



MARK MUSELLA
Bergen County Prosecutor

Office of the County Prosecutor

County of Bergen

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Via email opra+request-83798-d25d0062@requests.opramachine.com

Re. Request for Public Records 11-27-25

Dear Sir:

This is in response to your request for public records dated 11-27-25 received by this office on 12-1-25 in which you sought the following:

Records requested:
Last three annual reports

Your request requires additional information to further process. The *Open Public Records Act* (OPRA) provides for access to specifically identifiable government records. *MAG Entertainment, LLC v. Division of Alcoholic Beverage Control*, 375 N.J. Super. 534 (2005). To the extent your request seeks "annual reports" without identifying the subject or specific type of annual report your request is vague and overbroad and denied on this ground. Please also note that OPRA does not extend to requests for information, nor is it the custodian's obligation to research and analyze your submissions to discern the nature of your request. See *Bent v. Stafford Twp. Police Dep't.* 381 N.J. Super. 30, 37-39 (App. Div. 2005); *Lagerkvist v. Office of the Governor*, 443 N.J. Super. 230, 236-237 (App. Div. 2015); *Spectraserv v. Middlesex Util.*, 416 N.J. Super. 565, 576 (App. Div. 2010).

If you were to identify the topic for which you seek an annual report, this Agency would be able to determine if it might possess records responsive to your request and/or determine if an exemption to release applies. As it stands now your request is vague and I am unable to ascertain what type of report you seek.



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The Bergen County Prosecutor's Office also reserves the right to raise any other ground for denial not raised in this response. The failure of the Bergen County Prosecutor's Office to assert an exception or privilege does not act as a waiver of any ground for denial.

You have a right to appeal the decision that the document or documents are not public records or are otherwise exempt from disclosure. 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 PO 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 Council 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.

Very truly yours,

MARK MUSELLA
Bergen County Prosecutor

Maria Fagliarone/s/

Maria Fagliarone
Assistant Records Custodian