



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Correspondence Received by the Custodian

Jamal R. Ali
Complainant

GRC Complaint No. 2023-162 and 2023-163¹

v.

N.J. Department of Treasury
Custodial Agency

Custodian of Record: Peter Lowicki
Request Received by Custodian: N/A
GRC Complaint Received: July 17, 2023

Complaint Disposition: The Custodian certified that he² did not receive either of the OPRA requests³ from the Complainant dated June 22, 2023. Additionally, the Complainant failed to provide any evidence to contradict the Custodian’s certification. Therefore, this complaint is without any reasonable factual basis to pursue and shall be dismissed.

Applicable OPRA Provision: “A request for access to a government record shall be in writing and hand-delivered, mailed, transmitted electronically, or otherwise conveyed to the appropriate custodian.” N.J.S.A. 47:1A-5(g).

“The council shall make a determination as to whether the complaint is within its jurisdiction or frivolous or without any reasonable factual basis.” N.J.S.A. 47:1A-7(e) (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: October 3, 2023

Prepared By: Frank F. Caruso
Executive Director

Date: September 26, 2023

Distribution Date: October 5, 2023

¹ The GRC has consolidated these complaints for adjudication because of the commonality of the parties and issues.

² Jacquelyn McCarty, Manager of the N.J. Department of Treasury’s Government Records Access Unit, additionally certified that she conducted a search for the subject OPRA requests and could not locate them.

³ Both OPRA requests attached to the Denial of Access Complaint were on the “New Jersey Office of the Attorney General, Department of Law & Public Safety” official OPRA request forms.