

OFFICE OF THE PROSECUTOR

County of Atlantic



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DAREN J. DOOLEY
Chief of County Detectives

November 20, 2018

Anonymous

opra+request-2906-Oc2706d7@request.opramachine.com

Re: Open Public Records Act Request #18-75

Dear Anonymous,

I am in receipt of your November 11, 2018 email request under the Open Public Records Act (OPRA). Please note that because of a County Holiday this request was not received until November 13, 2018. Specifically, you requested:

- 1) "Copies of all arrest reports relating to an incident involving Mayor Gilliam at the Golden Nugget 11/10/2018-11/11/2018."
- 2) "Copies of all incident reports relating to an incident involving Mayor Gilliam at the Golden Nugget 11/10/2018-11/11/2018."
- 3) "Official press release relating to the same"

This letter and the enclosed Public Records Request Response form comprise the written response by the Atlantic County Prosecutor's Office to your request.

Pertaining to Item #1, please be advised that at this time this agency possesses no records pertaining to your request for arrest reports. Per the Attorney General of New Jersey, Cape May County will be handling the case.

Pertaining to Item #2, under OPRA, "[a] government record shall not include...criminal investigatory records". N.J.S.A. 47:1A-1.1. "'Criminal investigatory record' means a record which is not required by law to be made, maintained or kept on file that is held by a law enforcement agency which pertains to any criminal investigation or related civil enforcement proceeding." Id. The incident reports which you have request fall squarely within the Criminal Investigatory Record exception and thus your request for such documents must be denied.

Pertaining to Item #3, please find enclosed a seven (7) page document that is responsive to your request.

In the event that you disagree with this determination, you may appeal to the Government Records Council or the Superior Court of New Jersey as provided by N.J.S.A. 47:1A-6 and 7.

Sincerely,

A handwritten signature in black ink, appearing to read "Dylan P. Thompson". The signature is fluid and cursive, with the first name "Dylan" and last name "Thompson" clearly distinguishable.

Dylan P. Thompson,
Assistant Prosecutor
Custodian of Records