



**pennsylvania**  
OFFICE OF OPEN RECORDS

**FINAL DETERMINATION**

<b>IN THE MATTER OF</b>	:	
	:	
<b>LISA RUMBLE MILLER,</b>	:	
<b>Requester</b>	:	
	:	
<b>v.</b>	:	<b>Docket No.: AP 2016-1568</b>
	:	
<b>GREENE TOWNSHIP,</b>	:	
<b>Respondent</b>	:	

The Office of Open Records (“OOR”) received the above-captioned appeal under the Right-to-Know Law, 65 P.S. §§ 67.101 *et seq.*, (“RTKL”). For the following reasons, the appeal is dismissed.

On July 18, 2016, Lisa Rumble Miller (“Requester”) submitted a request (“Request”) to Greene Township (“Township”) pursuant to the RTKL, seeking ledger entries and other financial records.<sup>1</sup>

The Township invoked a thirty-day extension to respond on July 25, 2016. *See* 65 P.S. § 67.902.

Although the Township granted the Request on August 30, 2016, the response was not provided within the extension period; therefore, the Request was deemed denied on August 24, 2016. *See* 65 P.S. § 67.902(b)(2).

On September 16, 2016, the Requester filed an appeal with the OOR, challenging the Township’s deemed denial of the Request. *See* 65 P.S. § 67.901.

Pursuant to 65 P.S. § 67.1101(a)(1), the appeal had to be filed within fifteen business days of the date upon which the Request was deemed denied, or by September 15, 2016. Because the OOR received the appeal on September 16, 2016, the appeal is **dismissed as untimely**, and the Township is not required to take any further action.

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<sup>1</sup> The Request was e-mailed to the Township on July 17, 2016; however, because it was a Sunday, the Request was received by the Township on July 18, 2016, the next business day.

The file is now closed and no further action will be taken. This Final Determination is binding on the parties. Within thirty days of the mailing date of this Final Determination, either party may appeal to the Franklin County Court of Common Pleas. *See* 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.<sup>2</sup> This Final Determination shall be placed on the OOR website at: <http://openrecords.pa.gov>.

**FINAL DETERMINATION ISSUED AND MAILED: November 10, 2016**

*/s/ Kelly C. Isenberg*

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Appeals Officer  
KELLY C. ISENBERG, ESQ.

Sent to: Lisa Rumble Miller (via e-mail only);  
Keith Golden AORO (via e-mail only)

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<sup>2</sup> *See Padgett v. Pa. State Police*, 73 A.3d 644, 648 n.5 (Pa. Commw. Ct. 2013).