



MIDDLESEX COUNTY LAW ENFORCEMENT

PUBLIC RECORDS REQUEST RESPONSE

POLICE DEPARTMENT: CARTERET

TO: Mr. RADWAN

☐ Document(s) provided: _____ pages at total cost of: \$ _____

☒ Document(s) not provided (see below):

The document or documents listed below and requested by you are not being provided because the document or documents are not public records as provided by law, as noted below:

Privileged or Protected Category	Authority
☐ Autopsy reports	N.J.S.A. 47:1A-1.1, et seq.
☐ Child Abuse or sex assault victim name or address	N.J.S.A. 2A:82-46b
☐ Court records sealed	Executive Order 69
☐ Computer security information	N.J.S.A. 47:1A-1.1, et seq.
☐ Criminal investigatory records	N.J.S.A. 47:1A-1.1, et seq.
☐ Credit Card numbers	N.J.S.A. 47:1A-1.1, et seq.
☐ Grand Jury testimony, information	Court Rule 3:6-7
☐ Grievance information with public employer	N.J.S.A. 47:1A-1.1, et seq.
☐ Domestic Violence data	N.J.S.A. 2C:25-33
☐ Drivers' license numbers	N.J.S.A. 47:1A-1.1, et seq.
☐ DYFS information	N.J.S.A. 9:6-8.10
☐ Electronic Surveillance Materials	N.J.S.A. 2A:156A-19
☐ Emergency or security information or procedures	N.J.S.A. 47:1A-1.1, et seq.
☐ Employee sexual harassment complaints	N.J.S.A. 47:1A-1.1, et seq.
☐ Fingerprint cards	Executive Order 69
☐ Inter-agency or intra agency advisory communications	N.J.S.A. 47:1A-1.1, et seq.
☐ Juvenile records	N.J.S.A. 2A:4A-60
☐ Labor Negotiation information, strategy or positions	N.J.S.A. 47:1A-1.1, et seq.
☐ Medical Examiner photographs	N.J.S.A. 47:1A-1.1, et seq.
☐ Otherwise inappropriate material	Executive Order 69
☐ Pension and personnel records	N.J.S.A. 47:1A-1.1, et seq.
☐ Photographs	N.J.S.A. 47:1A-1.1, et seq.; Exec. Order 69
☐ Per Sentence Investigations	State v. DeGeorge, 113 NJ Super. 542 (App. Div. 1971)
☐ Public Agency insurance communications	N.J.S.A. 47:1A-1.1, et seq.
☐ Safety of persons or public	N.J.S.A. 47:1A-1.1, et seq.; Exec. Order 69
☐ Security measures and surveillance techniques	N.J.S.A. 47:1A-1.1, et seq.
☐ Social Security numbers	N.J.S.A. 47:1A-1.1, et seq.
☐ Unlisted Telephone numbers	N.J.S.A. 47:1A-1.1, et seq.
☐ Victim locations (Domestic Violence)	N.J.S.A. 2C:25-26c
☐ Victim records	N.J.S.A. 47:1A-1.1, et seq.
☒ Record has been destroyed/not retained pursuant to:	Records Retention & Disposition Schedule (NJ Dept. of State, Div. of Archives Mgmt.)
☒ Other	

You have a right to appeal the decision that the document or documents are not public records. You may take your appeal to the Public Records Council or to the New Jersey Superior Court as provided by N.J.S.A. 47:1A-6 and 7.

9-5-2019

Date

[Signature]

Police Department

ACKNOWLEDGMENT

I hereby acknowledge that I have received the documents requested except for any documents specifically listed above on which a determination has been made that the documents will not be provided. If any documents have not been provided, I have received information on this form as to the procedures for any appeal of the determination.

Date

Applicant's Signature



Dennis McFadden
Chief of Police

Carteret Police Department
230 Roosevelt Avenue
Carteret, N.J. 07008
(732) 541-4181



September 5, 2019

Mr. Radwan

Dear Mr. Radwan,

The Carteret Borough Hall received your OPRA Records Act (OPRA) request on August 24, 2019. The official Records Custodian, Captain Michael Dammann received your OPRA request on August 26, 2019. As such, the seven (7) business day deadline to respond to your request is September 5, 2019. This response is being provided on the **Seventh (7th)** business day since the Carteret Police Departments records custodian received said request.

A request pursuant to the Open Public Records Act, N.J.S.A. 47:1A-1 et seq. ("OPRA") must identify the records sought with specificity. Bent v. Stafford Police department. 381 N.J. Super. 30 (App. Div. 2005); The Court affirmed the GRC's decision (GRC Complaint No. 2004-78) that the complainant's request was broad and unclear ("any and all"). The Council ruled that the information sought did not amount to an identifiable government record.

The following specific records have been requested:

I would like a copy of all calls received to the police department or 911 from 830 pm to 11 pm from November 3 to November 5, 2019

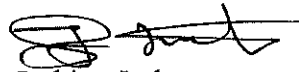
No record responsive to this request has been located, for this reason, at this time your request is denied.

If your request for access to a government record has been denied or unfilled within seven (7) business days by law, you have the right to challenge the decision by the Carteret Police Department 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. In addition to the website, information can be obtained from GRC Staff by email Government.Records@dca.nj.gov, toll-free phone number

(866-855-0511), fax (609-633-6337), or by US mail at PO Box 819, Trenton, New Jersey, 08625-0819. OPRA prepared by Jasbir S Judge on behalf of Captain Michael dammann.

Respectfully,

Captain Michael Dammann

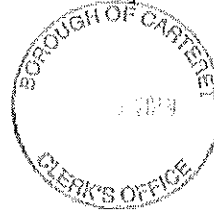
A handwritten signature in black ink, appearing to read "Jasbir S Judge", with a stylized flourish at the end.

Jasbir s Judge

#19-392

Barney, Kathy

From: Mr Radwan <opra+request-7016-2da5006a@requests.opramachine.com>
Sent: Saturday, August 24, 2019 8:36 PM
To: Barney, Kathy
Subject: OPRA request - Police audio



Dear Carteret Borough,

This is a request for public records made under OPRA and the common law right of access. I am not required to fill out an official form. Please acknowledge receipt of this message.

Records requested:

I would like a copy of all audio files for all calls received to the police department or 911 from 830 pm to 11 pm from November 3 to November 5, 2019

Yours faithfully,

Mr Radwan

Please use deliver records electronically via email to the below UNIQUE address for all replies to this request:
opra+request-7016-2da5006a@requests.opramachine.com

Is barneyk@carteret.net the wrong address for OPRA requests to Carteret Borough? If so, please contact us using this form:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fchange_request%2fnew%3fbody%3dcarteret_borough&c=E,1,X90ZQaX8Kb_awaFVvc3vRQwyRgfICE-EZ1znn6AOBIHCZ3ZcLG4dpJqBmiCBbktEy9_-DIMpRdvocO4FjGrtYdcKG_a-jaMRj1E9nSnr&typo=1

Disclaimer: This message and any reply that you make will be published on the Internet. Our privacy and copyright policies:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2fhelp%2fofficers&c=E,1,4RhU6xbMbHADZA6i3yIbx3Inzu8vIcWlFfILJ03M7yB9t6FHnMzDJMGJJjfiELzRN7k0yWyM6YuWoBc8z9Jj4WPN7DeEvqXZ042nCp_c8ZojhY8-rzOKNmo,&typo=1

View this OPRA request & responses online:

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fopramachine.com%2frequest%2fpolice_audio&c=E,1,sC_vNOMOZpLZFM_pLYf84BWDQ9g1LafE8x06MC1_Np7resrRgHvNXwtmfBqoXth7o_GiwHpQPI5UZTbZaelz_YWzAhsnP4IAYNsEbWUbLxQbWcsO3AZoMk,&typo=1

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.