



City of Linden
UNION COUNTY, NEW JERSEY

OFFICE OF CITY CLERK
City Hall – 301 North Wood Avenue
(908) 474-8452
Fax: (908) 474-8451

Joseph C. Bodek, RMC, RPPO
City Clerk

Jennifer Honan
Deputy City Clerk

February 22, 2021

Mr. Sean Foley
Opra+request-20020-c0f2d838@requests.opramachine.com

File Number: 2021-108

Re: OPRA Request – Water supply Information

Dear Mr. Sean Foley:

The City of Linden received your Open Public Records Act (OPRA) request on February 5, 2021. The official Records Custodian, Joseph C. Bodek, received your OPRA request on February 5, 2021.

You requested the following: See Attached

Please be advised that the City of Linden does not have any records in regards to your request.

Generally, a custodian is required to allow for inspection or copying of government records “during regular business hour.” N.J.S.A. 47:1A-5(a). Moreover, OPRA provides that a custodian must respond to an OPRA request “no later than seven days after receiving the request.” Enacted on March 20, 2020, P.L. 2020, c.10 amended N.J.S.A 47:1A-5(a) that OPRA’s statutory deadlines do not apply for the duration of a Governor-declared state of emergency pursuant to a public health emergency under the Emergency Health Powers Act (N.J.S.A. 26:13-1 et seq.)

Sincerely yours,

A handwritten signature in blue ink, which appears to read "Joseph C. Bodek", is written over a circular blue ink stamp. The stamp contains a stylized logo or emblem.

Joseph C. Bodek
Custodian of Records
City of Linden

New Jersey Government Records Council ("GRC")



What to do if your request for a record has been denied

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-1 et seq.) permits a person who believes that he or she has been unlawfully denied access to a public record either to file a complaint with the GRC or to file suit in Superior Court to challenge the decision and compel disclosure. This poster describes the procedures for taking such actions.

To file a complaint with the GRC:

- Visit the GRC's website at www.nj.gov/grc for information and to register your complaint. In the alternative, you may contact the GRC by telephone at 1-866-850-0511 or by e-mail at government.records@dca.nj.gov.
- When you file the written complaint, the GRC will offer both you and the public agency non-adversarial, impartial mediation. If mediation is not accepted or is not successful, the GRC will investigate the complaint.
- In some cases, the GRC can award attorney's fees to a complainant or impose a fine against a records custodian.
- There is no fee to file a complaint with the GRC.

To file a complaint in Superior Court:

- A requestor may start a summary (expedited) lawsuit in the Superior Court. A written complaint and order to show cause must be filed with the court.
- The court requires a filing fee, and you must serve the lawsuit papers on the appropriate parties.
- The court will schedule a hearing to resolve the dispute.
- If you disagree with the court's decision, you may appeal the decision to the Appellate Division of the Superior Court.
- If you are successful, you may be entitled to reasonable attorney's fees.
- You may wish to consult with an attorney to learn about initiating and pursuing a summary lawsuit in the Superior Court.
- Filing suit in Superior Court may result in a faster resolution, because the courts adjudicate cases every day, whereas the GRC only meets once a month.

Government Records Council, P.O. Box 819, Trenton, New Jersey 08625-0819

Talia Pena-Marin

2021-108

From: Joe Bodek
Sent: Tuesday, February 2, 2021 11:27 AM
To: Talia Pena-Marin
Subject: FW: OPRA request - All documents pertaining to the safety of your water supply

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

From: Sean Foley <opra+request-20020-c0f2d838@requests.opramachine.com>
Sent: Monday, February 1, 2021 10:50 PM
To: Joe Bodek <jbodek@linden-nj.org>
Subject: OPRA request - All documents pertaining to the safety of your water supply

Dear Linden City,

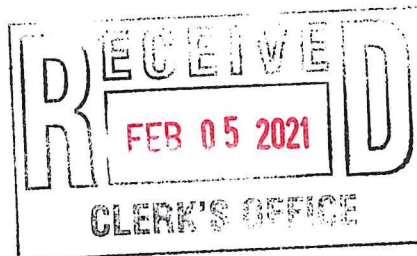
This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

All documents pertaining to the safety of your water supply

Yours faithfully,

Sean Keagan Foley



Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-20020-c0f2d838@requests.opramachine.com

Is jbodek@linden-nj.org the wrong address for OPRA requests to Linden City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=linden_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:
<https://opramachine.com/help/officers>

View this OPRA request & responses online:
https://opramachine.com/request/all_documents_pertaining_to_the

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.



*Karen Lukenda
President*

City of Linden

Union County, New Jersey

BOARD OF HEALTH

605 South Wood Avenue

Linden, New Jersey 07036

Mark S. Colicchio

Health Officer

908-474-8409

Fax: 908-474-1836

HOUSING DEPARTMENT

908-474-8413

PUBLIC HEALTH NURSES

908-474-8420

MEMORANDUM

MEMO TO: Joseph C. Bodek, City Clerk

MEMO FROM: John LaPlaca, Sr. Registered Environmental Health Specialist

DATE: February 9, 2021

RE: OPRA Request: Sean Foley (2021-108)

Linden Health Department has no document on file containing this information.

Thank you.

JL:hg