



BOROUGH OF SPRING LAKE HEIGHTS

555 Brighton Avenue • Spring Lake Heights, New Jersey 07762

www.springlakehts.com

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Christopher M. Campion, Jr
MAYOR

June 9, 2020

UC Research

Pursuant to the requirements of N.J.S.A. 47:1A-1 et seq (hereinafter "Open Public Records Act" or OPRA) we herewith provide the following response to your Open Public Records Act Request served upon the Borough of Spring Lake Heights. Please note that the Custodian of the Records has sought and is producing only those records defined as follows:

"Government record" or "record" means any paper, written or printed book, document, drawing, map, plan, photograph, microfilm, data processed or image processed document, information stored or maintained electronically or by sound-recording or in a similar device, or any copy thereof, that has been made, maintained or kept on file in the course of his or its official business by any officer, commission, agency or authority of the State or of any political subdivision thereof, including subordinate boards thereof, or that has been received in the course of his or its official business by any such officer, commission, agency, or authority of the State or of any political subdivision thereof, including subordinate boards thereof'.

Your Open Public Records Response and common law right of access received on Wednesday, May 27, 2020 @10:22 pm requested the following:

My responses are marked in Bold

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). **This is not a request for a record as it does not identify the documents requested. OPRA does not require record custodians to conduct research among its records for a requestor and/or correlate data from various government records in the custodian's possession.(if such information or records exist) OPRA only allows requests for records, not requests for information, and therefore, it is incumbent on the requestor to perform any correlations and analysis it may desire.**



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

See Attached

Please be advised that N.J.S.A. 47:1A-6 provides that a person who is denied access to a government record by the custodian of the record, at the option of the requestor, may institute a proceeding to challenge the custodian's decision by filing an action in Superior Court which shall be heard in the vicinage where it is filed by a Superior Court Judge who has been designated to hear such cases because of that judge's knowledge and expertise in matters relating to access to government records; or in lieu of filing an action in Superior Court, file a complaint with the Government Records Council established pursuant to N.J.S.A. 47:1A-7.

The right to institute any proceeding shall be solely that of the requestor. Any such proceeding shall proceed in a summary or expedited manner. The public agency shall have the burden of proving that the denial of access is authorized by law. If it is determined that access has been improperly denied, the court or agency head shall order that access be allowed. A requestor who prevails in any proceeding shall be entitled to a reasonable attorney's fee.

Very truly yours,

Janine Gillis
Borough Clerk