

Office of Open Records Docket Sheet

OOR Dkt. AP 2014-1695: Christine Haines Herald Standard v. PA Department of Corrections

Appeals Officer:

Kathleen Higgins

Case Information:

Insufficiency Notice: No

Mediation Requested: No

30-day Extension Granted: No

Record Closing Date:

Final Determination Due Date: 12/01/2014

Case Status: Affirmed by Supreme Court

Final Determination Outcome:

Issued: 12/01/2014

Requester seeks records regarding illnesses contracted by inmates and staff members at SCI-Fayette. The Department of Corrections denied the Request citing the noncriminal investigative records exemption (708(b)(17)). - The Department did not meet its burden that records are exempt as noncriminal investigative records. The records are also not exempt as medical records under 708(b)(5). Records are not protected under HIPPA. Appeal granted.

Final Determination on Reconsideration:

Final Determination on Remand Outcome:

Appealed to a Higher Court:

Issued	Docket	Court	Opinion	Enforce
03/23/2018	66 MD 2015	Commonwealth Court	Affirmed	Yes

Haines (Herald Standard) v. Department of Corrections, 66 MD 2015 (OOR AP 2014-1695). Uniontown Newspapers, Inc. d/b/a The Herald Standard filed Enforcement Action. Request sought information re illnesses at SCI-Fayette. OOR granted. 10/5/15 Motion for Judgment on the Pleadings 2016-12-19 Court Order - matter will proceed to trial

12/22/2020 76 & 77 MAP 2019 Supreme Court Affirmed No

Supreme Court affirmed Commonwealth Court finding the Agency acted in bad faith and upholding fees.

Consolidated Cases:

Parties:

Requester: Christine Haines Herald Standard

Company:

Address:

Uniontown, PA 15401

Requester Counsel:

Agency:

PA Department of Corrections
Andrew Filkosky
1920 Technology Parkway
Mechanicsburg, PA 17050

Agency Counsel:

Direct Interest Participant(s):

Docket Entries

Date	Description	Party
12/22/2020	Court Opinion - Affirming Commonwealth Court Opinion	OOR
12/22/2020	Supreme Court - Concurring and Dissenting Opinion	OOR
12/22/2020	Supreme Court - Dissenting Opinion	OOR
04/27/2020	Court Notice - Oral Argument	OOR
02/18/2020	Withdrawal of Appearance - County Commissioners Assoc of Pennsylvania	OOR
02/18/2020	Withdrawal of Appearance - County Commissioners Assoc of Pennsylvania	OOR
01/21/2020	Requester Brief	OOR
01/21/2020	PA News Media Association - Brief	OOR
01/21/2020	OOR Amicus Curiae Brief	OOR
12/04/2019	County Commissioners Brief in Support of Appeal	OOR
11/20/2019	Agency Brief in Support of Appeal	OOR
09/24/2019	Court Order Granting Petition for Allowance of Appeal	OOR
11/28/2018	Agency Petition for Allowance of Appeal	OOR
10/29/2018	Court Opinion_Granteeing Fees	OOR
03/23/2018	Opinion of Judge Simpson affirming the OOR. Agency has 20 days to produce the records or face a potential \$500 per day penalty, awarded \$1,500 civil penalty and Requester is not precluded from seeking attorney's fees.	OOR
12/19/2016	Court Order - matter will proceed to trial	OOR
08/08/2016	Agency filed Response to Petitioner's Motion for Summary Judgment	OOR
08/08/2016	Agency filed Brief in Opposition to Petitioner's Motion for Summary Judgment	OOR
07/08/2016	Uniontown Newspapers (Requester) filed Motion for Summary Judgment	OOR
07/08/2016	Uniontown Newspapers (Requester) filed Brief in Support of Motion for Summary Judgment	OOR
10/05/2015	Requester Motion for Judgement on the Pleadings	OOR
10/05/2015	Requester Brief in Support of Motion for Judgement of the Pleadings	OOR
07/05/2015	Requster Reply to New Matter	OOR
06/17/2015	Agency Answer to New Matter- Part 1	OOR
06/17/2015	Agency Answer to New Matter- Part 2	OOR
06/17/2015	Agency Answer to New Matter- Part 3	OOR

06/17/2015	Agency Answer to New Matter- Part 4	OOR
06/17/2015	Agency Entry of Appearance	OOR
06/17/2015	Agency Withdrawal of Appearance	OOR
05/13/2015	Requester Reply Brief	OOR
04/30/2015	Agency Brief	OOR
04/07/2015	Requester Answer to Agency Preliminary Objections	OOR
03/09/2015	Agency Preliminary Objections	OOR
02/10/2015	Requester Enforcement Action	OOR
12/01/2014	OOR Final Determination	OOR