



FINAL DETERMINATION

DATE ISSUED AND MAILED: May 22, 2026

IN RE: *Tyler Rhoades v. Farrell City*, OOR Dkt. AP 2026-2006

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 Request was submitted to Farrell City (“City”) on April 13, 2026. The City timely invoked a thirty-day extension of time to respond on April 16, 2026. 65 P.S. § 67.902(b)(1). Under the extension, the City had five (5) business days, followed by thirty (30) calendar days, from April 13, 2026 to respond to the Request. 65 P.S. § 67.902(b)(1)-(2). As a result, the City has until 11:59:59 p.m. on May 20, 2026.¹ The appeal was submitted to the OOR on May 20, 2026; thus, the Requester did not allow sufficient time before filing the appeal. The Requester is not prohibited from filing a new appeal to the OOR of any denial or deemed denial stemming from the Request, pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the City 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 Mercer 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.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/ Joshua T. Young

Senior Deputy Chief Counsel
Joshua T. Young, Esq.

Sent via E-File Portal to: Requester; Agency Open Records Officer, Farrell City

¹ The City’s April 16, 2026 extension letter indicates the City would provide a final response by May 16, 2026, however, the City is entitled to 5 business days followed by 30 calendar days or May 20, 2026, in this instance. 65 P.S. § 67.902(b)(1)-(2).

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