



FINAL DETERMINATION

DATE ISSUED AND MAILED: October 13, 2026

IN RE: *Jillian Kramer v. Philadelphia County District Attorney's Office*, OOR Dkt. AP 2026-4350

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 untimely. The Request was received by the Philadelphia County District Attorney's Office ("District Attorney's Office") on June 22, 2026. On June 29, 2026, the District Attorney's Office invoked a thirty-day extension to respond; however, as the District Attorney's Office did not respond within the extension period, the Request was deemed denied by the District Attorney's Office on July 29, 2026.¹ Appeals of deemed denied Right-to-Know requests must be filed within 15 business days of the date of the deemed denial, or by August 19, 2026 in this instance. 65 P.S. § 67.1101(a)(1). The appeal was submitted to the OOR on October 5, 2026. The Requester is not prohibited from refileing the Request and, if necessary, filing a new appeal pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the District Attorney's Office 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 Philadelphia 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.² 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/ Joshua T. Young

Joshua T. Young, Esq.
Senior Deputy Chief Counsel

Sent to: Requester, Agency Open Records Officer, Philadelphia County District Attorney's Office

¹ Although the District Attorney's Office sought an additional extension of time on July 22, 2026, there is no indication in the appeal filing that this additional extension was granted, in writing, by the Requester. Extensions of time beyond the period allowed for in section 901 must be agreed to in writing by the requester. 65 P.S. § 67.902(b). Even if this extension were granted in writing and, therefore, proper, the correspondence submitted with the appeal documents suggests that no additional extensions were granted, in writing, in a timely fashion, which would also result in a deemed denied request and an untimely appeal.

² *Padgett v. Pa. State Police*, 73 A.3d 644, 648 n.5 (Pa. Commw. Ct. 2013).