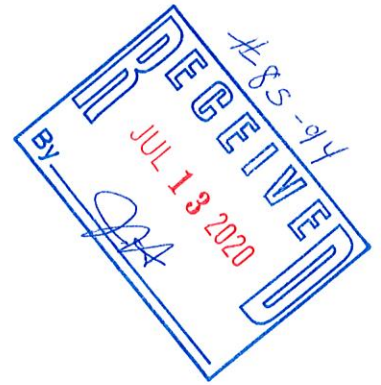


pennsylvania
OFFICE OF OPEN RECORDS



STANDARD RIGHT-TO-KNOW REQUEST FORM

DATE REQUESTED: 7/11/2020



REQUEST SUBMITTED BY: ☒ E-MAIL ☐ U.S. MAIL ☒ FAX ☐ IN-PERSON

NAME OF REQUESTER : West Easton Borough Constable

STREET ADDRESS : _____

CITY/STATE/COUNTY/ZIP(Required): West Easton, PA

TELEPHONE (Optional): _____

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

Please see the attached list of 10 requests concerning the enclosed sworn affidavits of Joan Heebner and Matthew Dees dated July 8th, 2020 (attached) and other related records. Do not incur fees prior to responding. Electronic copies sought unless fees are assessed, then records will be inspected in person.

DO YOU WANT COPIES? YES or NO

DO YOU WANT TO INSPECT THE RECORDS? YES or NO

DO YOU WANT CERTIFIED COPIES OF RECORDS? YES or NO

**** 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

RIGHT TO KNOW OFFICER: Joan Heebner

DATE RECEIVED BY THE AGENCY: 7-13-2020

AGENCY FIVE (5) BUSINESS DAY RESPONSE DUE: 7-20-2020

***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.)*

July 11, 2020

Do not incur any fees prior to duplication or transmission. If fees are assessed for electronic delivery of documents, email (preferred) or fax, then all records requested will be inspected in person to avoid a fee.

1. I am seeking electronic copies of the business license that was issued by West Easton Borough Hall, timeframe 2011-2012, which was the result of a successful zoning appeal decided in favor of Mezzacappa. The business license sought is for a home based massage therapy business.
2. I am seeking all correspondences sent from West Easton Borough , any of its employees, past or present, or any of its elected or appointed officials, past or present, to the State Board of Massage Therapy , the State Board of Nursing , or any other advisory board , or law enforcement agency, concerning paragraph 1, timeframe 2009 to present.
3. I am seeking electronic copies of the business license that was issued by West Easton Borough Hall, timeframe 2011-2012, which was the result of a successful zoning appeal decided in favor of Councilman Dan Depaul and his girlfriend Lorainna Teleppo (formerly residing with Dan DePaul) . The business license sought is for a home based massage therapy business.
4. I am seeking all correspondences sent from West Easton Borough , any of its employees, past or present, or any of its elected or appointed officials, past or present, to the State Board of Massage Therapy or any other advisory board , school licensing authority, or law enforcement agency, concerning paragraph 3, timeframe 2009 to present.
5. I am seeking electronic copies of all zoning appeal records regarding the hearings listed in paragraphs 1 and 2 above, including all transcripts on file at West Easton Borough Hall
6. I am seeking electronic copies of records in custody and control of West Easton Borough which support / substantiate the sworn affidavit of Joan Heebner dated July 8, 2020, in OOR Appeal 2020-0998 which is attached. The records sought include all directives , messages, notes, papers, emails or other communications from Council President to Joan Heebner (page 2 of 20, paragraph 7) "directing her" to log onto craigslist every day in 2009 while at Borough Hall to stalk the craigslist postings that were never posted by me , but included stolen photos , partially clothed , and photoshopped to present me as a prostitute soliciting massage services. The ads which are the subject of this request relate to a series of Zoning Board hearings regarding the home based massage businesses of both Councilman Daniel DePaul and myself, time frame 2009 to 2011, which West Easton battled for 3 years and lost.

7. I am seeking electronic copies of the ads that were the subject of a July 10, 2020 email sent from Joan Heebner to Erin Burlew, esq, and myself, that are currently stored at West Easton Borough hall , from a website "Backpage.com" and "Craigslist.com" depicting me as a prostitute soliciting massage services / and or other services . The ads sought are all ads that were collected by West Easton Borough clerk Joan Heebner, or other employees and elected officials, which were downloaded, photographed, stored , emailed and disseminated. I am seeking the ads with or without stolen photos of me from 20 years ago, which were photoshopped and "repeatedly posted every day" , according to affidavit of Joan Heebener.

I am also seeking all correspondences that directed Joan Heebner or others to engage in these activities.

8. In addition to the ads stored at West Easton Borough Hall from 2009 that have salacious, half nude stolen and photoshopped photos of me which were never published by me, I am seeking all other advertisements that were collected, stored, emailed , disseminated or re-produced (online and on paper) concerning my home based massage business , timeframe 2009-2014. I am also seeking all correspondences that directed Joan Heebner or others to engage in these activities.

9. I am seeking electronic copies of all metadata, source documents, raw data, other data, IP addresses , related emails, and correspondences in the possession of West Easton Borough, or in the possession of Council President Matthew Dees, or Mayor Dan DePaul, that support the libelous and harassing affidavits of Joan Heebner and Matthew Dees , dated July 8, 2020 (page 2, paragraph 7, and pages 19, 20) which falsely accuse me of posting half nude photos and prostitution-style ads on craigslist.com and backpage.com, despite dozens of emails back and forth from March 2020 to present, in which I repeatedly denies posting these ads. The ads which are the subject of this request relate to a series of Zoning Board hearings regarding the home based massage businesses of both Councilman Daniel DePaul and Tricia Mezzacappa , time frame 2009 to 2011, which West Easton battled for 3 years and lost.

10. I am seeking electronic copies of all records, emails, texts, social media posts, notes, papers, and any other records which are in support of the affidavit of West Easton Council President Matthew Dees , dated July 8, 2020 page 19, 20 in docket AP-2020-0998. The records sought concern his social media post of March 19, 2020, published on www.westeastonpa.com, his official website in his capacity as a Council President. He designed his official website to look like the official Borough Webpage (which he also designed) , and which is routinely used by him to defame me repeatedly, communicate activities and official actions of West Easton Borough , lists names and photos of council persons, includes meeting dates , ordinances, police information, grant information, and more, to the general public. The records sought are ones in which he posted stolen and photoshopped photos of me in his March 19, 2020 blog titled "Constable Tricia Mezzacappa Needed a Handyman" which intended to slut-sham, and present me as a prostitute during a pandemic where people were more likely to see the posting. I am specifically seeking all records in his possession and in the possession of West Easton Borough which explain, support and substantiate how these fake ads were transferred from West Easton Borough Hall, to the webpage of

Council President Matthew Dees on March 19, 2019. It is noted that any and all social media platforms that are used to communicate transactions and activities of agency business by elected or employed government officials are subject to requests under the RTK Law. Since Joan Heebner has stated in her affidavit of June 8, 2020 that she does not have the information posted by Matthew Dees because it is his personal website, I am requesting this information under section 506 (d) of the RTK Law, which requires it to be produced as a third party who has a direct relationship to the Borough of West Easton.