

From: [@x](#)
To: [@x](#)
Subject: FW: AADARI OPRA Complaint - Published Decision
Date: Thursday, June 18, 2020 5:08:07 PM

See below.

From: Hitchner, Jeanne [mailto:[@x](#)]
Sent: Thursday, June 18, 2020 3:43 PM
To: Denise Peterson; Roy Spoltore; Ruth Dawson; Kathleen Keen; Hannah Nichols; Heather Sparks; Burns, Laura; Keith Petrosky; Ann Barsotti; Fairfield Clerk; Downe Twp Clerk; Hopewell Admin; Municipal Clerk; Lisa Garrison; [@x](#)
Cc: Celeste Riley; John McCormick; Railpace Railpace; Kevin Guinan; Lori Buckelew; Russell, Brock
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Best regards,

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City Clerk
City of Millville
12 S. High Street – Third Floor
Millville, NJ 08332
(856) 825-7000, Ext. 7230
xxxxxx.xxxxxxxx@xxxxxxxxxxxx.xxx



Positivity travels incredible distances

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From: Russell, Brock <[@x](#)>
Sent: Tuesday, June 16, 2020 9:52 AM
To: Hitchner, Jeanne <[@x](#)>
Subject: Fwd: HI Brock - I did not send to right email address on Friday. My bad. Here is our story!

Suzette

----- Forwarded message -----

From: Suzette Parmley <[x@x](#)>

Date: Jun 15, 2020 1:08 AM

Subject: HI Brock - I did not send to right email address on Friday. My bad. Here is our story! Suzette

To: "Russell, Brock" <[x@x](#)>

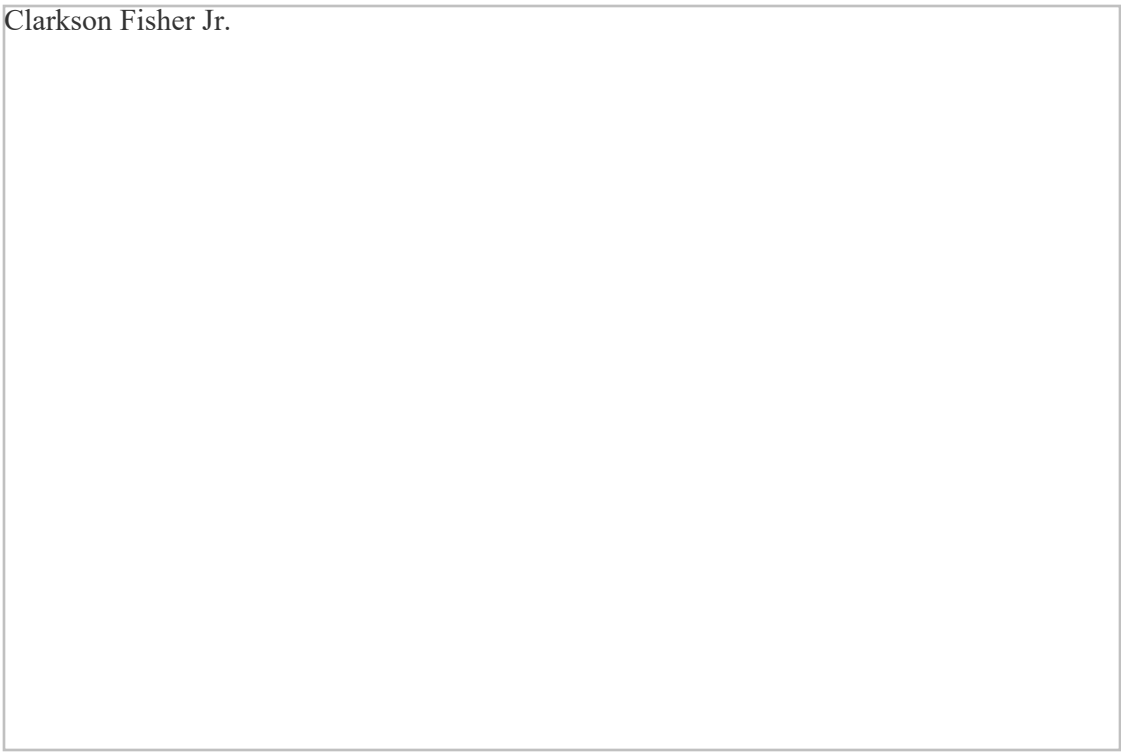
Cc:

Courts, Not Police, Responsible for Summons Records, Appellate Division Says in OPRA Ruling

Appellate Division Judge Clarkson Fisher Jr. said Millville police entered the requested complaint-summons into a computer, but the document was completed via the state's Electronic Complaint Disposition Record system, "and the finished product is maintained by the municipal court or, in a larger sense, the judiciary."

By [Suzette Parmley](#) | June 12, 2020 at 12:46 PM

Clarkson Fisher Jr.



Appellate Division Judge Clarkson Fisher Jr./photo by Carmen Natale

A state appellate panel [reversed](#) a trial judge and ruled that the burden of searching for records maintained by others should not be on local authorities—such as police departments—but on the individuals seeking the records.

The case before the Appellate Division involved plaintiffs who sought a number of documents from the Millville Police Department in 2018 through an Open Public Records Act request. The panel ultimately determined that the documents were maintained not by the police department but by the judiciary.

Appellate Division Judge Clarkson Fisher Jr., who delivered the June 11 opinion, said it was a Millville police officer that entered the requested complaint-summons into a computer, but the document was completed via the state’s Electronic Complaint Disposition Record (eCDR) system, “and the finished product is maintained by the municipal court or, in a larger sense, the judiciary.”

“We conclude that it is to the judiciary that plaintiffs must direct their request for the production of such records,” said Fisher in the case, heard on May 12, with Judges Allison Accurso and Lisa Rose. It was on appeal from the Cumberland

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The appellate panel considered an order holding that the defendants were required to provide Simmons and the African American Data and Research Institute with records pursuant to the OPRA request, which sought summonses issued by the Millville Police Department from January 2017 to the date of the OPRA request.

Specifically, the plaintiffs sought copies of DWI/DUI complaints and summonses; drug possession complaints and summonses; the police department's “arrest

listings”; and drug paraphernalia complaints and summonses during that time span.

Redacted arrest listings were the only documents the police department came up with, according to the decision. The defendants told the plaintiffs “there are no records responsive to your request” and advised that “[c]ourt documents can be requested through the NJ Judiciary website,” the decision said.

Judge Benjamin Telsey summarily ruled in the plaintiffs’ favor and under OPRA’s fee-shifting provision awarded plaintiffs attorney fees of \$5,424 on Oct. 22, 2018. Telsey said “whether or not [defendants] maintain [the records] ... [is] not a standard under OPRA,” but did allow more time to supplement the record with proof about whether the defendants were able to access the state’s eCDR system, according to the decision.

Telsey entered an order on Jan. 3, 2019, and later rejected the defendants’ motion for reconsideration on Feb. 18, 2019. On March 22, 2019, Telsey ordered the defendants to pay the attorney fees, but stayed the order pending appeal.

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Date: Thursday, June 18, 2020 3:42:33 PM

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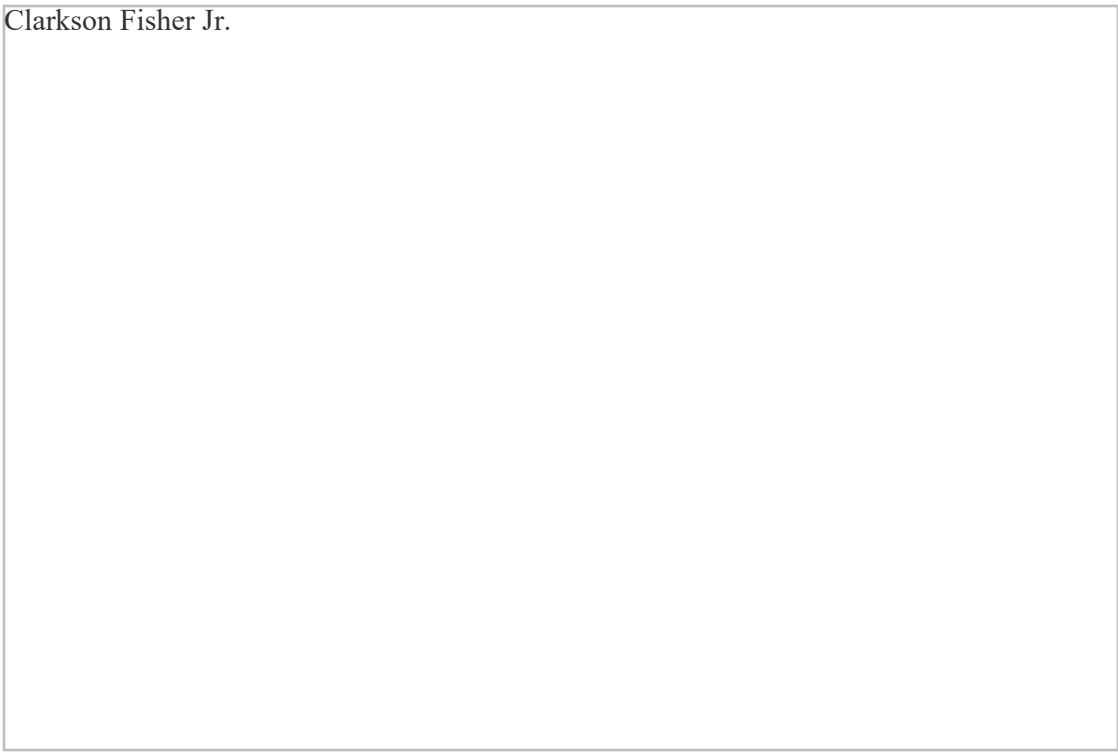
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From: @x
To: @x; @x
Cc: @x; @x
Subject: FW: An Important Appellate Division Opinion: OPRA Requests For Information From A Database May Only Be Made To The Agency That Maintains The Database
Date: Friday, June 12, 2020 10:40:16 AM
Attachments: [Simmons v Mercado.pdf](#)

FYI – See the update below and attached is the full decision.

Feed: NEW JERSEY OPRA LAW REPORTER

Posted on: Thursday, June 11, 2020 5:25 PM

Author: Ischeindlin

Subject: An Important Appellate Division Opinion: OPRA Requests For Information From A Database May Only Be Made To The Agency That Maintains The Database

Today the Appellate Division issued a published opinion that resolves a longstanding question: is an agency that has access to another agency's database, but is not the custodian of that system, required to answer OPRA requests for information in the database? In this case of first impression, the court held that the answer is no.

In [Simmons v. Mercado](#), the requestors sought from the Millville Police Department DWI, drug possession, and drug paraphernalia complaints and summonses. The request was denied on the basis that the police do not maintain these records; instead, they enter information into the Judiciary's Electronic Complaint Disposition Record (eCDR) system, which generates complaints and summonses and is the repository of these records.

The trial judge ruled against the department, reasoning that it has access to the eCDR system and so must fulfill the OPRA request.

The Appellate Division firmly rejected this view. It held that the records in the CDR system are the records of the Judiciary, not the police department, and therefore the department is not the custodian of these records under OPRA. The fact that the police are required to input some information into this system does not make it a record of the police department for purposes of OPRA. Moreover, said the court, that the police have access to this system does not change the fact that the Judiciary maintains it. The court concluded that the request here should have been directed to the Judiciary, not the police department.

The Appellate Division's ruling is highly significant. It affects many agencies, not just police departments. There are many situations where State and local agencies must submit information into electronic databases maintained by other agencies, and they often have access to these other agencies' systems. As in *Simmons*, OPRA requests are often directed to the agency that is not the custodian of the database, but has access to it, raising the question of whether the agency must satisfy the request. The court has now issued a clear standard that resolves this problematic situation.

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From: [Montalvo, Eve E.](#) on behalf of [O'Mara, Lori](#)
To: [@x](#)
Subject: OPRA Records Request - (#37 - 2020 - F. Marshall)
Date: Friday, December 18, 2020 9:52:12 AM
Attachments: [2020 12 14 - A1135 S357 S624 - SBA Ltr.pdf](#)
[A1135 SKM_C45812121416310.pdf](#)
[A1135_S357_S624_CenterForNonProfits_Statement_SBA_12152020.pdf](#)
[S357_S624_A1135_Eicher.pdf](#)
[S624 SKM_C45812121416270.pdf](#)
[A1135 Allen.pdf](#)
[A1135 Czipo.pdf](#)
[A1135 Marshall.pdf](#)
[S357 A1135 Shehady.pdf](#)
[S357 Buteas.pdf](#)
[S357 Chebra.pdf](#)
[S357 Eicher.pdf](#)
[S357 Gunn.pdf](#)
[S357 Marshall.pdf](#)
[S624 Marshall.pdf](#)

Dear Mr. Marshall,

This email responds to your Open Public Records Act (OPRA) request dated Wednesday, December 16, 2020. Your request was received electronically and delivered to the Office of Legislative Services Records Custodian on Wednesday, December 16, 2020.

You have requested copies of written comments and any attachments submitted to the Senate Budget and Appropriations Committee on Tuesday, December 15, 2020 on bills A1135, S357 and S624. The attached information from the Committee meeting is responsive to your request.

Thank you for contacting the Office of Legislative Services. Please acknowledge receipt of this response and direct any questions about the response to the OLS Records Custodian.

Lori O'Mara-Van Driesen
Records Custodian
Office of Legislative Services

From: @x

Sent: Wednesday, December 16, 2020 10:47:26 AM (UTC-05:00) Eastern Time (US & Canada)

To: OPRAOLS

Subject: OPRAOLS Records Request Form results

FirstName: Frank

MI:

LastName: Marshall

Company: NJ League of Municipalities

MailingAddress: 222 W. State Street

City: Trenton

State: NJ

Zip: 08608

email: xxxxxxxxx@xxxx.xxx

AreaCode: 609

Number: 6953481

Extension: 137

Delivery: E-Mail

Certify: HAVE NOT

Max_Cost: \$

payment_method: Check

Date: Wednesday, December 16, 2020

Time: 10:47:26 AM

RecordRequestInformation:

This request is being made under the Open Public Records Act and the common law seeking copies of written comments and any attachments submitted to the Senate Budget and Appropriations Committee for their December 15, 2020 hearing, related to bills A-1135, S-357, & S-624. Kindly deliver these records via email to xxxxxxxxx@xxxx.xxx. If there are any questions please contact me at 609-695-3481 x. 137.

From: [@x](#)
To: [@x](#)
Subject: Powerpoint From Responding to the OPRA and Recent Case Law Webinar
Date: Monday, April 26, 2021 10:23:47 AM
Attachments: [image001.png](#)
[image003.png](#)
[2021 NJLM Recent OPRA Decisions \(Combined Presentation\) .pdf](#)
Importance: High

Hello All,
Attached is the PowerPoint from Today's webinar on "OPRA and Recent Case Law Update."

Have a wonderful week,

Danielle Holland-Htut, MPA | Continuing Education/Special Programs Manager
New Jersey State League of Municipalities
222 West State Street ,Trenton, NJ 08608
Phone: 609-695-3481 ext 118

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From: @x
To: @x
Subject: RE: AADARI OPRA Complaint - Published Decision
Date: Thursday, June 18, 2020 6:01:52 PM
Attachments: image002.png
image004.png

[REDACTED]

[REDACTED]

See the League [COVID-19 page](#) for all our resources and communications.

Frank Marshall, Esq. | Associate General Counsel
New Jersey State League of Municipalities
222 West State Street, Trenton, NJ 08608
609-695-3481 x. 137



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The Appellate Division panel agreed.

"The Legislature's purpose in enacting OPRA was 'to promote transparency in the operation of government,'" wrote Fisher in an 11-page opinion. "Despite this strong interest in transparency, OPRA is 'not intended [to be] a research tool [that] litigants may use to force government officials to identify and siphon useful information.' OPRA instead operates to make identifiable government records 'readily accessible for inspection, copying, or examination.'"

Accordingly, Fisher said, an OPRA request requires the requesting party to get access to a public record to specifically describe the record sought, and that OPRA only allows "requests for access to records—not requests for information."

"OPRA also imposes on public agencies 'the burden of proving that the denial of access is authorized by law,'" Fisher said.

Fisher said, in this case, a local law enforcement officer began the process, but it

was a judicial officer who retains final authority over the finished product.

“Plaintiffs place too much emphasis on how the process that creates the document commences without sufficient consideration for how it ends and where the document ends up,” said Fisher.

“We agree with defendants that the manner in which the requested complaint-summonses were created demonstrates they are not government records in their possession but are records in the custody of the judiciary.”

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Suzette Parmley



Suzette Parmley is the Trenton Correspondent who covers the N.J. Supreme Court, Legislature and Business of Law. She joined New Jersey Law Journal in Jan. 2019 from the *Philadelphia Inquirer*, where she was the Atlantic City Gambling Industry Writer, Trenton Statehouse Correspondent, and Retail Columnist/Reporter. A 5-time winner of the annual Business Financial Writing Portfolio Award from the New Jersey Press Association and graduate of the Fels Center of Government at the University of Pennsylvania. Email: [@x](#) or follow on Twitter: @SuzParmley

[More from this author](#)

From: [Caruso, Frank \(DCA\)](#)
To: [Danielle Holland](#)
Cc: [Carl Woodward](#)
Subject: RE: Friendly Reminder for the "OPRA and Recent GRC Decisions Webinar" on April 23
Date: Tuesday, April 20, 2021 9:12:39 PM
Attachments: [image001.png](#)
[image003.png](#)
[2021 NJLM Recent OPRA Decisions \(Combined Presentation\).pptx](#)
Importance: High

Good evening Danielle,

Attached you will find a copy of our combined presentation for Friday. Fortunately, it looks like many of the questions posed to you will be answered throughout the course of the presentation.

Additionally, the quiz questions have true/false answers and are as follows (with slide number):

Quiz Question 1 (Slide 30) - A custodian failing to respond within an extended time frame results in a "deemed" denial of access.

Answer: True

Quiz Question 2 (Slide 58) - An agency is not required to respond to OPRA requests while the custodian is away on a 4-week European backpacking trip.

Answer: False

Quiz Question 3 (Slide 99) - A request for e-mails to/from the Mayor between 7/1/20 and 9/30/20 containing the keyword "and" is a valid OPRA request.

Answer: False

I included an explanation of each answer within the slide that obviously wouldn't fit within the quiz function.

If you need any changes made or find an errors that need to be addressed within the presentation, let me know and I can get on the corrections asap.

Sincerely,

Frank F. Caruso

Government Records Council

Executive Director

Tel: (609) 341-3479 | Fax: (609) 633-6337

<http://www.state.nj.us/grc/>

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From: Danielle Holland <xxxxxxx@xxx.xxx>

Sent: Friday, April 16, 2021 11:18 AM

To: Caruso, Frank (DCA) <xxxxx.xxxxx@xxx.xx.xxx>; Carl Woodward
<xxxxxxx@xxxxxxxxxxx.xxx>

Subject: [EXTERNAL] Friendly Reminder for the " OPRA and Recent GRC Decisions Webinar" on April 23

Importance: High

Dear Frank and Carl,

Thank you for agreeing to speak at the **“OPRA and Recent GRC Decisions Webinar “ on April 23,2021 from 9:00am-12:45pm.**

Attached here is the Agenda for the webinar and the attendee list. Please review it and if you have any questions please let me know.

In addition to reviewing the agenda I will also need:

Materials:

1. **A Copy of Your PowerPoint Presentation**
2. **The Three Quiz Questions you would like to ask in the order they should be given.** Please note, they need to be multiple choice

Also, please indicate at what point in your presentation that you would like them asked by putting a slide in that says “Quiz Question “at two different intervals

Character Limits for Quiz Questions- The character limits for the quiz questions are as follows:

- Quiz Question:120 Characters(including spaces)
- Quiz Answer: 60 Characters(including spaces)

Please try to have these materials to me by **Wednesday, April 21, 2021** at the latest.

Day of Webinar:

To allow for proper testing and to resolve any issues, we ask that you log into the webinar with your speaker link at **8:30am at the latest.**

Thank you again for volunteering to speak at a League Webinar. I am looking forward to working with you! Have a great weekend!

If you have any questions, please feel free to contact me.

Danielle Holland-Htut, MPA | Continuing Education/Special Programs Manager

New Jersey State League of Municipalities

222 West State Street ,Trenton, NJ 08608

Phone: 609-695-3481 ext 118

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View this OPRA request & responses online:

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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.

From: [Richard Cushing](#)
To: [Trishka Cecil](#)
Cc: [Sharon Dragan](#); [Janice Kovach](#); [Michael Cerra](#); [Michael Pasquale](#); [Michele Donato, Esq](#); [Steven Goodell, Esq](#); [Douglas Heinold Esquire](#); [John Gillespie](#); [William Kearns, Esq](#); [Frank Marshall](#)
Subject: Re: OPRA Request-Property Record Cards
Date: Friday, March 19, 2021 6:09:40 PM
Attachments: [168cd4e6-d0e1-43a8-a390-3672d0ace49e.png](#)
[b38f4d29-a596-4512-b65d-cd4ac0815190.png](#)

Hot off the press:

Here is an email I just received from the Requestor :

We were advised by our legal counsel that Daniel's Law effective date has been recently pushed backed to a much later date.

j. Effective Date of Daniel's Law Changed

Earlier this week [S-3453](#), (now, P.L.2021, c.24) was signed into law, changing the effective date of certain provision Daniel's Law (P.L.2020, c.125), applicable to any active formerly active, or retired judicial officer or prosecutor to December 10, 2021. The portions of Daniel's Law applicable to law enforcement officers take effect 18 months after December 10, 2021.

The effective date remains the same for portions of Danielle's Laws permitting any active, formerly active, or retired judicial officer or prosecutor, law enforcement officer, or their immediate family member, to request removal or redaction of their home addresses or unpublished telephone numbers. These requests must be honored within 72 hours.

Contact: Frank Marshall, Esq., Associate General Counsel, fmarshall@njlm.org, 609-695-3481 x137.

Sources:

https://www.njleg.state.nj.us/2020/Bills/S3500/3453_I1.PDF

<https://www.njlm.org/ArchiveCenter/ViewFile/Item/1342>(Page 6)

Contact: Frank Marshall, Esq., Associate General Counsel, xxxxxxxxx@xxxx.xxx, [609-695- 3481 x137](tel:609-695-3481).

Please advise your municipalities that you counsel as I don't believe our request is now a complicated one.

In addition, there should be no fee associated with our request as this law is not effective, so you're not required to redact any ownership information.

If you have any questions, feel free to email us back.

Larry Higgins

NJPropertyRecords, LLC

P: (888) 807-8277

174 Lamington Road

P.O. Box 180

Oldwick, NJ 08858

www.NJPropertyRecords.com

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From: Larry Higgins

Sent: Monday, March 8, 2021 11:20 AM

To: xxxxxxx@xxxxxxx.xxx

Subject: NJPropertyRecords.com - Property Record Card - Requests

Hello,

The municipalities can have a **30-day extension** on our request for the property record cards. Hopefully, we can hear an update on the status by 4/8/2021.

The information displayed on our website (www.NJPropertyRecords.com) is public information that is widely available and authorized by statute.

A lot of NJ taxpayers visit our website to locate their public tax information for their own properties. This helps reduce the # of OPRA request made to each municipality.

We are strong supporters of governmental and corporate responsibility. By providing access to all public property records, our aim is to facilitate searches that are carried out by individuals so that they can access local community information easily and affordably. Our goal is to help people find this information with ease while keeping within the guidelines of our Terms of Service which explicitly prohibits using the information provided to intimidate or harass.

At any time, anyone can fill out our redaction form to have their name instantly redacted from our website:

<https://njpropertyrecords.com/redaction>

The redaction feature has been on our website since it's launch.

Regarding the property record card, here's some information I've located (see attached):

Assessors HandBook:

<https://www.nj.gov/treasury/taxation/pdf/assessorshandbook.pdf>

303.07 Property Record Cards.

Property Record Cards are generally used by assessors to record a wide variety of individual property data. The public status of the Property Record Card is controversial and has been addressed by the courts on several occasions. Property Record Cards are not required to be maintained according to statute and, therefore, per the court are not public records. The court stated, however, it could find no reason why the information on Property Record Cards should be withheld from a person having a legitimate interest in the data. For example, the court indicated that in the context of a tax appeal, Property Record Cards should be available to taxpayers for inspection and duplication since they contain important information relating to assessments. The court held that any inspection of Property Record Cards would be permissible subject only to reasonable controls as to time, place, copying, etc. Property Record Cards are also mentioned in the New Jersey Administrative Code. Under N.J.A.C. 18:12A-1.9(h), at the request of a taxpayer-party, the municipality shall also furnish that party with a copy of the Property Record Card for the property under appeal at least one week prior to the hearing.

REFERENCES:
N.J.A.C. 18:12A-1.9(h)

125

December 2019

So far, we've received around ~100 municipal property record cards for their entire municipality including residential and commercial properties.

If you have any questions, feel free to email us back.

Larry Higgins

NJPropertyRecords, LLC

P: (888) 807-8277

174 Lamington Road

P.O. Box 180

Oldwick, NJ 08858

www.NJPropertyRecords.com

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Sent from my iPhone

On Mar 19, 2021, at 4:39 PM, Richard Cushing <xxxxxxxx@xxxxxxxx.xxx> wrote:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Sent from my iPhone

On Mar 19, 2021, at 3:41 PM, Trishka Cecil <xxxxxxx@xxxxxx.xxx> wrote:

External Sender.

[REDACTED]

Trishka Waterbury Cecil, Esq.

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Counsellors at Law | Since 1955

101 Poor Farm Road

Princeton, NJ 08540

Main: 609-921-6543 | Direct: 609-436-1211 | Cell: 908-528-4747

xxxxxxx@xxxxxx.xxx

visit our website: www.mgplaw.com

PLEASE NOTE THAT DUE TO THE COVID-19 CRISIS, I AM WORKING REMOTELY. THE BEST WAY TO REACH ME IS VIA EMAIL OR BY CALLING MY CELL (908-528-4747).

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From: Sharon Dragan

Sent: Friday, March 19, 2021 2:53 PM

To: Richard Cushing <xxxxxxx@xxxxxx.xxx>

Cc: Janice Kovach <xxxxxxx@xxxxxxxxx.xxx>; Michael Cerra

<xxxxx@xxxxxx.xxx>; Michael Pasquale

<xxxxxxxxxx@xxxxxxxxxxxxx.xxx>; Michele Donato, Esq

<xxxxxxx@xxxxxxxxxxxxxxxxx.xxx>; Steven Goodell, Esq

<xxxxxxx@xxxxxxxxxxxxx.xxx>; Douglas Heinold Esquire

<xxxxxxx@xxxxxx.xxx>; John Gillespie <xxxxxxxxxx@xxxxxxxxxxxxx.xxx>;

Trishka Cecil <xxxxxxx@xxxxxx.xxx>; William Kearns, Esq

<xxxxxxxxxxxxx@xxxxxxxxxxxxx.xxx>; Frank Marshall

<xxxxxxxxxx@xxxxxx.xxx>

Subject: RE: OPRA Request-Property Record Cards

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sharon

Sharon A. Dragan, Esq.
Mason, Griffin & Pierson, PC
101 Poor Farm Road,
Princeton, N.J. 08540
Direct Dial: (609) 436-1201
Email: x.xxxxxx@xxxxxx.xxx
Fax: (609) 683-7978

From: Richard Cushing <xxxxxxx@xxxxxx.xxx>
Sent: Saturday, March 13, 2021 2:27 PM
To: Frank Marshall <xxxxxxx@xxxxxx.xxx>
Cc: Janice Kovach <xxxxxxx@xxxxxxxxxxx.xxx>; Michael Cerra
<xxxxx@xxxxxx.xxx>; Michael Pasquale
<xxxxxxxxx@xxxxxxxxxxxxxxx.xxx>; Michele Donato, Esq
<xxxxxxx@xxxxxxxxxxxxxxxxxxx.xxx>; Steven Goodell, Esq
<xxxxxxx@xxxxxxxxxxxxxxx.xxx>; Douglas Heinold Esquire
<xxxxxxx@xxxxxx.xxx>; Sharon Dragan <x.xxxxxx@xxxxxx.xxx>; John
Gillespie <xxxxxxxxx@xxxxxxxxxxxxxxx.xxx>; Trishka Cecil
<xxxxxxx@xxxxxx.xxx>; William Kearns, Esq
<xxxxxxxxxxxxx@xxxxxxxxxxxxxxx.xxx>
Subject: Fwd: OPRA Request-Property Record Cards

Frank: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

Dick

Sent from my iPhone

Begin forwarded message:

From: Richard Cushing <xxxxxxx@xxxxxxx.xxx>
Date: March 13, 2021 at 2:07:04 PM EST
To: Ceil Covino <xxxxxxx@xxxxxxxxxxx.xxx>
Cc: Fran Kuczynski <xxxxxxxxxx@xxxxxxxxxx.xxx>, Rich Phelan
<xxxxxxx@xxxxxxxxxxx.xxx>, Louise Hartzog
<xxxxxxx@xxxxxxxxxxx.xx>, "Matthew P. Lyons"
<xxxxxxx@xxxxxxx.xxx>, Leslie Parikh
<xxxxxxx@xxxxxxx.xxx>, "Tara St. Angelo"
<xxxxxxxxxx@xxxxxxx.xxx>
Subject: Re: OPRA Request-Property Record Cards

[REDACTED]

[REDACTED]

[REDACTED]

Dick

Sent from my iPhone

On Mar 13, 2021, at 12:52 PM, Ceil Covino
<xxxxxxx@xxxxxxxxx.xxx> wrote:

External Sender.

Crazy this opira stuff. They better put the
money up front

Sent from my iPhone

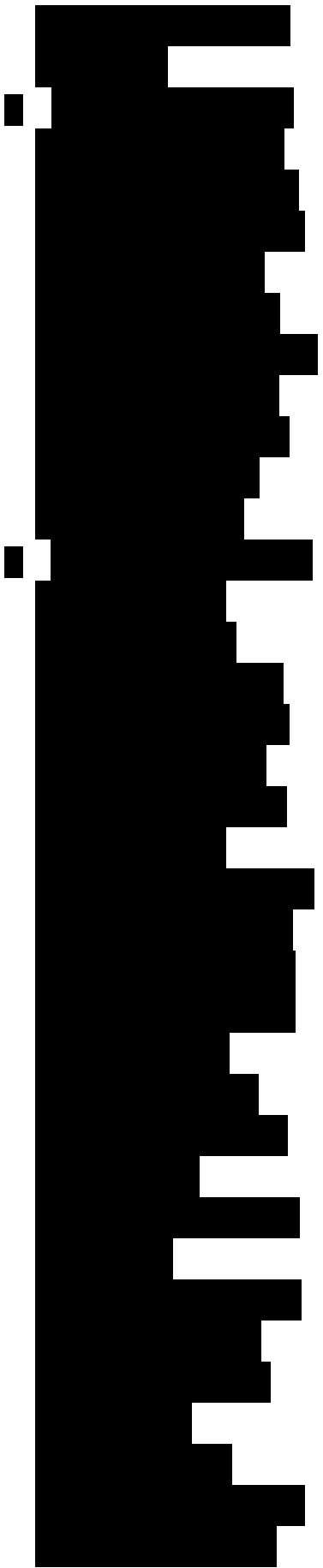
On Mar 13, 2021, at 12:46 PM,
Fran Kuczynski
<xxxxxxxxxx@xxxxxxxxx.xx>
wrote:

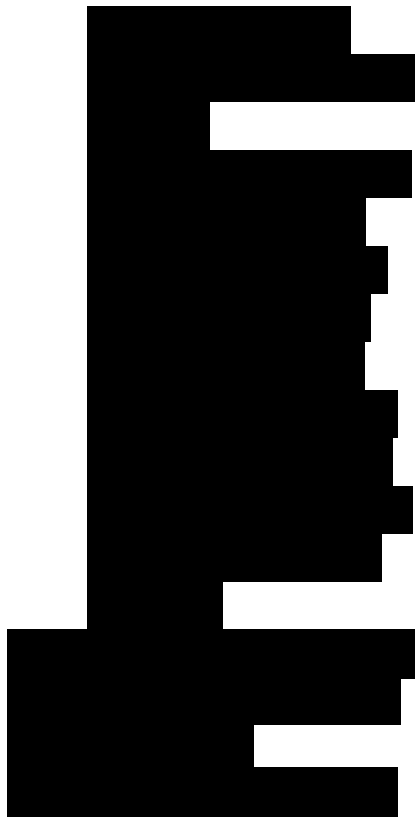
Ceil/Richard/Rich

[REDACTED]

[REDACTED]

[illegible]





Please advise me as to
how you would like this
office to proceed.

Thank you.
Fran

*Frances S. Kuczynski, Assessor
Town of Clinton
43 Leigh Street
Clinton, NJ 08809
908-735-8616*

From: [Richard Cushing](#)
To: [Trishka Cecil](#)
Cc: [Sharon Dragan](#); [Janice Kovach](#); [Michael Cerra](#); [Michael Pasquale](#); [Michele Donato, Esq](#); [Steven Goodell, Esq](#); [Douglas Heinold Esquire](#); [John Gillespie](#); [William Kearns, Esq](#); [Frank Marshall](#)
Subject: Re: OPRA Request-Property Record Cards
Date: Friday, March 19, 2021 4:39:17 PM

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

On Mar 19, 2021, at 3:41 PM, Trishka Cecil <xxxxxxx@xxxxxx.xxx> wrote:

External Sender.

Trishka Waterbury Cecil, Esq.

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xxxxxxx@xxxxxx.xxx

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From: Sharon Dragan

Sent: Friday, March 19, 2021 2:53 PM

To: Richard Cushing <xxxxxxxx@xxxxxx.xxx>

Cc: Janice Kovach <xxxxxxx@xxxxxxxxxxx.xxx>; Michael Cerra <xxxxx@xxxxxx.xxx>;

Michael Pasquale <xxxxxxxxx@xxxxxxxxxxxxx.xxx>; Michele Donato, Esq

<xxxxxxx@xxxxxxxxxxxxxxxxxxx.xxx>; Steven Goodell, Esq

<xxxxxxx@xxxxxxxxxxxxx.xxx>; Douglas Heinold Esquire <xxxxxxx@xxxxxx.xxm>;

John Gillespie <xxxxxxxxx@xxxxxxxxxxxxx.xxx>; Trishka Cecil <trishka@mgplaw.com>;

William Kearns, Esq <xxxxxxxxxxxxx@xxxxxxxxxxxxx.xxx>; Frank Marshall

<xxxxxxxx@xxxxxx.xxx>

Subject: RE: OPRA Request-Property Record Cards

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sharon

Sharon A. Dragan, Esq.
Mason, Griffin & Pierson, PC
101 Poor Farm Road,
Princeton, N.J. 08540
Direct Dial: (609) 436-1201
Email: x.xxxxxx@xxxxxx.xxx
Fax: (609) 683-7978

From: Richard Cushing <xxxxxxx@xxxxxx.xxx>
Sent: Saturday, March 13, 2021 2:27 PM
To: Frank Marshall <xxxxxxx@xxxxxx.xxx>
Cc: Janice Kovach <xxxxxxx@xxxxxxxxxxx.xxx>; Michael Cerra <xxxxx@xxxxxx.xxx>;
Michael Pasquale <xxxxxxx@xxxxxxxxxxxxxxx.xxx>; Michele Donato, Esq
<xxxxxxx@xxxxxxxxxxxxxxxxxxx.xxx>; Steven Goodell, Esq
<xxxxxxx@xxxxxxxxxxxxxxx.xxx>; Douglas Heinold Esquire <xxxxxxx@xxxxxx.xxx>;
Sharon Dragan <x.xxxxxx@xxxxxx.xxx>; John Gillespie
<xxxxxxxxx@xxxxxxxxxxx.xxx>; Trishka Cecil <xxxxxxx@xxxxxx.xxx>; William Kearns,
Esq <xxxxxxxxxxxxx@xxxxxxxxxxx.xxx>
Subject: Fwd: OPRA Request-Property Record Cards

Frank: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
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[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

Dick

Sent from my iPhone

Begin forwarded message:

From: Richard Cushing <xxxxxxx@xxxxxxx.xxx>
Date: March 13, 2021 at 2:07:04 PM EST
To: Ceil Covino <xxxxxxx@xxxxxxx.xxx>
Cc: Fran Kuczynski <xxxxxxx@xxxxxxx.xxx>, Rich Phelan
<xxxxxxx@xxxxxxx.xxx>, Louise Hartzog <xxxxxxx@xxxxxxx.xxx>,
"Matthew P. Lyons" <xxxxxxx@xxxxxxx.xxx>, Leslie Parikh
<xxxxxxx@xxxxxxx.xxx>, "Tara St. Angelo" <xxxxxxx@xxxxxxx.xxx>
Subject: Re: OPRA Request-Property Record Cards

[REDACTED]

[REDACTED]

[REDACTED]

Dick

Sent from my iPhone

On Mar 13, 2021, at 12:52 PM, Ceil Covino
<xxxxxxx@xxxxxxx.xxx> wrote:

External Sender.

Crazy this opra stuff. They better put the money up front

Sent from my iPhone

On Mar 13, 2021, at 12:46 PM, Fran Kuczynski
<xxxxxxxxx@xxxxxxxxx.xx> wrote:

Ceil/Richard/Rich

[REDACTED]

[REDACTED]

[REDACTED]

1. The first step in the process of identifying a problem is to recognize that a problem exists. This is often done by comparing current performance with a desired state or goal. If there is a significant difference, a problem is identified. For example, if a company's sales are declining while its expenses are increasing, this would indicate a problem that needs to be addressed.

2. Once a problem is identified, the next step is to define the problem more precisely. This involves determining the scope of the problem, the areas affected, and the specific symptoms or indicators. For instance, if sales are declining, it might be necessary to determine whether the decline is occurring across all products or only certain ones, and whether it is a temporary dip or a long-term trend.

3. After defining the problem, the next step is to analyze the causes. This involves identifying the factors that are contributing to the problem. There may be multiple causes, and they may be interconnected. For example, declining sales could be caused by a combination of factors such as increased competition, changes in consumer preferences, or ineffective marketing strategies.

4. Once the causes are identified, the next step is to develop a plan to address the problem. This plan should outline the specific actions that will be taken to resolve the issue. It should also include a timeline for implementation and a way to measure progress. For example, if the problem is declining sales, the plan might involve launching a new marketing campaign, improving customer service, or developing new products.

5. The final step in the process is to implement the plan and monitor the results. This involves putting the plan into action and tracking the progress of the various initiatives. If the plan is working, the problem should be resolved. If not, it may be necessary to revise the plan and try a different approach.

[REDACTED]

[REDACTED]

Thank you.
Fran

*Frances S. Kuczynski, Assessor
Town of Clinton
43 Leigh Street
Clinton, NJ 08809
908-735-8616*

From: [Caruso, Frank](#)
To: [Danielle Holland](#)
Cc: [Carl Woodward](#)
Subject: RE: OPRA Webinar Description
Date: Wednesday, February 17, 2021 5:17:26 PM
Attachments: [image001.png](#)
[image003.png](#)
[2020 NJLM Recent OPRA Decisions \(Combined Presentation\).pdf](#)

Hi Danielle,

Sorry for the delay as I was off at the end of last week and engaged in meeting prep this week.

Unfortunately, Carl and I will only be able to firm the actual presentation up fairly close to the presentation. This is to ensure we are capturing the most relevant material for the attendees. However, I am attaching last year's presentation to this e-mail, as it is likely the seminar will be substantially the same in structure and content. Let me know if this will be acceptable for you to obtain credit.

Sincerely,

Frank F. Caruso

Government Records Council

Executive Director

Tel: (609) 292-6830 | Fax: (609) 633-6337

<http://www.state.nj.us/grc/>

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From: Danielle Holland <[\[REDACTED\]](#)>
Sent: Wednesday, February 10, 2021 9:11 AM
To: Caruso, Frank <[\[REDACTED\]](#)>
Cc: Carl Woodward <[\[REDACTED\]](#)>
Subject: [EXTERNAL] RE: OPRA Webinar Description

I forgot to answer your question about the description in my previous email.

If you can get me those changes to the OPRA basics part of the description by Wednesday, February 17 that would work. I want to get that out to the CEU folks so I can get the approvals. Thank you both so much.

2020 NJLM Virtual Conference: View sessions on-demand now! If you missed Conference week but would like view to sessions on-demand, [registration remains open](#). Access to the on-demand content and exhibit hall is available through November 1, 2021. #njleague

Danielle Holland-Htut, MPA | Continuing Education/Special Programs Manager
New Jersey State League of Municipalities
222 West State Street ,Trenton, NJ 08608
Phone: 609-695-3481 ext 118

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From: Caruso, Frank [<mailto:xx@xx>]
Sent: Tuesday, February 09, 2021 3:25 PM
To: Danielle Holland
Cc: Carl Woodward
Subject: RE: OPRA Webinar Description

Good afternoon Danielle,

I have consulted with Carl about our format for the upcoming seminar. Based on that discussion, we agreed to do a format similar to last year as follows:

I will begin with an OPRA basics section. Then I will present some cases of note. Carl will follow with all the year's court decisions to date. We will close with the resubmitted questions solicited from the class description.

Thus, it may be prudent to make some minor changes to the description to reflect the OPRA basics part.

Carl and I will work collectively on the presentation. Let me know the latest date on which you wish to receive the finished product so that we can set a time frame to work on it.

Looking forward to the show!

Sincerely,

Frank F. Caruso

**Government Records Council
Executive Director**

Tel: (609) 341-3479 | Fax: (609) 633-6337
<http://www.state.nj.us/grc/>

This correspondence contains advisory, consultative and deliberative material and is intended solely for the person(s) shown as recipient(s).

From: Danielle Holland <[@xx](#)>
Sent: Thursday, February 4, 2021 2:50 PM
To: Caruso, Frank <[xx@xx](#)>; Carl Woodward <[@xx](#)>
Subject: [EXTERNAL] OPRA Webinar Description
Importance: High

Good Afternoon Carl and Frank,

I hope you both dug out of that snow storm ok. I wanted to email you both to ask if you can give me a write up for the April 23 OPRA webinar. What you did last year is attached. Please let me know how you would like to update this description for this year's webinar.

If you have any questions please let me know.

Thank you both and have a wonderful day,

2020 NJLM Virtual Conference: View sessions on-demand now! If you missed Conference week but would like view to sessions on-demand, [registration remains open](#). Access to the on-demand content and exhibit hall is available through November 1, 2021. #njleague

Danielle Holland-Htut, MPA | Continuing Education/Special Programs Manager
New Jersey State League of Municipalities
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