



OFFICE OF THE DISTRICT ATTORNEY

RECEIVED

MAR 12 2019

KEVIN R. STEELE

DISTRICT ATTORNEY

EDWARD F. McCANN, JR.  
FIRST ASSISTANT DISTRICT ATTORNEY

OFFICE OF OPEN RECORDS

COUNTY OF MONTGOMERY

COURTHOUSE

P.O. BOX 311

NORRISTOWN, PENNSYLVANIA

19404-0311

SAMUEL J. GALLEN

CHIEF COUNTY DETECTIVE

JESSE S. KING

CHIEF OF STAFF

DISTRICT ATTORNEY'S OFFICE

DISTRICT ATTORNEY'S FAX

COUNTY DETECTIVE BUREAU

(610) 278-3090

(610) 278-3095

(610) 278-3368

March 7, 2019

Kathleen O'Connell Bell, Esquire  
Law Offices of Imperatrice, Amarant & Bell, P.C.  
3405 West Chester Pike  
Newtown Square, PA 19073

**RE: Right to Know Appeal**

Dear Ms. Bell,

Thank you for filing an appeal pursuant to the Right to Know Law ("RTKL"). I have reviewed your original RTK request to Abington Township, the denial response by Abington Township, the correspondence and final determination of the PA Office of Open Records, and the letter to this Office.

Based on my review of those materials, and the relevant provisions of the RTKL, I am respectfully denying your appeal. Your request is for the production of all police and incident reports related to 16-039362 and all criminal complaints related to 16-039362. The RTKL exempts from release, however, "[a] record of an agency relating to or resulting in a criminal investigation." 65 P.S. § 67.708(b)(16). As such, the records you seek are indeed exempt from disclosure.

Please be advised that this is a final determination as permitted by law. You have thirty days to appeal. 65 P.S. §67.1302(a).

Very truly yours,

*Robert M. Falin/lw*

Robert M. Falin

Deputy District Attorney

Open Records Appeals Officer

RMF:lw

cc: Maria Wyrsta, Administrative Manager/RTK Coordinator, Abington Twp.  
Alexander Glassman, Esquire, Rudolph Clarke, LLC  
Kyle Applegate, Assistant Chief Counsel, PA Office of Open Records  
Charles Rees Brown, Chief Counsel, PA Office of Open Records