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April 27, 2026

Mr. Steven Miller
Via OPRA machine: opra+request-90340-ce84ec1b@requests.opramachine.com

Re: Open Public Records Act (OPRA) requests
Request for Communications, correspondence, etc.

Dear Mr. Miller:

This office is in receipt of your requests for records under the New Jersey Open Public Records Act (OPRA). Our responses to each of your requests are set forth below:

1. Any communications, correspondence, or emails between the Ocean County Prosecutor's Office and the Brick Township Police Department, Brick Township Municipal Government, and/or any sworn supervisory personnel of the Brick Township Police Department, dated March 1, 2026 to present.

This request is denied based upon several grounds. Initially, N.J.S.A. 47:1A-5 provides:

A custodian shall not be required to complete a request, including for, but not limited to, mail, email, text messages, correspondence, or social media postings and messages, if the request does not identify a specific job title or accounts to be searched, a specific subject matter, and is not confined to a reasonable time period, or if the custodian determines that the request would require research and the collection of information from the contents of government records and the creation of new government records setting forth that research and information.

As the request does not identify a specific job title or accounts to be searched or a specific subject matter, this office is not required to complete the request.

Additionally, this request seeks “communications,” which may be deemed to include, but not be limited to, mail, email, text messages, correspondence and social media postings and messages. Therefore, the request is vague and overbroad as it does not identify records in existence; instead, it asks for research to determine which documents are responsive to your request, which our courts have prohibited:

While OPRA provides an alternative means of access to government documents not otherwise exempted from its reach, it is not intended as a research tool litigants may use to force government officials to identify and siphon useful information. Rather, OPRA simply operates to make identifiable government records “readily accessible for inspection, copying, or examination.”

MAG Entm't, LLC v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 546 (App. Div. 2005).

Moreover, the request will require substantial research and the collection of information from the contents of government records resulting in the creation of new government records setting forth that research and information. Therefore, this office is not required to complete the request.¹

2. Any records reflecting notification, consultation, or coordination regarding administrative leave, personnel status changes, or command staff transitions within the Brick Township Police Department during the same date range.

This request is likewise vague and overbroad as it does not identify records in existence; instead, it asks for research to determine which documents are responsive to your request, which our courts have prohibited. See MAG Entm't, LLC v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 546 (App. Div. 2005). Therefore, this request is denied.

3. Any records indicating involvement, oversight, or inquiry by the Ocean County Prosecutor's Office concerning administrative, internal affairs, or personnel matters involving Brick Township Police Department command staff within the same timeframe.

This request is also vague and overbroad as it does not identify records in existence; instead, it asks for research to determine which documents are responsive to your request, which our courts have prohibited. See MAG Entm't, LLC v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 546 (App. Div. 2005). Therefore, this request is denied.

4. Any non-exempt internal communications referencing Brick Township Police Department leadership or command staff changes, including Chief-level or supervisory personnel assignments.

¹ It should also be noted that communications consisting of inter-agency advisory, consultative or deliberative material do not consist of government records and are therefore exempt from disclosure under OPRA, pursuant to N.J.S.A. 47:1A-1.1, et seq.

This request is also vague and overbroad as it does not identify records in existence; instead, it asks for research to determine which documents are responsive to your request, which our courts have prohibited. See MAG Entm't, LLC v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 546 (App. Div. 2005). Therefore, this request is denied.

Accordingly, based upon all of the foregoing reasons, your requests are denied.

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 Ocean County Prosecutor's Office 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 Government.Records@dca.nj.gov or at their web site at www.state.nj.us/grc. The Council 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.

With this letter, the Ocean County Prosecutor's Office considers your OPRA requests to be fulfilled.

Yours very truly,

s/Dina R. Khajezadeh

Dina R. Khajezadeh

Assistant Prosecutor

DRK/dk