



October 19, 2023

Patrick Duff

Sent via email: opra+request-53916-c6cf267d@requests.opramachine.com

Dear Mr. Duff:

The Evesham Township Police Department Records Custodian received your OPRA request on **October 13, 2023**. The seven (7) business day deadline to respond to your request is **October 24, 2023**. This response to your request is being provided to you on the 4th day after the custodian's receipt of your request.

You requested "...Names and addresses of all people with active warrants for felonies and misdemeanors for Evesham Township..." **Your request is being denied.** OPRA provides that government records made, maintained, kept on file, or received by a public agency in the course of its official business are subject to public access unless otherwise exempt. N.J.S.A. 47:1A-1.1 This request is not subject to public access because such records are not made or maintained by the agency in its official course of business.

Additionally, the request "constitute[s] research, not a search ... which goes beyond what OPRA requires." Owoh v. Lakehurst Police Dep't, GRC 2021-202 (Interim Order dated April 18, 2023) (citing Burnett v. Cnty. of Gloucester, 415 N.J. Super. 506, 515 (App. Div. 2010)). "Under OPRA, agencies are required to disclose only 'identifiable' government records not otherwise exempt ... In short, OPRA does not countenance open-ended searches of an agency's files." MAG Entm't v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 546-49 (App. Div. 2005). In this regard, OPRA "is not intended as a research tool ... to force government officials to identify and siphon useful information." Id. at 546. A records custodian is not required "to conduct research among its records ... and correlate data from various government records in the custodian's possession." Id. at 546-47. Although warrants can be an identifiable record, here, the request at issue fails to identify an individual or even a date range. Instead, the requested items would require the Custodian to locate and review a multitude of documents and determine which of those records are responsive to the request items; to wit, to conduct research. See Owoh, GRC 2021-202 (Interim Order dated April 18, 2023).

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Evesham Township Police Department to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at

www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

Katherine Corbett

Katherine Corbett
Risk Management Coordinator
Evesham Township Police Department
984 Tuckerton Road
Evesham NJ 08053

Corbett, Katherine

From: OPRA
Sent: Thursday, October 12, 2023 11:23 AM
To: Corbett, Katherine
Subject: FW: [EXTERNAL] OPRA request - All active warrants for felonies and misdemeanors.

Katherine: could you please advise your receipt of this OPRA request. Thank you.

Rebecca

-----Original Message-----

From: Patrick Duff <opra+request-53916-c6cf267d@requests.opramachine.com>
Sent: Wednesday, October 11, 2023 3:03 PM
To: OPRA <OPRA@evesham-nj.gov>
Subject: [EXTERNAL] OPRA request - All active warrants for felonies and misdemeanors.

Dear Evesham Township,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

Names and addresses of all people with active warrants for felonies and misdemeanors for Evesham Township.

Yours faithfully,

Patrick Duff

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:
 opra+request-53916-c6cf267d@requests.opramachine.com

Is OPRA@evesham-nj.gov the wrong address for OPRA requests to Evesham Township? If so, please contact us using this form:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3devesham_township&c=E,1,_dRWfyauPOuTUqI9xOZI4lqbY-b0ymIqdr9j-sPls9hDgA4OHZjJETTq5LeuMCoKWm80bNNAVEKhs0UBY6MjHvpslvS1L62jc4cqzkbZvhGc4RDDw,,&typo=1

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,cMgZvLq2JTElq404oANQC9mz0xkpRg3eKc8rHKH-VOSxbG3jVfcbgSiFKpg1-zj-bNtyZHMWxc9Hr4fr48jPsOGgjao_X5xpLO6MAsRzwWacfOMb4M,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fall_active_warrants_for_felonies&c=E,1,JUBXRK68hIrxOnW-p0eB9A1V17b5g24D8wB2Nmr4cbPzAkRTsNzOeKTERwZ7WWWnWAt5DhSuGXNL-ia-SsW369VO6Am0IBascGjOnVcS4cM6fHNvxQcRQo,&typo=1

*Denied!; need not make/maintain
 47.1A-1.1.1 Search of records Over 1/19/23
 [Signature] 10/19/23*

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.

** [CAUTION]: THIS EMAIL ORIGINATED FROM OUTSIDE OF THE ORGANIZATION. DO NOT CLICK LINKS OR OPEN ATTACHMENTS UNLESS YOU RECOGNIZE THE SENDER AND KNOW THE CONTENT IS SAFE. **