

HILLSBOROUGH TOWNSHIP
DEPARTMENT OF POLICE
379 SOUTH BRANCH ROAD
HILLSBOROUGH, N. J. 08844



Michael McMahon
Chief of Police



Telephone (908) 369-4323
Fax (908) 369-7334

October 10, 2025

E. Brown

NJ

Email: opra+request-81526-f602d624@requests.opramachine.com

Dear E. Brown,

In response to your OPRA request #2025-1504 dated October 1st, 2025,

You have requested, "Please accept this electronic request for public records made under OPRA and the common law right of access. I am not required to fill out an official form or use a particular software platform to submit my request per NJSA 47:1A-6(f), which states that an email from a requestor including all of the information required on the adopted form shall suffice in place of a completed form as a valid government record request.

I HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.

I WILL NOT use the requested government records for a commercial purpose.

I AM NOT seeking records in connection with a legal proceeding.

Records requested: incident and arrest report and responding officers body camara footage for an incident that took place on September 20 or 21, 2025 at 38 Hamilton Rd in Hillsborough.

My preferred delivery method for response(s) to this request is by E-mail as attachments. Please confirm you have received this request. If you are not the custodian of records, please forward my request to that person and provide their email address to me for future reference."

This request is denied under OPRA for the following reason:

The records you requested may include or contain within the record itself, either medical, psychological, or psychiatric records or some other type of medical records or information. Executive Order 26 states: "the following records shall not be considered to be government records subject to public access pursuant to [OPRA] ... Information concerning individuals as follows: Information relating to medical, psychiatric or psychological history, diagnosis, treatment or evaluation..." Medical Records obtained through a Grand Jury subpoena can only

be released by a Superior Court Judge issuing a Court Order. NJ Executive Order No. 26 (McGreevey, 2002). Additionally, see also Kamau v. NJ Department of Corrections, GRC Complaint No. 2004-175 (February 2005), Caban v. NJ Department of Corrections, GRC Complaint No. 2004-174 (March 2005).

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-10) Permits personnel and pension records, except specific information identified as follows: a. An individual's name, title, position, salary, payroll record, length of service, date of separation and the reason for such separation, and the amount and type of any pension received; b. When required to be disclosed by another law, when disclosure is essential to the performance of official duties of a person duly authorized by this State or the United States, or when authorized by an individual in interest; c. Data contained in information which disclose conformity with specific experiential, educational or medical qualifications required for government employment or for receipt of a public pension, but not including any detailed medical or psychological information.

The New Jersey Open Public Records Act (N.J.S.A 47:1A-et seq.) permits a person who believes he or she has been illegally denied access to a public record either to file a complaint with the Government Records Council (GRC), or file suit in Superior Court to challenge the decision and compel disclosure.

Should you have any further questions regarding your OPRA request, contact this office.

A handwritten signature in black ink, appearing to read 'C. Giraldi', with a large, stylized flourish at the end.

Sergeant Christopher Giraldi
Administrative Division
/gb