



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian

Adam C. Miller
Complainant

GRC Complaint No. 2018-237

v.

Township of Lawrence (Mercer)
Custodial Agency

Custodian of Record: Kathleen S. Norcia
Request Received by Custodian: N/A
GRC Complaint Received: October 16, 2018

Complaint Disposition: The Custodian certified that she did not receive a records request from the Complainant dated September 30, 2018.¹ Additionally, the Complainant failed to provide any evidence to contradict the Custodian’s certification. Therefore, this complaint is without any reasonable factual basis to pursue and shall be dismissed.

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: June 30, 2020

Prepared By: Brandon Garcia
Case Manager

Date: June 23, 2020

Distribution Date: July 1, 2020

¹ In the Statement of Information, the Custodian certified that she searched her inbox, trash, and spam folders and was unable to locate the subject OPRA request. The Custodian further certified that she enlisted the Township’s Principal Technician to perform a deeper search, which yielded no September 30, 2018 e-mail. Kiriakatis Cert. ¶ 2-3.