



Wall Township Police Department

Phone: 732-449-4500 ~ Fax: 732-449-1273

www.wallpolice.org



Kenneth Brown Jr.
Chief of Police

May 9, 2018

Dear Ask NJ Media Co.:

The Township of Wall Police Department ("Police Department") Records Custodian received your Open Public Records Act ("OPRA") request on May 1, 2018. The Police Department is responding to your request within seven (7) business days after receipt of your request as required by New Jersey law. See N.J.S.A. 47:1A-5.

For ease of reference, your OPRA request seeks the following:

1. All e-mails to and from Kenneth Brown between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
2. All e-mails to and from Sean Halloran between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
3. All e-mails to and from James Cadigan between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
4. All e-mails to and from Greg Carpino between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
5. All e-mails to and from Charles(Chad) Clark between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
6. All e-mails to and from Steven Nash between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
7. All e-mails to and from Kevin Pressey between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
8. All e-mails to and from Joseph Wilbert between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
9. All e-mails to and from Miles Shanklin between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
10. All e-mails to and from Kevin Oreder between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.



P.O. Box 1168 / 2700 Allaire Rd., Wall Township, NJ 07719





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11. All e-mails to and from Christopher Mason between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
12. All e-mails to and from Robert Brice between July 1, 2016 and his retirement date containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'.
13. All e-mails to and from Eric Jennings between July 1, 2016 and May 1, 2018 containing the words 'Jennifer Coombs', 'Jen Coombs', and/or 'Citizens Videotaping in Public Buildings'

In compliance with your request, the Police Department conducted a preliminary search for responsive records which yielded approximately 212 pages. The Police Department has not reviewed the readily identified responsive records yet, as this consists of a voluminous amount of pages. Given the volume and nature of the documents sought, the records will require our thorough review and redaction to ensure that any confidential, privileged, or otherwise exempt information is not inadvertently disclosed.

In order to process your request, an "extraordinary expenditure of time and effort," would need to be expended by the Police Department. Accordingly, the Police Department is exercising its statutory right to implement a "special service charge" at this juncture. See N.J.S.A. 47:1A-5(c). If you still wish to receive the requested records, you will be responsible for the actual cost of providing the Police Department's response in the form of reimbursement for the time allocated by our clerical employee in fulfilling the request.

The current lowest hourly rate for the department's clerical staff is \$15.74 per hour. We estimate that providing the Police Department's response will require at least 20 hours to review and prepare responsive records for production, thus a total clerical cost of \$314.80. As such, the total estimated special service charge being implemented by the Police Department for your OPRA request is \$314.80. Please be advised that the amount of time to be expended is an estimate. If less time is required, the Police Department will refund you any amount deposited in excess. If additional time will be needed, the Police Department will advise you in writing first and await your acceptance of the additional special service charge prior to expending any additional time and effort.

You are required to remit a 50% deposit towards the cost of fulfilling your request. As such, you must submit a deposit of \$157.40 before the Police Department will commence processing your OPRA request. The Police Department will require at least thirty (30) business days from receipt of your deposit in order to assemble, review, and redact (where appropriate) the records that may be responsive to your request.



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Lastly, in the interest of finding a reasonable solution to processing your OPRA request, the Police Department would waive the special service charge if an extension of sixty (60) business days were granted. See N.J.S.A. 47:1A-5 ("If a request for access to a government record would substantially disrupt agency operations, the custodian may deny access to the record after attempting to reach a reasonable solution with the requestor that accommodates the interests of the requestor and the agency."). The Police Department would also reserve the right to request an additional extension of time, if necessary, in accordance with New Jersey law. See Scheeler v. New Jersey Department of Educ., GRC Complaint No. 2014-123 (Feb. 2016).

The Police Department will consider your OPRA request answered and closed if it does not receive your written confirmation of the acceptance of the Special Service Charge and deposit, or acceptance of the proposed sixty (60) business day extension by the close of business on May 16, 2018.

Thank you for your attention to this matter and professional courtesies.

Very truly yours,

Kevin R. Pressey
Records Custodian
Wall Township Police Department
732-449-4500 ext. 1401
kpressey@wallpolice.org



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