



State of New Jersey

OFFICE OF THE GOVERNOR

P.O. Box 001

TRENTON, NJ 08625-0001

PHILIP D. MURPHY
Governor

October 1, 2021

Via Email

Gabriela Zayova

Re: Open Public Records Act (OPRA) Request

Dear Ms. Zayova:

This letter constitutes the response of the Office of the Governor your OPRA request described below.

1. Any correspondence that mentions masking children in daycare settings.
2. Number of COVID cases, age 2-5 in September 2021, September 2020.
3. A number of children in hospital in September 2021, September 2020, September 2019.
4. Covid cases linked to daycare settings from Sept 2020-Sept 2021.

Please be advised that your first request is overbroad under OPRA. OPRA does not allow a blanket request for every document a public agency has on file or a wholesale request for general information. Gannett N.J. Partners, LP v. Cty. of Middlesex, 379 N.J. Super. 205, 212 (App. Div. 2005); MAG Entm't, LLC v. Div. of Alcoholic Beverage Control, 375 N.J. Super. 534, 549 (App. Div. 2005); Bent v. Twp. of Stafford Police Dep't, 381 N.J. Super. 30, 36-37 (App. Div. 2005); Spectraserv, Inc. v. Middlesex County Utilities Auth., 416 N.J. Super. 565, 578 (App. Div. 2010); N.J. Builders Ass'n v. N.J. Council on Affordable Hous., 390 N.J. Super. 166, 178-79 (App. Div. 2007). Requests for correspondence must identify the individuals or accounts to be searched and be confined to a discrete and limited subject matter. Burke v. Brandes, 429 N.J. Super. 169, 176-78 (App. Div. 2012); see also Elcavage v. West Milford Twp. (Passaic), GRC Complaint No. 2009-08 (Apr. 8, 2010) (stating that a proper request for email correspondence must contain "(1) the content and/or subject of the e-mail, (2) the specific date or range of dates during which the e-mail was transmitted or the emails were transmitted, and (3) a valid e-

mail request must identify the sender and/or the recipient thereof"). Please note it is difficult to run office-wide searches. As a result, please provide a recipient/sender within this Office and a timeframe.

Regarding requests 2 through 4, please be advised that this Office is not the custodian of records that you seek. You may wish to submit an OPRA request to the New Jersey Department of Health. This suggestion does not waive or limit the rights afforded that entity under OPRA. Notwithstanding the above and in order to assist you, please see the link below, including the DATA Dashboard.

<https://covid19.nj.gov/>

Your OPRA request is hereby closed. This response does not waive or limit any other rights afforded this Office under OPRA or the common law, which are expressly reserved. If you have any questions, please do not hesitate to contact this Office at (609) 777-2588.

Very truly yours,

A handwritten signature in black ink that reads "Heather Taylor". The signature is written in a cursive, flowing style.

Heather Taylor
Custodian of Government Records