Pennsylvania
Office of Open Records

Pennsylvania Office of Open Records
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FINAL DETERMINATION

DATE ISSUED AND MAILED: November 20, 2026

IN RE: *Jacob Prtichett v. Philadelphia Sheriff's Office*, OOR Dkt. AP 2026-5057

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

The appeal is premature. The appeal states that the Request was filed on October 16, 2026 and deemed; however, the Office never received a copy of the Request. *See* Attestation of Margo Smith, Deputy City Solicitor. Because an appeal may only be filed from the denial or deemed denial of a request, and the Office **did not receive the Request prior to receiving the appeal**, the appeal must be dismissed as premature. 65 P.S. § 67.901. The Requester is not prohibited from filing an appeal with the OOR pursuant to the requirements of 65 P.S. § 67.1101(a)(1) upon receipt of a denial or deemed denial from the Office.

For this reason, the 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.[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/ Josh Macel

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JOSH MACEL
APPEALS OFFICER

Sent *via* Appeals Portal to: Jacob Pritchett; LaVanda K. Harris (AORO); Adrienne Chapman, Esq.

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