



## NEW JERSEY GOVERNMENT RECORDS COUNCIL

### Administrative Complaint Disposition – No Records Responsive to the Request Exist

**GRC Complaint No.:** 2008-182

**Complainant:** Lawrence Holub

**Custodian:** NJ Department of Corrections – Michelle Hammel

**Date of Request:** April 30, 2008, June 3, 2008 and July 8, 2008<sup>1</sup>

**Date of Complaint:** August 18, 2008<sup>2</sup>

**Complaint Disposition:** The Custodian certifies that she responded to the Complainant's OPRA request in writing within the statutorily mandated response time indicating that no records responsive to the OPRA request exist. Additionally, the Complainant has failed to provide any evidence to contradict the Custodian's certification.

**Applicable OPRA Provision:** OPRA 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* in the course of his or its official business ..." (Emphasis added.) N.J.S.A. 47:1A-1.1.

**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:** October 29, 2008

Prepared By: Dara Lownie  
Senior Case Manager

Approved By: Catherine Starghill, Esq.  
Executive Director

Date: October 22, 2008

**Distribution Date: October 29, 2008**

<sup>1</sup> The Complainant's July 8, 2008 request is the only valid OPRA request, which the Custodian certifies she received on July 16, 2008.

<sup>2</sup> The GRC received the Denial of Access Complaint on said date.