



FINAL DETERMINATION

DATE ISSUED AND MAILED: May 8, 2026

IN RE: *Bronk Glenn v. Pottstown Borough*, OOR Dkts. AP 2026-1818 and AP 2026-1819

Upon review of the appeals filed with the Office of Open Records (“OOR”) to the above-referenced docket numbers, it is determined that the appeals are **DISMISSED** because:

The appeals are premature. The Requests were submitted to Pottstown Borough (“Borough”) on April 27, 2026. The Borough timely invoked a thirty-day extension of time to respond on May 4, 2026. 65 P.S. § 67.902(b)(1). Under the extension, the Borough has five (5) business days, followed by thirty (30) calendar days, from April 27, 2026 to respond to the Requests. 65 P.S. § 67.902(b)(1)-(2). As a result, the Borough has until June 3, 2026 to respond to the Requests. The appeals were submitted to the OOR on May 7, 2026; thus, the Requester did not allow sufficient time before filing the appeals. The Requester is not prohibited from filing a new appeal to the OOR of any denial or deemed denial stemming from the Requests, pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the Borough 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 with the Montgomery 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. 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 via E-File Portal to: Requester; Agency Open Records Officer, Pottstown Borough

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