



FINAL DETERMINATION

DATE ISSUED AND MAILED: February 12, 2018

IN RE: *William Blake v. The Morning Call*, OOR Dkt. AP 2018-0241

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 deficient for the reason(s) specified below. Accordingly, the appeal is **DISMISSED**.

- Appeal filed beyond fifteen (15) business days of denial/deemed denial.
- Appeal failed to include a copy of the Request and/or agency Response.
- Appeal failed to state why records are public records.
- Appeal failed to address agency grounds for denial of access to records.
- OOR lacks jurisdiction over agency from which records are sought.
- OOR lacks jurisdiction over local agency criminal investigative records.
- Request does not seek records.
- Other: The Morning Call is not an “Agency” as defined by the RTKL. 65 P.S. § 67.102 (defining “Agency”). As such, it is not subject to the OOR’s jurisdiction. See 65 P.S. § 67.503(a) (stating that the OOR has jurisdiction to hear appeals involving Commonwealth and local agencies).

Within thirty days of the mailing date of this Final Determination, you may appeal or petition for review to appropriate court of competent jurisdiction. 65 P.S. §§ 67.1301-.1302. 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 Section 1303.

Issued by:

/s/ *Kyle Applegate*

Appeals Officer
Kyle Applegate

Sent to: Requester, The Morning Call