



LACKAWANNA COUNTY DISTRICT ATTORNEY'S OFFICE

MARK POWELL

June 9, 2022

Paul J. Wassel Jr
Pike County Correctional Facility
175 Pike County Blvd
Lords Valley, PA 18428
Sent Via regular & certified mail-USPS

Jordan Davis, ESQ
ORAO Commonwealth of PA-OOR
333 Market St-16th Floor
Harrisburg, PA 17101-2234
Sent Via Email: Jordddavis@pa.gov

Vito P. Ruggiero
AORO Dunmore Borough
400 S. Blakely St Dunmore, PA 18512
Sent Via Email: Vito.ruggiero@dunmorepa.gov

Dear Parties:

Pursuant to 65 P.S. § § 67. 503 (b) (d), the Right -To-Know Law ("RTKL"), 65 P.S. § § 67.101-3104 requires the Lackawanna County District Attorney's Office have an appeals officer designated for hearing appeals involving the RTKL.

Be advised, I serve in this capacity for the Lackawanna County District Attorney's Office. Recently, the Office of Open Records ("OOR") issued a final order transferring a RTKL appeal in the matter of Wassel v Dunmore Borough, OOR Dkt. AP 2022-0892 to the Lackawanna County District Attorney's Office for final determination. Documents enclosed herewith.

Having carefully reviewed the request from Mr. Wassel seeking records pertaining to a criminal investigation involving the Dunmore Police Department, it is my decision that the records requested are, in fact, exempt under the RTKL at 65 P.S. § 67.708 (b) (16) "A record of an agency relating to or resulting in a criminal investigation...." as well as under the Criminal History Record Information Act ("CHRIA"). Therefore, this request must be DENIED.

In closing, within 30 days of the mailing date of this final determination, either party may appeal to The Lackawanna County Court of Common Pleas.

Sincerely,



Gene Riccardo, ESQ
RTKL Appeals Officer
Lackawanna County District Attorney's Office

Enclosures