



February 22, 2022

Rural Raucous NJ

Re: OPRA NO. 2022-045

Dear Sir or Madam:

The County of Salem received your Open Public Records Act (OPRA) request on February 17, 2022. As such, the seven (7) business day deadline to respond to your request is March 1, 2022. This response to your request is being provided to you on the 2nd business day after the custodian's receipt of said request.

Your OPRA request sought access to the following:

"Please provide statistics and determination dates for all public officials and municipal employees that have been terminated from employment, or granted a sentenced of, forfeiture of office, in Salem County Government from 2000 to 2022."

The records that you are requesting are being denied based on the following:

No such County government document or record exists to fulfill this request and in accordance with Matthews v. City of Atlantic City (Atlantic), GRC Complaint No. 2008-123 (February 2009), the Council decided that a custodian "was under no obligation to create a list compatible to the Complainant's OPRA request because OPRA does not require a Custodian to produce new documents..." Id. At 6. See also Librizzi v. Twp. Of Verona Police Department, GRC Complaint No. 2009-213 (August 2010) that states "The Council held that the custodian was under no obligation to create a record in response to the complainant's OPRA request."

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 County of Salem 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 Council 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,

Sharon Whittick

OPRA Custodian

County of Salem

110 Fifth Street, Suite 400, Salem, NJ 08079