

## GOVERNMENT RECORDS COUNCIL

### Administrative Case Disposition – Not a Valid OPRA Request

**GRC Complaint No:** 2007-198

**Complainant:** David Nash

**Custodian:** Ocean County Prosecutor's Office – Marlene L. Ford

**Date of Request:** October 6, 2006 and October 10, 2006

**Date of Complaint:** August 15, 2007

**Case Disposition:** Attached to the Complainant's Denial of Access Complaint are "Requests for Production of Documents" filed with the Superior Court of New Jersey Law Division – Ocean County at Indictment No. 95-02-124 and addressed to the Custodian with postage receipts dated October 6, 2006 and October 10, 2006. The Complainant did not attach any OPRA requests to his Denial of Access Complaint.

**Type of Administrative Disposition:** Not a valid OPRA request.

**Applicable OPRA Provision:** OPRA provides that:

"[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.

OPRA also 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..." N.J.S.A. 47:1A-5.g.

**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

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Executive Director

Date: September 19, 2007

**Distribution Date: September 28, 2007**