



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian Regarding This Request

James L. Baxter
Complainant

GRC Complaint No. 2016-171

v.

New Jersey Department of Law and Public Safety
Custodial Agency

Custodian of Record: Bruce J. Solomon

Request Received by Custodian: No request received.

GRC Complaint Received: June 22, 2016

Complaint Disposition: The Custodian certifies that he did not receive a records request from the Complainant. Additionally, the Complainant has failed to provide any evidence to refute the Custodian's certification. Therefore, this complaint is without any reasonable factual basis to pursue.

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) (emphasis added). See Mitchell v. NJ Motor Vehicle Comm'n., GRC Complaint No. 2013-13 (August 2013).

"The council shall make a determination as to whether the complaint is within its jurisdiction or frivolous or *without any reasonable factual basis.*" N.J.S.A. 47:1A-7(e) (emphasis added).

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: February 21, 2017

Prepared By: John E. Stewart

Date: February 14, 2017

Distribution Date: February 22, 2017