



FINAL DETERMINATION

DATE ISSUED AND MAILED: June 5, 2026

IN RE: *Diana Davis v. Mount Joy Borough*; OOR Dkt. AP 2026-2158

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 untimely. The Request was granted by Mount Joy Borough (“Borough”) on May 5, 2026. Appeals of Right-to-Know requests must be filed within 15 business days of the date of the agency final response, or by May 27, 2026 in this instance.¹ 65 P.S. § 67.1101(a)(1). The appeal was received by the OOR on June 2, 2026. The Requester is not prohibited from refileing the Request and, if necessary, filing a new appeal 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 Lancaster 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, Mount Joy Borough

¹ The OOR’s offices were closed on May 25, 2026 in observance of the Memorial Day holiday; therefore, this day was not included in the calculation of the appeal period.

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