



BOROUGH OF BOUND BROOK

230 Hamilton St. • Bound Brook, NJ 08805
(732) 356-0833 • Fax: (732) 356-8990
www.boundbrook-nj.org

Jasmine D. McCoy
Borough Clerk/ Assistant Administrator

June 7, 2023

Via Email ([opra+request-37358-76267dcb@requests.opramachine.com])

[Anonymous]

Re: OPRA Request –Final Response

Dear Anonymous:

In follow-up to the Borough of Bound Brook's (the "Borough") amended initial response, dated February 23, 2023 and supplemental responses dated March 9, 2023, March 23, 2023, April 10, 2023, April 24, 2023 and May 8, 2023 to your Open Public Records Act ("OPRA") request, enclosed are additional documents responsive to your request. Specifically enclosed are:

- DeCotiis attorney invoices for periods ending 6/30/21, 8/31/21, 11/30/22 and 12/01/22 through 12/13/22;
- Vaughn Index for DeCotiis attorney invoices for periods detailed above; and
- one (1) litigation settlement agreement.

Please be advised that certain entries have been redacted for information which contains attorney-client communications and attorney work-product. See N.J.S.A. 47:1A-1.1 OPRA specifically provides that a "government record" shall not include "any record within the attorney-client privilege." *Ibid.* Notably, OPRA permits records to be redacted to remove any information protected by the attorney-client privilege. See *Rodriguez v. Kean University*, GRC Complaint No. 2013-323 (Oct. 2014) ("[A] custodian may redact [attorney or consultant bills or invoices] to remove any information protected by attorney-client privilege."). In addition, New Jersey law exempts from public disclosure attorney work-product, consisting of "the mental impressions, conclusions, opinions, or legal theories" shared by legal counsel. *Id.* (citing N.J.S.A. 47:1A-1.1 and N.J.S.A. 47:1A-9); see also *Scheeler v. Twp. of Galloway*, GRC Complaint No. 2012-151 (July 2013); *O'Boyle v. Bor. of Longport*, 218 N.J. 168 (2014); *Keddie v. Rutgers, State Univ.*, 148 N.J. 36 (1997). Further, certain entries have been redacted to protect the privacy interest and personnel record of a specific government employee. See N.J.S.A. 47:1A-1; N.J.S.A. 47:1A-10; *Kovalcik v. Somerset Cnty. Prosecutor's Office*, 206 N.J. 581, 592-93 (2011).

Please be advised, that as per your request for attorney invoices through December 13, 2022, all entries subsequent to that date have been redacted as non-responsive.



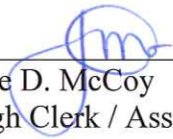
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The Borough has now provided all responsive records in its possession and accordingly this request is now closed.

Very truly yours,



Jasmine D. McCoy
Borough Clerk / Assistant Administrator