



FINAL DETERMINATION

DATE ISSUED AND MAILED: September 10, 2026

IN RE: *Shannon DeLuca v. Clairton City*, OOR Dkt. AP 2026-3285

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. Clairton City (“City”) received multiple requests (“Requests”) from Shannon DeLuca (“Requester”) on June 12, 2026.¹ On June 18, 2026, the City invoked a thirty-day extension to respond; however, as the City did not respond within the extension period, the Requests were deemed denied on July 20, 2026. *See* 65 P.S. § 67.902(b)(2). Appeals of denied Right-to-Know requests must be filed within 15 business days of the denial or deemed denial, or by August 10, 2026 in this instance. *See* 65 P.S. § 67.1101(a)(1). However, the instant appeal was filed on August 11, 2026. The Requester is not prohibited from making new requests for these records and, if necessary, filing new appeals pursuant to the requirements of 65 P.S. § 67.1101(a)(1).²

For this reason, the City 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 Allegheny 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.³ 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/ Josh Macel

JOSH MACEL
APPEALS OFFICER

Sent *via* Appeals Portal to: Shannon DeLuca; Howard Bednar (AORO)

¹ Although the Requester’s appeal form lists June 4, 2026 as the Request Date, the Requests uploaded by the Requester are all dated June 12, 2026.

² Following any denial(s), each Request should be appealed separately.

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