



**OFFICE OF THE COUNTY PROSECUTOR
COUNTY OF MONMOUTH**

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RAYMOND S. SANTIAGO
MONMOUTH COUNTY PROSECUTOR

April 30, 2024

Erin

opra+request-61044-1d2520c5@requests.opramachine.com

Re: OPRA request dated April 23, 2024

To whom it may concern:

This office received a records request from you via email dated Tuesday, April 23, citing the New Jersey Open Public Records Act (OPRA) and the common-law right of access. Specifically, you requested the following records:

"1. Emails between Margaret Koping and James Greenberg regarding Jason Samaritano from June 1, 2019 through December 18, 2019. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please;

2) Emails between Margaret Koping and Adam Mitchell regarding Jason Samaritano from December 1, 2019 through March 31, 2020. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please;

3) Emails between Margaret Koping and Michelle Simione regarding Jason Samaritano from June 1, 2019 through August 1, 2020. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please;

4) Emails between Margaret Koping and Amour Lavigne regarding Jason Samaritano from June 1, 2019 through August 1, 2020. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please;

5) Emails between Margaret Koping and Albert Kapin regarding Jason Samaritano from February 1, 2020 through December 31, 2020. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please;

6) Emails between Anthony Puglisi and Victoria Howard regarding Jason Samaritano from November 16, 2020 through December 31, 2020. Including the TO, FROM, SUBJECT, DATE, TIME, COPIED INDIVIDUALS and ATTACHMENTS in PDF format please; and

7) Emails TO and FROM Michael Wojciechowski regarding Jason Samaritano from June 1, 2019 through March 31, 2024.

Attached to this email please find a file containing records responsive to your request. Please note that portions of this file have been redacted because they include inter-agency and/or intra-agency advisory, consultative, or deliberative material, which is explicitly exempt from disclosure under OPRA.

Inter-agency or intra-agency advisory, consultative, or deliberative material is protected from disclosure via the “deliberative process” privilege, which permits the government to withhold documents that reflect advisory opinions, recommendations, and deliberations comprising part of a process by which governmental decisions and policies are formulated. *Education Law Center v. New Jersey Dept. of Educ.*, 198 N.J. 274 (2009); see also N.J.S.A. 47:1A-1.1 (definition of “Government record” “shall not include inter-agency or intra-agency advisory, consultative, or deliberative material.”).

Should you disagree with this determination, you may appeal to the Government Records Council or the New Jersey Superior Court as provided by N.J.S.A. 47:1A-6 and 7. In the event of a clarification or appeal, this office reserves the right to raise any other ground for denial not raised in this response. The failure of this office to assert an exception or privilege at this time does not act as a waiver of any grounds for denial.

Very truly yours,

RAYMOND S. SANTIAGO
MONMOUTH COUNTY PROSECUTOR

By: */s/ Mark Spivey*
Mark Spivey
Public Information Officer
OPRA Custodian of Records