



**FINAL DETERMINATION**

DATE ISSUED AND MAILED: August 31, 2026

IN RE: *Michele Frisbie and Marshall Dennehey v. Plumstead Township Police Department*;  
OOR Dkt. AP 2026-3500

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 OOR lacks jurisdiction.** The information request was submitted to Plumstead Township Police Department (“Police Department”) on a Criminal History Records Information Act (“CHRIA”) form, does not reference the Pennsylvania Right-to-Know Law (“RTKL”), 65 P.S. §§ 67.101 *et seq.*, or the Police Department’s Open Records Officer, and is not, therefore, a proper records request under the RTKL.<sup>1</sup> Because the information request is not an RTKL request, the OOR does not have jurisdiction to hear an appeal.<sup>2</sup>

For this reason, the Police Department 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 Bucks 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.<sup>3</sup> All documents or communications following the issuance of this Final Determination shall be sent to [oor-postfd@pa.gov](mailto:oor-postfd@pa.gov). This Final Determination shall be placed on the website at: <http://openrecords.pa.gov>.

Issued by:

/s/ *Joshua T. Young*

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Senior Deputy Chief Counsel  
Joshua T. Young, Esq.

Sent via OOR e-file portal to: Michele Frisbie, Esq.; Sarah Ferri, AORO

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<sup>1</sup> While the Police Department’s response to the “Act 134 CHRIA Investigative Information Dissemination Request Form” included the appeal language related to the RTKL, the response clearly characterizes the records request as a “request for dissemination of criminal history investigative information” pursuant to CHRIA.

<sup>2</sup> Even if we construed the records request as one made under the RTKL, the Police Department did not respond within five business days, which would have resulted in a deemed denial on July 7, 2026. *See* 65 P.S. § 67.901. Appeals of deemed denied RTKL requests must be filed within fifteen business days of the deemed denial, or by July 28, 2026 in this instance. The Requester filed this appeal on August 24, 2026.

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