

## Key RTKL Opinions : Supreme Court & Commonwealth Court

Updated: October 30, 2018

<u>Subject</u>	<u>Caption</u>	<u>Date</u>
Effect of contemporary changes to regulation on appeals, regulatory interpretation, (b)(1)(ii)	<a href="#"><i>Pa. Dep't of Health v. McKelvey</i></a> , 2018 Pa. Commw. Unpub. LEXIS 520	September 27, 2018
Definition of "education records" under FERPA, issues not raised may be waived on appeal	<a href="#"><i>Easton Area Sch. Dist. v. Miller</i></a> , 2018 Pa. Commw. LEXIS 320	July 20, 2018
(b)(1)(ii), heightened risk of harm via retaliation for inmates	<a href="#"><i>Brown v. Dep't of State</i></a> , 2018 Pa. Commw. Unpub. LEXIS 342	June 25, 2018
(b)(2), security footage for municipal buildings, the content of a video controls application of exemptions	<a href="#"><i>Gregg Twp. v. Grove</i></a> , 2018 Pa. Commw. Unpub. LEXIS 343	June 25, 2018
Reasonability of interpretation, use of exemption logs, (b)(17), healthcare RFPs	<a href="#"><i>Unitedhealthcare of PA v. DHS</i></a> , 2018 Pa. Commw. Unpub. LEXIS 295	May 31, 2018
Evidentiary burden for (b)(2), use of <i>in camera</i> where the contents of a document are irrelevant	<a href="#"><i>Pa. State Police v. ACLU</i></a> , 2018 Pa. Commw. Unpub. LEXIS 275	May 18, 2018
Definition of "financial record" under RTKL, (b)(13)	<a href="#"><i>Harrisburg v. Prince</i></a> , 2018 Pa. Commw. Lexis 162	May 10, 2018
Identity of requester and reason for request may be considered when construing protective orders	<a href="#"><i>Barosh v. City of Philadelphia</i></a> , 2018 Pa. Commw. Unpub. LEXIS 259	May 9, 2018
(b)(16), PSP lab reports	<a href="#"><i>Soto v. Pa. State Police</i></a> , 2018 Pa. Commw. Unpub. LEXIS 246	May 7, 2018
Imposition of a \$1,500 penalty for agency's "noncompliance throughout the RTKL process."	<a href="#"><i>Uniontown Newspapers, Inc. v. Pa. Dep't of Corr.</i></a> , 185 A.3d 1161 (Pa. Commw. Ct. 2015)	March 23, 2018
Dual jurisdiction of DA's Offices and OOR, (b)(16), jailhouse videos, speculative harms	<a href="#"><i>California Borough v. Rothery</i></a> , 185 A.3d 456	April 4, 2018
Attorney-client privilege, waiver, standing to assert claims	<a href="#"><i>Pa. PUC v. Sunrise Energy, LLC.</i></a> , 177 A.3d 438 (Pa. Commw. Ct. 2018)	January 12, 2018

Sufficiency of affidavit demonstrating past fees owed to agency	<a href="#"><i>Brown v. Pa. Dep't of Corr.</i></a> , 2017 Pa. Commw. Unpub. LEXIS 920	December 15, 2017
Right to privacy, balancing test, severability of confidential data	<a href="#"><i>Chester Hous. Auth. v. Polaha</i></a> , 173 A.3d 1240 (Pa. Commw. Ct. 2017)	November 21, 2017
Property addresses in property tax assessment records public, right to privacy	<a href="#"><i>Butler Area Sch. Dist. v. Pennsylvanians for Union Reform</i></a> , 172 A.3d 1173 (Pa. Commw. Ct. 2017)	November 2, 2017
RTKL fees, prior assessments, Prison Litigation Reform Act	<a href="#"><i>Brown v. Pa. Dep't of Corr.</i></a> , 2017 Pa. Commw. Unpub. LEXIS 825	October 31, 2017
Scope of (b)(17), Inspector General records, sufficiency of affidavits	<a href="#"><i>Brown v. Office of Inspector Gen.</i></a> , 2017 Pa. Commw. Unpub. LEXIS 820	October 27, 2017
Scope of requests, requests that change during appeals	<a href="#"><i>McKelvey v. Office of the AG</i></a> , 2017 Pa. Commw. LEXIS 808	October 13, 2017
Mandamus actions, preliminary objections	<a href="#"><i>Drack v. Tanner</i></a> , 2017 Pa. Commw. LEXIS 807	October 12, 2017
Procedural rights before the OOR, notice, third-party rights, contractor documents, financial records	<a href="#"><i>UnitedHealthcare of Pa., Inc. v. Baron</i></a> , 2017 Pa. Commw. LEXIS 788	October 5, 2017
Procedures on appeal to the court, automatic stay	<a href="#"><i>Baron v. Dep't of Human Servs.</i></a> , 2017 Pa. Commw. LEXIS 742	September 21, 2017
Noncriminal investigative MVRs	<a href="#"><i>Port Auth. Of Allegheny Cty. v. Towne</i></a> , 2017 Pa. Commw. LEXIS 702	September 12, 2017
Records produced by a court are judicial records	<a href="#"><i>Phila. Dist. Atty's Office v. Stover</i></a> , 2017 Pa. Commw. LEXIS 679	September 12, 2017
Procedure to certify a record under the RTKL	<a href="#"><i>Phila. Dist. Atty's Office v. Cwiek</i></a> , 2017 Pa. Commw. LEXIS 683	September 6, 2017
Sufficiency of agency affidavit when past fees are owed, IFP status for RTKL appeals cannot be revoked under PLRA	<a href="#"><i>Brown v. Dep't of Corr.</i></a> , 2017 Pa. Commw. Unpub. LEXIS 653	September 1, 2017
The necessity of <i>in camera</i> review when addressing claims of privilege, privilege logs, affidavits	<a href="#"><i>California University of Pa. v. Schackner</i></a> , 2017 Pa. Commw. LEXIS 617	August 22, 2017
Agencies may only waive exceptions under the RTKL, not other statutes, CHRIA	<a href="#"><i>Perez v. Stedman</i></a> , 2017 Pa. Commw. Unpub. LEXIS 501	July 12, 2017
Exceptions to the mootness doctrine, definition of "final contract"	<a href="#"><i>Greco v. Dep't of Gen. Servs.</i></a> , 2017 Pa. Commw. Unpub. LEXIS 485	July 10, 2017
Not all police MVRs fall under CHRIA or (b)(16), may be redacted, wiretap act <b>[NOTE:</b>	<a href="#"><i>Pa. State Police v. Grove</i></a> , 2017 Pa. LEXIS 1394	June 20, 2017

<b>predates enactment of <a href="#">Act 22 of 2017</a>]</b>		
Enforcement of Final Determination, mandamus, deadlines for enforcement filings	<a href="#">Capinski v. Upper Pottsgrove Twp.</a> , 2017 Pa. Commw. LEXIS 358	June 14, 2017
Certification of records provided under the RTKL	<a href="#">Butler v. Dauphin Cty. Dist. Atty. Office</a> , 2017 Pa. Commw. LEXIS 360	June 13, 2017
708(b)(16), the identity of a requester, the non-expiration of exceptions to disclosure	<a href="#">Cafoncelli v. Pa. State Police</a> , 2017 Commw. Unpub. LEXIS 405	June 5, 2017
Third party rights, due process, “records of an agency”, deference	<a href="#">Highmark Inc. v. Voltz</a> , 2017 Pa. Commw. LEXIS 293	June 2, 2017
Records do not exist, surveillance footage, issue preservation	<a href="#">Collazo v. Pa. State Police</a> , 2017 Pa. Commw. Unpub. LEXIS 350	May 17, 2017
708(b)(17), well sites, Radiation Protection Act, 708(b)(12), trade secrets, 708(b)(11)	<a href="#">Smith Butz, LLC., v. Dep’t of Envil. Prot.</a> , 2017 Pa. Commw. LEXIS 181	May 8, 2017
708(b)(10), disclosure of material ‘related to’ (b)(10), Attorney-client privilege / Attorney work-product privilege	<a href="#">Dep’t of Corr. v. Fiorillo</a> , 2017 Pa. Commw. Unpub. LEXIS 305	May 1, 2017
RTKL appeals cannot alter criminal sentences	<a href="#">Foster v. Dep’t of Corr.</a> , 2017 Pa. Commw. LEXIS 97	April 7, 2017
A request for home addresses where the balancing test is not done may be remanded to perform it	<a href="#">SERS v. Fultz</a> , 2017 Pa. Commw. Unpub. LEXIS 220	March 29, 2017
A request for home addresses is subject to the constitutional balancing test	<a href="#">State Employees Ret. Sys. v. Campbell</a> , 2017 Pa. Commw. LEXIS 436	March 3, 2017
Bad faith, burden of proof, ability of requester to dispute affidavits	<a href="#">Borough of Paxtang v. Hoyer</a> , 2017 Pa. Commw. Unpub. LEXIS 145	March 3, 2017
Bad faith, pending litigation, collateral discovery, specificity, penalties under the RTKL	<a href="#">Office of the DA. of Phila. v. Bagwell</a> , 2017 Pa. Commw. LEXIS 30	February 16, 2017
708(b)(28)(ii), the identity of caregivers, statistical tests under the RTKL, constitutional balancing test	<a href="#">Dep’t of Human Servs. v. Pennsylvanians for Union Reform</a> , 2017 Pa. Commw. LEXIS 22	February 8, 2017
Specificity, “transaction or activity” of an agency	<a href="#">Office of Inspector Gen. v. Brown</a> , 2016 Pa. Commw. LEXIS 557	December 21, 2016
Requirements for bad faith penalties, construction of the subject matter of request, effect of Final Determinations	<a href="#">Uniontown Newspapers, Inc., v. Pa. Dep’t of Corr.</a> , 2016 Pa. Commw. LEXIS 551	December 19, 2016
Scope of 708(b)(13) includes temporary contributions of value without compensation	<a href="#">Municipality of Mt. Lebanon v. Gillen</a> , 151 A.3d 722 (Pa. Commw. Ct. 2016)	December 9, 2016

Sufficiency of evidence to demonstrate an investigation	<a href="#"><i>Black v. Pa. State Police</i></a> , 2016 Pa. Commw. Unpub. LEXIS 809	November 23, 2016
MVRs that are “assembled” to further criminal investigation are exempt	<a href="#"><i>Pa. State Police v. Kim</i></a> , 150 A.3d 155 (Pa. Commw. Ct. 2016)	November 17, 2016
Sufficient declarations may establish attorney work-product, sufficiency of response	<a href="#"><i>Shuler v. Pa. Dep’t of Corr.</i></a> , 2016 Pa. Commw. Unpub. LEXIS 765	November 1, 2016
74 Pa.C.S. § 9111 exempts unsuccessful bidders from disclosure	<a href="#"><i>Commonwealth v. Walsh/Granite JV</i></a> , 149 A.3d 425 (Pa. Commw. Ct. 2016)	October 31, 2016
The OOR must consider allegations in the request and appeal documents as statements	<a href="#"><i>Pa. Game Cmm’n v. Fennell</i></a> , 148 A.3d 101 (Pa. Commw. Ct. 2016)	October 26, 2016
Constitutional right to privacy, home addresses, balancing test	<a href="#"><i>PSEA v. Office of Open Records</i></a> , 148 A.3d 142 (Pa. 2016)	October 18, 2016
Specificity, 708(b)(10), the appeals procedure	<a href="#"><i>Commonwealth v. Engelkemier</i></a> , 148 A.3d 522 (Pa. Commw. Ct. 2016)	October 14, 2016
Financial information submitted by a third party may not always be ‘part of’ an agency contract	<a href="#"><i>Global Tel*Link Corp. v. Wright</i></a> , 147 A.3d 978 (Pa. Commw. Ct. 2016)	September 22, 2016
Requirements to redact, 708(b)(28)	<a href="#"><i>Commonwealth v. Simpson</i></a> , 2016 Pa. Commw. Unpub. LEXIS 613	August 30, 2016
Home addresses of participants in a housing voucher program, creation of record, 705, social services exemption under 708(b)(28), personal security exemption under 708(b)(1)	<a href="#"><i>Chester Housing Authority v. Polaha</i></a> , No. 2391 C.D. 2015, 2016 Pa. Commw. Unpub. LEXIS 568	August 11, 2016
Ability of requester to address reasons for denying access for the first time on appeal	<a href="#"><i>Wishnefsky v. Pa. Dep’t of Corr.</i></a> , 144 A.3d 290 (Pa. Commw. Ct. 2016)	July 29, 2016
Notes of a county commissioner, notes and working papers exemption under 708(b)(12), definition of “record”	<a href="#"><i>Clearfield County v. Bigler Boyz Enviro, Inc.</i></a> , 144 A.3d 258 (Pa. Commw. Ct. 2016)	July 28, 2016
Third party standing, Federal preemption	<a href="#"><i>Slaughter v. Deegan and The Philadelphia Authority for Industrial Development</i></a> , July Term, 2016, No. 1212	July 25, 2016
Specificity, 703, time for searching for records	<a href="#"><i>PASSHE v. APSCUF</i></a> , No. 2126 C.D. 2015, 2016 Pa. Commw. LEXIS 308	July 6, 2016
OOR order requiring Requester to perfect appeal	<a href="#"><i>Brown v. Office of Inspector General</i></a> , No. 1439 C.D. 2015, 2016 Pa. Commw. Unpub. LEXIS 434	June 13, 2016

District Attorney offices are local agencies for purposes of appeals under the RTKL	<a href="#"><i>Pennsylvanians for Union Reform v. Centre County DA's Office</i></a> , No. 1623 C.D. 2015, 2016 Pa. Commw. LEXIS 245	June 1, 2016
Public Utility Code, investigations, greater access than the RTKL provides	<a href="#"><i>Pa. PUC v. Seder</i></a> , No. 52 MAP 2015, 2016 Pa. LEXIS 1076	May 25, 2016
Voter registration information, Voter Registration Act, conflict provisions of RTKL, 3101.1	<a href="#"><i>Pennsylvanians for Union Reform v. Pa. Dep't of State</i></a> , No. 1852 C.D. 2015, 2016 Pa. Commw. LEXIS 232	May 23, 2016
Records of a judicial agency, interplay between county records and judicial records	<a href="#"><i>Grine v. County of Centre</i></a> , No. 854 C.D. 2015, Pa. Commw. LEXIS 169	April 13, 2016
E-mails, notes and working papers exemption under 708(b)(12), definition of a "record"	<a href="#"><i>L&amp;I v. Tabor</i></a> , No. 525 C.D. 2015. 2016 Pa. Commw. Unpub. LEXIS 251	March 31, 2016
Imposition of civil penalty	<a href="#"><i>In re Phila. Dist. Attorney's Office</i></a> , No. 150201556, 2016 Phila. Ct. Com. Pl. LEXIS 55	March 31, 2016
Agency e-mail addresses held out to the public are subject to public access	<a href="#"><i>Pa. State Sys. of Higher Educ. v. Fairness Ctr.</i></a> , No. 1203 C.D. 2015, 2016 Pa. Commw. Unpub. LEXIS 245	March 30, 2016
Time and manner of seeking prepayment under 1307(h), waiver, due process	<a href="#"><i>Dep't of Education v. Bagwell</i></a> , No. 1617 C.D. 2014, 2016 Pa. Commw. LEXIS 69	January 29, 2016
OOR order, <i>in camera</i> review	<a href="#"><i>Township of Worcester v. Office of Open Records</i></a> , No. 711 C.D. 2015, 2016 Pa. Commw. LEXIS 40	January 8, 2016
PAC contributions, freedom of association, Election Code	<a href="#"><i>Pennsylvanians for Union Reform v. Pa. Office of Admin.</i></a> , No. 1019 C.D. 2014, 2015 Pa. Commw. LEXIS 551	December 18, 2015
Specificity, requester may not be penalized for agency's storage methods	<a href="#"><i>Dep't of Corr. v. Amanda St. Hilaire</i></a> , 2015 Pa. Commw. LEXIS 528 (Pa. Commw. Ct. Nov. 25, 2015)	November 25, 2015
Authority of an agency to conduct a noncriminal investigation for purposes of exemption	<a href="#"><i>Lackawanna Cnty. Gov't Study Comm'n v. Scranton Times, L.P.</i></a> , 2015 Pa. Commw. Unpub. LEXIS 858 (Pa. Commw. Ct. 2015)	November 20, 2015
Public nature of records, personal e-mails	<a href="#"><i>Pa. Office of AG v. The Phila. Inquirer</i></a> , 127 A.3d 57 (Pa. Commw. Ct. 2015)	November 19, 2015
Legal fee awards under section 1304(a) and 1304(b)	<a href="#"><i>City of Phila. v. Ali</i></a> , No. 2385 C.D. 2014, 2015 Pa. Commw. Unpub. LEXIS 830 (Pa. Commw. Ct. 2015)	November 12, 2015

OOB and Executive Director independent	<a href="#"><i>Arneson v. Wolf</i></a> , 124 A.3d 1225 (Pa. 2015)	October 27, 2015
Rates of Managed Care Organizations are financial records and do not enjoy all RTKL exemptions	<a href="#"><i>Commonwealth, Dep't of Pub. Welfare v. Eiseman</i></a> , 125 A.3d 19 (Pa. 2015)	October 27, 2015
Records of subcontractors may be shielded from release due to the definition of public records	<a href="#"><i>Dental Benefit Providers, Inc. v. Eiseman</i></a> , 124 A.3d 1214 (Pa. 2015)	October 27, 2015
Federal copyright law does not exempt records but may limit distribution	<a href="#"><i>Ali v. Phila. City Planning Comm'n</i></a> , 125 A.3d 92 (Pa. Commw. Ct. 2015)	October 1, 2015
Lobbyist records subject to release in some circumstances, predecisional exception	<a href="#"><i>W. Chester Univ. of Pa. v. Schackner</i></a> , 124 A.3d 382 (Pa. Commw. Ct. 2015)	September 17, 2015
Noncriminal investigative exemption	<a href="#"><i>Brown v. Pa. Dep't of State</i></a> , 123 A.3d 801 (Pa. Commw. Ct. 2015)	September 2, 2015
Agency may be required to search e-mail database for files, but not to procure thousands of affidavits	<a href="#"><i>Dep't of Labor &amp; Indus. v. Earley</i></a> , 126 A.3d 355 (Pa. Commw. Ct. 2015)	September 9, 2015
Substantial compliance with OOB guidelines, third-party rights, personal security exemption	<a href="#"><i>Pa. Dep't of Revenue v. Derrick Flemming</i></a> , 2015 Pa. Commw. Unpub. LEXIS 626 (Pa. Commw. Ct. Aug 21, 2015)	August 21, 2015
Attorney-client privilege waiver burden, predecisional exception may involve outside agencies	<a href="#"><i>Office of the Governor v. Davis</i></a> , 122 A.3d 1185 (Pa. Commw. Ct. 2015)	August 12, 2015
Appeal rights vest upon receipt of documents which have been redacted under a grant	<a href="#"><i>Buehl v. Pa. Dep't. of Corr.</i></a> , 2015 Commw. Unpub LEXIS 552 (Pa. Commw. Ct. July 27, 2015)	July 27, 2015
Third-party contractor must have opportunity to challenge release of confidential proprietary information	<a href="#"><i>Dep't of Corr. v. Maulsby</i></a> , 121 A.3d 585 (Pa. Commw. Ct. 2015)	July 23, 2015
Test for specificity, scope of request and subject matter in determining specificity	<a href="#"><i>Pa. Dep't of Educ. v. Pittsburgh Post-Gazette</i></a> , 119 A.3d 1121 (Pa. Commw. Ct. 2015)	July 14, 2015
RTKL does not compel records retention, newspaper had standing for mandamus	<a href="#"><i>PG Publ. Co. v. Governor's Office of Admin.</i></a> , 120 A.3d 456 (Pa. Commw. Ct. 2015)	July 10, 2015
An action in mandamus in the Commonwealth Court is the proper remedy for noncompliance with OOB final order	<a href="#"><i>Wishnefsky v. Pa. Dep't of Corr.</i></a> , 2015 Pa. Commw. Unpub. LEXIS 473 (Pa. Commw. Ct. July 8, 2015)	July 8, 2015
Specificity, issue waiver, agency cannot waive rights of third parties	<a href="#"><i>Pa. Dep't of Conservation &amp; Natural Res. v. Vitali</i></a> , 2015 Pa. Commw.	July 7, 2015

	Unpub. LEXIS 479 (Pa. Commw. Ct. July 7, 2015)	
Police dash-cam videos not automatically exempt, wiretap act	<a href="#"><i>Pa. State Police v. Grove</i></a> , 119 A.3d 1102 (Pa. Commw. Ct. 2015)	July 7, 2015
Evidence which should have been presented to the OOR may be deemed waived on appeal	<a href="#"><i>Pa. State Police v. Muller</i></a> , 2015 Pa. Commw. LEXIS 408, (Pa. Commw. Ct. June 30, 2015)	June 30, 2015
Independence of OOR and its Executive Director	<a href="#"><i>Arneson v. Wolf</i></a> , 117 A.3d 374 (Pa. Commw. Ct. 2015)	June 10, 2015
Access to judicial records	<a href="#"><i>Faulk v. Philadelphia Clerk of Courts</i></a> , 116 A.3d 1183 (Pa. Commw. Ct. 2015)	May 28, 2015
Police dash-cam videos not automatically exempt	<a href="#"><i>Pa. State Police v. Grove</i></a> , 2015 Pa. Commw. Unpub. LEXIS 714 (Pa. Commw. Ct. March 20, 2015)	March 20, 2015
No right to hearing, personal security exemption requires ‘reasonable likelihood of harm’, agencies must notify third parties to allow participation, Game Commission regulation.	<a href="#"><i>State Employees' Ret. Sys. v. Pennsylvanians for Union Reform</i></a> , 113 A.3d 9 (Pa. Commw. Ct. 2015)	March 20, 2015
Record on appeal, <i>in camera</i> review	<a href="#"><i>Pa. Dep't of Educ. v. Bagwell</i></a> , 114 A.3d 1113 (Pa. Commw. Ct. 2015)	April 16, 2015
Section 708(b)(17), “study” versus “investigation”	<a href="#"><i>Pa. Dep't of Env'tl. Prot. v. Del. Riverkeeper Network</i></a> , No. 1373 C.D. 2014, 2015 Pa. Commw. LEXIS 158	April 10, 2015
Procedural due process, home addresses	<a href="#"><i>PSEA v. Office of Open Records</i></a> , 110 A.3d 1076 (Pa. Commw. Ct. 2015)	February 17, 2015
Phone records, metadata, retrieving records from a database is not creation of a new record, records provided in their native format.	<a href="#"><i>Paint Twp. v. Clark</i></a> , 109 A.3d 796 (Pa. Commw. Ct. 2015)	February 5, 2015
708(b)(6)(i)(C); also exempts co-inhabitants. Superannuation age alone insufficient for 708(b)(1)(ii).	<a href="#"><i>State Emples. Ret. Sys. v. Fultz</i></a> , 107 A.3d 860 (Pa. Commw. Ct. 2015)	January 9, 2015
708(b)(17); basis for an informal investigation exempt. Public Utility Code Section 335 definitions.	<a href="#"><i>Pa. PUC v. Seder</i></a> , 106 A.3d 193 (Pa. Commw. Ct. 2014)	December 3, 2014
Counties of residence are not part of home addresses. Records which could let someone find protected information are not exempt for that alone. Quantum of evidence issues.	<a href="#"><i>Commonwealth v. Pennsylvanians for Union Reform, Inc.</i></a> , 105 A.3d 61 (Pa. Commw. Ct. 2014)	November 20, 2014
In order to trigger appellate right from an agency’s non-response under the RTKL, the requester must	<a href="#"><i>Gaming Control Board v. Office of Open Records</i></a> , 103 A.3d 1276 (Pa. 2014)	November 10, 2014

address the request to the open records officer, Section 703		
708(b)(10); no official adjudication or decision required-must merely propose or contemplate a course of action; purely factual information may be exempt if it discloses the deliberative process	<a href="#"><i>McGowan v. Pa. Department of Environmental Protection</i></a> , 103 A.3d 374 (Pa. Commw. Ct. 2014)	September 11, 2014
Subject-matter waiver, application of attorney work-product doctrine	<a href="#"><i>Bagwell v. Pa. Dep't of Educ.</i></a> , 103 A.3d 409 (Pa. Commw. Ct. 2014)	October 31, 2014
Section 901; agencies must respond within 5 business days of the open record officer's receipt of the request	<a href="#"><i>Office of the Governor v. Donahue and OOR</i></a> , 98 A.3d 1223 (Pa. 2014)	August 18, 2014
OOR has jurisdiction over attorney-client privilege and can conduct <i>in camera</i> reviews.	<a href="#"><i>Commonwealth v. Ctr. Twp.</i></a> , 95 A.3d 354 (Pa. Commw. Ct. 2014)	June 24, 2014
Tier II hazardous materials records, jurisdiction, federal law access provision and application of RTKL exemptions	<a href="#"><i>Dep't of Labor &amp; Indus. v. Heltzel</i></a> , 90 A.3d 823 (Pa. Commw. Ct. 2014)	May 5, 2014
Confidential proprietary information, Section 708(b)(11), standing of third party to appeal	<a href="#"><i>Thirty, Inc. v. Gil Smart &amp; Lancaster Newspapers, Inc.</i></a> , No. 805 C.D. 2013, 2014 Pa. Commw. Unpub. LEXIS 235 (Pa. Commw. Ct. 2014)	April 14, 2014
Performance audit; Section 708(b)(17)	<a href="#"><i>Dep't of Pub. Welfare v. Chawaga</i></a> , 2014 Pa. Commw. Unpub. LEXIS 168 (Pa. Commw. Ct. 2014)	March 13, 2014
Employee phone number and email addresses, Section 708(b)(1)(6)	<a href="#"><i>Dep't of Pub. Welfare v. Clofine</i></a> , 2014 Pa. Commw. Unpub. LEXIS 108 (Pa. Commw. Ct. 2014)	February 21, 2014
Definition of record; possession of record; third-party records; contractual relationship aspect of Section 506(d)	<a href="#"><i>Dental Benefit Providers, Inc. v. Eiseman</i></a> , 86 A.3d 932 (Pa. Commw. Ct. 2014)	February 19, 2014
Confidential proprietary records; Section 708(b)(11)	<a href="#"><i>Commonwealth v. Eiseman</i></a> , 85 A.3d 1117 (Pa. Commw. Ct. 2014)	February 19, 2014
Attorney work-product doctrine, grand jury secrecy and criminal investigation exemption section 708(b)(16). Client identities and description of services on legal invoices. Challenges not previously raised before the initial fact-finder are waived.	<a href="#"><i>Levy v Senate of Pennsylvania</i></a> , 94 A.3d 436 (Pa. Commw. Ct. 2014)	January 15, 2014



Names of police officers, 708(b)(1), 708(b)(2), 708(b)(6). Creation of a record, Section 705	<a href="#"><u><i>Pennsylvania State Police and The Municipal Police Officers' Education and Training Commission, v. McGill and The Pittsburgh Post-Gazette</i></u></a> , 83 A.3d 476 (Pa. Commw. Ct. 2014)	January 8, 2014
Improper dismissal; appeal filing documentation, failure to include copy of Request	<a href="#"><u><i>Kokinda, v. County of Lehigh</i></u></a> , No. 1146 C.D. 201, 2014 Pa. Commw. Unpub. LEXIS 20	January 8, 2014
Definition of local agency, Section 506(d), jurisdiction	<a href="#"><u><i>In Re: Right to Know Law Request Served on Venango County's Tourism Promotion Agency and Lead Economic Development Agency. Appeal of: Michael R. Hadley</i></u></a> , 83 A.3d 1101 (Pa. Commw. Ct. 2014)	January 3, 2014
Financial information related to the cost of providing health care plans	<i>City of Shamokin v. Bridy</i> , CV-13-1055, Court of CP Northumberland County, November 22, 2013	November 22, 2013
Records do not exist. Sufficiency of affidavit.	<a href="#"><u><i>Reaves v. Pa. Board of Probation and Parole</i></u></a> , No. 393 C.D. 2013, 2013 Pa. Commw. Unpub. LEXIS___ (Pa. Commw. Ct. 2013)	November 15, 2013
Standing to appeal; definition of Requester; attorney making request on behalf of client; records of an agency are those that document a transaction or activity of the responding agency, not any agency.	<a href="#"><u><i>Meguerian v. Office of the AG</i></u></a> , 2013 Pa. Commw. Unpub. LEXIS 828 (Pa. Commw. Ct. 2013)	November 14, 2013
Immunity Agreement is not <i>per se</i> an investigative record; Section 708(b)(16)	<a href="#"><u><i>Coley v. Phila. DA's Office</i></u></a> , 77 A.3d 694 (Pa. Commw. Ct. 2013)	October 7, 2013
Attorney fees	<a href="#"><u><i>Staub v. City of Wilkes-Barre</i></u></a> , 2013 Pa. Commw. Unpub. LEXIS 739 (Pa. Commw. Ct. 2013)	October 3, 2013
Scope and standard of review of OOR final determinations; presumption of openness	<a href="#"><u><i>Bowling v. Office of Open Records</i></u></a> , 75 A.3d 453 (Pa. 2013)	September 13, 2013
Disruptive requests; application of Rules of Civil Procedure to an appeal under the RTKL	<a href="#"><u><i>Borough of West Easton v. Mezzacappa</i></u></a> , 74 A.3d 417 (Pa. Commw. Ct. 2013)	September 6, 2013
Inmate; policies regarding treatment of inguinal hernias; public safety; Section 708(b)(2)	<a href="#"><u><i>Wishnefsky v. Dep't of Corr.</i></u></a> , No. 2319 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 652	August 23, 2013
Deemed denial. An agency does not waive the ability to raise	<a href="#"><u><i>McClintock v. Coatesville Area SD</i></u></a> , 74 A.3d 378 (Pa. Commw. Ct. 2013)	August 9, 2013

exemptions on appeal by failing to respond to a RTK request.		
Jurisdiction; certain records received by <i>ex officio</i> official are “records” subject to public access because the records were received by a Commonwealth agency to enable it to perform its statutory governmental function	<a href="#"><i>Bagwell v. PDE</i></a> , 76 A.3d 81 (Pa. Commw. Ct. 2013)	July 19, 2013
Protective Services Act	<a href="#"><i>Danvers v. Dep't of Aging</i></a> , No. 2324 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 564 (Pa. Commw. Ct. July 18, 2013)	July 18, 2013
Section 506(d); directly relates; remand	<a href="#"><i>Municipality of Monroeville v. Drack</i></a> No. 2123 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 561 (Pa. Commw. Ct. July 16, 2013)	July 16, 2013
Local agency 708(b)(16), 502(d)(2), jurisdiction over criminal investigative records	<a href="#"><i>Crawford v. DA of Bedford County</i></a> , No. 1905 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 533 (Pa. Commw. Ct. July 11, 2013)	July 11, 2013
708(b)(1); 708(b)(2); inmate; transfer petition; operations manual; correspondence; affidavit; burden	<a href="#"><i>Carey v. DOC</i></a> , 2013 Pa. Commw. Unpub. LEXIS 495 (Pa. Commw. Ct. July 3, 2013) (supplemental opinion to Jan 24, 2013 opinion)	July 3, 2013
Records do not exist; mandamus action	<a href="#"><i>Barros v. City of Allentown and Allentown Police Dept.</i></a> No. 2129 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 502 (Pa. Commw. Ct. July 3, 2013)	July 3, 2013
Section 506(d); Prevailing Wage Act; benefit plans of contractor’s employees	<a href="#"><i>West Chester University v. Browne</i></a> 71 A.3d 1064 (Pa. Commw. Ct. 2013)	June 19, 2013
Section 1101 and obligation to address grounds where agency cites to a large number of additional reasons for denial; remand	<a href="#"><i>Barnett v. DPW</i></a> , 71 A.3d 399 (Pa. Commw. Ct. 2013)	June 12, 2013
Requester does not owe fees for a request that was deemed denied and then subsequently granted.	<a href="#"><i>Borough of West Easton v. Mezzacappa</i></a> , 2013 Pa. Commw. Unpub. LEXIS 449 (Pa. Commw. Ct. 2013)	June 12, 2013
Requesters must address agency grounds, Section 1101(a)	<a href="#"><i>Govan v. Dept. of Public Welfare</i></a> , 2013 Pa. Commw. Unpub. LEXIS 424 (Pa. Commw. Ct. 2013)	May 30, 2013
Agency is not required to obtain records from former officials	<a href="#"><i>Breslin v. Dickinson Township</i></a> , 68 A.3d 49 (Pa. Commw. Ct. 2013)	May 24, 2013

Requesters must address agency grounds; Office of Open Records is not a proper respondent to appeal	<a href="#"><i>Padgett v. Pennsylvania State Police</i></a> , 73 A.3d 644, 645 (Pa. Commw. Ct. 2013)	May 22, 2013
Waiver; attorney-client privilege; solicitor invoices	<a href="#"><i>Levy v. Senate of Pa.</i></a> , 65 A.3d 361 (Pa. 2013)	April 24, 2013
Home addresses; government-issued e-mail addresses, 708(b)(6)	<a href="#"><i>Office of the Lt. Gov. v. Mohn</i></a> , 67 A.3d 123 (Pa. Commw. Ct. 2013)	April 24, 2013
Home addresses; government-issued phone numbers, 708(b)(6)	<a href="#"><i>Office of the Lt. Gov. v. Raffle</i></a> , 65 A.3d 1105 (Pa. Commw. Ct. 2013)	April 24, 2013
Affidavits must provide sufficient factual details to support exemptions; (b)(10)	<a href="#"><i>Office of the Gov. v. Scolforo</i></a> , 65 A.3d 1095 (Pa. Commw. Ct. 2013)	April 23, 2013
Section 708(b)(17); investigation records	<a href="#"><i>Coulter v. Dep't of Pub. Welfare</i></a> , 65 A.3d 1085 (Pa. Commw. Ct. 2013)	April 18, 2013
Agency must give evidence, even if requested records appear exempt on their face	<a href="#"><i>Heavens v. Dept. of Environ. Protect.</i></a> , 65 A.3d 1069 (Pa. Commw. Ct. 2013)	April 9, 2013
Requester is subject of records; 708(b)(6); personal financial information, inmate account records	<a href="#"><i>Boyd v. Dept. of Corrections</i></a> , No. 206 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 275 (Pa. Commw. Ct. April 5, 2013)	April 5, 2013
Sentencing orders; RTKL not vehicle to attack criminal confinement	<a href="#"><i>Whitaker v. Dept. of Corrections</i></a> , No. 1781 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 181 (Pa. Commw. Ct. March 8, 2013)	March 8, 2013
Information related to the relocation of a particular witness through a witness protection program of a law enforcement agency is exempt from disclosure under Section 708(b)(16)(vi)(E)	<a href="#"><i>Galloway v. Office of PA Attorney General</i></a> , 63 A.3d 485 (Pa. Commw. Ct. 2013)	February 12, 2013
Specificity, Section 708(b)(2), Section 708(b)(10), affidavit, held case in abeyance pending receipt of additional information to support assertion of public safety exemption	<a href="#"><i>Carey v. Pa. Dept. of Corrections</i></a> , 61 A.3d 367 (Pa. Commw. Ct. 2013)	January 24, 2013
Request for research, specificity	<a href="#"><i>Askew v. Office of the Governor</i></a> , No. 120 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 54 (Pa. Commw. Ct. January 16, 2013)	January 16, 2013
Name, address, date of birth and social security number of each person issued a driver's license or non-driver photo identification card	<a href="#"><i>Advancement Project and Marian Schneider v. Pa. Dept. of Transportation</i></a> , 60 A.3d 891 (Pa. Commw. Ct. 2013)	January 14, 2013

are confidential under Section 6114 the Vehicle Code		
“Directly related” aspect of 506(d); dates of birth are not categorically exempt; Section 708(b)(6) waiver	<a href="#"><i>Allegheny County and A Second Chance, Inc. v. Parsons and WTAE-TV</i></a> , 61 A.3d 336 (Pa. Commw. Ct. 2013)	January 14, 2013
708(b)(6)(i)(A); Commonwealth enjoined from releasing Statements of Financial Interest to the public, including accredited reporters, pursuant to a request made under RTKL without redacting "personal financial information," as defined in Section 102 of RTKL	<a href="#"><i>Pa. Social Services Union v. Commonwealth of PA</i></a> , 59 A.3d 1136 (Pa. Commw. Ct. 2012)	December 14, 2012
Section 708(b)(7) employment records	<a href="#"><i>Silver v. Borough of Wilkinsburg</i></a> , 58 A.3d 125 (Pa. Commw. Ct. 2012)	December 14, 2012
Section 708(b)(28) and agency regulations, identity of employers and claimants of unemployment compensation (UC) hearings held by the Department	<a href="#"><i>Clark v. L&amp;I</i></a> , No. 2500 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 946 (Pa. Commw. Ct. 2012)	December 7, 2012
Specificity	<a href="#"><i>Dep't of Corr. v. Marshall</i></a> , No. 916 C.D. 2012, 2012 Pa. Commw. Unpub. LEXIS 947 (Pa. Commw. Ct. December 7, 2012)	December 7, 2012
Altering request during appeal. Noncriminal investigation. Considering purpose of request.	<a href="#"><i>Michak v. Department of Public Welfare (DPW)</i></a> 56 A.3d 925 (Pa. Commw. Ct. 2012)	November 9, 2012
jurisdiction; appeals taken from determination of a judicial agency – in this case, the Prothonotary	<a href="#"><i>Frazier v. Philadelphia County Office of the Prothonotary</i></a> , 58 A.3d 858 (Pa. Commw. Ct. 2012)	December 4, 2012
Coroner’s Act/RTKL; analysis of conflicts provisions	<a href="#"><i>Hearst TV, Inc. v. Norris</i></a> , 54 A.3d 23, (Pa. 2012)	October 17, 2012
Records not existing after grounds for denial asserted; attorney fees. Fees also assessed to third party in possession	<a href="#"><i>Staub and Citizen’s Voice v. City of Wilkes-Barre and LAG Towing, Inc.</i></a> , 2013 Pa. Commw. Unpub. LEXIS 739, 1 (Pa. Commw. Ct. 2013)	October 16, 2012
Volunteer Fire Company, not a local agency, Butler County	<a href="#"><i>Center Township and Unionville Volunteer Fire Dept. v. PA OOR and Beverly Schenck</i></a> , MsD No. 12-40148 (Butler Com. Pl. October 12, 2012)	October 12, 2012
Definition of agency, jurisdiction	<a href="#"><i>Scott v. Delaware River Valley Port Commission</i></a> , 56 A.3d 40 (Pa. Commw. Ct. 2012)	October 3, 2012

Database, creation of record, waiver	<a href="#"><i>Commonwealth v. Cole</i></a> , 52 A.3d 541 (Pa. Commw. Ct. 2012)	September 12, 2012
Mandamus, damages, sanctions	<a href="#"><i>Crockett v. SEPTA</i></a> , No. 2295 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 685 (Pa. Commw. Ct. Sept. 11, 2012)	September 11, 2012
Records are exempt based upon a prior decision finding them exempt.	<a href="#"><i>Adams v. AG</i></a> , 2513 CD 2011, 2012 Pa. Commw. Unpub. LEXIS 676 (Pa. Commw. Ct. Sept. 7, 2012)	September 7, 2012
708(b)(2), public safety, use of affidavit	<a href="#"><i>Adams v. Pa. State Police</i></a> , 51 A.3d 322 (Pa. Commw. Ct. 2012); see also <a href="#"><i>Adams v. Pa. State Police</i></a> , No. 2512 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 656 (Pa. Commw. Ct. Aug. 31, 2012)	August 31, 2012
Third party records/notice; injunction; home address of school district employees	<p><a href="#"><i>Pa. State Educ. Ass'n v. Commonwealth</i></a>, 2015 Pa. Commw. LEXIS 72 (Pa. Commw. Ct. Feb. 17, 2015)</p> <p><a href="#"><i>Pennsylvania State Education Association v. OOR</i></a>, 50 A.3d 1263 (Pa. 2012)</p> <p><a href="#"><i>Pa. State Educ. Ass'n ex rel. Wilson v. Pa. Office of Open Records</i></a>, (Supreme Court reversing the Commonwealth Court's order finding the OOR is not a proper party)</p> <p><i>Pa. State Educ. Ass'n v. Commonwealth</i>, 56 A.3d 692 (Pa. 2010) (per curium) (Supreme Court order reinstating the injunction)</p> <p><i>Pa. State Educ. Ass'n v. Commonwealth</i>, 4 A.3d 1156 (Pa. Commw. Ct. 2010) (Home addresses, PSEA lacks standing, good dissent by Pellegrini re: privacy and exemptions)</p> <p><a href="#"><i>Pa. State Educ. Ass'n v. Dep't of Cmty. &amp; Econ. Dev.</i></a>, 981 A.2d 383, 384 (Pa. Commw. Ct. 2009) (Injunction re: home addresses)</p>	

Attorney-client privilege, OOR lacks jurisdiction to release information in attorney's case file	<a href="#"><i>City of Pittsburgh v. Silver</i></a> , 50 A.3d 296 (Pa. Commw. Ct. 2012)	August 16, 2012
Specificity, emails	<a href="#"><i>Montgomery County v. Iverson</i></a> 50 A.3d 281 (Pa. Commw. Ct. 2012)	August 15, 2012
metadata, format	<i>Scott v. SEPTA</i> , July Term 2011, No. 1600 (Phila. Com. P1. Aug. 3, 2012)	August 3, 2012
written criticism of an employee, 708(b)(7), and 708(b)(17) noncriminal investigation	<a href="#"><i>Johnson v. Pennsylvania Convention: Center Auth.</i></a> 49 A.3d 920 (Pa. Commw. Ct. 2012)	August 1, 2012
Specificity, burden, good faith search for records	<a href="#"><i>Commonwealth v. Legere</i></a> , 50 A.3d 260 (Pa. Commw. Ct. 2012)	July 31, 2012
Discovery/RTKL, waiver of constitutional separation of powers argument	<a href="#"><i>City of Allentown v. Brennan</i></a> , 52 A.3d 451 (Pa. Commw. Ct. 2012)	July 25, 2012
Calendars/schedules of public officials, Section 708(b)(12)	<a href="#"><i>City of Philadelphia v. Philadelphia Inquirer</i></a> , 52 A.3d 456 (Pa. Commw. Ct. 2012)	July 25, 2012
Request, form of request, application of RTKL to all requests for records	<a href="#"><i>Commonwealth (Gaming Control Board) v. Office of Open Records</i></a> , 48 A.3d 503 (Pa. Commw. Ct. 2012) (Schneller)	July 11, 2012
Section 1101(a)(1)	<a href="#"><i>Saunders v. Dept. of Corrections</i></a> , 48 A.3d 540, 541 (Pa. Commw. Ct. 2012)	July 5, 2012
CHRIA/RTKL, Prisoner mailbox rule, <i>lis pendens</i> , adjudicator of RTKL dispute not properly named as party to an appeal	<a href="#"><i>Barros v. City of Allentown</i></a> , No. 1592 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 466 (Pa. Commw. Ct. July 5, 2012)	July 5, 2012
Mandamus action against DA appeals officer	<a href="#"><i>Barros v. City of Allentown</i></a> , No. 2129 C.D. 2012, 2013 Pa. Commw. Unpub. LEXIS 502 (Pa. Commw. Ct. July 3, 2013)	July 3, 2012
Criminal investigative records/Estoppel	<a href="#"><i>Coulter v. Pa. Bd. of Prob. &amp; Parole</i></a> , 48 A.3d 516 (Pa. Commw. Ct. 2012)	June 14, 2012
Supplemental employment	<a href="#"><i>Pennsylvania State Troopers Association v. Scolforo</i></a> 18 A.3d 435 (Pa. Commw. Ct. 2011)	April 11, 2012
Records in possession of third party, Section 506(d)	<a href="#"><i>SWB Yankees LLC v. Wintermantel</i></a> , 18 A.3d 1145 (Pa. 2011)	May 29, 2012

Mandamus, §1302(b), petition for review stays release of records	<a href="#"><i>Crockett v. SEPTA</i></a> , No. 2068 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 365 (Pa. Commw. Ct. 2012)	May 23, 2012
Waiver, specificity, emails	<a href="#"><i>Easton Area Sch. Dist. v. Express Times</i></a> , 41 A.3d 977 (Pa. Commw. Ct. 2012) (unreported)	April 30, 2012
Training of DOC employee, 708(b)(1), burden of proof	<a href="#"><i>Dep't of Corr. v. Gardner</i></a> , No. 631 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 300 (Pa. Commw. Ct. 2012)	April 27, 2012
Mootness/Pre-decisional deliberations	<a href="#"><i>Phila. Public School Notebook v. SD of Phila.</i></a> 41 A.3d 976 (Pa. Commw. Ct. 2012)	April 26, 2012
Attorney work product	<a href="#"><i>Rittenhouse v. Bd. of Supervisors</i></a> , 41 A.3d 975 (Pa. Commw. Ct. 2012)	April 5, 2012
Attorney General appeal, evidence of nonexistence of records	<a href="#"><i>James v. Sumner</i></a> , No. 1139 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 241 (Pa. Commw. Ct. 2012)	April 5, 2012
708(b)(17)(vi)(A), in camera	<a href="#"><i>Stephenson Group Natural Gas Co. v. Pa. Dep't of Environmental Protection</i></a> , No. 934 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 240 (Pa. Commw. Ct. 2012)	April 4, 2012
Fees for prior requests/response times/waiver/extension of time to respond	<a href="#"><i>PennDOT v. Drack</i></a> , 42 A.3d 355 (Pa. Commw. Ct. 2012)	March 27, 2012
Investigative records	<a href="#"><i>PUC v. Gilbert/Wall Street Journal</i></a> 40 A.3d 755 (Pa. Commw. Ct. 2012)	March 27, 2012
Home address, dates of birth	<a href="#"><i>Del. County v. Schaefer</i></a> , 45 A.3d 1149 (Pa. Commw. Ct. 2012)	March 22, 2012
Attorney-client privilege, bankruptcy proceeding, stay does not bar RTK request	<a href="#"><i>Dages v. Carbon County</i></a> , 44 A.3d 89 (Pa. Commw. Ct. 2012)	March 20, 2012
Waiver; research; use of records leading to exempt information	<a href="#"><i>Hous. Auth. v. Van Osdol</i></a> , 40 A.3d 209 (Pa. Commw. Ct. 2012)	March 8, 2012
Jurisdiction, insurance	<a href="#"><i>Greenberger v. Pa. Ins. Dep't</i></a> , 39 A.3d 625 (Pa. Commw. Ct. 2012)	March 7, 2012
Specificity, refashioning request on appeal	<a href="#"><i>Pennsylvania Housing Finance Agency v. Ali</i></a> 43 A.3d 532 (Pa. Commw. Ct. 2012)	March 7, 2012
506(d), discovery, <i>ex parte</i>	<a href="#"><i>Chester Community Charter School v. Hardy (Phila. Inquirer)</i></a> , 38 A.3d 1079 (Pa. Commw. Ct. 2012)	February 29, 2012
W-2 forms and 1099s, 26 USC §6103 (IRS Code)	<a href="#"><i>Fort Cherry Sch. Dist. v. Coppola</i></a> , 37 A.3d 1259 (Pa. Commw. Ct. 2012)	February 23, 2012

Electronic redaction	<a href="#"><i>Fort Cherry Sch. Dist. v. Acton</i></a> , 38 A.3d 1092 (Pa. Commw. Ct. 2012)	February 8, 2012
Emails/specificity	<a href="#"><i>Easton Area Sch. Dist. v. Baxter</i></a> , 35 A.3d 1259 (Pa. Commw. Ct. 2012)	January 24, 2012
Questions, specificity, 708(b)(17)	<a href="#"><i>Walker v. Pennsylvania Insurance Dep't</i></a> , No. 1485 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 425 (Pa. Commw. Ct. 2012)	January 15, 2012
Emails/personal computer, specificity, attorney fees	<a href="#"><i>Barkeyville Borough v. Stearns</i></a> , 35 A.3d 91 (Pa. Commw. Ct. 2012)	January 13, 2012
Home address	<a href="#"><i>Marin v. Sec'y of Pa.</i></a> , 41 A.3d 913 (Pa. Commw. Ct. 2012), <i>affirmed</i> No. 41 MAP 2012, 2013 Pa. LEXIS 291 (Pa. Feb. 19, 2013)	January 13, 2012
Database, questions, proper request, agency obligation to respond	<a href="#"><i>Gingrich v. Pa. Game Comm'n</i></a> , No. 1254 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 38 (Pa. Commw. Ct. 2012)	January 12, 2012
Specificity, cannot alter request on appeal	<a href="#"><i>Dep't of Corr. v. Disability Rights Network of Pa.</i></a> , 35 A.3d 830 (Pa. Commw. Ct. 2012)	January 12, 2012
708(b)(17); personal right to records v. public; due process; no right to a hearing	<a href="#"><i>Mahl v. Springfield Township</i></a> , No. 853 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 36 (Pa. Commw. Ct. Jan. 11, 2012)	January 11, 2012
708(b)(1)(ii); Birth dates; waiver of balancing test	<a href="#"><i>Governor's Office of Admin. v. Purcell</i></a> , 35 A.3d 811 (Pa. Commw. Ct. 2011)	December 29, 2011
Employee performance reviews; 708(b)(7); remand	<a href="#"><i>Pa. Dept. of Labor &amp; Industry v. Rudberg</i></a> , 32 A.3d 877 (Pa. Commw. Ct. 2011)	December 8, 2011
Emails/Specificity/quorum	<a href="#"><i>Mollick v. Township of Worcester</i></a> 32 A.3d 859 (Pa. Commw. Ct. 2011)	Dec. 7, 2011
Emails/personal computer; records outside of agency possession, Open Records Officer duties	<a href="#"><i>In re Silberstein</i></a> , 11 A.3d 629 (Pa. Commw. Ct. 2011)	Jan. 6, 2011
fee waiver request §1307(f); jurisdiction	<a href="#"><i>Froehlich v. DPW</i></a> , 29 A.3d 863 (Pa. Commw. Ct. 2011)	October 11, 2011
Waiver of grounds for denial	<a href="#"><i>Levy v. Senate of PA</i></a>	Oct. 6, 2011
Specificity, 708(b)(16); blotter; CHRIA; refashioning request	<a href="#"><i>PSP v. Zloczower</i></a> No. 2082 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 822 (Pa. Commw. Ct. Oct. 4, 2011)	October 4, 2011



708(b)(16); individual right of access	<a href="#"><i>DiMartino v. PSP</i></a> , No. 340 C.D. 2011, 2011 Pa. Commw. Unpub. LEXIS 787 (Pa. Commw. Ct. Sept. 19, 2011); <i>Mahoney v. PSP</i> 339 C.D. 2011, 2011 Pa. Commw. Unpub. LEXIS 792 (Pa. Commw. Ct. Sept. 19, 2011) (companion case to <i>DiMartino</i> )	September 19, 2011
OOR Jurisdiction; court clerk records	<a href="#"><i>Antidormi v. Lackawanna County Clerk of Courts</i></a> , 2011 Pa. Commw. Unpub. LEXIS 779 (Pa. Commw. Ct. Sept. 14, 2011)	Sept. 14, 2011
Nonexistent records, affidavit, burden to prove nonexistence	<a href="#"><i>Hodges v. Dept. of Health</i></a> , 29 A.3d 1190 (Pa. Commw. Ct. 2011)	August 25, 2011
708(b)(17); Requester's own records, due process; exception to (b)(17); agency discretion to release	<a href="#"><i>Piccone v. State Bd. Of Medicine</i></a>	August 11, 2011
certified payroll records, Section 506(d); constructive possession; if such records still exist, albeit solely in the possession of the third-party contractor, the contracting agency must produce them.	<a href="#"><i>Ind. Univ. of Pa. v. Atwood</i></a> , No. 633 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 668 (Pa. Commw. Ct. Aug. 10, 2011)	August 10, 2011
W2s	<a href="#"><i>Office of the Budget v. Campbell</i></a> 25 A.3d 1318 (Pa. Commw. Ct. 2011)	August 4, 2011
RTKL, other statute, EZ Pass, Transportation Act	<a href="#"><i>Pa. Turnpike Commission v. Murphy (Patriot News)</i></a> 25 A.3d 1294 (Pa. Commw. Ct. 2011)	July 19, 2011
506(d) – governmental function	<a href="#"><i>Edinboro Univ. of Pa. v. Folletti</i></a> , No. 1900 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 561 (Pa. Commw. Ct. July 14, 2011)	July 14, 2011
(b)(16), investigations, re-litigation of a criminal matter	<a href="#"><i>Arroyo v. DA</i></a> , No. 1624 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 513 (Pa. Commw. Ct. June 29, 2011) (708(b)(16))	June 29, 2011
Evidence, letter by solicitor is not evidence	<i>City of Philadelphia v. Juzang</i> , July Term 2010, No. 2048 (Phila. Com. P1. June 28, 2011)	June 28, 2011
No right to appeal where fees for records not paid	<a href="#"><i>Ind. Univ. of Pa. v. Loomis</i></a> , 23 A.3d 1126 (Pa. Commw. Ct. 2011)	June 24, 2011
RTKL provides the exclusive means to seek redress for violations of the RTKL	<a href="#"><i>Guarrasi v. Scott</i></a> , 25 A.3d 394 (Pa. Commw. Ct. 2011)	June 21, 2011
waiver, home address, no right to privacy in home address	<a href="#"><i>Hous. Auth. of Pittsburgh v. Office of Open Records</i></a> , No. SA 10-1139,	June 13, 2011

	2011 Pa. Dist. & Cnty. Dec. LEXIS 174 (Allegheny Com. Pl. June 13, 2011)	
Mootness	<a href="#">Wisniewski v. DOC</a>	June 10, 2011
PACT Classification Manual, 708(b)(1)	<a href="#">Smolsky v. Dept. Of Corrections</a> No. 1718 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 429 (Pa. Commw. Ct. June 1, 2011)	June 1, 2011
708(b)(2); hearing; Remand	<a href="#">Harrisburg Area Cmty. College v. Office of Open Records</a> , No. 2110 C.D. 2009, 2011 Pa. Commw. Unpub. LEXIS 378 (Pa. Commw. Ct. May 17, 2011)	May 17, 2011
Definition of “record”; disruptive request; (b)(11)	<a href="#">Office of the Governor v. Bari</a> , 20 A.3d 634 (Pa. Commw. Ct. 2011)	May 4, 2011
708(b)(10) predecisional deliberations	<a href="#">Kaplin v. Lower Merion Twp.</a> 19 A.3d 1209 (Pa. Commw. Ct. 2011)	May 5, 2011
Contracts and 506(d)	<a href="#">Giurintano v. Dept. of General OOR</a> , 20 A.3d 613 (Pa. Commw. Ct. 2011)	April 25, 2011
Certified payroll, possession of records, 506(d)	<a href="#">Edinboro Univ. of Pa. v. Ford</a> , 18 A.3d 1278 (Pa. Commw. Ct. 2011)	April 21, 2011
Definition of local agency	<a href="#">Phila. Indus. Dev. Corp. v. Ali</a> , No. 528 C.D. 2010, 2011 Pa. Commw. Unpub. LEXIS 317 (Pa. Commw. Ct. April 18, 2011)	April 18, 2011
Right to records	<a href="#">Cabral v. Beard</a> , No. 622 MD 2010, 2011 Pa. Commw. Unpub. LEXIS 306 (Pa. Commw. Ct. April 14, 2011)	April 14, 2011
Section 1101(a), address agency grounds for denial	<a href="#">Dep’t of Corr. v. Office of Open Records</a> , 18 A.3d 429 (Pa. Commw. Ct. 2011)	April 6, 2011
Affidavit use, due process; FERPA	<a href="#">Sherry v. Radnor Twp. School Dist.</a> 20 A.3d 515 (Pa. Commw. Ct. 2011)	April 4, 2011
Third party standing in judicial appeal; definition of record; 506(d) analysis	<a href="#">Allegheny County Department of Administrative Services v. A Second Chance, Inc.</a> , 13 A.3d 1025 (Pa. Commw. Ct. 2011)	February 16, 2011
911 time response logs, cross streets	<a href="#">County of York v. Czech</a> , 13 A.3d 594 (Pa. Commw. Ct. 2011)	Feb. 16, 2011
Tax collector records in the exclusive hands of the tax collector	<a href="#">Honaman v. Twp. of Lower Merion</a> , 13 A.3d 1014 (Pa. Commw. Ct. 2011)	January 31, 2011
Presumption	<a href="#">Office of Budget v. OOR</a> , 11 A.3d 618 (Pa. Commw. Ct. 2011)	January 16, 2011

Attorney-Client privilege, waiver, role of Agency Open Records Officer, solicitor invoices	<a href="#"><i>Bd. of Supervisors of Milford Twp. v. McGogney</i></a> , 13 A.3d 569 (Pa. Commw. Ct. 2011)	January 6, 2011
Inmate SID numbers	<a href="#"><i>Crew v. Dep't of Corr.</i></a> , No. 1006 C.D. 2010, 2010 Pa. Commw. Unpub. LEXIS 787 (Pa. Commw. Ct. Nov. 19, 2010)	November 19, 2010
Fees. Necessarily incurred. §1307(g)	<a href="#"><i>State Emples. Ret. Sys. v. Office of Open Records</i></a> , 10 A.3d 358 (Pa. Commw. Ct. 2010)	November 4, 2010
708(b)(17); burden; Vehicle Code; content of certified record	<a href="#"><i>PennDOT v. Office of Open Records</i></a> , 7 A.3d 329 (Pa. Commw. Ct. 2010)	November 1, 2010
Preliminary injunction, safety, privacy	<a href="#"><i>Lutz v. City of Philadelphia</i></a> , 6 A.3d 669 (Pa. Commw. Ct. 2010)	October 22, 2010
Third party records, commissary, inmate, directly relate	<a href="#"><i>Buehl v. Office of Open Records</i></a> , 6 A.3d 27, 28 (Pa. Commw. Ct. 2010)	October 14, 2010
708(b)(17); Redaction.	<a href="#"><i>Dep't of Health v. OOR</i></a> , 4 A.3d 803 (Pa. Commw. Ct. 2010)	September 9, 2010
708(b)(5) and due process, medical records	<a href="#"><i>Bigioni v. OOR</i></a> No. 2203 C.D. 2009, 2010 Pa. Commw. Unpub. LEXIS 559 (Pa. Commw. Ct. 2010))	August 19, 2010
Jurisdiction – court records	<a href="#"><i>Lackawanna County v. OOR</i></a> , 2 A.3d 810 (Pa. Commw. Ct. 2010)  <a href="#"><i>Antidormi v. Lackawanna County Clerk of Courts</i></a>	August 11, 2010
708(b)(16) and CHRIA	<a href="#"><i>Mitchell v. OOR</i></a> , 997 A.2d 1262 (Pa. Commw. Ct. 2010)	June 29, 2010
708(b)(2), public safety	<a href="#"><i>Woods v. OOR</i></a> , (PA Board of Probation and Parole), 998 A.2d 665 (Pa. Commw. Ct. 2010)	June 10, 2010
Waiver of exemption if not raised in response	<a href="#"><i>Signature Information Solutions v. Aston Twp.</i></a> , 995 A.2d 510 (Pa. Commw. Ct. 2010)	May 26, 2010
Definition of judicial agency; Register of Wills/Clerk of Orphans Court	<a href="#"><i>Register of Wills &amp; Clerk of the Orphans' Court of Philadelphia License Marriage Bureau v. Office of Open Records</i></a> , Pa. Cmwlth., No. 1671 C.D. 2009, (March 26, 2010).	March 26, 2010
Specificity; parsing out specific from non-specific aspects of request	<a href="#"><i>PSP v. OOR (George)</i></a> , 995 A.2d 515 (Pa. Commw. Ct. 2010)	May 26, 2010
Governmental function; Section 506(d); OOR as a party in appeal	<a href="#"><i>East Stroudsburg v. OOR</i></a> 995 A.2d 496 (Pa. Commw. Ct. 2010), <i>petition for allowance of appeal denied</i> No.	May 24, 2010

	440 MAL 2010, 2011 Pa. LEXIS 622 (Pa. March 16, 2011)	
Names and addresses on Certified Payroll; financial record	<a href="#"><i>DCNR v. OOR</i></a> , 1 A.3d 929 (Pa. Commw. Ct. 2010)	May 24, 2010
First names of corrections officers, 708(b)(1)	<a href="#"><i>Stein v. Plymouth Tp.</i></a> , 994 A.2d 1179 (Pa. Commw. Ct. 2010)	May 19, 2010
Fee waiver request	<a href="#"><i>Prison Legal News v. OOR</i></a> , 992 A.2d 942 (Pa. Commw. Ct. 2010)	April 8, 2010
(Pa. Board of Probation and Parole; regulations; 37 Pa Code 61.2; Agency bears burden to overcome openness to show regulatory exemption applies	<a href="#"><i>Jones v. OOR</i></a> , 993 A.2d 339 (Pa. Commw. Ct. 2010)	March 31, 2010
Affidavits are sufficient evidence-attestation of nonexistence	<a href="#"><i>Moore v. OOR</i></a> , 992 A.2d 907 (Pa. Commw. Ct. 2010)	March 25, 2010
Delinquent sewer account records	<a href="#"><i>City of Sharon Sanitary Auth. v. Office of Open Records</i></a> , 2010 Pa. Dist. & Cnty. Dec. LEXIS 30 (Pa. County Ct. 2010)	January 26, 2010