



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No correspondence received by the Custodian regarding this request

GRC Complaint No.: 2009-96

Complainant: Emory M. Ghana

Custodian: University of Medicine and Dentistry of New Jersey, Susan Glick

Date of Request: Unknown

Date of Complaint: March 16, 2009¹

Complaint Disposition: The Custodian certifies that she did not receive a records request or letter from the Complainant. Additionally, the Complainant has failed to provide any evidence to contradict the Custodian's certification.² 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: August 11, 2009

Prepared By: Frank F. Caruso
Case Manager

Approved By: Catherine Starghill, Esq.
Executive Director

Date: August 4, 2009

Distribution Date: August 12, 2009

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

² The Complainant includes as part of the Denial of Access Complaint a letter dated September 11, 2008, which purports to be a response from the Custodian to the OPRA request, but this letter was hand-written by the Complainant.