



JOSEPH C. BODEK, RMC,
R.P.P.O

City of Linden
UNION COUNTY, NEW JERSEY
OFFICE OF CITY CLERK
City Hall – 301 North Wood Avenue
Linden, New Jersey 07036
(908) 474-8452
Fax: (908) 474-8451

December 4, 2017

Mr. Jack Roberts
opra+request-744-076aa31f@requests.opramachine.com

File Number: 2017-764

Re: OPRA Request – City Clerk's Office Records

Dear Mr. Jack Roberts:

The City of Linden received your Open Public Records Act (OPRA) request on December 4, 2017. The official Records Custodian, Joseph C. Bodek, received your OPRA request on December 4, 2017. As such, the seventh (7th) business day deadline to respond to your request is Wednesday, December 13, 2017. This response to your request is being provided to you on the same business day after the custodian's receipt of said request.

You requested the following: "I'm requesting copies of all OPRA Requests from January 1, 2017 to December 1, 2017."

Please be advised that your request requires additional time beyond the seven (7) business days to fulfill. OPRA allows custodians to seek extensions of time pursuant to N.J.S.A. 47:1A-5.i. The City Clerk's Office is requesting a five week extension to Monday, January 8, 2018 due to the extensive amount documents that need to be reviewed. Shall the response be provided to this office prior to the extension deadline the response will then be provided to you.

If you feel that your request for access to a government record has been improperly denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision of the City of Linden to deny access. I have attached information, from the Government Records Council regarding the process to file a complaint.

Sincerely yours,

Jennifer Honan
Deputy Records Custodian
City of Linden

New Jersey Government Records Council ("GRC")



What to do if your request for a record has been denied

The New Jersey Open Public Records Act (N.J.S.A. 47:1A-1 et seq.) permits a person who believes that he or she has been unlawfully denied access to a public record either to file a complaint with the GRC or to file suit in Superior Court to challenge the decision and compel disclosure. This poster describes the procedures for taking such actions.

To file a complaint with the GRC:

- Visit the GRC's website at www.nj.gov/grc for information and to register your complaint. In the alternative, you may contact the GRC by telephone at 1-866-850-0511 or by e-mail at government.records@dca.nj.gov.
- When you file the written complaint, the GRC will offer both you and the public agency non-adversarial, impartial mediation. If mediation is not accepted or is not successful, the GRC will investigate the complaint.
- In some cases, the GRC can award attorney's fees to a complainant or impose a fine against a records custodian.
- There is no fee to file a complaint with the GRC.

To file a complaint in Superior Court:

- A requestor may start a summary (expedited) lawsuit in the Superior Court. A written complaint and order to show cause must be filed with the court.
- The court requires a filing fee, and you must serve the lawsuit papers on the appropriate parties.
- The court will schedule a hearing to resolve the dispute.
- If you disagree with the court's decision, you may appeal the decision to the Appellate Division of the Superior Court.
- If you are successful, you may be entitled to reasonable attorney's fees.
- You may wish to consult with an attorney to learn about initiating and pursuing a summary lawsuit in the Superior Court.
- Filing suit in Superior Court may result in a faster resolution, because the courts adjudicate cases every day, whereas the GRC only meets once a month.

Government Records Council, P.O. Box 819, Trenton, New Jersey 08625-0819

Joe Bodek

#2017-764

From: Jack Roberts <opra+request-744-076aa31f@requests.opramachine.com>
Sent: Monday, December 04, 2017 8:44 AM
To: Joe Bodek
Subject: Open Public Records Act request - OPRA Requests

Dear Linden City,

This is a request for public records made under OPRA and the common law right of access. I certify under penalty of NJSA 2C:28-3 that I have not been convicted of an indictable offense. Please acknowledge receipt of this message.

Records requested:

I'm requesting copies of all OPRA requests from January 1, 2017 to December 1, 2017.

Yours faithfully,

Jack Roberts

Please use this email address for all replies to this request:
opra+request-744-076aa31f@requests.opramachine.com

Is jbodek@linden-nj.org the wrong address for Open Public Records Act requests to Linden City? If so, please contact us using this form:
https://opramachine.com/change_request/new?body=linden_city

Disclaimer: This message and any reply that you make will be published on the internet. Our privacy and copyright policies:
<https://opramachine.com/help/officers>

If you find this service useful as an OPRA officer, please ask your web manager to link to us from your organisation's OPRA page.

