

Borough of Bogota
Clerk's Office
375 Larch Avenue
Bogota, NJ 07603
201-342-1736 ext. 232



Borough Clerk
YENLYS FLORES-BOLIVARD

Deputy Clerk
MELISSA BAQUE

April 29, 2025

VIA EMAIL
Michael Engelhardt
183 West Park Place
Bogota, NJ 07603

RE: OPRA 2025-184

Dear Mr. Engelhardt,

This letter is in response to your Open Public Records Act (OPRA) request #2025-184 received by this office seeking "all types of lawsuits involving Robert Piterski" and "all lawsuits from 2015 to 2025 with Robert Piterski listed or involved in the lawsuit."

After careful review, your request is denied for the following reasons:

1. **OVERLY BROAD REQUEST:** Your request does not identify specific government records but rather asks for "all lawsuits" involving a named individual over a ten-year period. New Jersey courts have established that such requests for "any and all" records are invalid under OPRA as they fail to specify identifiable government records. See *MAG Entertainment, LLC v. Division of Alcoholic Beverage Control*, 375 N.J. Super. 534 (App. Div. 2005). Please clarify your request by identifying the type of document you are seeking, such as the complaint or other filing.
2. **RESEARCH REQUIRED:** Your request, in its current form, does not comply with OPRA, to the extent that your request for "all lawsuits" would require substantial research and creation of records by this agency that do not currently exist., See *Bent v. Stafford Police Department*, 381 N.J. Super. 30 (App. Div. 2005). The Borough can only provide copies of records that are maintained in the ordinary course of business.

To submit a valid OPRA request, please provide specific identifiable government records such as: -

1. -Case numbers of specific lawsuits - Specific court venues (municipal, county, superior, etc.)
2. - Specific types of lawsuits (civil, criminal, etc.)
3. - Narrower date ranges –
4. - Specific documents within case files you are seeking

If you believe this denial was in error, you have the right to: 1. File a complaint with the Government Records Council at <https://www.nj.gov/grc/> 2. File an action in New Jersey Superior Court Sincerely, You have the right to appeal this decision to the Government Records Council by filing a Denial of Access Complaint. Information on this process can be found at www.nj.gov/grc/.

Sincerely,

Yenlys Flores-Bolivard
Borough of Bogota
375 Larch Avenue
Bogota, New Jersey 07603
clerk@bogotaonline.org