



## **Minutes of the Government Records Council Closed Session of April 11, 2006**

The Council convened in closed session at 10:00 a.m. in Room 129 of the Department of Community Affairs, Trenton, New Jersey. In attendance were: Chairman Vincent Maltese, Michelle Richardson (designee of Commissioner Susan Bass Levin, Department of Community of Affairs), Robin Berg Tabakin, Kathryn Forsyth (designee of Acting Commissioner Lucille Davy, Department of Education), GRC Staff: Executive Director Catherine Starghill, Operations Manager Gloria Luzzatto, Deputy Attorney General Debra Allen, Kimberly Gardner, Jennifer Arozamena, Colleen McGann, Dara Lownie and Marion Davies

The Council sought legal advice and discussed strategy for pending and anticipated litigation regarding the following items listed in the Resolution for Closed Session 2006-04-11:

### **Slate v. Woodbridge Police Department (2004-198)**

It was noted that the case was referred to the Office of Administrative Law. Legal advice provided to Council on the Complainant's failure to appear for the proceedings at the Office of Administrative Law and the Council's authority and legal options in handling the matter as it pertained to this case.

### **Renna v. County of Union – Complaint instituted with Superior Court concerning OPRA**

There was discussion of legal strategy regarding the pending litigation. The Council received legal advice on the Government Records Council making an appearance in this matter.

### **O'Shea v. West Milford Board of Education (2004-93)**

It was noted that the case is on appeal. Legal advice provided to Council on the Complainant counsel's Motion to Settle the Records as it pertained to this case. There was also discussion of legal strategy regarding the pending litigation.

### **Teeters v. NJ Department of Human Services, Division of Youth & Family Services (2002-6 and 2002-15)**

It was noted that the case is on appeal regarding only the issue of prevailing parties' attorneys' fees. There was discussion of legal strategy and the Council received legal advice regarding the pending litigation.

**Fisher v. Department of Law and Public Safety, Division of Law (2004-55 and 2004-82)**

Debra Allen recused herself from discussion in this case.

It was noted that these cases are on appeal. There was discussion of legal strategy and the Council received legal advice regarding the pending litigation. The Council concluded that a motion would be made in open session giving the Executive Director and outside counsel the authority to act in behalf of the Council regarding these cases.

The closed session meeting concluded at 10:25 a.m.

Respectfully Submitted:



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Robin Berg Tabakin, Secretary

Dated Approved: May 11, 2006