



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Unable to Locate Complainant

Joe Doer
Complainant

GRC Complaint No. 2022-607

v.

Township of Irvington (Essex)
Custodial Agency

Custodian of Record: Harold Wiener
Request Received by Custodian: September 26, 2022
GRC Complaint Received: October 27, 2022

Complaint Disposition: Although the Custodian has already submitted a Statement of Information, in order to prevent the unnecessary expenditure of administrative resources by the GRC to process this matter for the benefit of the parties, said complaint should be dismissed because the GRC cannot contact the Complainant¹ and because they have made no attempt to contact the GRC regarding this complaint. See Swindell v. N.J. Dep’t of Env’tl. Prot. and Energy, Bureau of Coastal and Land Use Enforcement, OAL Docket No. ESA 5675-92 (Initial Decision 1993) (dismissing a complaint for failure to appear); Siddeeq v. N.J. Dep’t of Corr., GRC Complaint No. 2009-182, et seq. (November 2009).

Applicable OPRA Provision: “The Government Records Council shall . . . receive, hear, review and adjudicate a complaint filed by any person *concerning a denial of access to a government record by a record custodian . . .*” N.J.S.A. 47:1A-7(b) (emphasis added).

This is the final administrative determination in this matter. Any further review should be pursued in the Appellate Division of the Superior Court of New Jersey within forty-five (45) days. Information about the appeals process can be obtained from the Appellate Division Clerk’s Office, Hughes Justice Complex, 25 W. Market St. PO Box 006, Trenton, NJ 08625-0006.

Effective Date of Disposition: December 12, 2023

Prepared By: Frank F. Caruso
Executive Director

Date: December 5, 2023

Distribution Date: December 14, 2023

¹ The Complainant, an anonymous requestor, only provided an e-mail address in their complaint. In a recent attempt to obtain a status update from the Complainant, the GRC twice received “undeliverable” messages stating that said e-mail address “wasn’t found . . . [because] . . . it might not exist.” The GRC checked multiple times to ensure the address was not misspelled prior to determining that the e-mail account no longer existed.