

FINAL DETERMINATION

DATE ISSUED AND MAILED: October 6, 2026

IN RE: *Chandra Bozelko v. Pennsylvania State Police*, OOR Dkt. AP 2026-3864

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:

The records are exempt from disclosure. Section 708(b)(16) of the Right-to-Know Law (“RTKL”) exempts from disclosure criminal investigative records. 65 P.S. § 67.708(b)(16). Here, the Request seeks records related to a 1986 homicide. On October 5, 2026, the Pennsylvania State Police (“PSP”) submitted a statement made under the penalty of perjury from William Rozier, the Agency Open Records Officer (“AORO”), who attests that in response to the Request a search was conducted and one responsive record, PSP Homicide Investigation Report No. B-01-495906, was located. *See* Rozier Attestation, ¶¶7-8. This report is the multiple page criminal investigation report regarding a criminal homicide. *Id.* at ¶¶9-10. Based upon this evidence, the PSP has demonstrated that the records are exempt from disclosure. 65 P.S. § 67.708(b)(16). Therefore, the PSP has met its burden of proof. 65 P.S. § 67.708(a)(1).

For this reason, the PSP 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 Commonwealth Court. 65 P.S. § 67.1301. 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: Chandra Bozelko
Colin Hitt, Esq.
William Rozier, AORO

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