.

[] OOR lacks jurisdiction over agency from which records are sought.

[] OOR lacks jurisdiction over local agency criminal investigative records.

[] Request does not seek records.

[x] Other: Hillary Clinton is not an "agency" subject to the RTKL. *See* 65 P.S. § 67.102 (defining "agency"); *see also Donahue v. Yamrik*, OOR Dkt. AP 2012-0680, 2012 PA O.O.R.D. LEXIS 603 (dismissing an appeal filed against an individual member of a workforce investment board).

Within thirty days of the mailing date of this Final Determination, you may appeal or petition for review to the court of appropriate jurisdiction. 65 P.S. §§ 67.1301-.1302. 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. 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.[1]

Issued by:

/s/ Kyle Applegate

Appeals Officer
Kyle Applegate

Sent to: Requester, Hillary Clinton

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