IN THE COURT OF COMMON PLEAS OF MCKEAN COUNTY, PENNSYLVANIA

LINDA BUSH,	)	Civil Division
	)	
Plaintiff,	)	No.
	)	
v.	)	**COMPLAINT FOR DECLARATORY RELIEF AND INJUNCTIVE RELIEF**
	)	
TOWNSHIP OF SERGEANT, MCKEAN COUNTY, PENNSYLVANIA,	)	
	)	
Defendant.	)	

6. On March 4, 2026, the Township produced a document dated March 4, 2026 labeled “Solar System Permit” (the “Purported Permit”). (Exhibit A)

7. On March 4, 2026, Plaintiff observed an agenda posted on a corkboard inside the Sergeant Township Fire Hall. The building was locked at the time of observation, and the posting was not reasonably accessible to the public. The agenda listed the solar matter only under “Old Business.” (Exhibit E)

8. On March 17, 2026, Plaintiff submitted a Right-to-Know request seeking records related to the Application and any approvals. The RTK materials produced to Plaintiff on or about March 26, 2026 included the Purported Permit and certain application materials but did not include a written Township Engineer approval dated prior to March 4, 2026, nor certified minutes or a recording demonstrating a Board vote prior to March 4, 2026. Upon information and belief, such records are customarily maintained in the ordinary course of municipal business and would be expected to exist if the required procedures had occurred. (Exhibit C)

9. The record produced to date therefore does not show documented compliance with the procedural prerequisites in Ordinance No. 27 prior to the date of the Purported Permit.

10. To the extent the Purported Permit reflects final official action by the Board of Supervisors, Plaintiff alleges: (a) the agenda observed by Plaintiff on March 4, 2026 (Exhibit E) does not specifically identify a vote on issuance of the Solar System Permit; and (b) the agenda was posted on a corkboard inside the Sergeant Township Fire Hall and was not reasonably accessible to the public, as the building was locked when Plaintiff observed it. If the Purported Permit in the RTK materials (Exhibit A/C) bears the signature of a single Supervisor, Plaintiff further alleges the Purported Permit appears to bear the signature of a single Supervisor, rather than being reflected in certified Board minutes or a recording demonstrating a Board vote, including compliance with the Pennsylvania Sunshine Act, 65 Pa.C.S. § 701 et seq.