



JEROME B. FRANK
DONALD F. SPRY II
KIRBY G. UPRIGHT, LLM, CPA
KENT H. HERMAN
TERENCE L. FAUL
JOHN E. FREUND, III
NICHOLAS NOEL, III
GLENN M. HAZELTINE*
ALAN S. BATTISTI
KEVIN C. REID*
PAUL S. FRANK
BRIAN J. TAYLOR**
MICHAEL A. GAUL
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REBECCA A. YOUNG
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JESSICA F. MOYER
SCOTT J. GAUGLER
MATTHEW T. TRANTER*
AVERY E. SMITH*
KEELY J. COLLINS
KARLEY BIGGS SEBIA*
JONATHAN M. HUERTA
RYAN K. FIELDS*
WILLIAM J. NOVICK, IV*

November 20, 2019

Via email only: jiwolfe@pa-gov
Jill Wolfe, Esquire
Commonwealth of Pennsylvania
Office of Open Records
333 Market St., 16th Floor
Harrisburg, PA 17101-2234

RE: OFFICIAL NOTICE OF APPEAL- DOCKET # AP 2019-2124

Dear Attorney Wolfe:

This letter acknowledges receipt of the letter dated November 8, 2019 that the Easton Area School District received from Erik Arneson, Executive Director, regarding the above-referenced appeal. This office represents the Easton Area School District ("the District"), and submits this supplemental response on its behalf.

OF COUNSEL:
E. DRUMMOND KING
DOMENIC P. SBROCCHI
JAMES J. RAVELLE, Ph.D., JD.
KATHLEEN CONN, Ph.D., JD.,
LLM

This is an appeal from a partial denial of the following request for records:

Please provide me with any invoices or expense records the school district has spent on the stormwater system (current or proposed) for the Palmer Elementary School location from June 1, 2017 through September 24, 2019. This should include any surveying/engineering work or proposed costs, solicitor invoices (whether itemized or not), especially involved with 110 South Greenwood Avenue, Easton PA 18045

Please provide me with any data related to school district officials' or employees' communications (including but not limited to telephone or e-mail metadata, e-mail copies or transcripts, etc.) to any other party (including but not limited to attorneys in the employ of the school district or Palmer Township, engineers in the employ of the school district or Palmer Township, the homeowners at 110 South Greenwood Ave. or anyone in their employ) related in any stormwater system changes associated with the

AFFILIATED WITH:
WEISS BURKARDT KRAMER, LLC
PITTSBURGH, PA 15219

*LICENSED IN PA AND NJ
**LICENSED IN PA AND NY

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Palmer Elementary School location or the property at 110 South Greenwood Ave., Easton PA 18045, including any easement, eminent domain, etc. discussions from June 1, 2017 through September 24, 2019.

The District issued a response on November 1, 2019 in which it provided all public responsive records to the request and noted a legal review was pending regarding the request for data related to communications. Attached is an affidavit in support of the District's position in regard to the response sent on November 1, 2019.

The Requester has not indicated which parts of his voluminous request he believes have been denied. However the District acknowledges that as of the date of the appeal it had not provided a formal response to the request for

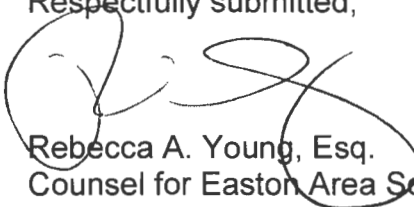
...any data related to school district officials' or employees' communications (including but not limited to telephone or e-mail metadata, e-mail copies or transcripts, etc.) to any other party (including but not limited to attorney's in the employ of the school district or Palmer Township, engineers in the employ of the school district or Palmer Township, the homeowners at 110 South Greenwood Ave. or anyone in their employ) related in any stormwater system changes associated with the Palmer Elementary School location or the property at 110 South Greenwood Ave., Easton PA 18045, including any easement, eminent domain, etc. discussions from June 1, 2017 through September 24, 2019.

The District does not maintain any records that are identified as "data related to communications" or "metadata," and therefore the request is denied as to the request for data or metadata pursuant to 65 P.S. § 67.705.

Legal review of voluminous potentially responsive emails continues. The District preserves the argument for denial of all records that are exempt pursuant to the Right to Know Law as privileged, attorney work product, predecisional, and/or include personal identification information.

Based on the above information and the attached affidavit, the District avers that the Appeal should be denied.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Young', is written over the typed name and title of the sender.

Rebecca A. Young, Esq.
Counsel for Easton Area School District
King Spry, Herman, Freund & Faul, LLC
1 W. Broad St., Ste. 700
Bethlehem PA 18018

Enclosures

cc: Jake Towne via email only: jaketowne@gmail.com
Michael Simonetta via email only: Simonettam@eastonsd.org