



pennsylvania

OFFICE OF OPEN RECORDS

STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: Date received by the agency's Open Records Officer. ***Please document this date when sending me a written response within (the required) five (5) business days.***

REQUEST SUBMITTED BY: U.S. MAIL

REQUEST SUBMITTED TO (Agency name & address):

Open Records Officer
Coatesville Area SD
545 East Lincoln Highway
Coatesville, PA 19320

REQUESTER:

Simon Campbell
668 Stony Hill Rd #110
Yardley, PA 19067
Tel: 215-642-8949 Fax: 215-352-6861 Email: UnionDuesRequests@gmail.com

RECORDS REQUESTED: **Provide as much specific detail as possible so the agency can identify the information. Please use additional sheets if necessary*

Please review the Right to Know Law available online at <http://www.openrecords.pa.gov>. Please see overleaf for details of my requests. To be environmentally friendly I prefer ***all correspondence to be on official agency letterhead sent via e-mail attachment or fax only.*** I ask that you please put the name of the agency in the subject header of any e-mail as this request has been sent to over 800 agencies. Thank you.

DO YOU WANT COPIES? YES

DO YOU WANT TO INSPECT THE RECORDS? NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? NO

DO YOU WANT TO BE NOTIFIED IN ADVANCE IF THE COST EXCEEDS \$100? YES

**** PLEASE NOTE: RETAIN A COPY OF THIS REQUEST FOR YOUR FILES ****
**** IT IS A REQUIRED DOCUMENT IF YOU WOULD NEED TO FILE AN APPEAL ****

FOR AGENCY USE ONLY

OPEN-RECORDS OFFICER:

I have provided notice to appropriate third parties and given them an opportunity to object to this request

DATE RECEIVED BY THE AGENCY:

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE:

***Public bodies may fill anonymous verbal or written requests. If the requestor wishes to pursue the relief and remedies provided for in this Act, the request must be in writing. (Section 702.) Written requests need not include an explanation why information is sought or the intended use of the information unless otherwise required by law. (Section 703.)*

Case precedents:

- Com., Dept. of Env'tl. Prot. v. Cole, 52 A.3d 541 (Pa. Cmwlth. 2012). The Commonwealth Court stated that having to draw information from a database does not constitute creating a record under §705 of the RTKL.
- Allegheny County Dep't of Admin. Servs. v. A Second Chance, Inc., 13 A.3d 1025, 1034-35 (Pa. Commw. Ct. 2011). Because the RTKL is remedial legislation, the definition of "record" must be liberally construed. See A Second Chance, 13 A.3d at 1034; Gingrich v. Pennsylvania Game Commission, No. 1254 C.D. 2011, 2012 Pa. Commw. Unpub. LEXIS 38 at *13 (Pa. Commw. Ct. Jan. 12, 2012) ("[H]ow [can] any request that seeks information ... not [be] one that seeks records[?]").
- Pennsylvania State System of Higher Education v. The Fairness Center; Pa. Cmwlth No. 1203 C.D. 2015 (March 30, 2016). The Commonwealth Court stated that agency-issued e-mail addresses held out to the public must be released in response to a Right-to-Know request.

Pursuant to Pennsylvania's Right to Know Law ("RTKL"), 65 P.S. § 67.101 et seq., please send me the following information, documents, and aggregated data:

1. The e-mail address and fax number the agency uses to receive RTKL requests.
2. The e-mail address of the agency solicitor(s) that represents the agency in RTKL disputes.
3. The name, agency-issued e-mail address, and agency building address (i.e. work address) of all agency employees who are presidents of local Unions with whom the agency has a currently enforceable collective bargaining agreement, and the full name of each associated Union.
4. In electronic format **only** (i.e. .pdf or .doc file or similar): copies of all collective bargaining agreements that the agency has negotiated with any and all local Unions which are currently enforceable. Please note I do not request, and will not accept as responsive, any paper copies.
5. For each of the following school years: 2015-2016, 2014-2015, and 2013-2014: please send me the first and last dates that the agency cut payroll (i.e. paid its employees) for its collective bargaining unit employees (presumably it'll be a date in September and the following June for each school year).
6. For each local Union with whom the agency has a currently enforceable collective bargaining agreement, please extract the necessary financial/transaction information from agency computer databases, agency banking records, or agency human resources/payroll records; and release information sufficient to evidence the following sought-after aggregated data:
 - a. For the date range 7/1/15 to 6/30/16: the total amount of union dues and/or fair share fees that were deducted from collective bargaining unit employees' paychecks and remitted to the local union, and the name of the local Union the money was sent to.
 - b. For the date range 7/1/14 to 6/30/15: the total amount of union dues and/or fair share fees that were deducted from the collective bargaining unit employees' paychecks and remitted to the local union, and the name of the local Union the money was sent to.
 - c. For the date range 7/1/13 to 6/30/14: the total amount of union dues and/or fair share fees that were deducted from collective bargaining unit employees' paychecks and remitted to the local union, and name of the local Union the money was sent to.

Re: Request #6, I do not seek any employee's name nor do I care to know the amounts of dues/fees that was associated to any employee. It is only aggregated data that I seek in Request #6. "Aggregated data" has its own definition inside the RTKL. **To review a court decision on 'aggregated data'; to learn of the reason for my Request #3; and to review a suggested 'quick and easy' response to all six (6) requests, please visit the "RTKL" page of www.paunionreform.org.**



Simon Campbell <unionduesrequests@gmail.com>

RTK - Campbell 3/28/17

Lonsinger, Loree <LonsingerL@casdschools.org>

Tue, May 2, 2017 at 11:01 AM

To: "UnionDuesRequests@gmail.com" <UnionDuesRequests@gmail.com>

Cc: "Taschner, Cathy" <taschnerc@casdschools.org>, "Kabonick, Ron" <kabonickr@casdschools.org>, Michael Greenfield <mgreenfield@levinlegalgroup.com>

Mr. Campbell:

I received your RTK request on 3/28/17. Below are our responses to the items that you have requested. Please email if I have missed anything.

Thank you.

-

Request #1:Email address: lonsingerl@casdschools.org

There is no fax available for Right To Know Requests.

Request #2:

Michael Levin

Levin Legal Group

mlevin@levinlegalgroup.comRequest #3:Audra Ritter, rittera@casdschools.org, Scott Middle School (800 Olive Street, Coatesville, PA, 19320), President of Coatesville Area Teacher's Association – CBA attachedNicholas Sherrer, sherrern@casdschools.org, Coatesville Area Intermediate High School (1425 E. Lincoln Highway, Coatesville, PA 19320), President of Coatesville Area Federation of Educational Employees – CBA attached

The president of Teamsters is not a district employee.

Request #4:

See attached pdf files.

Request #5:





See attached pdf file.

Request #6:

See attached pdf file.

Loree M. Lonsinger, PRSBA
Assistant Business Administrator
Coatesville Area School District
3030 C.G. Zinn Road
Thorndale, PA 19372
[610-466-2449](tel:610-466-2449)
Fax: [610-862-3915](tel:610-862-3915)
lonsingerl@casdschools.org

4 attachments

-  **RTK Campbell - 3-28-17 CATA Contract 2014-2016.pdf**
825K
-  **RTK Campbell - 3-28-17 Federation CBA 6 14 16.pdf**
2542K
-  **RTK Campbell - 3-28-17 1st & Last Pay Date.pdf**
108K
-  **RTK Campbell 3-28-17 Union Dues.pdf**
154K