



TOMS RIVER POLICE DEPARTMENT

255 Oak Ave., P.O. Box 876
Toms River, NJ 08754-0876



Chief Mitchell A. Little
732 349-0150 ext. 1201
Fax: 732 349-0009
Email: Chief@trpolice.org

July 11, 2019

J. Jokerman

My office is in receipt of your OPRA request. Thank you for your patience while this matter was reviewed. The records being requested are:

1. Any and all records relating to Sgt. Robert Burczyk's #313 numerous thefts from Toms River Township, fraud, and Official Misconduct in Office, specifically multiple thefts of time off by changing computer and written records.
2. Documents, emails, text messages relating to the discovery of said thefts and falsified documents, both computer and written.
3. What was the total amount of the theft including replacement cost of Sgt. Burczyk's absence.
4. Any documents, both electronic and written, that were altered in perpetrating the theft, both computer(POSS) and daily sign in sheets.
5. Documents both written and electronic, referring the thefts and official misconduct in office to the Ocean County Prosecutors Office.
6. Any communications, both electronic and written, between Ocean County Prosecutors Office and Toms River Police and its employees referencing Sgt. Robert Burczyk's numerous thefts.
7. Any communication, both written and electronic, between Ocean County Prosecutors Office and Toms River Police directing TRPD to fraudulently enroll Sgt. Robert Burczyk #313 in an inpatient alcohol treatment program in an attempt to save his job.
8. Separation agreement between Sgt. Robert Burczyk #313 and the Toms River Police Dept.
9. Documents, emails, and text messages to and from Chief Mitch Little referencing Sgt. Robert Burczyk and the decision to let him retire rather than firing and criminally charging him.

Your request is denied on the following grounds:

1. The request seeks information and records that were the subject of a departmental internal affairs investigation, which are precluded from public disclosure based on Attorney General Guidelines. See N.J.S.A. 47:1A-1, and -9; N. Jersey Media Group v. Twp. of Lyndhurst, 229 N.J. 541 (2017).
2. The request seeks information and records exempt from disclosure pursuant to the personnel records exception of the Open Public Records Act. N.J.S.A. 47:1A-10.
3. The request seeks information and records exempt from disclosure pursuant to regulations issued by the Department of Law and Public Safety. N.J.A.C. 13:1E-3.2(a)(4).
4. The request seeks information and records exempt from disclosure as advisory, consultative, and deliberative material. N.J.S.A. 47:1A-1.1
5. There was no separation agreement.

Respectfully,

A handwritten signature in black ink, reading "Carlton E. Seaman Jr." with a stylized flourish at the end.

Carlton E. Seaman Jr.
Records Supervisor