

# Office of the District Attorney

## County of Lebanon

400 South Eighth Street  
Room 11  
Lebanon, PA 17042-6794



Telephone: 717-228-4403  
Fax: 717-272-0839

*David J. Arnold Jr.*  
District Attorney

*Daniel J. Wright*  
Chief County Detective

January 29, 2019

Calvin Francis  
403 South 6<sup>th</sup> Street  
Lebanon, PA 17042

Re: "Appeal Pursuant to Right to Know Law"  
Calvin Francis v. City of Lebanon; AP 2018-2126

Dear Mr. Francis,

I am in receipt of your Right-to-Know Act appeal. Your initial request was denied by Lebanon City by letter dated November 21, 2018. You filed an appeal of that denial to the Office of Open Records on December 10, 2018. That appeal was transferred by the Office of Open Records to me, as the appeals officer for the Lebanon County District Attorney's Office. That Final Determination was issued and mailed on January 17, 2019. Our Office received the Final Determination and accompanying documents on January 28, 2019.

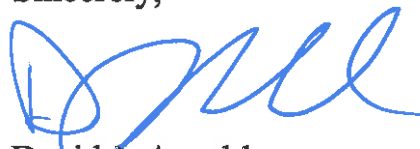
Your initial request to Lebanon City was for a police report of October 26, 2018 involving yourself." This information is exempt from disclosure for the following reasons:

1. The documents you requested are protected, as they were part of a criminal investigation. The Right-to-Know Act specifically exempts "investigative materials, notes, correspondence, videos and reports." See, 65 P.S. sec.67.708(16)(ii).
2. It appears that in the appeal that you erroneously filed with the Office of Open Records, rather than with me, that you are requesting a different item. That request appears to be for video from the lobby of the Lebanon

Probation Office on October 28, 2008. Since this was not listed in your original request, I will not be addressing this item.

You have the right to appeal my decision to the Lebanon County Court of Common Pleas within thirty (30) days of today's date.

Sincerely,

A handwritten signature in blue ink, appearing to read 'D. Arnold', written in a cursive style.

David J. Arnold  
District Attorney

cc: Cheryl Gibson  
Jill Wolfe, Esquire