



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Request Made to a Non-Public Agency

GRC Complaint No.: 2012-125

Complainant: Karen Banda

Public Agency: United States Senator for New Jersey – Frank R. Lautenberg

Custodian of Record: Ellen Nedrow

Date of Request: March 6, 2012

Date of Complaint: April 24, 2012¹

Complaint Disposition: The Complainant submitted an OPRA request to an agency that is not a public agency as defined in OPRA. Senator Lautenberg’s office is part of the United States Senate, which is not a New Jersey public agency as defined by OPRA. See Samgalski v. PSE&G, GRC Complaint No. 2010-251 (December 2010).

Applicable OPRA Provision: N.J.S.A. 47:1A-1.1. states that:

“*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.”

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 29, 2012

Prepared By: Dara L. Barry
Communications Manager

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



Approved By: Catherine Starghill, Esq.
Executive Director

Date: May 22, 2012

Distribution Date: May 30, 2012