



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

Mark Demitroff
Complainant

GRC Complaint No. 2014-403

v.

Buena Vista Township (Atlantic)
Custodial Agency

Custodian of Record: Lisa Tilton
Request Received by Custodian: August 27, 2014
GRC Complaint Received: December 1, 2014

Complaint Disposition: The Complainant stated in his Denial of Access Complaint that his arguments are that: 1) the Custodian would not answer his inquiry on whether the provided records are the same as those mentioned during a Buena Vista Township Committee Meeting on July 28, 2014; and 2) that a Township Committeeman would not aid in fulfilling his OPRA request. The Complainant does not dispute any denial of access to the requested records pursuant to his August 27, 2014 OPRA request.

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.

“The 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: January 30, 2015

Prepared By: Samuel A. Rosado, Esq.
Staff Attorney

Approved By: Dawn R. SanFilippo, Esq.
Deputy Executive Director

Date: January 20, 2015

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