



FINAL DETERMINATION

DATE ISSUED AND MAILED: June 4, 2026

IN RE *Matthew Conklin v. East Stroudsburg Area School District*, OOR Dkt. AP 2026-2153

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 received by East Stroudsburg Area School District (“District”) on May 22, 2026, and the District invoked a thirty-day extension of time to respond on May 26, 2026. 65 P.S. § 67.902(b)(1). The extension was invoked for a permitted reason, 65 P.S. § 67.902(a)(7), and the OOR will not disturb the District’s discretion in invoking the extension. 65 P.S. § 67.902(b)(1). Under the extension, the District has five (5) business days, followed by thirty (30) calendar days, from May 22, 2026 to respond to the Request, or until July 1, 2026.¹ 65 P.S. §§ 67.902(b)(1)-(2). The appeal was submitted to the OOR on June 2, 2026, before the District’s time to respond had elapsed. 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 District 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 Monroe 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: Requester and Agency Open Records Officer

¹ Due to the observance of the Memorial Day holiday, May 25, 2026, did not count as a business day.

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