



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian

Darlene Esposito
Complainant

GRC Complaint No. 2023-18

v.

N.J. Department of Military & Veterans Affairs
Custodial Agency

Custodian of Record: Craig Smith
Request Received by Custodian: None.
GRC Complaint Received: January 30, 2023

Complaint Disposition: The Custodian certified that he did not receive a records request from the Complainant dated September 16, 2022. 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.¹

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: March 25, 2025

Prepared By: Samuel A. Rosado
Senior Staff Attorney

Date: March 18, 2025

Distribution Date: March 27, 2025

¹ It should be noted that the Custodian certified that even if received, no responsive records were located.