



GLASSBORO POLICE DEPARTMENT

1 South Main Street
Glassboro NJ 08028
Phone #856-881-1501
Fax #856-881-6872

July 28, 2022

Via email only (opra+request-34189-95653390@requests.opramachine.com)

Thomas

Re: Open Public Records Act/Common Law Records Request

Dear Thomas:

The Borough of Glassboro Records Custodian received request for records pursuant to the Open Public Records Act (OPRA) and the New Jersey common law right of access via email on July 26, 2022, and immediately forwarded it to the Glassboro Police Department Sub-Custodian for a response. Accordingly, the initial seven (7) business day deadline to respond to your request under OPRA is August 4, 2022. This response is being provided on the second business day after we received your request.

Your records request was as follows:

From: Thomas <opra+request-34189-95653390@requests.opramachine.com>
Sent: Tuesday, July 26, 2022 12:02 PM
To: Karen Cosgrove <KCosgrove@glassboro.org>
Subject: [EXTERNAL] OPRA request - Police Calls for Service

Dear Glassboro 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:

Police calls for service to 316 Overbrook Ave from 1/1/2019 to 7/25/22 including CAD detail printouts with officer narratives.

Yours faithfully,

Thomas

A search of our available records has identified the following as responsive to your request:

Response to Common Law Request

The common law right to access public records depends on three requirements: (1) the records must be common law public documents; (2) the person seeking access must establish an interest in the subject matter of the material; and (3) the citizen's right to access must be balanced against the State's interest in preventing disclosure. *Richard Rivera v. Union County Prosecutor's Office*, 250 N.J. 124, 143-44 (2022); *South Jersey Publishing Co. v. New Jersey Expressway Auth.*, 124 N.J. 478, 487 (1991); *Loigman v. Kimmelman*, 102 N.J. 98 (1986); *Nero v. Hyland*, 76 N.J. 213, 222 (1978).

After consultation with the Borough Solicitor, we have determined that you have failed to establish a proper interest in the requested records. Your common law request is therefore denied.

Response to OPRA Request

A copy of the identified record is enclosed. Please note that, after consultation with the Borough Solicitor, this record has been redacted as follows:

Privacy/Personal Information. Part(s) of the identified record(s) containing information and/or images for which identified persons have a reasonable expectation of privacy have been redacted. N.J.S.A. 47:1A-1; Executive Order No. 21 (McGreevey 2002); *Paff v. Ocean County Prosecutor's Office*, 235 N.J. 1 (2018); *Brennan v. Bergen County Prosecutor's Office*, 233 N.J. 330 (2018); *In the Matter of the New Jersey State Fireman's Association*, 230 N.J. 258 (2017); *Burnett v. County of Bergen*, 198 N.J. 408 (2009); *North Jersey Media Group v. Township of Nutley*, slip op., Docket No. A-3483-14T3 (App. Div. September 30, 2016); *Nelson v. N.J. Department of Law & Public Safety*, No. 2013-124 (GRC 2014); *Merino v. Borough of Ho-Ho-Kus*, No. 2003-110 (GRC 2004).

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 Borough of Glassboro 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.

Very truly yours,


Samantha Bellebuono
Glassboro Police Department
Police Records Clerk #1938
(P) 856 881 1501 ext. 88131
(F) 856 881 4929