



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Request Made to a Non-public Agency

Yesmean Nicole Damon
Complainant

GRC Complaint No. 2025-46

v.

Fairleigh Dickinson University
Custodial Agency

Custodian of Record: N/A

Request Received by Custodian: November 25, 2024

GRC Complaint Received: February 24, 2025

Complaint Disposition: The Complainant submitted an OPRA request to an agency that is not a public agency as defined in OPRA. Fairleigh Dickinson University is a private university and not a public university of the State of New Jersey.¹ See Verry v. Franklin Fire Dist. No. 1, 230 N.J. 285 (2017); Samgalski v. PSE&G, GRC Complaint No. 2010-251 (December 2010).

Applicable OPRA Provision: “‘Public agency’ or ‘agency’ means any of the principal departments in the Executive Branch of State Government, and any division, board, bureau, office, commission or other instrumentality within or created by such department; the Legislature of the State and any office, board, bureau or commission within or created by the Legislative Branch; and any independent State authority, commission, instrumentality or agency. The terms also mean any political subdivision of the State or combination of political subdivisions, and any division, board, bureau, office, commission or other instrumentality within or created by a political subdivision of the State or combination of political subdivisions, and any independent authority, commission, instrumentality or agency created by a political subdivision or combination of political subdivisions.” N.J.S.A. 47:1A-1.1 (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 <https://www.fdu.edu/about/history-mission/> (accessed March 4, 2025).