



State of New Jersey

DEPARTMENT OF COMMUNITY AFFAIRS
101 SOUTH BROAD STREET
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TRENTON, NJ 08625-0819

PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lieutenant Governor

JACQUELYN A. SUÁREZ
Acting Commissioner

NOTICE OF MEETING Government Records Council May 21, 2024

Pursuant to the Open Public Meetings Act, notice is hereby given that the Government Records Council will hold a regular meeting, at which formal action may be taken, commencing at 1:30 p.m., Tuesday, May 21, 2024 via Office Teams. Members of the public may attend the meeting by utilizing the following call-in information:

Telephone Number: 1-856-338-7074
Conference ID: 815 013 075

The agenda, to the extent presently known, is listed below. The public session and consideration of cases is expected to commence at 1:30 p.m. remotely.

I. Public Session:

Call to Order
Pledge of Allegiance
Meeting Notice
Roll Call

II. Executive Director's Report

III. Closed Session

IV. Approval of Minutes of Previous Meetings:

April 30, 2024 Open Session Meeting Minutes
April 30, 2024 Closed Session Meeting Minutes

V. New Business – Cases Scheduled for Consent Agenda Administrative Complaint Disposition Adjudication *

An “Administrative Complaint Disposition” means a decision by the Council as to whether to accept or reject the Executive Director’s recommendation of dismissal based on

jurisdictional, procedural or other defects of the complaint. The Executive Director’s recommended reason for the Administrative Disposition is under each complaint below.

A. Administrative Disposition Adjudications with Recusals (Consent Agenda):

1. Nevel Harris v. Newark Police Department (Essex) (2023-226) **(SR Recusal)**
2. Kevin Alexander v. NJ Office of the Attorney General (2023-281) **(SR Recusal)**
3. Vesselin Dittrich v. City of Hoboken (Hudson) (2024-82) **(SR Recusal)**

B. Administrative Disposition Adjudications with no Recusals (Consent Agenda):

1. Rashir Abner v. City of Plainfield Police Department (Union) (2023-240)
2. Juan M. Vazquez v. NJ Department of Treasury, Unclaimed Property Administration (2024-80)
3. Dmitry Talmazan v. Plainsboro Township Police Department (Middlesex) (2024-84)
4. Przemyslaw Ryba v. Township of Toms River (Ocean) (2024-91)
5. Tyler Matthew Neher v. Borough of Seaside Heights (Ocean) (2024-114)

C. Administrative Disposition Uncontested, Voluntary Withdrawals by Complainant (No Adjudication of the Council is Required):

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| <ol style="list-style-type: none">1. John Bellocchio v. County of Bergen (2022-65)2. John Bellocchio v. County of Bergen (2022-113) CONSOLIDATED |
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3. Miriam Lowenfield-Jayne v. City of Trenton (Mercer) (2023-92)
 4. Douglas Adams v. City of Somers Point (Atlantic) (2023-268)
 5. Kevin Kearns v. Town of Secaucus (Hudson) (2023-309)
 6. Robert C. Scutro v. County of Union (2024-1)
 7. Katherine Lange-Roberson v. Montclair Public Schools (Essex) (2024-23)
 8. Ernest Anemone v. Brookdale Community Collete (2024-29)
 9. Earl Anderson v. City of Paterson (Passaic) (2024-69)
 10. Joshua Tison v. City of Paterson (Passaic) (2024-83)
 11. Jose L. Gonzalez Jr. v. City of Newark (Essex) (2024-111)

VI. New Business – Cases Scheduled for Consent Agenda Administrative Order

An “Administrative order” means an order issued by the Council requiring the records custodian or the complainant to perform a specific action in furtherance of the adjudication of a pending denial of access complaint or taking other actions deemed appropriate to adjudicate a complaint in an expedited manner. The Executive Director’s recommended reason for the Administrative Order is under each complaint below.

A. Administrative Orders with Recusals (Consent Agenda): None

B. Administrative Orders with No Recusals (Consent Agenda):

1. George F. Burdick, Jr. v. Franklin Township Board of Education (Hunterdon) (2024-51)

VII. New Business – Cases Scheduled for Individual Complaint Adjudication

The Executive Director’s recommended action is under each complaint below.

A. Individual Complaint Adjudications with Recusals:

1. Rotimi Owoh, Esq. (o/b/o Delores Simmons, Baffi Simmons, and Grace Woko) v. Middletown Township Police Department (Monmouth) (2021-108) **(SR Recusal)**
2. Rotimi Owoh, Esq. (o/b/o African American Data & Research Institute) v. Edison Township Police Department (2022-23) **(SR Recusal)**
3. Brett J. Verbist v. Morris County Department of Law & Public Safety (2023-1) **(SR Recusal)**

B. Individual Complaint Adjudications with no Recusals:

1. Rotimi Owoh, Esq. (o/b/o Baffi Simmons and Grace Woko) v. Borough of Elmer Police Department (Salem) (2021-81)
2. Rotimi Owoh, Esq. (o/b/o Delores Simmons and Obafemi Simmons) v. Township of Howell (Monmouth) (2021-102)
3. Yanming Xiao v. NJ State Police (2021-324)
4. Rotimi Owoh, Esq. (o/b/o African American Data & Research Institute) v. Holland Township Police Department (Hunterdon) (2022-22)
5. Peter Michel v. Borough of Washington (Warren) (2022-27)
6. Joseph Oettinger, Jr. v. Borough of Westwood (2022-54)
7. Rotimi Owoh, Esq. (o/b/o African American Data & Research Institute) v. Flemington Police Department (2022-67)
8. Richard J. Labinski, Jr. v. Clayton Police Department (Gloucester) (2022-90)

VIII. Court Decisions of GRC Complaints on Appeal:

IX. Complaints Adjudicated in NJ Superior Court & NJ Supreme Court:

- Brennan v. Bay Head Plan. Bd., 2024 N.J. Super. Unpub. LEXIS 764 (App. Div. 2024)
- Ass'n for Governmental Resp., Ethics & Transparency v. Borough of Mantoloking, 2024 N.J. Super. LEXIS 41 (App. Div. 2024)(Approved for Publication)

X. Complaints Adjudicated in U.S. District Court:

XI. Public Comment:

The public comment period is limited to providing an opportunity for speakers to present suggestions, views and comments relevant to the Council’s functions and responsibilities. In the interest of time, speakers may be limited to **five (5) minutes**. Speakers shall not be permitted to make oral or written testimony regarding pending or scheduled adjudications.*

XII. Adjournment

*Neither attorneys nor other representatives of the parties are required to attend this meeting nor will they be permitted to make oral or written comment during the adjudication.