



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian

Aaron Lightner
Complainant

GRC Complaint No. 2019-29

v.

New Jersey Department of Treasury,
Unclaimed Property Administration
Custodial Agency

Custodian of Record: Marc J. Marseglia¹
Request Received by Custodian: N/A
GRC Complaint Received: February 8, 2019

Complaint Disposition: The Custodian certified that he did not receive a records request from the Complainant dated July 13, 2016.² 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: April 30, 2019

Prepared By: Frank F. Caruso
Acting Executive Director

Date: April 23, 2019

Distribution Date: May 1, 2019

¹ The Complainant named Claims Investigator Lynne Padderatz as the Custodian of Record on the Denial of Access Complaint.

² The Custodian stated that the Complainant instead filed an "Unclaimed Property Inquiry Form" on January 11, 2017, which Investigator Padderatz responded to on April 20, 2017 advising that no unclaimed property could be located.