

FINAL DETERMINATION

DATE ISSUED AND MAILED: September 23, 2026

IN RE: *Justin Krum and 1st Light Energy v. Glenolden Borough*, OOR Dkt. AP 2026-4003

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 premature. The Request was submitted to Glenolden Borough (“Borough”) on September 2, 2026. The Borough had five (5) business days upon receipt of the Request to respond. 65 P.S. § 67.901. The Borough invoked a thirty day extension on September 8, 2026. 65 P.S. § 67.902(b). The appeal was submitted to the OOR on September 18, 2026; thus, the Requester did not allow sufficient time before filing the appeal. The Requester is not prohibited from filing a new appeal to the OOR of any denial or deemed denial stemming from the Request, pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the Borough is not required to take any further action on this appeal. 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.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/ Meryl M. Peterman
MERYL M. PETERMAN, ESQ.
APPEALS OFFICER

Sent via portal to:

Justin Krum
Katherine H. Meehan., Esq.
Brian Razzi, AORO

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

