



**Minutes of the Government Records Council
December 13, 2016 – Closed Session**

The Council convened in closed session at 1:40 p.m. in Conference Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Christopher Huber, Esq. (designee of Department of Education Commissioner David C. Hespe), Jason Martucci, Esq. (designee of Department of Community Affairs Commissioner Charles A. Richman), and Steven Ritardi, Esq. (Public Member).

Absent: Robin Berg Tabakin, Esq. (Chairwoman)

Also in attendance were GRC Staff: Joseph Glover (Executive Director), Rosemond Bordzoe (Secretary), Frank F. Caruso (Communications Specialist/Resource Manager), John Stewart (Mediator), Samuel Rosado (Staff Attorney), Husna Kazmir (Staff Attorney), and Deputy Attorney General Debra Allen.

Mr. Ritardi called for a motion to go into closed session, as amended.¹ Mr. Martucci made a motion, seconded by Mr. Huber. The Council adopted the motion by a unanimous vote.

The Council met in closed session pursuant to N.J.S.A. 10:4-12(b)(7) to receive legal advice and discuss anticipated litigation in which the public body may become a party in the following matters:

- Demetrios Damplias v. NJ Department of Corrections (2014-96)
- Action: Petition on Rulemaking for N.J.A.C. 5:105-2.10(b)

Mr. Stewart introduced GRC Complaint No. 2014-96 to the Council. The Council sought and received legal advice from DAG Allen on the issue of OPRA and telephone numbers. The Council deliberated on the advice provided. Given the Council's differing views on the issue, it was suggested that the complaint be held in abeyance for additional information from the Custodian.

Mr. Glover introduced the Petition on Rulemaking. The Council sought and received legal advice from DAG Allen.

Mr. Ritardi called for a motion to end the closed session. Mr. Huber made a motion, seconded by Mr. Martucci. The Council adopted the motion by a unanimous vote. The closed session meeting concluded at 2:19 p.m.

¹ The Council did not have a quorum to discuss Carter v. Franklin Fire District No. 1 (Somerset) (2014-218 & 2014-219); thus, they amended the Closed Session Resolution by a vote prior to going into closed session.

Respectfully Submitted:

Steven Ritardi, Esq., Acting Chair

Date Approved: January 31, 2017