Pennsylvania
Office of Open Records

Pennsylvania Office of Open Records
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FINAL DETERMINATION

DATE ISSUED AND MAILED: November 17, 2026

IN RE: *Martha Eies v. City of Pittsburgh*, OOR Dkt. AP 2026-4898

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

The appeal is premature. The appeal states that the Request was filed on October 13, 2026 and deemed denied on October 20, 2026; however, the City submitted evidence that it timely invoked a thirty-day extension to respond to the Request. *See* City Submission, November 2, 2026. Because an appeal may only be filed from the denial or deemed denial of a request, and the City has until November 19, 2026 to respond to the Request, the appeal must be dismissed as premature. 65 P.S. § 67.902. Upon the denial or deemed denial of the Request, the Requester is not prohibited from filing an appeal with the OOR pursuant to the requirements of 65 P.S. § 67.1101(a)(1).

For this reason, the City is not required to take any further action as it relates to this appeal. Within thirty days of the mailing date of this Final Determination, either party may appeal or petition for review with the Allegheny 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/ Catherine R. Hecker

CATHERINE R. HECKER
APPEALS OFFICER

Sent via the OOR Portal to: Martha Eies; Cade Richmond

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