

FINAL DETERMINATION

DATE ISSUED AND MAILED: May 18, 2022

IN RE: *Joshua Stokes v. Pennsylvania Department of Corrections*, OOR Dkt. AP 2022-1187

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 insufficient. The Requester does not address the agency’s grounds for denial or how the records are public, as required by 65 P.S. § 67.1101(a)(1). Therefore, the appeal is not sufficient under 65 P.S. § 67.1101(a)(1). Requester is not prohibited from filing a new appeal pursuant to the requirements of 65 P.S. § 67.1101(a)(1). The Office of Open Records’ online appeal form can be accessed at <https://www.openrecords.pa.gov/Appeals/AppealForm.cfm>.

For this reason, the Department is not required to take any further action. Within thirty days of the mailing date of this Final Determination, you may appeal or petition for review with the Commonwealth Court. 65 P.S. § 67.1301(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. However, 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

Issued by:

/s/ Kyle Applegate

Appeals Officer
Kyle Applegate, Esq.

Sent to: Requester (via first class mail); Agency Open Records Officer (via email)

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