



FINAL DETERMINATION

IN THE MATTER OF

**ARTIS CARROLL,
Requester**

v.

**DELAWARE COUNTY,
Respondent**

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Docket No.: AP 2026-2791

The Office of Open Records (“OOR”) received the above-captioned appeal under the Right-to-Know Law (“RTKL”), 65 P.S. §§ 67.101 *et seq.* For the following reasons, the appeal is dismissed.

On June 1, 2026, Artis Carroll (“Requester”) submitted a request (“Request”) to Delaware County (“County”) pursuant to the Right-to-Know Law (“RTKL”), 65 P.S. §§ 67.101 *et seq.* On June 8, 2026, the County invoked a thirty-day extension to respond to the Request. 65 P.S. § 67.902(b)(1). As the Requester did not receive the County’s response within the thirty-day extension period, or by July 8, 2026, the Requester filed an appeal with the Office of Open Records (“OOR”) on July 13, 2026,¹ claiming that the Request was deemed denied. 65 P.S. § 67.902(b)(2).

On July 24, 2026, the County requested an extension of time to file a response. The OOR informed the County that an extension could not be granted without the Requester’s agreement to

¹ The appeal was submitted on July 11, 2026, a Saturday. As a result, the appeal was received by the OOR on the next business day.

a corresponding extension to issue the Final Determination. On July 27, 2026, the Requester also asked for a submission extension. The OOR informed the Requester that it would grant the submission extension if the Requester agreed to a corresponding extension of the Final Determination deadline. The Requester did not respond to the OOR's letter concerning an extension of the Final Determination deadline, and therefore, the submission extension was not initially granted.

On August 11, 2026, the OOR granted a submission extension until August 13, 2026. On August 13, 2026, the OOR granted the County's request for a submission extension until August 14, 2026.

On August 14, 2026, the County submitted a position statement claiming that it had responded to the Request by providing seventy-seven pages of responsive records, subject to redactions, and had withheld certain responsive records pursuant to 65 P.S. § 67.708(b)(5) (exempting a record of an individual's medical, psychiatric or psychological history or disability status) and 65 P.S. § 708(b)(16) (exempting a record of an agency relating to or resulting in a criminal investigation). The OOR recognizes this as, in effect, a response under Chapter 9 of the RTKL.

The Requester has not challenged the County's August 14, 2026 response to the Request.² As the basis for the appeal was the County's failure to respond to the Request after taking a thirty-day extension, and the County has now responded to the Request, we must find that the appeal is **dismissed as moot**. The Requester is not prohibited from making a new request for these records and, if necessary, filing a new appeal challenging exemption claims pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

² The record for submissions has remained open to date, and the Requester has not made any submissions either through the e-file portal or through U.S. Mail.

The file is now closed and no further action will be taken. This Final Determination is binding on the parties. Within thirty days of the mailing date of this Final Determination, either party may appeal or petition for review with the Delaware 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>.

FINAL DETERMINATION ISSUED AND MAILED: September 23, 2026

/s/ Josh Macel

APPEALS OFFICER
JOSH MACEL

Sent *via* Appeals Portal to: Leah Lewis (AORO); Meghan Byrnes, Esq.

Sent *via* US Mail and Appeals Portal to: Artis Carroll, Inmate # 15-0197 (Lancaster County Prison)

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