

**GOVERNMENT RECORDS COUNCIL**  
**Administrative Case Disposition – Not a Valid OPRA Request**

**GRC Complaint No:** 2006-99

**Complainant:** AJ Nash

**Custodian:** Community School of Family Connections, Barney Fabbo

**Date of Request:** January 10, 2006

**Date of Complaint:** May 16, 2006

**Case Disposition:** Not a valid OPRA request.<sup>1</sup>

**Type of Administrative Disposition:** The Custodian submitted a certification on August 7, 2006, certifying that he never received an OPRA request form from the Complainant.

**Applicable OPRA Provision:** “[t]he custodian of a public agency shall adopt a form for the use of any person who requests access to a government record held or controlled by the public agency. The form shall provide space for the name, address, and phone number of the requestor and a brief description of the government record sought...” N.J.S.A. 47:1A-5.f

N.J.S.A. 47:1A-5.g. provides that: “[a] request for access to a government record shall be in writing and hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian...”

**This is the final administrative determination in this matter. Any further review should be pursued in the Appellate Division of the Superior Court of New Jersey within forty-five (45) days.**

**Information about the appeals process can be obtained from the Appellate Division Clerk’s Office, Hughes Justice Complex, 25 W. Market St. PO Box 006, Trenton, NJ 08625-0006.**

**Effective Date of Disposition:** May 30, 2007

Prepared By:

Karyn Gordon, Esq.  
In House Counsel

Approved By:

Catherine Starghill, Esq.  
Executive Director

**Date:** May 30, 2007

**Distribution Date:** June 5, 2007

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<sup>1</sup> It also appears from a review of the By-Laws submitted by Custodian that the Community School of Family Connections is not a public agency subject to OPRA, N.J.S.A. 47:1A-1.1; see Times of Trenton Publ'g Corp. v. Lafayette Yard Cmty. Dev. Corp., 183 N.J. 519 (2005). However, such determination was not necessary for purposes of the adjudication of this complaint.