



JOSEPH C. BODEK, RMC,
R.P.P.O
City Clerk

City of Linden
UNION COUNTY, NEW JERSEY
OFFICE OF CITY CLERK
City Hall – 301 North Wood Avenue
Linden, New Jersey 07036
(908) 474-8452
Fax: (908) 474-8451

April 18, 2019

Mr. Sean McKinnon
Opra+request-4354-47cb30e3@requests.opramachine.com

File Number: 2019-183

Re: OPRA Request – Records

Dear Mr. Sean McKinnon:

The City of Linden received your Open Public Records Act (OPRA) request on March 7, 2019. The official Records Custodian, Joseph C. Bodek, received your OPRA request on March 7, 2019. As such, the seventh (7th) business day deadline to respond to your request was Monday, March 18, 2019. This response to your request is being provided to you on the 30th business day after the custodian's receipt of said request.

You requested the following: "A copy of all insurance brokerage contracts with RD Parisi Associates, Inc."

Please be advised that your Open Public Records request is being denied by the Personnel Division by their refusal to provide records relative to your request or stating that no such records exist. After the sixth request for such records, the City Clerk's Office has deemed it a willful denial.

If you feel that your request for access to a government record has been improperly denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision of the City of Linden to deny access. I have attached information, from the Government Records Council regarding the process to file a complaint.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jen Honan", with a small flourish at the end.

Jennifer Honan
Deputy Records Custodian
City of Linden

New Jersey Government Records Council ("GRC")



What to do if your request for a record has been denied

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-1 et seq.) permits a person who believes that he or she has been unlawfully denied access to a public record either to file a complaint with the GRC or to file suit in Superior Court to challenge the decision and compel disclosure. This poster describes the procedures for taking such actions.

To file a complaint with the GRC:

- Visit the GRC's website at www.nj.gov/grc for information and to register your complaint. In the alternative, you may contact the GRC by telephone at 1-866-850-0511 or by e-mail at government.records@dca.nj.gov.
- When you file the written complaint, the GRC will offer both you and the public agency non-adversarial, impartial mediation. If mediation is not accepted or is not successful, the GRC will investigate the complaint.
- In some cases, the GRC can award attorney's fees to a complainant or impose a fine against a records custodian.
- There is no fee to file a complaint with the GRC.

To file a complaint in Superior Court:

- A requestor may start a summary (expedited) lawsuit in the Superior Court. A written complaint and order to show cause must be filed with the court.
- The court requires a filing fee, and you must serve the lawsuit papers on the appropriate parties.
- The court will schedule a hearing to resolve the dispute.
- If you disagree with the court's decision, you may appeal the decision to the Appellate Division of the Superior Court.
- If you are successful, you may be entitled to reasonable attorney's fees.
- You may wish to consult with an attorney to learn about initiating and pursuing a summary lawsuit in the Superior Court.
- Filing suit in Superior Court may result in a faster resolution, because the courts adjudicate cases every day, whereas the GRC only meets once a month.

Government Records Council, P.O. Box 819, Trenton, New Jersey 08625-0819



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JOSEPH C. BODEK, RMC,
R.P.P.O

Thursday, April 11, 2019

Jessica Sheehy, Personnel Department

SIXTH & FINAL REQUEST

OPRA Requests - Due Upon Receipt

1. Sean McKinnon (#2019-183)

**This OPRA Request was due back to the City Clerk's Office on
Thursday, March 14, 2019.**

**This OPRA Request was due back to the requestor on
Monday, March 18, 2019.**

RESPONSES TO OPRA REQUESTS ARE TO BE PROVIDED TO THE REQUESTER WITHIN SEVEN BUSINESS DAYS OF THE REQUEST BEING MADE. THAT DATE HAS NOW SINCE PASSED, AND NO WRITTEN RESPONSE HAS BEEN RECEIVED FROM YOU OR YOUR DEPARTMENT. FAILURE TO RESPOND COULD RESULT IN A **PERSONAL** FINE OF UP TO \$1,000.00.

PLEASE PROVIDE A RESPONSE IMMEDIATELY TO THE ABOVE LISTED REQUESTS.

IF NO RECORDS RELATIVE TO THESE MATTERS ARE FOUND AFTER A REVIEW OF YOUR FILES, PLEASE SO ADVISE IN WRITING.



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JOSEPH C. BODEK, RMC,
R.P.P.O

Friday, April 05, 2019

Jessica Sheehy, Personnel Department

FIFTH REQUEST

OPRA Requests - Due Upon Receipt

1. Sean McKinnon (#2019-183)

**This OPRA Request was due back to the City Clerk's Office on
Thursday, March 14, 2019.**

**This OPRA Request was due back to the requestor on
Monday, March 18, 2019.**

RESPONSES TO OPRA REQUESTS ARE TO BE PROVIDED TO THE REQUESTER WITHIN SEVEN BUSINESS DAYS OF THE REQUEST BEING MADE. THAT DATE HAS NOW SINCE PASSED, AND NO WRITTEN RESPONSE HAS BEEN RECEIVED FROM YOU OR YOUR DEPARTMENT. FAILURE TO RESPOND COULD RESULT IN A **PERSONAL** FINE OF UP TO \$1,000.00.

PLEASE PROVIDE A RESPONSE IMMEDIATELY TO THE ABOVE LISTED REQUESTS.

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JOSEPH C. BODEK, RMC,
R.P.P.O

Friday, March 29, 2019

Jessica Sheehy, Personnel Department

FOURTH REQUEST

OPRA Requests - Due Upon Receipt

1. Sean McKinnon (#2019-183)

**This OPRA Request was due back to the City Clerk's Office on
Thursday, March 14, 2019.**

**This OPRA Request was due back to the requestor on
Monday, March 18, 2019.**

RESPONSES TO OPRA REQUESTS ARE TO BE PROVIDED TO THE REQUESTER WITHIN SEVEN BUSINESS DAYS OF THE REQUEST BEING MADE. THAT DATE HAS NOW SINCE PASSED, AND NO WRITTEN RESPONSE HAS BEEN RECEIVED FROM YOU OR YOUR DEPARTMENT. FAILURE TO RESPOND COULD RESULT IN A **PERSONAL** FINE OF UP TO \$1,000.00.

PLEASE PROVIDE A RESPONSE IMMEDIATELY TO THE ABOVE LISTED REQUESTS.

IF NO RECORDS RELATIVE TO THESE MATTERS ARE FOUND AFTER A REVIEW OF YOUR FILES, PLEASE SO ADVISE IN WRITING.



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JOSEPH C. BODEK, RMC,
R.P.P.O

Tuesday, March 26, 2019

Jessica Sheehy, Personnel Department

THIRD REQUEST

OPRA Requests - Due Upon Receipt

1. Sean McKinnon (#2019-183)

**This OPRA Request was due back to the City Clerk's Office on
Thursday, March 14, 2019.**

**This OPRA Request was due back to the requestor on
Monday, March 18, 2019.**

RESPONSES TO OPRA REQUESTS ARE TO BE PROVIDED TO THE REQUESTER WITHIN SEVEN BUSINESS DAYS OF THE REQUEST BEING MADE. THAT DATE HAS NOW SINCE PASSED, AND NO WRITTEN RESPONSE HAS BEEN RECEIVED FROM YOU OR YOUR DEPARTMENT. FAILURE TO RESPOND COULD RESULT IN A **PERSONAL** FINE OF UP TO \$1,000.00.

PLEASE PROVIDE A RESPONSE IMMEDIATELY TO THE ABOVE LISTED REQUESTS.

IF NO RECORDS RELATIVE TO THESE MATTERS ARE FOUND AFTER A REVIEW OF YOUR FILES, PLEASE SO ADVISE IN WRITING.



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JOSEPH C. BODEK, RMC,
R.P.P.O

Tuesday, March 19, 2019

Jessica Sheehy, Personnel Department

SECOND REQUEST

OPRA Requests - Due Upon Receipt

1. Sean McKinnon (#2019-183)

**This OPRA Request was due back to the City Clerk's Office on
Thursday, March 14, 2019.**

**This OPRA Request was due back to the requestor on
Monday, March 18, 2019.**

RESPONSES TO OPRA REQUESTS ARE TO BE PROVIDED TO THE REQUESTER WITHIN SEVEN BUSINESS DAYS OF THE REQUEST BEING MADE. THAT DATE HAS NOW SINCE PASSED, AND NO WRITTEN RESPONSE HAS BEEN RECEIVED FROM YOU OR YOUR DEPARTMENT. FAILURE TO RESPOND COULD RESULT IN A **PERSONAL** FINE OF UP TO \$1,000.00.

PLEASE PROVIDE A RESPONSE IMMEDIATELY TO THE ABOVE LISTED REQUESTS.

IF NO RECORDS RELATIVE TO THESE MATTERS ARE FOUND AFTER A REVIEW OF YOUR FILES, PLEASE SO ADVISE IN WRITING.

Interoffice Memo

CITY CLERK'S OFFICE – CITY OF LINDEN

Date: March 7, 2019

To: Jessica Sheehy, Personnel Department

From: Chelsea Libreros-Cortes, Part Time Clerk 1

Re: OPRA Requestor: Sean McKinnon (#2019-183)

Attached please find a request for public records which was received by this office on March 7, 2019

In accordance with the Open Public Records Act, we must respond to this request on or by Thursday, March 14, 2019. If your office is in possession of documents relative to this matter, please provide them to the City Clerk's Office as soon as possible but no later than the above date. **If your response to this request may need additional time to fulfill you must advise this office within one (1) business day.**

Be further advised that if your department has no records relative to the above referenced, please advise us in writing as to same.

Thank you.
Attachments

From: Joe Bodek
Sent: Wednesday, March 06, 2019 8:37 AM
To: Chelsea Libreros; Jennifer Honan
Subject: FW: OPRA request - Insurance Brokerage contracts

-----Original Message-----

From: Thomas Volscho [mailto:opra+request-4354-47cb30e3@requests.opramachine.com]
Sent: Tuesday, March 05, 2019 9:16 PM
To: Joe Bodek
Subject: OPRA request - Insurance Brokerage contracts



Dear Linden City,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

A copy of all insurance brokerage contracts with RD Parisi Associates, Inc.

Yours faithfully,
Sean McKinnon

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-4354-47cb30e3@requests.opramachine.com

Is jbodek@linden-nj.org the wrong address for OPRA requests to Linden City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=linden_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:
<https://opramachine.com/help/officers>

View this OPRA request & responses online:
https://opramachine.com/request/insurance_brokerage_contracts

Please note that in some cases publication of requests and responses will be delayed.

If you find this service useful as an OPRA custodian, please ask your web manager to link to us from your organisation's website.