



NEW JERSEY GOVERNMENT RECORDS COUNCIL

Administrative Complaint Disposition – No Records Responsive to the Request Exist

Rashir Abner
Complainant

GRC Complaint No. 2023-240

v.

City of Plainfield Police Department (Union)
Custodial Agency

Custodian of Record: Michael Richards

Request Received by Custodian: August 1, 2023

GRC Complaint Received: October 5, 2023

Complaint Disposition: The Custodian certified that he responded to the Complainant in writing within the statutorily mandated response time indicating that no records responsive to the OPRA request exist. Additionally, the Complainant failed to provide any evidence to contradict the Custodian’s certification. Thus, this complaint shall be dismissed because the evidence of record reflects that no responsive records exist.¹

Applicable OPRA Provision: “‘Government record’ or ‘record’ means any paper, written or printed book, document, drawing, map, plan, photograph, microfilm, data processed or image processed document, information stored or maintained electronically or by sound-recording or in a similar device, or any copy thereof, that has been made, maintained or kept on file in the course of his or its official business . . .” N.J.S.A. 47:1A-1.1.

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: May 21, 2024

Prepared By: Samuel A. Rosado
Staff Attorney

Date: May 14, 2024

Distribution Date: May 23, 2024

¹ The GRC notes that the Complainant submitted a prior request seeking the same records as the instant matter, which was the subject of Abner v. City of Plainfield Police Dep’t (Union), GRC Complaint No. 2023-179 (November 2023) (administratively disposed on the basis that no responsive records existed).