



JEROME E. INDERWIES, JR.
City Manager
ERIN C. BURKE
City Clerk

CLARENCE F. LEAR, III
Mayor
PATRICIA GRAY HENDRICKS
Deputy Mayor
SHAINÉ P. MEIER
Councilmember
ZACK MULLOCK
Councilmember
STACY D. SHEEHAN
Councilmember

June 1, 2020

Taeho Kim/UC Research
OPRA Machine

Dear Requestor,

The City of Cape May received your Open Public Records Act (OPRA) request on Wednesday, May 27, 2020. The official Records Custodian, Erin C. Burke, received your OPRA request on Wednesday, May 27, 2020. As such, the seven (7) business day deadline to respond to your request is Friday, June 5, 2020. This response to your request is being provided to you on the 3rd business day after the custodian's receipt of said clarified request.

Your OPRA request sought access to the following:

1. A list of all lawsuits and cases in which any officer of the police department was involved between 2012 and 2019. For each lawsuit/case, please provide the date (month and year) of the alleged incident at issue, whether the alleged incident was excessive force, settlement amount (if any), and final compensation amount ruled (if any).

2. Please provide copies of the complaint in any lawsuits and cases described in above.

At this time, your request requires an additional **forty-five (45) business days** beyond the seven (7) business days to review, and if appropriate, provide the documents to fulfill your request. As you know, OPRA allows custodians to seek extensions of the time pursuant to N.J.S.A. 47:1A-5(i). In addition, the statute has recently been amended to provide that the normal deadlines shall not apply, provided however, that the custodian of a governmental record shall make a reasonable effort, as the circumstances permit, to respond to a request for access to a governmental record within seven (7) business days or as soon as possible thereafter. Be advised that we are making a reasonable effort, as the circumstances permit, to review and respond to your request, which includes an extension of time as needed.

Your request requires an extension of time until **Monday, August 10, 2020**.

City of Cape May
National Historic Landmark

City Hall • 643 Washington Street • Cape May, New Jersey 08204-2397 • (609) 884-9525 • Fax: (609) 884-8589

www.capemaycity.com

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 City of Cape May 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.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Erin C. Burke', with a long horizontal flourish extending to the right.

Erin C. Burke, RMC, CMR
City Clerk/Registrar
City of Cape May
National Historic Landmark
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Cape May, NJ 08204
cityclerk@capemaycity.com
(609) 884-9532 Fax (609) 884-8589