



FINAL DETERMINATION

DATE ISSUED AND MAILED: September 30, 2026

IN RE: *Kim Brennan v. Bucks County*, OOR Dkt. AP 2026-3690

Upon review of the appeal filed with the Office of Open Records (“OOR”) to the above-referenced docket number, as well as the parties’ submissions, the appeal is **DENIED** because:

Additional responsive records do not exist. On September 21, 2026, Bucks County (“County”) submitted an attestation statement made under the penalty of perjury from Desiree Milillo, the County’s Open Records Officer, who attests that a search was conducted and that no additional responsive records exist in the County’s possession, custody or control. Milillo Attestation ¶¶ 3-4, 6. *See, e.g., Hays v. Pa. State Police*, OOR Dkt. AP 2015-0193, 2015 PA O.O.R.D. LEXIS 294 (finding that a good faith search has been conducted by an agency when it “contact[ed] the Bureau most likely to possess responsive records,... explain[ing] why that Bureau is most likely to possess those records.” Based upon this evidence, the County demonstrated that it conducted a good faith search for responsive records as required by 65 P.S. § 67.901 and did not locate any additional responsive records. In response to the County’s submission, despite the Requester’s arguments, there has been no evidence presented to demonstrate that additional responsive records do, in fact, exist. Therefore, based on the evidence provided, the County has met its burden of proof that it does not possess additional responsive records. *Hodges v. Pa. Dep’t of Health*, 29 A.3d 1190, 1192 (Pa. Commw. Ct. 2011).

For this reason, the County 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 Bucks 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 OOR website at: <http://openrecords.pa.gov>.

Issued by:

/s/ *Tope L. Quadri*

TOPE L. QUADRI
APPEALS OFFICER

Sent via portal to: Kim Brennan
Desiree Milillo, AORO

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