



MIDDLESEX COUNTY PROSECUTOR'S OFFICE

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Ask NJ Media Co.

Via Email: opra+request-1520-15eaf1e5@requests.opramachine.com

To whom it may concern:

The Middlesex County Prosecutor's Office is in receipt of your email dated May 15, 2018, stating the following:

"I am seeking a log of all emails to and from the identified emails during the specified timeframes that shows the sender, recipient, date and subject. Please see the Paff v. Township of Galloway Supreme Court decision from 2017, which held this is a valid request."

To be clear, the Middlesex County Prosecutor's Office in its' May 9, 2018, response to your initial OPRA request did not claim your OPRA request was invalid.

First, the response noted that the Middlesex County Prosecutor's Office does not maintain a log of employees' emails; therefore, the records you have requested do not exist.

Secondly, the response noted that a careful review by a systems analyst had determined that the number of emails between February 15, 2018 to April 20, 2018 with the parameters of sender, recipient, date and subject for the eight employees of the Middlesex County Prosecutor's Office mentioned in your request total 48,721 emails.

In addition, it was also noted that many of these emails are subject to OPRA exceptions, redactions, and exemptions; containing attorney work product, confidential information, deliberative process privileged materials, and inter-agency/intra-agency advisory communications which if revealed would compromise the integrity of investigations, agency security, operational techniques or procedures and legal strategies.

Therefore, due to the extraordinary request and that statute, the Middlesex County Prosecutor's Office in its' May 9, 2018, response noted that a special service charge would have to assessed due to the expenditure of time and effort to comply with your request. A systems analyst would first have to create the logs for the 48,721 emails at his/her hourly rate of pay. Once composed, an attorney would have to review the email logs to determine which information is confidential, which portion would have to be redacted, and under which exemption; this would be at an attorney's hourly rate of pay.

In closing, the Middlesex County Prosecutor's Office respectfully requested that you narrow and identify the parameters set in your request, for example, by narrowing the dates and identifying the subject and sender or recipient. The Office would then more likely be able to provide a response to your request.

Regards

A handwritten signature in cursive script, appearing to read "Andrea Boulton".

Andrea Boulton
Public Information Officer / Records Custodian
Middlesex County Prosecutor's Office