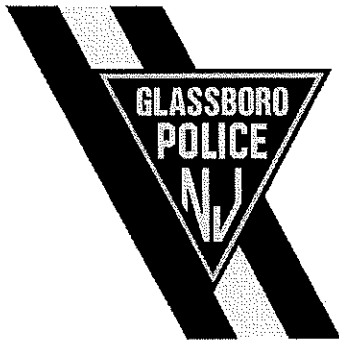




GLASSBORO POLICE DEPARTMENT

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

June 14, 2023

Via email only (opra+request-45832-7159bc29@requests.opramachine.com)
Broskiman332

Re: Open Public Records Act/Common Law Records Request

Dear Broskiman332:

The Borough of Glassboro Records Custodian received your request for records pursuant to the Open Public Records Act (OPRA) and the New Jersey common law right of access via email on June 8, 2023 and has forwarded your request to the Police Records Sub-Custodian for a response. Accordingly, the initial seven (7) business day deadline to respond to your request under OPRA is June 20, 2023. This response is being provided on the fourth business day after we received your request.

Your records request was as follows:

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:

For the following cases;

Case: SC 2022 32151 Court: 0806 Type: Complaint
SC 2022 32150 Court: 0806. Type: Complaint

Please provide:

incident report
law enforcement findings
probable cause statement
number of suspects arrested
booking details if suspect arrested
cad details
number of officers on scene
suspect name
complaint
summons
incident reports with officer narratives; handwritten/electronic

22-30973

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

10/28/22 CAD Activity Detail 22-030973
 10/28/22 Bookings List
 10/28/22 Incident Report 22-030973 (incident date: 10/28/22)
 10/28/22 Complaint-Summons 0806-SC-032150
 10/28/22 Complaint-Summons 0806-SC-032151

With the exception of Incident Report 22-030973, copies of the identified records are enclosed. Please note that, after consultation with the Borough Solicitor, these records have 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).

After consultation with the Borough Solicitor, your request for the identified Incident Report is denied for the following reason(s):

Criminal Investigatory Record(s). The requested record(s) or parts thereof are not required by law to be made, maintained or kept on file and pertain to a criminal investigation and are therefore exempt from disclosure pursuant to the criminal investigatory records exception of OPRA. N.J.S.A. 47:1A-1.1; *Paff v. Ocean County Prosecutor's Office*, 235 N.J. 1 (2018); *North Jersey Media Group, Inc. v. Township of Lyndhurst*, 229 N.J. 541 (2017); *Schulz v. N.J. State Police*, Complaint No. 2014-390 (GRC 2015).

No common law interest. 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). Your common law request is denied due to your failure to identify your interest in the requested records.

We can however provide you with the following additional information:

Arrested

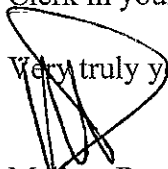
Onuoha, Samuel M B/M-20 of 84 Mystic Ct, Cliffwood, NJ, 07721
 DOB: [REDACTED]
 HT: 605 WT: 181
 Eyes: Brown

Booking#: 22-000793

Case#	Charge	Description	Ct
22-030973	2C:20-3A	THEFT - ALL OTHER (\$50-\$200)	1
22-030973	2C:29-3B(4)	HINDER APPREHENSION	1

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,



Melissa Rovin
Senior Records Clerk
Glassboro Police Department
856-881-1501 ext 88150
mrovin@glassboropd.org