

**LENAPE VALLEY REGIONAL HIGH SCHOOL DISTRICT
BOARD OF EDUCATION**

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April 20, 2023

VIA EMAIL

John Paff
Opra+request-41671-29fc49ba@requests.opramachine.com

RE: April 12, 2023, Open Public Records Act ("OPRA") Request (the "Request")

Dear Mr. Paff:

This letter is in response to the above-referenced OPRA Request which was sent to the Lenape Valley Regional High School Board of Education ("Board") and deemed received by the Board on April 12, 2023. As such, the seven (7) business day deadline to respond to your OPRA Request is April 21, 2023. This response is being provided to you, timely.

As you may be aware, OPRA defines a "government record" of a public entity as "any paper, written or printed book, document, drawing, map, plan, photograph, microfilm, data processed or image processed document, information stored or maintained electronically or by sound-recording or in a similar device, or any copy thereof, that has been made, maintained or kept on file in the course of his or its official business ..." N.J.S.A. 47:1A-1.1. Accordingly, the Board is required to produce only those records which it maintains in the official course of business. Pursuant to the definition of a government record, a public entity is not required by OPRA to research information and/or create records that do not exist in response to OPRA requests. See e.g., *Mag Entertainment, LLC v. Division of Alcoholic Beverage Control*, 375 N.J. Super 537 (App. Div. March 2005).

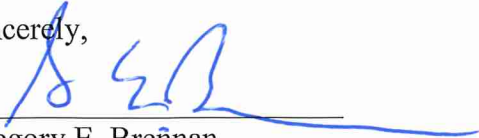
Your requests and the Board's responses to same are as follows:

- *Settlement Agreement or Release that resolved Paul DiRupo v. Lenape Valley RHSD, Docket No. SSX-L-9521*

The government records responsive to this request are included with this response and bates labeled LEN-JP001-012.

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 District 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, or by e-mail at grc@dca.state.nj.us, or at their website 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.

Sincerely,



Gregory E. Brennan
Business Administrator/Board Secretary
Lenape Valley Regional High School District