

CITY OF MILLVILLE

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Director of Public Works
W. JAMES PARENT, VICE MAYOR
Director of Revenue & Finance
ASHLEIGH UDALOVAS
Director of Public Affairs
JOSEPH PEPITONE
Director of Public Safety
BRUCE L. COOPER
Director of Parks & Public Property



"A MAIN STREET NEW JERSEY COMMUNITY"

12 SOUTH HIGH STREET
P.O. BOX 609
MILLVILLE, NEW JERSEY 08332
TELEPHONE: (856)825-7000
FAX: (856)825-3686
www.millvillenj.gov

OFFICERS

REGINA BURKE
Administrator
JEANNE HITCHNER
City Clerk
MARCELLA SHEPARD
Chief Financial Officer
TRACEY GREGOIRE
Tax Collector
BRIAN P. ROSENBERGER
Tax Assessor

June 4, 2019

Oprah Machine
Opra+request-5306-ce4db37f@requests.opramachine.com

Re: OPRA Request dated May 06, 2019

To Whom It May Concern:

Please accept this letter as the formal response to your request under Common Law Right of Access and the Open Public Records Act. It has been determined that your request for "a copy of all animal welfare check requests and reports for Millville for 2019" is hereby denied due to failure to provide clarification specifying information such as date, address or specific incident. This information was necessary for a proper search to be conducted since "animal welfare check requests and reports" is not a searchable CAD entry, as indicated in my e-mail sent to you on May 6, 2019.

The New Jersey Supreme Court in *MAG Entertainment, LLC v. Division of Alcoholic Beverage Control*, 534 (App. Div. 2005) has recognized the difficulty of siphoning through voluminous amounts of data to determine which records are responsive to an overly broad request

If you have any questions, please feel free to contact this office.

Very truly yours

Jeanne M. Hitchner, RMC
City Clerk

C: Brock Russell, City Attorney
Laura Burns, Deputy Clerk
Lt. Joseph Hoydis, Police Records Division

Mercado, Wendy

From: Hitchner, Jeanne
Sent: Monday, May 06, 2019 1:46 PM
To: Oprah Machine
Cc: Mercado, Wendy; Joseph Hoydis; Burns, Laura; Nichole Almanza
Subject: RE: OPRA request - Animal Welfare Check requests and reports

Dear Oprah,

Your request under OPRA and the common law right of access seeks to obtain "a copy of all animal welfare check requests and reports for Millville for 2019." Unfortunately, this is not a searchable CAD entry and will need to be a little more specific in nature for a proper search to be conducted. Can you please provide additional clarification such as a date, address or specific incident to hone down the necessary search, so we may provide the records sought?

Please acknowledge receipt of this OPRA Response.

If you feel the City has neglected to provide what you have requested, or any part thereof, or if you believe there is some legal authority that supports your position, please notify us and we will be happy to reconsider our response or denial of access as the case may be.

Mandatory Disclaimer:

If your request for access to a government record has been denied or unfilled within seven (7) business days required by law, you have the right to challenge the decision by the City of Millville 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 website 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,

Jeanne M. Hitchner, RMC, CMR
City Clerk
City of Millville
12 S. High Street – Third Floor
Millville, NJ 08332
(856) 825-7000, Ext. 7230
jeanne.hitchner@millvillenj.gov

Please consider the environment before printing this e-mail.

The City of Millville is subject to the Open Public Records Act; any email sent or received may be subject to a records request..

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

From: Oprah Machine <opra+request-5306-ce4db37f@requests.opramachine.com>

Sent: Monday, May 06, 2019 12:38 PM

To: Hitchner, Jeanne <Jeanne.Hitchner@millvillenj.gov>

Subject: OPRA request - Animal Welfare Check requests and reports

Dear Millville 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:

A copy of all animal welfare check requests and reports for Millville for 2019

Yours faithfully,

Oprah

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-5306-ce4db37f@requests.opramachine.com

Is jeanne.hitchner@millvillenj.gov the wrong address for OPRA requests to Millville City? If so, please contact us using this form:

https://opramachine.com/change_request/new?body=millville_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/animal_welfare_check_requests_and

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.