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FILED
JAN 11 2019
HON. ALBERTO RIVAS, A.J.S.C.

Attorneys for Plaintiff
Steven Wronko

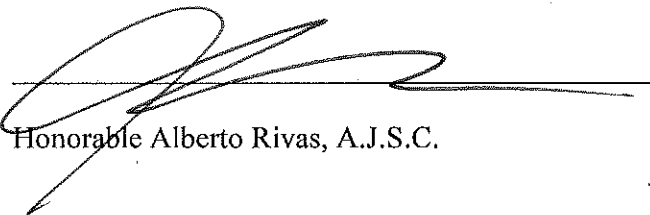
STEVEN WRONKO,	:	SUPERIOR COURT OF NEW JERSEY
	:	LAW DIVISION: MIDDLESEX COUNTY
Plaintiff,	:	DOCKET NO.: MID-L-5499-18
v.	:	<u>Civil Action</u>
BOROUGH OF CARTERET and KATHLEEN	:	ORDER
M. BARNEY, in her official capacity as records	:	
custodian for the Borough of Carteret,	:	
Defendants.	:	

THIS MATTER having been opened to the court by way of a verified complaint and order to show cause filed by Plaintiff, Steven Wronko (CJ Griffin, Esq. appearing), seeking disclosure of certain government records held by Defendants Borough of Carteret and Kathleen M. Barney in her official capacity as records custodian for the Borough of Carteret (Thomas Abbate, Esq. appearing), pursuant to the Open Public Records Act (“OPRA”), N.J.S.A. 47:1A-1, et seq., and the common law right of access; and the Borough having produced records responsive to Item #2 and #7 of Plaintiff’s OPRA request after Plaintiff served his lawsuit upon Defendants; and the Court having reviewed the pleadings and briefs and having heard oral argument on January 11, 2019; and for the reasons stated on the record; and for good cause shown:

IT IS on this 11 day of January, 2019, **HEREBY ORDERED** that:

1. The Facebook Page of Mayor Daniel Reiman, located at <http://www.facebook.com/danieljreiman>, is a government record subject to access under OPRA;
2. The Borough shall provide a copy of Mayor Reiman's banned user list to Plaintiff within 7 days from the date of this Order; *as of 1/11/19*
↓
3. ~~The Borough shall simultaneously provide a certification by Mayor Reiman which complies with Paff v. New Jersey Department of Labor, 392 N.J. Super. 334, 341 (App. Div. 2007) and states the last date that the banned user list was modified or altered;~~
4. ~~Item #2 and #7 of Plaintiff's OPRA requests were valid requests for government records and the Borough's initial response violated OPRA.~~
5. Plaintiff is a prevailing party entitled to an award of reasonable attorneys' fees and costs of suit pursuant to N.J.S.A. 47:1A-6. If the Parties cannot resolve the amount of attorneys' fees, Plaintiff may submit a fee application to the Court.

*The Court will schedule a phone conference 2/9/19
at 8:30 a.m.*


Honorable Alberto Rivas, A.J.S.C.