



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF EDUCATION
333 MARKET STREET
HARRISBURG, PA 17126-0333
www.education.pa.gov

June 26, 2023

Via Electronic Mail (wmassey@spotlightpa.org)

Wyatt Massey
Spotlight PA
210 W. Hamilton Ave., #331
State College, PA 16801

Re: Right-to-Know Law Request No. 2023-108

Dear Mr. Massey:

The Pennsylvania Department of Education (PDE) is in receipt of your request pursuant to the Pennsylvania Right-To-Know Law (RTKL), 65 P.S. § 67.101, *et seq.* Your request was received on May 18, 2023. By letter dated May 25, 2023, you were advised that PDE required up to an additional 30 days, i.e., until Monday, June 26, 2023 in which to respond to your request. Your request is as follows:

An electronic screenshot of all folders and files hosted on Diligent, the file-sharing service Penn State uses, related to Eric Hagarty's role on the Penn State Board of Trustees, including but not limited to his role as a member of the Academic Affairs, Research and Student Life committee, Outreach, Development and Community Relations Committee, and the full board of trustees. An electronic screenshot of all folders and files hosted on Diligent, the file-sharing service Penn State uses, related to Khalid Mumin's role on the Penn State Board of Trustees, including but not limited to his role as a member of the Academic Affairs, Research and Student Life committee, Outreach, Development and Community Relations Committee, and the full board of trustees. An electronic copy of all materials hosted on Diligent related to the August 2022 Penn State Board of Trustees retreat. An electronic copy of all materials hosted on Diligent in relation to the November 16, 2022 meeting of Penn State's Academic Affairs, Research and Student Life committee, of which Mr. Hagarty was a member.

PDE does not have possession, custody, or control of the requested records. It is not a denial of access when an agency does not possess records and [there is no] legal obligation to obtain them." *In the Matter of Jenkins v. Pennsylvania Dept. of State*, OOR Dkt. AP 2009-065, dated 4/2/2009.

If you have questions regarding this letter, please contact me.

Sincerely,

Angela Riegel

Angela Riegel
Agency Open Records Officer
(717) 783-9810