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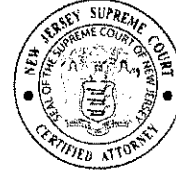
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◇ CERTIFIED BY THE
SUPREME COURT OF
NEW JERSEY AS A
MATRIMONIAL LAW
ATTORNEY

October 31, 2024

Via Email

opra+request-67553-cada6c66@requests.opramachine.com

Mountain Dew Lightning

Re: **OPRA Request – Mountain Dew Lightning**

Dear Sir or madam

I am writing in response to the Open Public Records Act (OPRA) request submitted by "mountaindewlightning" seeking a wide range of documents and records from the Township. Below please find our responses to each individual request.

1. Any Accident Reports from January 1, 2012 until December 31, 2023.

- **Response:** We can provide accident reports for specific incidents. Please specify dates or accident details to facilitate the search.
- **Note:** Reports will be reviewed and redacted in compliance with OPRA and Daniel's Law (N.J.S.A. 47:1B-1). Under N.J.S.A. 47:1A-5(a), we may require an extension if the records need to be reviewed for compliance with applicable law.

2. Any Incident Reports from January 1, 2012 until December 31, 2023.

- **Response:** We can provide incident reports for specific incidents. Please specify dates or incident details.
- **Note:** Incident reports may be subject to redactions if considered "criminal investigatory records" under N.J.S.A. 47:1A-1.1. Records will be reviewed for any exempt information, including personal identifying information protected under Daniel's Law.

3. Any Aided Reports from January 1, 2012 until December 31, 2023.

- **Response:** The term "Aided Reports" is vague and overly broad. Under Bent v. Stafford Police Department, a valid OPRA request must identify specific records. Please clarify the specific documents you are requesting.

4. Any Operations Reports from January 1, 2012 until December 31, 2023.

- **Response:** The term "Operations Reports" is vague and overly broad. These reports may be subject to exemptions if considered "criminal investigatory records." Please clarify your request by specifying the exact records you seek.

5. Any Internal Affairs Records from January 1, 2012 until December 31, 2023.

- **Response:** Internal affairs records are exempt from disclosure under N.J.S.A. 47:1A-9 and relevant case law, including Gannett New Jersey Partners LP v. County of Middlesex, 379 N.J. Super. 205 (App. Div. 2005).

6. Any Vehicle Reports from January 1, 2012 until December 31, 2023.

- **Response:** The term "Vehicle Reports" is vague and overly broad. Unless we have documents specifically titled as such, we cannot process this request. Please clarify the specific records you are seeking.

7. Any Investigation Reports from January 1, 2012 until December 31, 2023.

- **Response:** Please specify particular incidents to help us identify the records you seek. Investigation reports may be subject to exemptions if they are "criminal investigatory records" under N.J.S.A. 47:1A-1.1. This request is also subject to Daniel's Law considerations, and records will be reviewed accordingly.

8. Any Citations/Summonses Issued from January 1, 2012 until December 31, 2023.

- **Response:** We can provide citations and summonses issued, with necessary redactions as required under Daniel's Law to protect personal identifying information (e.g., driver's license numbers, month and day of birth, home addresses). Please specify details such as dates or individuals to facilitate the search.

9. Any Charge Sheets from January 1, 2012 until December 31, 2023.

- **Response:** The term "Charge Sheets" is vague and overly broad. Unless we have documents specifically titled as such, we cannot identify the records you seek. Please clarify your request.

10. Any Disposition of Charges from January 1, 2012 until December 31, 2023.

- **Response:** This request is overly broad, please specify which instances, including the date, time, and incident details regarding disposition of charges.

11. Any Court Records from January 1, 2012 until December 31, 2023.

- **Response:** Court records are not subject to OPRA as the judiciary is not considered a "public agency" under N.J.S.A. 47:1A-1.1. Please contact the court directly to obtain these records.

12. Any Legal Actions/Lawsuits Filed/Settlement Agreements/Judgments from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. According to the memo, these terms do not request identifiable records. Under Bent v. Stafford Police Department, a valid OPRA request must identify specific records. Please clarify the specific documents you are requesting. Please specify the cases or agreements you are interested in, including names of parties or docket numbers.

13. Any CAD / Dispatcher / Police Journal Entry Records from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. The term "CAD / Dispatcher / Police Journal Entry Records" is not specific enough for us to identify the records you seek. Please narrow your request to specific incidents or dates.
- **Note:** Fulfilling a broad request over a 12-year period may require extraordinary expenditure of time and resources. Under N.J.S.A. 47:1A-5.c, we will impose a special service charge for such requests.

14. Any Ambulance Reports/Patient Care Reports from January 1, 2012 until December 31, 2023.

- **Response:** These records are exempt from disclosure under HIPAA and N.J.S.A. 47:1A-1.1, as they contain protected health information and individuals' medical records.

15. Any Fire Department Response Reports from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. Please specify the incidents and dates.

16. Any Sobriety Test Results from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. Please specify the incidents you are interested in. Sobriety test results may be disclosable unless they are part of an ongoing criminal investigation or considered "criminal investigatory records" under N.J.S.A. 47:1A-1.1.

17. Any Total Station Diagrams/Accident Reconstruction Diagrams and Reports from January 1, 2012 until December 31, 2023.

- **Response:** These records are exempt from disclosure under OPRA as they are part of criminal investigations and considered "criminal investigatory records" under N.J.S.A. 47:1A-1.1.

18. Any 911 Tapes from January 1, 2012 until December 31, 2023.

- **Response:** This request is overly broad. Please narrow your request to specific incidents or dates.

19. Any Dispatch Calls from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. Please narrow your request to specific incidents or dates to help us identify the records you seek.

20. Any Images/Recordings/Video Recordings from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. Please specify the incidents or dates for which you are requesting images or recordings. Records will be provided that do not fall under exemptions such as N.J.S.A. 2A:58D-2, which prohibits the distribution of images of injured individuals without consent, and other OPRA exemptions for criminal investigatory records.

21. Any Surveillance Video from January 1, 2012 until December 31, 2023.

- **Response:** Surveillance video is exempt from disclosure under OPRA as per the New Jersey Supreme Court decision in Gilleran v. Township of Bloomfield, 227 N.J. 159 (2016).

22. Any Dashboard Camera Video from January 1, 2012 until December 31, 2023.

- **Response:** Please specify the incidents or dates for which you are requesting dashboard camera video. These records may be exempt under N.J.S.A. 47:1A-1.1 as "criminal investigatory records" and may also be protected under N.J.S.A. 2A:58D-2.

23. Any Body Worn Camera Video from January 1, 2012 until December 31, 2023.

- **Response:** Please specify the incidents or dates for which you are requesting body worn camera footage. Such records may be exempt from disclosure under N.J.S.A. 40A:14-118.5 if they are part of an ongoing investigation or prosecution, and under N.J.S.A. 2A:58D-2.

24. Any Email or Other Written Communications from January 1, 2012 until December 31, 2023.

- **Response:** This request is vague and overly broad. Under N.J.S.A. 47:1A-1, a valid OPRA request must identify specific records. Please narrow your request by specifying:
 - Specific email addresses or job titles.
 - Subject matter or keywords.

If you have any questions or concerns regarding these responses, please feel free to contact me.

Very truly yours,

SCHEPISI & MCLAUGHLIN, P.A.

A handwritten signature in black ink, appearing to read "Silvana D. Raso".

Silvana D. Raso

SDR/lv

cc: Gennaro Rotella – *via email*