



FINAL DETERMINATION

DATE ISSUED AND MAILED: April 9, 2025

IN RE: *Henry Bard v. University of Pittsburgh Police Department*; OOR Dkt. AP 2025-0898

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** because:

The OOR lacks jurisdiction. The University of Pittsburgh Police Department is not an “Agency” as defined by the Right-to-Know Law (“RTKL”). 65 P.S. § 67.102 (defining “Agency”); *see also Hoyer v. Penn State Campus Police*, OOR Dkt. AP 2015-0451, 2015 PA O.O.R.D. LEXIS 415 (holding that the Penn State University Police is excluded from the definition of “agency” under the RTKL); *Bluestine v. Temple University Police Dep’t*, OOR Dkt. AP 2011-0344, 2011 PA O.O.R.D. LEXIS 125. The OOR only has jurisdiction over Commonwealth and Local agencies.

For this reason, the University of Pittsburgh Police Department is not required to take any further action. Within thirty days of the mailing date of this Final Determination, you may appeal or petition for review to a court with competent jurisdiction. 65 P.S. §§ 67.1301(a), 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. 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 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>.

Issued by:

/s/ Joshua T. Young

Senior Deputy Chief Counsel
Joshua T. Young, Esq.

Sent to: Requester; University of Pittsburgh Police Department

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