



FREEHOLD REGIONAL HIGH SCHOOL DISTRICT

Sean P. Boyce, CPA
Assistant Superintendent for
Business Administration/
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October 8, 2021

EMAIL (opra+request-26180-6d25511b@requests.opramachine.com)

Pamela Richmond

Dear Ms. Richmond.

This letter is in response to your two OPRA Requests dated September 28, 2021. Due to the fact that the Requests were not sent until after the District's business hours on September 28, 2021, your requests were deemed received on September 29, 2021. As a result, the seven-business day by which the Board must respond to your Request expires on Friday, October 8, 2021. This response is being provided to you within that timeframe.

OPRA defines a "government record" of a public entity as "any paper, written or printed book, document, drawing, map, plan, photograph, microfilm, data processed or image processed document, information stored or maintained electronically or by sound-recording or in a similar device, or any copy thereof, that has been made, maintained or kept on file in the course of his or its official business ..." N.J.S.A. 47:1A-1.1. Accordingly, the Board is required to produce only those records which it maintains in the official course of business and which are not otherwise exempt from production. Pursuant to the definition of a government record, a public entity is not required by OPRA to research information and/or create records that do not exist in response to OPRA requests. See e.g., Mag Entertainment, LLC v. Division of Alcoholic Beverage Control, 375 N.J. Super. 537 (App. Div. 2005).

Your Requests sought the following:

Is the district slated to receive , have they received or are they in possession of state, federal or private funds or grants for Covid-19 compliance "operational strategy for k-12 phase prevention " from any entity in the condition of universal masking, vaxing or any other COVID related protocols for staff or students in the entire FRHSD..

Response: Please be advised that an OPRA request is a vehicle for accessing government records rather than for the purposes of submitting questions and/or requests for information. Furthermore, the District does not what you mean by "operational strategy for k-12 phase prevention," and the overall request is unclear. As such, the Request could be denied as improper however, in the spirit of OPRA, information related to federal funds allocated to New Jersey school districts can be found at <https://www.nj.gov/education/esser/>.

Your Requests sought also the following:

Marc Parisi signed oath of office

Response: The Board's responsive record of Mr. Parisi's current signed oath of office is attached.

Your Requests sought also the following:

Please provide me with board of education members code of conduct policy
Please provide me the social media policy of all board members

Response: Copies of the Board's responsive policies are attached.

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the District to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton, NJ 08625, or by e-mail at grc@dca.state.nj.us, or at their website at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

A handwritten signature in blue ink, appearing to read 'S. Boyce', followed by a horizontal line.

Sean Boyce, CPA
Assistant Superintendent for Business Administration/Board Secretary
Records Custodian