



FINAL DETERMINATION

DATE ISSUED AND MAILED: September 1, 2026

IN RE: *Robbie Taylor v. Pennsylvania State Police*, OOR Dkt. AP 2026-3265

Upon review of the appeal filed with the Office of Open Records (“OOR”) to the above-referenced docket number, as well as the submissions of the Pennsylvania State Police (“PSP”), the appeal is **DENIED** because:

The record is exempt from disclosure. Section 708(b)(17) of the Right-to-Know Law exempts from disclosure records “relating to a noncriminal investigation,” including, “[i]nvestigative materials, notes, correspondence and reports” and “[a] record that, if disclosed, would...[r]eveal the institution, progress or result of an agency investigation.” 65 P.S. § 67.708(b)(17)(ii); 65 P.S. § 67.708(b)(17)(vi)(A). Here, the Request seeks “an incident report...filed by Ryon Ross to Trooper Gerg.” On August 21, 2026, the PSP submitted an attestation statement from William Rozier, the PSP’s Open Records Officer, who attests that the responsive incident report is a four-page record documenting Trooper Gerg’s investigation into a stalking/harassment issue, and after conducting an interview with the involved parties, Trooper Gerg determined that no criminal activity occurred. Rozier Attestation ¶¶ 6-9. Based upon this evidence, the PSP has demonstrated that the responsive report is exempt from disclosure.¹ Therefore, the PSP has met its burden of proof. 65 P.S. § 67.708(a)(1).

For this reason, the PSP is not required to take any further action. Within thirty days of the mailing date of this Final Determination, either party may appeal or petition for review with the Commonwealth Court. 65 P.S. § 67.1301(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, but 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 OOR website at: <http://openrecords.pa.gov>.

Issued by:

/s/ Tope L. Quadri

TOPE L. QUADRI
APPEALS OFFICER

Sent via portal to: Robbie Taylor, Esq.; William Rozier, AORO; Colin Hitt, Esq.

¹ The OOR acknowledges that the RTKL is not a confidentiality statute, meaning it allows, but does not require, an agency to withhold records. An agency generally has the discretion to release otherwise nonpublic records. *See* 65 P.S. § 67.506(c). However, that decision is solely within the discretion of the agency and is not subject to the OOR’s legal review.

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