

LA CORTE, BUNDY, VARADY & KINSELLA
ATTORNEYS AT LAW

NICHOLAS S. LA CORTE (1911-1978)
GARY A. BUNDY
ROBERT F. VARADY*†
CHRISTOPHER J. KINSELLA*

989 BONNEL COURT
UNION, NJ 07083
(908) 810-0500
FAX: (908) 810-0513

BRIAN J. KANE*

97 APPLE STREET • SUITE 7
TINTON FALLS, NJ 07724

OF COUNSEL
JOHN F. MALONE
ANNE K. FRAWLEY

PLEASE FORWARD ALL MAIL
TO THE UNION OFFICE

E-Mail: RVarady@LBVKlaw.com

*NY BAR

†CERTIFIED CIVIL TRIAL ATTORNEY

June 13, 2022

opra+request-32367-27d80595@requests.opramachine.com

C.T.C.

Re: Township of Clark OPRA Requests – Invoices

Dear C.T.C.:

The Township of Clark received your Open Public Records Act (OPRA) request on June 2, 2022. The official Records Custodian, Edith Merkel, received your OPRA request on June 2, 2022. As such, the seven (7) business day deadline to respond to your request is June 13, 2022. This response to your request is being provided to you on the Seventh business day after the custodian's receipt of said request.

Your OPRA request sought access to the following:

- Invoices submitted to the Township of Clark by the Law Firm Triarsi, Betancourt, Wukovits and Dugan for any and all services rendered in reference to the Settlement Agreement between Antonio Manata and the Township of Clark; and
- Total amount paid to the Law Firm Triarsi, Betancourt, Wukovits and Dugan.

Redactions have been made to records based on the attorney/client privileged exception to OPRA disclosure and on the basis of the advisory consultative deliberative process exemption. Records which contain or involve factual components are entitled to deliberative process protection when used in decision making process. *Education Law Center v. New Jersey Department of Education*, 198 N.J. 274 (2006)

The table below identifies the records that being denied in whole or in part as well as the legal basis for each denial, as is required by N.J.S.A. 47:1A-6.

Records Responsive	Records Provided with Redactions	Explanation for Redaction
Purchase Order 20-00272 (8 pages)	Purchase Order 20-00272 (page 1)	Redaction made for entries not concerning Manata case
Purchase Order 20-00272 (8 pages)	Purchase Order 20-00272 (page 2)	Redaction made for entries not concerning Manata case
Purchase Order 20-00272 (8 pages)	Purchase Order 20-00272 (page 3-7)	<u>N.J.S.A. 47:1A-1.1-7</u> (Attorney/Client Privilege) <u>N.J.S.A. 47:1A-1.1-1</u> Inter-agency or intra-agency privileges
Purchase Order 20-00492 (4 pages)	Purchase Order 20-00492 (page 1)	Redaction made for entries not concerning Manata case
Purchase Order 20-00492 (4 pages)	Purchase Order 20-00492 (page 2)	Redaction made for entries not concerning Manata case
Purchase Order 20-00492 (4 pages)	Purchase Order 20-00492 (page 3)	<u>N.J.S.A. 47:1A-1.1-7</u> (Attorney/Client Privilege) <u>N.J.S.A. 47:1A-1.1-1</u> Inter-agency or intra-agency privileges
Purchase Order 20-00749 (4 pages)	Purchase Order 20-00749 (page 1)	Redaction made for entries not concerning Manata case
Purchase Order 20-00749 (4 pages)	Purchase Order 20-00749 (page 2)	Redaction made for entries not concerning Manata case
Purchase Order 20-0108 (4 pages)	Purchase Order 20-0108 (page 1)	Redaction made for entries not concerning Manata case
Purchase Order 20-0108 (4 pages)	Purchase Order 20-0108 (page 2)	Redaction made for entries not concerning Manata case

This response is being transmitted to you electronically via email to following address as per your request:

opra+request-32367-27d80595@requests.opramachine.com

A list of OPRA's exemptions is attached to this response letter.

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 Township of Clark 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, 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 Superior Court should be directed to the Court Clerk in your County.

IF YOU HAVE ANY QUESTIONS, PLEASE RESPOND DIRECTLY TO ME AT RVARADY@LBVKLAW.COM.

Sincerely,

By: s/Robert F. Varady
Robert F. Varady, Esq.
(Via Email: rvarady@lbvklaw.com)
La Corte, Bundy, Varady & Kinsella
For Municipal Clerk, Township of Clark

RFV/ms

Cc: Edith Merkel, Township Clerk (Via Email: clerk@ourclark.com)