



**NEW JERSEY GOVERNMENT RECORDS COUNCIL**  
**Administrative Complaint Disposition – No Correspondence Received by the Custodian**  
**Regarding this Request**

**Aakash Dalal**  
**Complainant**

**GRC Complaint No. 2015-183**

v.

**New Jersey Department of Law & Public Safety,**  
**Division of Criminal Justice**  
**Custodial Agency**

**Custodian of Record:** Robert McGrath  
**Request Received by Custodian:** N/A  
**GRC Complaint Received:** June 16, 2015

**Complaint Disposition:** The Custodian certified that he did not receive an OPRA request dated May 19, 2015, from the Complainant. The Complainant addressed his request to the Custodian but sent it via Fax. The Custodian’s official New Jersey Government Records Request Form states that the agency accepts written requests that are sent by regular mail, through a web enabled interface at [www.nj.gov/opra](http://www.nj.gov/opra), or by personal delivery, but “will not accept submission . . . by fax or email.” Additionally, the Complainant has failed to provide any evidence to contradict the Custodian’s certification.

**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). However, an agency has authority to limit the method of transmitting a request. Paff v. Bordentown Fire Dist., GRC Complaint No. 2012-148 (Interim Order dated May 28, 2013); Roundtree v. NJ Dep’t of State, GRC Complaint No. 2013-260 (June 2014).

**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 26, 2016

Prepared By: Ernest Bongiovanni  
Staff Attorney

Reviewed By: Joseph D. Glover  
Executive Director

Date: January 19, 2016

**Distribution Date: January 27, 2016**