



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – All Records Responsive Provided in a Timely Manner

**Rotimi Owoh, Esq. (on Behalf of African American
Data & Research Institute)**
Complainant

GRC Complaint No. 2022-138

v.

Franklin Township Police Department (Somerset)
Custodial Agency

Custodian of Record: Ann Marie McCarthy
Request Received by Custodian: March 17, 2022
GRC Complaint Received: April 18, 2022

Complaint Disposition: The Custodian certified that all personnel information and agreements responsive to the OPRA request were provided to the Complainant within the statutorily mandated response time. Additionally, the Complainant failed to provide any evidence to contradict the Custodian's certification.¹ Thus, this complaint shall be dismissed because the Custodian timely provided all available personnel information.²

Applicable OPRA Provision: "A custodian shall promptly comply with a request to inspect, examine, copy, or provide a copy of a government record." N.J.S.A. 47:1A-5(g).

"Unless a shorter time period is otherwise provided by statute, regulation, or executive order, a custodian of a government record shall grant access to a government record . . . as soon as possible, but not later than seven business days after receiving the request, provided that the record is currently available and not in storage or archived." N.J.S.A. 47:1A-5(i).

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 18, 2025

¹ The Complainant raised an objection on how the Custodian provided the requested personnel information, however because the information was obtained via an electronic database, the record constituted a valid response. See Owoh, Esq. (OBO AADARI) v. Voorhees Twp. Police Dep't (Camden), GRC Complaint No. 2022-12 (March 2024).

² Because the matter is being administratively disposed, the Complainant is not a prevailing party entitled to an attorney fee award.



Prepared By: Samuel A. Rosado
Senior Staff Attorney

Date: February 11, 2025

Distribution Date: February 18, 2025