



FINAL DETERMINATION

DATE ISSUED AND MAILED: September 4, 2026

IN RE: *Evan Mattice v. Manheim Borough*, OOR Dkt. AP 2026-3405

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**:

On August 19, 2026, the OOR issued an Order notifying Evan Mattice (“Requester”) that the appeal was deficient because it failed to include a complete copy of the Borough’s response. The OOR informed the Requester that the document was required to cure the deficiency and directed the Requester to file a complete copy of the Borough’s response by September 2, 2026, pursuant to 65 P.S. § 67.1303(b). However, to date, the Requester has failed to comply with the OOR’s Order and, without this document, the OOR lacks sufficient clarity to allow the OOR to adjudicate the matter.¹ Additionally, the OOR would be unable to present a complete record on appeal to an appellate court as required by Section 1303(b) of the RTKL. As the Requester has failed to comply with the OOR’s Order, this matter is **dismissed**.

For this reason, the Borough 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 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, 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. 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>.²

Issued by:

/s/ Joshua T. Young

JOSHUA T. YOUNG, ESQ.
SENIOR DEPUTY CHIEF COUNSEL

Sent via OOR e-File Portal to: Evan Mattice; Joel Mutschler, AORO

¹ On August 18, 2026, the Requester submitted a copy of the Borough’s email dated, August 17, 2026, transmitting a final response and responsive records.; however, the Requester did not provide a copy of the final response itself. Therefore, the Requester did not satisfy the OOR’s Deficiency Order. Without the complete final response, the OOR is unable to determine what, if any, grounds for redacting and/or withholding records were raised by the Borough concerning the records at issue in the appeal or if the Requester sufficiently challenged those grounds.

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