

GOVERNMENT RECORDS COUNCIL
Administrative Case Disposition – No Records Responsive to Request

GRC Complaint No: 2007-158

Complainant: Vesselin Dittrich

Custodian: City of Hoboken – Michael Mastropasqua

Date of Request: April 18, 2007

Date of Complaint: July 3, 2007

Case Disposition: The Custodian certifies that once he received the Complainant's OPRA request, he telephoned Hoboken's Chief Housing inspector, Jude Fitzgibbons, and advised him of the request. The Custodian also certifies that Mr. Fitzgibbons responded in a memorandum on April 19, 2007 indicating that he did not have any records responsive to the Complainant's OPRA request. The Custodian further certifies that on April 23, 2007, the Complainant picked up the memorandum but refused to sign for it. Therefore, the Complainant left without a copy of the memorandum.

Type of Administrative Disposition: No Records Responsive to Request

Applicable OPRA Provision: N.J.S.A. 47:1A-1.1 defines a government record as "... any paper, written or printed book, document, drawing, map, plan, photograph, microfilm, data processed or image processed document, information stored or maintained electronically or by sound-recording or in a similar device, or any copy thereof, that has been *made, maintained or kept on file...* or that has been *received...*" (Emphasis added.)

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: September 26, 2007

Prepared By:

Tiffany L. Mayers
Case Manager

Approved By:

Catherine Starghill, Esq.
Executive Director

Date: September 19, 2007

Distribution Date: September 27, 2007