

Office of the Municipal Clerk
City Hall Annex
181 East Commerce Street, Bridgeton, NJ 08302
P: 856.455.3230 Ext. 227

Nichole Almanza, RMC, CMR
Municipal Clerk and Registrar of Vital Statistics

December 15, 2023

VIA EMAIL: Investigator at Roguegov.org
(opra+request-55498-17f009cc@requests.opramachine.com)

Good afternoon,

Your OPRA was received on November 27, 2023. The 7-business day response deadline was set for December 6, 2023.

I provided a partial response on December 4, 2023 with an extension request to provide additional documents prior to December 20, 2023. This response also requested clarification for a few of your requested items.

Attached you will find a response to your request of “**All complaints lodged against these officers and the outcome.**” Please be advised that there are no documents responsive as to Officer Nieves.

As of today, December 15, 2023, I have not had any response regarding the clarification needed to move forward with the remainder of your request. The following items need clarification:

- **Their training records**– As to training records, this request is considered overly broad. A proper request under OPRA must identify with reasonable clarity those documents that are desired, and a party cannot satisfy this requirement by simply requesting all of an agency's documents. See Bent v. Stafford Police Department, 381 N.J.Super. 30, 37 (App. Div. 2005). Custodians are not required to conduct research or create new records in response to an OPRA request. **Please provide a timeframe and/or category of training records to narrow down this request.**
- **List of every arrest every officers involved and tickets written** – This request is considered overly broad. A proper request under OPRA must identify with reasonable clarity those documents that are desired, and a party cannot satisfy this requirement by simply requesting all of an agency's documents. See Bent v. Stafford Police Department, 381 N.J.Super. 30, 37 (App. Div. 2005). Custodians are not required to conduct research or create new records in response to an OPRA request. **Please provide a timeframe for these requested documents.**

At your earliest convenience, please provide additional clarification to the other requests as outlined above. **Failure to provide written clarification of your request will result in the closure of this OPRA request.**

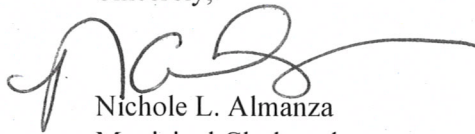
If you feel the City has neglected to provide what you have requested, or any part thereof, or if you believe there is some legal authority that supports your position, please notify us and we will be happy to reconsider our response or denial of access as the case may be.

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 Bridgeton 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.

If you have any questions or concerns, please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read 'N. Almanza', with a long horizontal flourish extending to the right.

Nichole L. Almanza
Municipal Clerk and
Registrar of Vital Statistics

#1103

2/1/2021

[illegible]

DOH: 08/02/2021

DOH: 08/02/2021

[illegible]

DOH: 03/02/2009

[illegible]

DOH: 8/31/15

[illegible]

BERTOLINI, DEENA #1026

DOH: 11-12-2004

<u>IA CASE #</u>	<u>DATE</u>	<u>NATURE OF COMPLAINT</u>	<u>FINDINGS</u>	<u>DISCIPLINE</u>
I-010-05	2/27/2005	Demeanor	MOR	N/A
I-055-06	6/8/2006	Demeanor	Not-sustained	N/A
I-077-05	11/6/2005	Excessive Force	Exonerated	N/A
I-091-06	8/28/2006	Rules Violation (Improper Tow)	Exonerated	N/A
I-070-07	8/23/2007	Rules Violation (Neglect of Duty)	Exonerated	N/A
I-018-08	2/1/2008	Demeanor	Not-sustained	N/A
I-031-08	1/26/2008	Demeanor	Unfounded	N/A
I-075-08	8/8/2008	Improper Arrest	Exonerated	N/A
		Rules Violation (Neglect of Duty)	Sustained	Written Reprimand
I-081-08	8/20/2008	Rules Violation (Absent w/o leave)	Sustained	Verbal Reprimand
I-117-08	2/20/2009	Neglect of Duty	Not-sustained	Counsel
I-023-09	2/17/2009	Demeanor	Not-sustained	N/A
I-133-09	10/5/2009	Rules Violation (Absenteeism)	Sustained	Counseling
I-019-2012	3/13/2012	Improper vehicle operation	Exonerated	
I-065-2012	6/11/2012	Harassment	Exonerated	
I-055-2013	4/24/2013	Excessive force illegal search	Exonerated	
I-059-2013	11/27/2013	Conduct unbecoming	Sustained	3 Days vac. N lieu
I-080-2013	6/15/2013	Improper search	Unfounded	of 3 day susp.
I-011-2014	2/1/2014	MV Crash- No damage, not at fault	MOR-closed	
I-037-2014	5/12/2014	Demeanor, Diff. Treatment	Exonerated	
I-005-2016	1/31/2016	Excessive Force	Exonerated	
I-033-2016	5/19/2016	harassment in the work place	Unfounded	
I-037-2016	6/28/2016	harassment in the work place	Unfounded	
I-049-2017	9/5/2017	Harassment	Exonerated	
I-051-2017	9/8/2017	Harassment in the work place	Sustained	15 day susp/ 1 year promotion ineligibility
I-070-2017	10/31/2017	Absenteeism warning 3rd Quarter 2017	Sustained	Counseling
I-074-2017	11/13/2017	Rules Violation (Sup. Responsibilities), Incompetency/Ineff/Failure to Perform Duties	Sustained	Merged w/ I-051-2017
I-080-2017	12/5/2017	Improper Arrest (Tort Notice)	Exonerated	
I-080-2017	12/5/2017	Rules Violation (BWC Policy)	Sustained	Re-Training
I2022-001	8/24/2021	Rules & Regs (Leave Policy)	Sustained	Written Reprimand
0601-22-0003	4/13/2022	Demeanor	Unfounded	