FINAL DETERMINATION

IN THE MATTER OF	:	
	:	
MICHAEL GUMMEL AND IBEW LOCAL 98,	:	
Requester	:	
	:	**Docket No: AP 2026-5220**
v.	:	
	:	
CITY OF PHILADELPHIA PROCUREMENT DEPARTMENT,	:	
Respondent		

The Office of Open Records ("OOR") received the above-captioned appeal under the Right-to-Know Law ("RTKL"), 65 P.S. §§ 67.101 *et seq*. Upon review of the file, it is evident that the request underlying this appeal is identical to the one at issue in the appeal docketed at OOR Dkt. AP 2026-5134. Because this appeal is duplicative, it is **dismissed as improvidently docketed**, and the City of Philadelphia Procurement Department is not required to take any further action with respect to this docket. This Final Determination is binding on all parties. Within thirty days of the mailing date of this Final Determination, any party may appeal to 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.[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.

FINAL DETERMINATION ISSUED AND MAILED: November 18, 2026

/s/ Meryl M. Peterman

MERYL M. PETERMAN, ESQ.

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

APPEALS OFFICER

Sent via OOR E-file appeal portal to: Michael Gummel; Margot Smith, Esq.