



## NEW JERSEY GOVERNMENT RECORDS COUNCIL

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

**Scott Madlinger**  
Complainant

**GRC Complaint No. 2023-81**

v.

**Berkeley Township (Ocean)**  
Custodial Agency

**Custodian of Record:** Karen Stallings  
**Request Received by Custodian:** March 14, 2023  
**GRC Complaint Received:** April 11, 2023

**Complaint Disposition:** The Custodian certified that all records responsive to the Complainant's OPRA request were provided to the Complainant within the statutorily mandated response time, as extended.<sup>1</sup> Additionally, the Complainant failed to provide any evidence to contradict the Custodian's certification. Thus, this complaint shall be dismissed because the Custodian timely provided all responsive records.

**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:** May 30, 2023

Prepared By: Frank F. Caruso  
Executive Director

Date: May 23, 2023

**Distribution Date: June 5, 2023**

<sup>1</sup> The Custodian disclosed e-mail logs for two (2) accounts on March 29, 2023 and April 10, 2023: the second disclosure occurred ten (10) minutes prior to the Complainant's filing of the instant Denial of Access Complaint.