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24 Smull Avenue · Caldwell, NJ 07006 · 973-226-6100 · Fax 973-403-1355

November 10, 2025

Via e-mail

Sarah Avery  
25 Irving Street  
Montclair, NJ 07042  
[opra+request-82850-e6286b0c@requests.opramachine.com](mailto:opra+request-82850-e6286b0c@requests.opramachine.com)

**Re: OPRA Request dated October 29, 2025**

Dear Ms. Avery

The Borough is in receipt of your OPRA request for “copies of W2 forms or 1099 forms (as applicable) for each of the years 2020,2021,2022, 2023, 2024 issued by Caldwell Borough and detail of payment(s) made comprising the amount reported on the W2 form or 1099 form (as applicable) for George Librizzi.” At this time, your request is denied because it seeks personnel records, which are not subject to disclosure under OPRA. N.J.S.A. 47:1A-10; North Jersey Media Group, Inc. v. Township of Lyndhurst, 229 N.J. 541 (2017); Libertarians for Transparent Government v. Cumberland County, 250 N.J. 46 (2022); Kovalcik v. Somerset County Prosecutor’s Office, 206 N.J. 581 (2011).

If your request for access to a government record has been denied or unfilled within seven (7) business days as required by law, you have the right to challenge the decision by the Borough of Caldwell 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 Counsel ("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, New Jersey 08625, or by email at [grc@dca.state.nj.us](mailto:grc@dca.state.nj.us), or at their web site at [www.state.nj.us/grc](http://www.state.nj.us/grc). The GRC can also answer other questions about the law. All questions regarding complaints filed in the Superior Court should be directed to the Court Clerk in your County.

Thank you for your anticipated cooperation.

Very truly yours,

*Brittany Heun*

Brittany Heun  
Borough Clerk  
Borough of Caldwell