



County of Burlington

Office of the County Administrator

49 Rancocas Road, Mount Holly, NJ 08060

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Eve A. Cullinan, *County Administrator*

Board of County Commissioners

Felicia Hopson, Director

Dan O'Connell, Deputy

Linda A. Hynes

Tom Pullion

Balvir Singh

Via Email: opra+request-26981-0b6bc6e2@requests.opramachine.com

November 23, 2021

Re: OPRA Request 1845-21

Dear Sir/Madam:

I am in receipt of your recent OPRA request, whereby you requested the following:

Date and name of the contractor that recently paved Magnolia Road (County 644) Southampton, NJ

Please be advised that this request seeks information or asks questions and does not identify specific government records. As such, your request is an invalid OPRA request. When a request is "complex" because it fails to specifically identify the documents sought, then that request is not "encompassed" by OPRA. See New Jersey Builders Association v. New Jersey Council on Affordable Housing, 390 N.J.Super. 166, 180 (App. Div. 2007). A proper request under OPRA must identify with reasonable clarity those documents that are desired, and a party cannot satisfy this requirement by simply requesting all of an agency's documents. See Bent v. Stafford Police Department, 381 N.J.Super. 30, 37 (App. Div. 2005). Custodians are not required to conduct research or create new records in response to an OPRA request. Notwithstanding the above, please be advised that Earl Asphalt Company paved Magnolia Road. Milling & paving started on 8/2/2021 and completed on 8/11/2021.

I am also obligated to inform you that if you believe I have erred in withholding documents, you have the right to bring an action in the Superior Court of New Jersey, or to appeal to the Government Records Council. The Council can be reached at (609) 633-6337, or by mail at PO Box 819, Trenton, New Jersey 08625.

We now consider our response complete. Thank you for the opportunity to be of assistance.

Sincerely,

ASHLEY GODFREY

Deputy Custodian of Public Records

Burlington County