



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian Regarding this Request

GRC Complaint No.: 2009-212

Complainant: Joann Martin, Esq.

Custodian: Union County Vocational & Technical School, Dr. Thomas Bistocchi

Date of Request: April 2009

Date of Complaint: July 8, 2009¹

Complaint Disposition:

The Custodian certifies that he did not receive a written request from the Complainant and that Complainant's request was verbal. Additionally, the Complainant has failed to provide any evidence to contradict the Custodian's certification. Therefore, this complaint is without any reasonable factual basis to pursue.

Applicable OPRA Provision:

"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.

"The council shall make a determination as to whether the complaint is within its jurisdiction or frivolous or without any reasonable factual basis. (Emphasis added)." N.J.S.A. 47:1A-7.e.

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 27, 2010

Prepared By: Harlynn A. Lack, Esq.
Case Manager

Approved By: Catherine Starghill, Esq.
Executive Director

Date: May 20, 2010

Distribution Date: May 28, 2010

¹ The GRC received the Denial of Access Complaint on said date.