

FINAL DETERMINATION

DATE ISSUED AND MAILED: September 30, 2026

IN RE: *Osiris Stand v. Harmony Township*, OOR Dkt. AP 2026-3870

Upon review of the appeal filed with the Office of Open Records (“OOR”) to the above-referenced docket number, as well as the submission of Harmony Township (“Township”), it is determined that the appeal is **DISMISSED** because:

The appeal is untimely. The Request was filed on July 17, 2026, and was deemed denied when the Township did not respond by July 24, 2026.¹ 65 P.S. § 67.901. Appeals of denied or deemed denied Right-to-Know requests must be filed within 15 business days of the date of the deemed denial, or by August 14, 2026, in this instance. 65 P.S. § 67.1101(a)(1). The appeal was not filed until September 14, 2026, after the RTKL appeal period lapsed. However, the Requester is not prohibited from refiling a new request and, if necessary, filing an appeal pursuant to the requirements of 65 P.S. § 67.1101(a)(1).²

For this reason, the Township 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 Beaver 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. However, 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/ Blake Eilers

BLAKE EILERS, ESQ.

SENIOR APPEALS OFFICER

Delivered via e-file portal to: Osiris Stand; Bob Villella

¹ The Township purported to invoke a thirty-day extension on July 27, 2026, 65 P.S. § 67.902(b); however, as the Request had already been deemed denied by operation of law, the extension was ineffectual.

² On September 4, 2026, the Township granted the Request in part, noting that the budget was available for \$.25 per page for digital or hard copies. The OOR fee schedule does not permit fees for delivery of digital records unless copying is necessary for the purposes of secure redaction. See <https://www.openrecords.pa.gov/RTKL/FeeStructure.cfm>. The Township denied access to the names, wages, full-time/part-time status, title/rank, and department of its employees. The “name, position, salary, actual compensation or other payments or expenses, [and] employment contract information” of agency employees is expressly public. 65 P.S. § 67.708(b)(6)(ii).

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