

FINAL DETERMINATION

DATE ISSUED AND MAILED: July 23, 2024

IN RE: *Sandra Drabicki-Bell v. Verona Borough*, OOR Dkt. AP 2024-1707

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 **DISMISSED**:

On July 2, 2024, the OOR issued an Order notifying Sandra Drabicki-Bell (“Requester”) that the appeal was deficient because it failed to include a copy of the Request. The OOR informed the Requester that the document was required to cure the deficiency and directed the Requester to file a copy of the Request by July 16, 2024, pursuant to 65 P.S. § 67.1303(b). However, to date, the Requester has failed to comply with the OOR’s Order. Therefore, the appeal is not sufficient and without this document, the OOR does not have a complete record upon which to base its determination. Additionally, the OOR would be unable to present a complete record on appeal to an appellate court as required by Section 1303(b) of the RTKL. As the Requester has failed to comply with the OOR’s Order, this matter is **dismissed**.

For this reason, Verona Borough is not required to take any further action. Within thirty days of the mailing date of this Final Determination, either party may appeal or petition for review with the Allegheny 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 65 P.S. § 67.1303, but 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. All documents or communications following the issuance of this Final Determination shall be sent to oor-postfd@pa.gov. This Final Determination shall be placed on the website at: <http://openrecords.pa.gov>.¹

Issued by:

/s/ Damian DeStefano

DAMIAN DESTEFANO
APPEALS OFFICER

Sent to: Sandra Drabicki-Bell (via portal only); Mark A. Stanton, AORO (via portal only);
Craig Alexander, Esq. (via portal only)

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