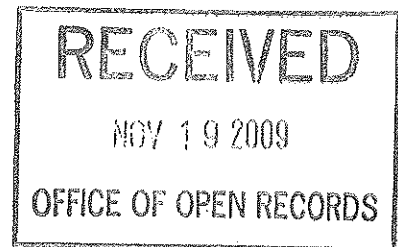




1840 Victory Boulevard
Glendale, California 91201
818/972-0718 Fax 818-972-0682
www.extratv.com
Christopher.liss@extratv.com

November 15, 2009

Nathanael J. Byerly, Esquire
Office of Open Records
Commonwealth Keystone Building
400 North Street, 4th Floor
Harrisburg, PA 17120-0225



Re: Liss v. Montgomery County, OOR Dkt. 2009-0886

Mr. Byerly,

I am writing this letter as a formal Petition for Reconsideration to your denial dated November 12, 2009 of my request for the judicial records of Gosselin v. Gosselin. Your denial states that, "appeals of denials by judicial agencies should be sent to the appeals officer who is designated by the judicial agency."

Exhibit B, the judicial agencies denial of my request for these records from the Office of the Solicitor in Montgomery County, specifically states that all appeals should be made to the Executive Director, Office of Open Records, Commonwealth Building, 400 North Street, 4th Floor, Harrisburg, PA 17120.

My appeal of the initial ruling was made to the appropriate office as designated by the judicial agency.

Therefore, I request that the dismissal of this appeal should be reversed, and my initial appeal should be considered on it's merits.

Sincerely,

A handwritten signature in cursive script that reads "Christopher Liss".

Christopher Liss
EXTRA



November 23, 2009

Christopher Liss
EXTRA
1840 Victory Blvd.
Glendale, CA 91201

RE: Petition for Reconsideration dated November 15 / OOR Dkt. AP 2009-0886

Dear Mr. Liss:

We are in receipt of your Petition for Reconsideration dated November 15 in connection with the above referenced docket number. We hereby deny your Petition.

Please note that the Montgomery County open records officer in his letter to you of October 9, 2009, did in fact direct you to the wrong office. You are seeking divorce records in a civil legal matter filed in the Court of Common Pleas, Montgomery County. These are judicial records.

The Right-to-Know Law does not provide access to court records; access to court records is governed by the Pennsylvania Constitution, Pennsylvania statutory and common law and Pennsylvania court rules. The Right-to-Know Law does provide for access to *financial records* of judicial agencies, as more fully set forth in 65 P.S. §§ 67.304, 102.

The Office of Open Records does not have jurisdiction over appeals from denials by judicial agencies of requests for financial records, either. The courts handle such matters internally and are required to appoint open records officers to hear appeals from denials to requests for such records. 65 P.S. § 503(b).


Generally speaking, you access court records by contacting the clerk's office and requesting a specific file or record. Each county may have different policies and procedures from accessing court records. From its denial, it is clear that Montgomery County Court of Common Pleas seals divorce records as a matter of course as per court rules.

Your right to appeal the denial of a court record is governed, again, by the Pennsylvania Constitution, Pennsylvania statutory and common law and Pennsylvania court rules. We strongly suggest that you retain local counsel to gain a better understanding of your rights to such records.

You can find the Right-to-Know Law on our website at
www.openrecords.state.pa.us.

Thank you,

Sincerely,



Corinna V. Wilson
Chief Counsel

cc: Terry Mutchler, Executive Director, Office of Open Records
B. Thomas Noonan, Assistant Open Records Officer, Montgomery County