



FINAL DETERMINATION

DATE ISSUED AND MAILED: September 2, 2026

IN RE: *Bryan Shearer v. York County*, OOR Dkts. AP 2026-3571 through 2026-3574

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 appeals are untimely. The Requests were denied by York County (“County”) on August 6, 2026. Appeals of denied Right-to-Know requests must be filed within 15 business days of the date of the denial, or by August 27, 2026 in this instance. 65 P.S. § 67.1101(a)(1). The appeals were submitted to the OOR on August 28, 2026. The Requester is not prohibited from refileing the Requests and, if necessary, filing new appeals pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the County 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 York 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, 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.¹ 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

Joshua T. Young, Esq.
Senior Deputy Chief Counsel

Sent via OOR e-file portal to: Bryan Shearer; Jonelle Eshbach, Esq., AORO

¹ *Padgett v. Pa. State Police*, 73 A.3d 644, 648 n.5 (Pa. Commw. Ct. 2013).