



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – Request Made to Non-Public Agency

GRC Complaint No.: 2011-67

Complainant: Frank Koch

Custodian: Adventure Aquarium, N/A

Date of Request: February 11, 2011

Date of Complaint: March 11, 2011¹

Complaint Disposition: The Complainant submitted an OPRA request to an agency that is not a public agency as defined in OPRA. Adventure Aquarium is an attraction owned by Herschend Family Entertainment, a company that owns, operates and manages family oriented theme parks and attractions across the country.

Applicable OPRA Provision: “‘Public agency’ or ‘agency’ means any of the principal departments in the Executive Branch of State Government, and any division, board, bureau, office, commission or other instrumentality within or created by such department; the Legislature of the State and any office, board, bureau or commission within or created by the Legislative Branch; and any independent State authority, commission, instrumentality or agency. The terms also mean any political subdivision of the State or combination of political subdivisions, and any division, board, bureau, office, commission or other instrumentality within or created by a political subdivision of the State or combination of political subdivisions, and any independent authority, commission, instrumentality or agency created by a political subdivision or combination of political subdivisions.” 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: May 24, 2011

Prepared By: Frank F. Caruso
Senior Case Manager

Approved By: Catherine Starghill, Esq.
Executive Director

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



Date: April 20, 2011

Distribution Date: May 25, 2011