



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Motion to File Within Time Denied

Yoshuabel Lamboy
Complainant

GRC Complaint No. 2024-38

v.

Town of Newton (Sussex)
Custodial Agency

Custodian of Record: Monica A. Champignon
Request Received by Custodian: November 13, 2023
GRC Complaint Received: February 8, 2024

Complaint Disposition: The Complainant verified the instant complaint on January 29, 2024, alleging he was denied access to her OPRA request on November 15, 2023, or seventy-five (75) calendar days prior. The Complainant asserted that he was unaware of the statutory deadline and that health issues contributed to the failure to timely submit his complaint. However, the Complainant failed to show good cause to permit the complaint to proceed out of time. Therefore, this complaint shall be dismissed.

Applicable OPRA Provision: “Any requestor who is denied access, in whole or in part, to a government record by a custodian, at the option of the requestor, may file a complaint with the Council pursuant to N.J.S.A. 47:1A-6. Such filing shall be made within 60-calendar days or, if the last day of the period is a Saturday, Sunday, or legal holiday, within the next business day, pursuant to N.J.A.C. 1:1-1.4, after the requestor receives a response from the custodian that grants or denies access or, if the custodian does not respond within seven business days of the request, within 60-calendar days following the expiration of such seven-business-day period, whichever is later, unless accompanied by a motion to file within time, showing good cause.” N.J.A.C. 5:105-2.1(a).

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: February 27, 2024

Prepared By: Frank F. Caruso
Executive Director

Date: February 20, 2024

Distribution Date: February 29, 2024