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January 24, 2024

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Dear U:

This letter serves as a response to your January 22, 2024 OPRA request to South Brunswick Fire District No. 3. Your request sought "all incentives checks given to members of Kingston Volunteer Fire Company in 2019".

Please be advised that due to a New Jersey Supreme Court decision in Verry v. Franklin Fire District No. 1, 230 N.J. 285 (2017), a fire company is not considered a public agency subject to OPRA. Accordingly, the Fire Company is not required to respond to requests for their records from the public.

The Fire District does not maintain the financial records of the Kingston Volunteer Fire Company, are the records sought necessary for the District's supervision of the Fire Company. Accordingly, the South Brunswick Fire District No. 3 has no records responsive to your request.

If you believe that 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. 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, New Jersey 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in the Superior Court should be directed to the Court Clerk in your county.

Very truly yours,
SENDZIK & SENDZIK, P.C.



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KSH:jj
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