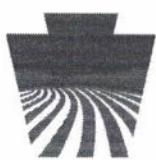


2405353 PA Dept of Ag RTK Kingdom Provisions



pennsylvania
DEPARTMENT OF AGRICULTURE

May 21, 2024

Ms. Jenny Stephens
Bucks County Beacon
868 West Street Road #313
Warminster, PA 18974

Re: Right-to-Know Law Request No. 240533

Dear Ms. Stephens:

On May 15, 2024, the Agency Open Records Officer of the Pennsylvania Department of Agriculture (PDA) received your request for information pursuant to the Pennsylvania Right-To-Know Law, 65 P.S. §§ 67.101, et seq. (RTKL).

Your request and PDA's response are as follows:

Please consider this a formal request under Pennsylvania's Right-to-Know Law, 65 P.S. §67.101 *et seq.*, (hereinafter "RTK") for the following records, which includes records maintained in electronic format.

Request 1: Please provide a copy of all license applications, including those to renew an existing license, along with any required attachments that accompanied the license applications, submitted to the Pennsylvania Department of Agriculture to operate as a meat establishment and a small food processor license, for the time period June 01, 2022 through March 31, 2024 by:

Kingdom Provisions
Ephraim Stoltzfus
5960 Durham Rd
Pipersville, PA 18947

PDA's Response to Request 1: To the extent that records are in the possession, custody or control of PDA, your request is granted in part and denied in part. Attached you will find a license application for your review. PDA has withheld specific information that is exempt from disclosure by law, as follows:

- A record containing all or part of a person's Social Security number; driver's license number; personal financial information; home, cellular or personal telephone numbers; personal e mail addresses; employee number or other confidential personal identification number is exempt pursuant to Section 67.708(b)(6)(i)(A) of the Pennsylvania *Right-To-Know Law* 65 P.S. §§ 67.101, et seq.

License applications for years prior to 2023 were not found in our database. The license provided for your review expires August 2025. Therefore, PDA does not have records prior to 2023 in its possession custody or control. Pursuant to the Office of Open Records Final Decision in *Jenkins vs. Pennsylvania Department of State*, Docket # AP 2009-065, it should be noted that: "It is not a denial of access when an agency does not possess records and [there is no] legal obligation to obtain them (see, e.g. section 67.506 (d)(1))."

Request 2: Additionally, please provide any inspection reports, citations for failing to comply with Title 3 of the Pennsylvania Statutes, and any consent decree(s) for the period January 01, 2018 through March 31, 2024.

PDA's Response to Request 2: Following a search for records no documents were found related to this request. Therefore, these records are not in PDA's possession, custody or control. Pursuant to the Office of Open Records Final Decision in *Jenkins vs. Pennsylvania Department of State*, Docket # AP 2009-065, it should be noted that: "It is not a denial of access when an agency does not possess records and [there is no] legal obligation to obtain them (see, e.g. section 67.506 (d)(1))."

PDA is permitted to charge up to \$.25 cents per page for requested documents. In accordance with the policy that a fee will not be assessed when records are produced and provided electronically, or for requests of 20 or less pages, no fee is due.

If you believe this response is a denial of access to records, you may file an appeal in writing to the Executive Director, Office of Open Records (OOR), 333 Market Street, 16th Floor, Harrisburg, PA 17101-2234. If you choose to file an appeal you must do so within 15 business days of the mailing date of this response.

In order to appeal, you must send to the OOR and simultaneously to me, in the same manner as the appeal is sent to the Office of Open Records (e-mail, fax, mail or hand delivery):

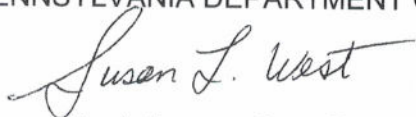
- 1) This response;
- 2) Your request;
- 3) The appeal form that is available on the OOR website at:
<https://www.openrecords.pa.gov/Appeals/AppealForm.cfm>

You must also include on the appeal form the reasons why you think the Agency was wrong in its response to your request and what relief or agency action you are seeking. All of the above must be submitted for your appeal to be valid.

Please let me know if you have any questions related to this response.

Very truly yours,

PENNSYLVANIA DEPARTMENT OF AGRICULTURE



Susan West, Agency Open Records Officer
2301 North Cameron Street
Harrisburg, PA 17110
Telephone: (717) 787-5653
suewest@pa.gov

Attachment



pennsylvania

DEPARTMENT OF AGRICULTURE
BUREAU OF ANIMAL HEALTH AND DIAGNOSTIC SERVICES

MEB 7654 Y

4143
\$ 25.00

APPLICATION FOR STATE MEAT ESTABLISHMENT LICENSE

I hereby make application to the Pennsylvania Department of Agriculture for a license in compliance with the provisions of Act 151 as approved July 9, 1968 as amended. This license includes slaughtering and manufacturing, poultry slaughtering, custom slaughtering, meat handling and processing.

License Fee: \$25.00 for a two-year license

Please make check or money order payable to: The Commonwealth of Pennsylvania

Owner Name Ephraim Stoltzfus
Address 233 Gunhart Rd
City Mohnton County Berks State PA Zip 19540
Phone # [REDACTED] Email [REDACTED]

Business Establishment Name Kingdom Provisions LLC
Address 5960 Durham Rd
City Pipersville County Bucks State PA Zip 18947
Business Phone # 267 914 7430 Business Email kingdomprovisions22@gmail.com

Signature and Title of Applicant [Signature]
Date 8-31-23

PLEASE RETURN COMPLETED FORM AND CHECK/MONEY ORDER TO:

Pennsylvania Department of Agriculture
Attn: Lisa Anderson
Bureau of Animal Health
2301 North Cameron Street
Harrisburg, PA 17110-9408
717.783.5301