



PENNSYLVANIA STATE POLICE
DEPARTMENT HEADQUARTERS
1800 ELMERTON AVENUE
HARRISBURG, PENNSYLVANIA 17110

Mailing Date: January 15, 2025

Matthew Roberts
124 7th Avenue
Carbondale, Pennsylvania 18407

PSP/RTKL Request N° 2024-2999

Dear Mr. Roberts:

On December 9, 2024, the Pennsylvania State Police (PSP) received your request for information pursuant to the Pennsylvania Right-to-Know Law (RTKL), 65 P.S. §§ 67.101 - 3104, wherein you state:

RIGHT TO KNOW REQUEST FOR DINMORE BARRACKS
REPOSOPNES FOR INCIDENTS AT 175 SALEM MNT RD
CARBONDALE PA DURING THE MONTH OF MAY 2022 AND OTHER
RELATED INCIDNETS AND INTER AGENCY RELANTIONS

Right-to-Know Law Records Request

Subject: Request for Records Related to Law Enforcement Interactions at 175 Salem Mountain Road, Carbondale, PA in May 2022

Dear [Agency Open Records Officer],

I am requesting records under Pennsylvania's Right-to-Know Law regarding incidents involving Pennsylvania State Police (Dunmore Barracnes) at 175 Salem Mountain Road, Carbondale, PA, during May 2022. I lived at this address and called for assistance twice, once through 911, regarding a neighbor reportedly shooting at my dogs. The calls were false reports to get troopers in-person for reporting and stopping police misconduct by the Lackawanna County Drug Task Force. Additionally, I am requesting information about other incidents involving law enforcement and their interactions at this locations, as detailed below:

All visits to 175 Salem Mountain Road during the month of May 2022.

- 2 Specific incidents involving my allegations of stalking and open harassment by the Lackawanna County Drug Task Force. My claims of being terrorized openly by the task force were dismissed—that no cop would even know my name let alone bother me. They would not allow me to make a report even with continued insistence. I am seeking any proof or documentation that I tried repeatedly to seek protection from abuse, intimidation, and threats to my personal safety.
- 1 Specific incident of late night gun fire. The drug task force's commitment of intimidation escalated to the point of tormenting my dogs when I wasn't home with them even firing a gun off outside my residence to incite them. The drug task force told me about this and it was late enough at night that the neighbor called the state police to my address where a trooper responded to find me absent.
- 1 Specific incident of 302 involuntary committal by my mother Jo-Ann Bevacqua from my insistence of the reality and gravity of the threat to my safety by the Lackawanna Drug Task Force being dismissed by local and state police leaving my mother to think I was delusional. The trooper responding was one I had multiple friendly interactions with who confirmed the gun fire and my absence. Again denied the ability to officially report the police misconduct.

June 2022 I received an insider whistleblower phone call from a female from the Drug Task Force informing me it is the Lackawanna County District Attorney's Office and National Resources behind the harassment. Attempts to report abuse and misconduct dismissed:

- Carbondale PD dismisses my attempt to report abuse "We can't file reports against our own boss." Will not refer me to anyone who can help.
- Dunmore barracks tried to direct me back to Carbondale PD and then dismisses me without letting me report stating that the DA has no clue who I am and that there is no chance they would ever psychologically abuse anyone the way I am describing.

I am fed more information in the following month by the female from the Drug task Force and now know about the 2 year long failed narcotics investigation against me from May 2020. I had out of state plates from living in New Mexico for 2 years and an acquaintance I shouldn't have had became a criminal informant to get himself out of trouble and the DA seen my out of state plates and assumed I was a drug dealer and Dan Bell and Tanya Fagan (Carbondale) told them exactly what they wanted to hear to get themselves out of trouble. They went as far as to make a faked controlled buy against me May or June 2020 at 128 Pike St Carbondale

September 2023 Renewed attempts to report new Intel at Dunmore barracks:

- Taking my parents with me in an attempt to not be dismissed get Corporal Brisland to take my coherent non-frivolous written account of abuse from the DA's office weaponizing the 2-way communication ability of National Resources' surveillance equipment. By this time I know 6 of their names and all about the criminal investigation and it's well written with copies of the emails I've been sending to the DA's office directly begging them to stop every month.
- 9/21 Trooper Brisland bring me in and to my disappointment it's only to send me for a psych evaluation at CMC Scranton which I passed and was not held.
- Does not make an actual report of abuse or misconduct.
- Will not refer me to anyone who can help.

December 25th 2023 Christmas Day Fatal Fentanyl Overdose at 175 Salem Mnt Rd

- Alec Sharp my roommate fatally overdoses with the fentanyl in his pocket.
- Troopers spend an hour with the corner removing the body.
- Nobody talks to me. No discussion at all.
- Troopers overtly place fentanyl directly where his corpse was so I can't miss it in hopes I OD.

April 5th 2024 2 years into my targeting I finally discover that I've been trying to report the domestic division of the CIA this entire time. National Resources is the CIA and they tell me to go to rehab and it'll finally be over. I go to rehab even tho I've been addiction free for years and the CIA and DA decide to not end my targeting and continue to overtly try to drive me to commit suicide. All local, state, and federal authorities now stonewall me even harder than originally now that I know the entire truth.

Attempts at bringing new evidence to the Dunmore barracks:

- All calls to Brisland are dropped
- Will not take my 14 page non-frivolous write up in person or pass on to Brisland
- Will not let me talk to any trooper in person
- Denied and dismissed through privacy glass and a telephone
- June-October 2024 5+ in-person attempts to report and requests for protective custody

November 5th or 6th Sending a few faxes in an attempt to get the state police who aren't in Dunmore involved to help me warrants a welfare check by complicit Dunmore troopers at 128 Pike St Carbondale to check and see if I am manic enough for a 302. My calling them out for complicity and the drug planting gets one trooper to admit in person that the troopers left the drugs on purpose. He claimed it wasn't in the hopes that I overdosed but it was for the safety of the responding troopers. They physically removed the fentanyl from is pocket and placed it overtly on the ground so they weren't at risk over overdosing themselves, he claimed.

The request of information I'm looking to get is:

- Names, roles, and actions of all officers who responded to these incidents
- Records of the police response to a fatal overdose at 175 Salem Mountain Road, including notes on handling of evidence.
- Proof of the many attempts to report abuse and police misconduct by the Drug Task Force
- Proof of my repeated attempts of seeking protective custody
- Information of the CIA's involvement or activities in Lackawanna County
- Any information about inter agency relationships with the DA and/or CIA specifically Dunmore's
- Details of Brisland's mishandling of evidence and non-reporting of abuse
- Anything I can use in a federal court to help me end this CIA sponsored MKULTRA abuse

I do not need to see Dunmore in trouble, I understand covering for each other, but it's been 31 months of extreme psychological abuse by the DA/CIA and I've just had enough. I called in a fertilizer bomb threat to the FBI and they still wouldn't even talk to me. No one will discuss this with me and all are complicit. This is forcing me to do the impossible by myself and I need all possible records, redacted or not. I'm seeking office notes, field notes, memos, 911 call logs, incident reports, follow up documentation, internal investigation reports, inter-departmental communications, inter agency notes, affidavits, debriefing, post-incident reports, officer duty rosters or logs, briefings, complaint records, etc. anything I can use to connect the CIA to NEPA and my attempts at reporting them for abuse.

Context for Request:

I am a 40yr old Pennsylvanian ex federal employee with no criminal history or arrest history. I was targeted for an investigation based on false information, which has escalated into severe harassment. I seek these

records to address the misconduct and to safeguard my safety. I'm a good person from a great family. One of my uncles is a retired trooper from Lancaster, Gerald Roberts. Please run my info SSN 179681107 License#: 26688662 I really couldn't be more of an innocent victim. Pennsylvania should not abandon me. If parts of this request cannot be fulfilled due to exemptions, please provide a written explanation and guidance on how to refine my request.

Thank you for your attention to this matter. I am willing to pay reasonable fee for processing and duplication of the records. Please provide an estimate of any costs before proceeding. Call or fax me.

A copy of your request is enclosed. By letter dated October 2, 2024, you were notified in accordance with RTKL section 67.902(b) that PSP required an additional thirty days to prepare this final response to your request.

Your request is granted in part and denied in part. Your request is granted insofar as the two-page Public Information Release Report pertaining to PSP General Offense Report No. PA 2022-1639860 (marked for identification as PSP/RTK00001-PSP/RTK00002). This document is enclosed with this letter.

However, your request is respectfully denied because the information you seek is contained within PSP General Offense Report Nos. PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, PA 2022-1639860 and not available to the public. The Right-To-Know Law (RTKL) only requires Commonwealth agencies to provide documents that are public records. 65 P.S. § 67.301. It is well settled that the Pennsylvania State Police (PSP) is a Commonwealth agency within the meaning of the RTKL. See *id.* § 67.101; *Dekok v. PSP*, OOR Dkt. AP 2011-0086 at 4. A document is not a public record if: (1) it is specifically exempted from disclosure in section 67.708 of the RTKL; (2) it is not otherwise exempt under other federal or state law; or (3) it is protected by a privilege. 65 P.S. § 67.102 (defining "Public Record").

Under the first limitation on the public record definition, the responsive PSP General Offense Report Nos. PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, (formerly referred to as "PSP Assignment Report"), are the documented PSP investigations into complaints in which a Trooper determined no criminal activity had occurred. Thus, the reports and their components are exempt from public disclosure under RTKL section 67.708(b)(17), which exempts a record of an agency:

- "relating to a noncriminal investigation" 65 P.S. § 67.708(b)(17);
- containing, "[c]omplaints submitted to an agency" *id.* § 67.708(b)(17)(i);
- comprising "[i]nvestigative materials, notes, correspondence . . . and reports" *id.* § 67.708(b)(17)(ii);

- that, if disclosed, would "[r]eveal the institution, progress, or result of an agency investigation," *id.* § 67.708(b)(17)(vi)(A); and
- that contains "personal identification information" *id.* § 67.708(b)(6)(i)(A).

Furthermore, none of the report's components comprises original records of entry, a chronology of arrests, the identification of arrested individuals, the specification of criminal charges or any other "information contained in a police blotter as defined in 18 Pa. C.S. § 9102[,] which would normally be accessible to the public. A supporting verification that attests to these findings is enclosed.

However, the responsive record PSP General Offense Report Nos. PA 2022-769307, PA 2023-1241803 are exempt under the Mental Health Procedures Act, 50 P.S. 7111(a), which states all documents concerning persons in treatment shall be kept confidential and, without the person's written consent, may not be released or their contents disclosed to anyone except:

- (1) those engaged in providing treatment for the person;
- (2) the county administrator, pursuant to section 110;
- (3) a court in the course of legal proceedings authorized by this act; and
- (4) pursuant to Federal rules, statutes and regulations governing disclosure of patient information where treatment is undertaken in a Federal agency.

Please be advised that the Pennsylvania State Police is not the repository for mental health records.

Lastly, PSP General Offense Report No. PA 2022-1639860, (formerly referred to as "PSP Non-Traffic Death Report"), and its supporting attachments details a PSP investigation into a complaint in which a Trooper determined no criminal activity had occurred. Thus, the report and each of its components are exempt from public disclosure under RTKL section 67.708(b)(17), which exempts a record of an agency:

- "... relating to a noncriminal investigation" 65 P.S. § 67.708(b)(17);
- containing, "[c]omplaints submitted to an agency" *id.* § 67.708(b)(17)(i);
- comprising "[i]nvestigative materials, notes, correspondence and reports" *id.* § 67.708(b)(17)(ii);
- that, if disclosed, would "[r]eveal the institution, progress, or result of an agency investigation," *id.* § 67.708(b)(17)(vi)(A); and

- that contains "personal identification information" *id.* § 67.708(b)(6)(i)(A).

To the extent that your request seeks or may be construed to seek records pertaining to covert law enforcement investigations, including, intelligence gathering and analysis, the PSP can neither confirm nor deny the existence of such records without risk of compromising investigations and imperiling individuals. Under No Circumstances, therefore, should this final response be interpreted as indicating otherwise. In all events, should such records exist, they are entirely exempt from public disclosure under the RTKL and Criminal History Record Information Act, 18 Pa. C.S. §§ 9101-9183.

In closing, you have a right to appeal this response in writing to the Office of Open Records, 333 Market Street, 16th Floor, Harrisburg, PA 17101-2234. The appropriate OOR appeal form is available for your use at, <https://www.openrecords.pa.gov/Appeals/AppealForm.cfm>. If you choose to appeal, you must do so within 15 business days of the mailing date of this response and send to the OOR: 1) this response; 2) your request; 3) the reason or reasons why you think PSP wrongfully denied your access to the requested records. (a *statement identifying any flaws in the reasons provided above as to why a requester is not subject to access the requested records under the RTKL*).

If you have any questions, please feel free to contact our office at the telephone number listed below.

Sincerely,



Brittany Sultzaberger
Deputy Agency Open Records Officer
Pennsylvania State Police
Bureau of Records & Identification
Right-to-Know Law/Subpoena Section
1800 Elmerton Avenue
Harrisburg, Pennsylvania 17110
Email: RA-psprighttoknow@pa.gov
1.877.785.7771 (Main); 717.525.5795 (Fax)

Enclosures: PSP/ RTKL Request № 2024-2999
Granted, "public record" PSP/RTK000001-PSP/RTK000002
Sultzaberger Verification

PENNSYLVANIA STATE POLICE
DEPARTMENT HEADQUARTERS

VERIFICATION OF
BRITTANY SULTZABERGER
DEPUTY AGENCY OPEN RECORDS OFFICER

I, Brittany Sultzabberger, Deputy Agency Open Records Officer of the Pennsylvania State Police (PSP or Department), am authorized to prepare this verification on the Department's behalf in response to PSP/RTKL Request N° 2024-2999. Accordingly, on this 15th day of January, 2025, I verify the following facts to be true and correct, to the best of my knowledge or information and belief:

1. I am familiar with PSP/RTKL Request N° 2024-2999, which is attached to this verification.
2. Utilizing the information provided, I have searched all relative PSP Databases where responsive information may be stored. My searches revealed the responsive records designated PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, PSP General Offense Report (formerly referred to as "PSP Assignment Report"); PA 2022-1639860, PSP General Offense Report (formerly referred to as "PSP Non-Traffic Death Report").
3. I personally examined PSP General Offense Report Nos. PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, PA 2022-1639860, and determined they were created to document the results of actions taken by Troopers throughout the course of non-criminal and criminal investigations. Furthermore, PSP General Offense Report Nos. PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, PA 2022-1639860:
 - a. contain "personal identification information;"

- b. entirely relate to non-criminal and criminal PSP investigations;
- c. contain both non-criminal and criminal complaints submitted to the PSP;
- d. contain investigative reports reflecting the findings, actions, conclusions, observations, and notes of Troopers;
- e. clearly, based on their content, are PSP records that, if disclosed, would reveal the institution, progress, and result of non-criminal and criminal investigations; and
- f. are not a chronological compilation of original records of entry.

4. However, the responsive record PSP General Offense Report Nos. PA 2022-769307, PA 2023-1241803, are exempt under the Mental Health Procedures Act, 50 P.S. 7111(a), which states all documents concerning persons in treatment shall be kept confidential and, without the person's written consent, may not be released or their contents disclosed to anyone except:

- (1) those engaged in providing treatment for the person;
- (2) the county administrator, pursuant to section 110;
- (3) a court in the course of legal proceedings authorized by this act; and
- (4) pursuant to Federal rules, statutes and regulations governing disclosure of patient information where treatment is undertaken in a Federal agency.

5. Therefore, I determined PSP General Offense Report Nos. PA 2022-632368, PA 2022-651637, PA 2022-769307, PA 2023-1241803, PA 2022-1639860, are not "public records", and not subject to access by a requestor under the RTKL.

6. Accordingly, I have withheld these records from public disclosure

but provided the Public Information Release Reports pertaining to PSP General Offense Report No. PA 2022-1639860.

I understand that false statements made in this verification are subject to penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.



Brittany Sultzberger
Deputy Agency Open Records Officer
Pennsylvania State Police



PENNSYLVANIA STATE POLICE
RIGHT-TO-KNOW LAW REQUEST

www.psp.pa.gov
1-877-RTK-PSP1 (1-877-785-7771)

2024-2999
12/16/24

REQUEST DATE: 12/07/2024

NAME OF REQUESTER: Roberts Matthew
(Please Print Legibly) (Last) (First) (MI)
MAILING ADDRESS: 124 7th Ave
(Street/PO Box)
Carbondale PA 18407
(City) (State) (Zip Code)
TELEPHONE (Optional): 5757700716 FAX (Optional): 5702825135
EMAIL (Optional): elphhh@gmail.com

RECORDS REQUESTED: Please identify each of the documents that are subject to this request with sufficient specificity so we can ascertain whether we have these documents and how to locate them.

*see attached sheet for request.

To the extent that this request seeks or may be construed to seek Pennsylvania State Police records involving covert law enforcement investigations, including intelligence gathering and analysis, the Department can neither confirm, nor deny the existence of such records without risk of compromising investigations and imperiling individuals. UNDER NO CIRCUMSTANCES, therefore, should the Department's response to this request be interpreted as indicating otherwise. In all events, should such records exist, they are entirely exempt from public disclosure under the Right-to-Know Law, 65 P.S. §§ 67.101-67.3104, and the Criminal History Record Information Act, 18 Pa.C.S. §§ 9101-9183.

Production of requested public records is subject to prepayment of all RTKL fees. For security purposes, this agency will only produce public records in paper format, unless the records exclusively exist in another medium.

PLEASE MAIL, DELIVER IN PERSON, FAX, OR EMAIL YOUR REQUEST TO:

Pennsylvania State Police
Bureau of Records & Identification
ATTN: AGENCY OPEN RECORDS OFFICER
1800 Elmerton Avenue
Harrisburg, PA 17110-9758

FAX: 717-525-5795

EMAIL: RA-psprighttoknow@pa.gov

PSP/RTKL TRACKING NO.: _____

AORO RECEIPT DATE-STAMP: _____

FINAL RESPONSE DATE: _____

CALCULATED RESPONSE DUE DATE: _____

FINAL RESPONSE DUE DATE: _____

Right-to-Know Law Records Request

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Thank you for your attention to this matter. I am willing to pay reasonable fees for processing and duplication of the records. Please provide an estimate of any costs before proceeding. Call or fax me.

Sincerely,

Matthew Roberts

elphhh@gmail.com
124 7th Ave
Carbondale PA 18407
Phone: (575) 770-0716
Fax: (570) 282-5135

FAX

Matthew Roberts
elphhh@gmail.com
Phone: (575) 770-0716
Fax: (570) 282-5135
124 7th ave
Carbondale PA 18407

TO:

Name: AGENCY OPEN RECORDS OFFICER

Fax Number: (717) 525-5795 **# of Pages: 5**
(including cover sheet)

FROM:

Name: Matthew Roberts

Fax Number: (570) 536-8113

Subject: RIGHT TO KNOW REQUEST

Message:

RIGHT TO KNOW REQUEST FOR DUNMORE BARRACKS RESPONSES FOR INCIDENTS AT 175 SALEM MNT RD CARBONDALE PA DURING THE MONTH OF MAY 2022 AND OTHER RELATED INCIDENTS AND INTER AGENCY RELATIONS



PENNSYLVANIA STATE POLICE
PUBLIC INFORMATION RELEASE REPORT

| | | |
|---|---------------------------------------|--------------------------------|
| STATION DUNMORE CRIME UNIT | | CAD/CASE NO PA 2022-1639860 |
| INVESTIGATING OFFICER KEARNEY,R,12114 | DATE/TIME OF INCIDENT 12/25/2022 0 | |
| NATURE OF INCIDENT DEATH ACCIDENTAL | | |
| LOCATION SALEM MOUNTAIN RD | | |
| MUNICIPALITY(COUNTY) CARBONDALE TWP (LACKAWANNA) | | |

PERSON(S) INVOLVED (Age based off incident occurrence date):

VICTIM: 34, M, CARBONDALE, PA

INCIDENT DETAILS:

In the interest of transparency, it is the policy of PSP to disseminate information regarding incidents which are likely to generate significant interest among the public and media in a timely manner. While we make every effort to ensure the information is accurate to the best of our knowledge and belief, incidents are often fluid and rapidly evolving. Information provided should be considered preliminary and subject to change as additional investigative details emerge.

Page 1 of 2

On the above stated date and time, PSP-Dunmore investigated a death at the above location. The investigation is ongoing.

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Page 2 of 2