



October 31, 2023

Kelli Ann Bowen

Sent via email: opra+request-54459-5cd873b7@requests.opramachine.com

Dear Ms. Bowen:

The Evesham Township Police Department Records Custodian received your OPRA request on **October 25, 2023**. The seven (7) business day deadline to respond to your request is **November 3, 2023**. The arrest record and complaint warrant were sent to you as a partial response on the **1st** day after the custodian's receipt of your request. This response is being sent to you on the **2nd** business day after the custodian's receipt of your request.

You requested "ALL RECORDS PERTAINING TO ARREST, WARRANT, SEIZURE, PROCESSING, AND RELEASE OF KELLI ANN BOWEN...DATE: OCTOBER 6, 2023...." The remainder of your request is **DENIED** at this time as those records concern an on-going investigation. Records pertaining to ongoing investigations are exempt from public disclosure when disclosure would be inimical to the public interest. N.J.S.A. 47:1A-3(a). The premature disclosure of these records could compromise the integrity of the active and on-going investigation and jeopardize any and all eventual or potential prosecutions related to this incident. Denial of this request is not finite. When the investigation of this matter concludes and the release of the information would no longer compromise the integrity of the investigation, the matter would be reconsidered upon submission of a renewed OPRA request for these records.

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

Andrews, Rebecca

From: Kelli Bowen <opra+request-54459-5cd873b7@requests.opramachine.com>
Sent: Monday, October 23, 2023 5:20 PM
To: OPRA
Subject: [EXTERNAL] OPRA request - Arrest record

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:

Per my email dated 10/16/2023 to OPRA at <https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fevesham-nj.gov&c=E,1,lWqjZHv7EVkWqGnFy0YWDtKAUmsQ1FEvx2q9YGpn1rrP-UhYDfrTVBpZjrfAxwMB5jvCtKHKrxR2FMM8vsB1c7qWPvXMKmHYDAk7JQUemZYbT5xF&typo=1>

ALL RECORDS PERTAINING TO ARREST, WARRANT, SEIZURE, PROCESSING, AND RELEASE OF: KELLI ANN BOWEN
 ADDRESS: 317 THURMAN AVE., WEST BERLIN, NJ 08091 DATE: OCTOBER 6, 2023
 BY: EVESHAM TOWNSHIP POLICE ARRESTING OFFICER - DYLLON MAHAN

23-51776

Yours faithfully,
 Kelli Ann Bowen

Please deliver records electronically via email to the below UNIQUE address for all replies to this request:
 opra+request-54459-5cd873b7@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,PhcAircXmSFydpssxCOLNSjTTU2uYtoqE3FBVIK3TtAvtnFR5RXGESTlbbPHKRP9WaoCvFOJlti8BAPZN3tjDnt7rBH5nVaEfDbQLDW5exljpifPcYp-9yrk6bd8&typo=1

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

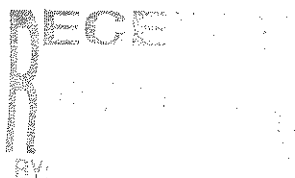
<https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,lkT5lg-hawFcmiyno90p93KAFdGICKBWcOlP43CuR4nsRvhcaZpfwLqPEfA1jRG7P9142PQ-tTZEQy0bTNDjenmT9f9J3mtqlylFTvGG15bcWuVPv95ygahzmFH&typo=1>

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2farrest_record&c=E,1,7XL9Rt-yQIZORQF47hy8x-2dINFoTd_fdxXek5Sli35eGfjc46CqypQZorj9hf9hZc6fyrTSGrt5YZoatKEu-eZE9PaYN06pcfkISshOnvTQlqrnXQCJbrds&typo=1

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.



Received 3b request sent 10/25/23 - published
 pgs 47:1A-1; longer version 47:1A-32; my
 Shelly ED 10/21. Request denied as op
 unrec'd for BPO 47:1A-32
 WLLH
 10/31/23

OPRA REDACTION CHECKLIST

Below is a list of commonly redacted items under the OPRA law. The item(s) checked have been specifically redacted from your request.

_____ Personal identifying information. Specifically:

- a. Social security numbers
- b. Credit card numbers
- c. Unlisted telephone numbers
- d. Drivers' license numbers.

A public agency has a responsibility and an obligation to safeguard from public access a citizen's personal information with which it has been entrusted when disclosure thereof would violate the citizen's reasonable expectation of privacy; and nothing contained in P.L.1963, c.73 (C.47:1A-1 et seq.), as amended and supplemented, shall be construed as affecting in any way the common law right of access to any record, including but not limited to criminal investigatory records of a law enforcement agency.

_____ Criminal investigatory records - records which are not required by law to be made, maintained or kept on file that are held by a law enforcement agency which pertain to any criminal investigation or related civil enforcement proceeding. (Note: N.J.S.A. 47:1A-3.b. lists specific criminal investigatory information which must be disclosed). **N.J.S.A. 47:1A-1.1**

_____ Victims' records - an individually-identifiable file or document held by a victims' rights agency which pertains directly to a victim of a crime except that a victim of a crime shall have access to the victim's own records. "Victims' rights agency" means a public agency, or part thereof, the primary responsibility of which is providing services, including but not limited to food, shelter, or clothing, medical, psychiatric, psychological or legal services or referrals, information and referral services, counseling and support services, or financial services to victims of crimes, including victims of sexual assault, domestic violence, violent crime, child endangerment, child abuse or child neglect, and the Victims of Crime Compensation Board. **N.J.S.A. 47:1A-1.1**

_____ Domestic Violence Records: All records maintained pursuant to this act shall be confidential and shall not be made available to any individual or institution except as otherwise provided by law. **N.J.S.A. 2C:25-33**

_____ Administrative or technical information regarding computer hardware, software and networks which, if disclosed would jeopardize computer security. Emergency or security information or procedures for any buildings or facility which, if disclosed, would jeopardize security of the building or facility or persons therein. Security measures and surveillance techniques which, if disclosed, would create a risk to the safety or persons, property, electronic data or software. **N.J.S.A. 47:1A-1.1**

_____ Limitations to convicts - personal information pertaining to the person's victim or the victim's family, including but not limited to a victim's home address, home telephone number, work or school address, work telephone number, social security account number, medical history or any other identifying information. *Information may be released only if the information is necessary to assist in the defense of the requestor. A determination that the information is necessary to assist in the requestor's defense shall be made by the court upon motion by the requestor or his representative.* **N.J.S.A. 47:1A-2.2**

 _____ Ongoing investigations - any records pertaining to an investigation in progress by any public agency if disclosure of such record or records shall be detrimental to the public interest. *This provision shall not be construed to allow any public agency to prohibit access to a record of that agency that was open for public inspection, examination, or copying before the investigation commenced.* **N.J.S.A. 47:1A-3.a**

_____ Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation. Executive Order No. 26 (McGreevey 2002)

_____ Juvenile Records: Social, medical, psychological, legal and other records of the court and probation division, and records of law enforcement agencies, pertaining to juveniles charged as a delinquent or found to be part of a juvenile-family crisis, shall be strictly safeguarded from public inspection. Multiple exceptions, including the parents or guardian and to the attorney of the juvenile. **N.J.S.A. 2A:4A-60**

_____ Child Abuse/Assault Records: Any report, statement, photograph, court document, indictment, complaint or any other public record (in prosecutions for aggravated sexual assault, sexual assault, aggravated criminal sexual contact, criminal sexual contact, endangering the welfare of children under, or in any action alleging an abused or neglected child under) which states the name, address and identity of a victim shall be confidential and unavailable to the public. **N.J.S.A. 2A:82-46b**

_____ Mug Shots & Fingerprint Cards: fingerprint cards, plates and photographs and similar criminal investigation records that are required to be made, maintained or kept by any State or local governmental agency. Executive Order No. 69 (Whitman 1997) (continued by EO 21 (McGreevey 2002))

_____ The request made under the common law should be denied because the requestor did not provide any reason of eligibility to balance over the state's interest in non-disclosure.