



FINAL DETERMINATION

DATE ISSUED AND MAILED: April 17, 2026

IN RE: *Robert Cicchinelli and PARSOL v. Pennsylvania Parole Board*, OOR Dkt. AP 2026-1466

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 appeal is premature. The appeal states that the Request was submitted on April 2, 2026. On April 9, 2026, the Pennsylvania Parole Board (“Board”) invoked a thirty-day extension and has until May 11, 2026, to respond to the Request.¹ *See* 65 P.S. § 67.902(b). The instant appeal was filed on April 13, 2026. Because an appeal may only be filed from the denial or deemed denial of a request, the appeal must be dismissed as premature. 65 P.S. § 67.901. The Requester is not prohibited from re-filing an appeal from the denial or deemed denial of the Request with the OOR pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the Board 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 Commonwealth Court. 65 P.S. § 67.1301(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.² 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/ Damian J. DeStefano

DAMIAN J. DESTEFANO
APPEALS OFFICER

Sent to via OOR E-file appeal portal to: Robert Cicchinelli; Janaki Theivakumaran, AORO

¹ On April 15, 2026, the Requester submitted the Board’s notice to invoke the thirty-day extension to the record.

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