



**NEW JERSEY GOVERNMENT RECORDS COUNCIL**  
**Administrative Complaint Disposition – Not a Valid OPRA Request**

**Brian Keith Bragg**  
**Complainant**

**GRC Complaint No. 2016-310**

v.

**Mercer County Correctional Center**  
**Custodial Agency**

**Custodian of Record:** Paul R. Adezio, Esq.  
**Request Received by Custodian:** N/A  
**GRC Complaint Received:** December 9, 2016

**Complaint Disposition:** On November 28, 2016, the Complainant submitted a non-form written request to Lillian Nazzaro, Esq., at the Mercer County Correction Facility (“MCCF”), attaching a copy of a MCCF “Consent for Release of Information” form. Neither the letter nor the form cited to OPRA. The Complainant referenced the GRC in the letter; however, such a reference does not equate to invoking OPRA. Thus, the correspondence did not constitute a valid OPRA request. The GRC’s authority is limited to adjudicating denial of access complaints based on valid OPRA requests. *See also* Bragg v. Mercer Cnty. Corr. Ctr., GRC Complaint No. 2015-396 (May 2016).

**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).

“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:** January 31, 2017

Prepared By: Frank F. Caruso  
Communications Specialist/Resource Manager

Date: January 24, 2017

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