



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

Whitney Strub
Complainant

GRC Complaint No. 2024-176

v.

Rutgers University
Custodial Agency

Custodian of Record: Casey Woods
Request Received by Custodian: April 16, 2024
GRC Complaint Received: July 8, 2024

Complaint Disposition: The Complainant verified the instant complaint on June 29, 2024, alleging he was denied access to her OPRA request on April 29, 2024, or sixty-one (61) days prior. The Complainant contended that his complaint was filed out of time because he misread N.J.A.C. 5:105-2.1(a) to mean business days. However, the Complainant failed to show good cause to permit the complaint to proceed out of time.¹ 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: July 30, 2024

Prepared By: Frank F. Caruso
Executive Director

Date: July 23, 2024

Distribution Date: August 1, 2024

¹ The GRC notes that it rejected a similar argument in Yukicevich v. Moorestown Twp. (Burlington), GRC Complaint No. 2023-241 (January 2024).