



**Minutes of the Government Records Council
December 14, 2006 – Closed Session**

The Council convened in closed session at 9:41 a.m. in Conference Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Chairman Vincent Maltese, Vice Chairperson/Secretary Robin Berg-Tabakin, David Fleisher, Michelle Richardson (designee of Commissioner Susan Bass Levin, Department of Community Affairs), and Kathryn Forsyth (designee of Commissioner Lucille Davy, Department of Education).

Also in attendance were GRC Staff: Executive Director Catherine Starghill, Brigitte Hairston, Designated Outside Counsel Barry Roy (only for the Smith matter), and Deputy Attorney General Debra Allen (only for the Caggiano and Gorman matters).

The Council met in closed session to discuss attorney-client privileged matters and anticipated and pending litigation in the following two (2) matters:

1. **Robert Gorman v. Gloucester City (2004-108)**
2. **Thomas Caggiano v. Borough of Stanhope (2006-2)**

The Council had confidential discussions regarding the Complainant's motion for reconsideration of the Council's November 15, 2006 Interim Order in the following matter:

1. **Jeffrey Smith v. NJ Department of Correction (2005-84)**

The Council had confidential discussions regarding the following *in camera* inspection:

1. **Steven Siebenlist v. NJ Department of Health & Senior Services (2006-81)**

It was noted that the GRC staff reviewed the requested records *in camera*. The Council reviewed a copy of the unredacted record pursuant to the *In Camera* Findings and Recommendations of the Executive Director. The Council received legal advice regarding the exemptions from disclosure pursuant to the Department of Health & Senior Services statute N.J.S.A. 26:2H-12.25(f)(2).

A motion was made by Ms. Tabakin and seconded by Ms. Richardson to end the closed session. The motion was adopted by a unanimous vote.

The closed session meeting concluded at 10:09 a.m.

Respectfully Submitted:

Vincent Maltese, Chairman

Dated Approved: 02/28/2007