

**OOOR RESPONSE TO PETITION FOR RECONSIDERATION**

DATE ISSUED AND MAILED: April 10, 2024

IN RE: *Maria Criscella v. Kennedy Twp.*, OOR Dkt. AP 2024-0560

Upon review of the petition for reconsideration (“Petition”) filed by Kennedy Township with the Office of Open Records (“OOR”) to the above-referenced docket number, the Petition is respectfully **DENIED**. I have reviewed the appeal file, and the Township had adequate due process; that is, notice of the appeal and an opportunity to participate.<sup>1</sup> The Township did not participate and thus, the Appeals Officer was justified in granting the appeal. At the reconsideration stage, the OOR may not accept new evidence.

As set forth in the Final Determination, either party may appeal the Final Determination to the Allegheny County Court of Common Pleas.

Issued by:

*/s/ Kyle Applegate*

---

CHIEF COUNSEL

Sent via E-File Portal: Maria Criscella; Greg Clarke

---

<sup>1</sup> Although the Township’s main contact in the OOR e-file portal as the Township’s previous Manager, Gerald Orsini, notice was also provided to Gregory Clarke.