



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – No Denial of Access at Issue

GRC Complaint No.: 2011-210

Complainant: Baruch B. Blaustein

Custodian: Lakewood Board of Education (Ocean)
Lydia Silva – Records Custodian

Date of Request: No OPRA request filed

Date of Complaint: June 13, 2011¹

Complaint Disposition: The Complainant states in his Denial of Access Complaint that the Board of Education is in violation of the Open Public Meetings Act (“OPMA”) by failing to make public meeting minutes available after two (2) weeks. The Complainant also states that the Board of Education has violated OPMA by not posting proper notification of meetings on the public announcement board at the Board of Education building. However, the Complainant did not file an OPRA request to the Lakewood Board of Education.

Applicable OPRA Provision: OPRA provides that: “A person who is denied access to a government record by the custodian of the record, at the option of the requestor, may institute a proceeding to challenge the custodian’s decision by... [filing] a complaint with the Government Records Council established pursuant to [OPRA].” N.J.S.A. 47:1A-6.

“[t]he Government Records Council shall... receive, hear, review and adjudicate a complaint filed by any person concerning a denial of access to a government record by a record custodian...” (Emphasis added). N.J.S.A. 47:1A-7.b.

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: June 28, 2011

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

Approved By: Catherine Starghill, Esq.
Executive Director

Date: June 21, 2011

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



Distribution Date: June 28, 2011