

State of New Jersey
Government Records Request
Receipt

Requestor Information

Reporter AJ

, NJ

opra+request-22749-
xxxxxxxx@xxxxxxxx.xxxxxxxxxxxx.xxx

Request Date: May 6, 2021

Maximum Authorized Cost: \$0.00

Email

Request Number: C172068

Request Status: Denied Closed

Ready Date:

Custodian Contact Information

New Jersey Dept. of Transportation and
Transportation Trust Fund Authority

Records Custodian

New Jersey Department of Transportation

1035 Parkway Avenue

Trenton, NJ 08625-0600

xxxxx.xxxx@xxx.xx.xxx

609-963-1950

By **Status of Your Request**

Your request for government records (# C172068) from the New Jersey Dept. of Transportation and Transportation Trust Fund Authority has been reviewed and has been Denied Closed. Detailed information as to the availability of the documents you requested appear below and on following pages as necessary.

The cost and any balance due for this request is shown to the right. Any balance due must be paid in full prior to the release / mailing of the documents.

If you have any questions related to the disposition of this request please contact the Custodian of Records for the New Jersey Dept. of Transportation and Transportation Trust Fund Authority. The contact information is in the column to the right. Please reference your request number in any contact or correspondence.

Cost Information

Total Cost: \$0.00

Deposit: \$0.00

Total Amount Paid: \$0.00

Balance Due: \$0.00

Document Detail

Div	Doc #	Doc Name	Redaction Req	Pages	Legal Size	Electronic Media	Other Cost
.DW	-	May 25, 2021	N		N	N	

Government Records Request
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		Denial: 39.Improper and Overbroad --- N.J.S.A. 47:1A-1 et seq. - This request is overbroad and improper. Government agencies are required to disclose only identifiable government records that are specifically described in the request. Gannett N.J. Partners v. Middlesex, 379 N.J. Super. 205, 212 (App. Div. 2005). Neither OPRA nor the common law countenances open-ended searches of agency files, MAG Entertainment, LLC v. Div. of Alcoholic Bev Control, 375 N.J. Super. 534, 549 (App. Div. 2005), or permits a blanket request for every document an agency has on file on a topic, Bent v. Twp. of Stafford, 381 N.J. Super. 30, 37 (App. Div. 2005). OPRA does not require that custodians conduct research when responding to OPRA requests. See Lagerkvist v. Office of Governor of State, 443 N.J. Super. 230, 237 (App. Div. 2015) (citing MAG Entm't, LLC, 375 N.J. Super. at 546-49). "A requestor is obliged to identify the documents sought with some particularity, thus enabling government to maintain transparency while completing necessary day-to-day functions." Ibid. "A records request must be well defined so that the custodian knows precisely what records are sought. The request should not require the records custodian to undertake a subjective analysis to understand the nature of the request. Seeking particular information from the custodian is permissible; expecting the custodian to do research is not." Paff v. Galloway Twp., 229 N.J. 340, 355 (2017). This request would entail research not covered under the scope of the OPRA laws. We require information to be more specific in order to identify the records you are seeking.					
.DW	--	May 25, 2021	N		N	N	
		Please be advised that on May 13, 2021, we contacted you via email, seeking additional information regarding your request that would enable us to process it. Specifically, we requested that you identify the specific types of records sought by your request, and that if you were unable to identify specific names and titles, to please provide a description of the records you were seeking that included a clear and precise description of the subject matter contained in each record sought (in terms of NJDOT projects, activities, or functions), the specific types of records sought (in sufficient detail), and a limited time frame in which these records were produced. To date, we have not received a response to this email seeking clarifying information that would allow us to further process your request. Therefore, this request is denied and closed, effective today. Thank you for the opportunity to be of assistance.					

Your request for government records (# C172068) is as follows:

Dear New Jersey Department of Transportation,

This is a request for public records made under OPRA and the common law right of access.

Records requested:

Project details regarding the Ho-Ho-Kus Train Station Crossings occurring in May 2021

Yours faithfully,

Reporter A.J.