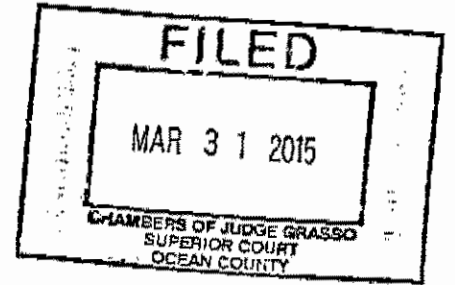


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(201) 488-8200  
**CJ GRIFFIN, ESQ. (#031422009)**



Attorneys for Plaintiff  
*John Paff*

JOHN PAFF  
  
Plaintiff,  
  
v.  
  
TOWNSHIP OF STAFFORD, and  
BERNADETTE PARK in her capacity as Records  
Custodian for Township of Stafford,  
  
Defendants.

SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION: OCEAN COUNTY  
DOCKET NO.: *L-852-15*  
Civil Action

**ORDER TO SHOW CAUSE**

**THIS MATTER** being brought before the court by Pashman Stein, a Professional Corporation, attorneys for Plaintiff John Paff, CJ Griffin, Esq. appearing, seeking relief by way of summary action pursuant to R. 4:67-1(a), based upon the facts set forth in the Verified Complaint filed herewith; and the court having determined that this matter may be commenced by Order to Show Cause as a summary proceeding pursuant to the Open Public Records Act, N.J.S.A. 47:1A-6, and for good cause shown:

IT IS on this 31<sup>st</sup> day of March, 2015, **ORDERED** that Defendants Township of Stafford, and Bernadette Park, in her capacity as Records Custodian for Township of Stafford, shall appear and show cause on the 12<sup>th</sup> day of MAY.

2015 before the Superior Court at the Ocean County Courthouse in Toms River, New Jersey, at 1:45 ~~am~~/p.m., or as soon thereafter as counsel can be heard, why judgment should not be entered:

1. Declaring said actions of Defendants to be in violation of OPRA, N.J.S.A. 47:1A-1 et seq. by failing to identify records responsive to Plaintiff's OPRA requests and failing to either grant access to the requested records or provide a lawful basis for denial;
2. Ordering Defendants to identify the records responsive to Plaintiff's OPRA requests;
3. Ordering Defendants release the requested records pursuant to OPRA or to provide a specific lawful basis for denial as to each responsive record;
4. In the alternative, directing Defendants to provide all public records responsive to Plaintiff's request to the Court *in camera* and then require Defendants to delete or excise from the records the portion(s), if any, that are exempt from public access and promptly permit access to the remainder of the record;
5. Alternatively, declaring Defendants have violated Plaintiff's rights under the common law right of access in their handling of Plaintiff's requests for public records;
6. Ordering Defendants to provide the requested records under the common law;
7. Ordering Defendants to preserve the requested record pending resolution of these proceedings or as otherwise required by law;
8. Awarding counsel fees and costs pursuant to N.J.S.A. 47:1A-6; and
9. For such other relief as the Court may deem just and equitable.

**AND IT IS FURTHER ORDERED** that:

1. A copy of this Order to Show Cause, Verified Complaint and all supporting affidavits or certifications submitted in support of this application be served upon Defendants personally or by Certified Mail, Return Receipt Requested, within Service Acknowledged days of the date the Plaintiff received this Order, in accordance with R. 4:4-3 and R. 4:4-4, this being original process. for all defendants vjt

2. The Plaintiff must file with the court its proof of service of the pleadings on the Defendants no later than three (3) days before the return date.

3. Defendants shall file and serve a written answer and opposition papers to this Order to Show Cause and the relief requested in the Verified Complaint and proof of service of the same by April 17<sup>th</sup>, 2015. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the papers must be sent directly to the chambers of Judge GRASSO. A copy must be served on Plaintiff that same date.

4. The Plaintiff must file and serve any written reply to the Defendants' opposition to the Order to Show Cause by MAY 1<sup>ST</sup>, 2015. The reply papers must be filed with the Clerk of the Superior Court in the county listed above and a copy of the reply papers must be sent directly to the chambers of Judge GRASSO.

5. If the Defendants do not file and serve opposition to this Order to Show Cause, the application will be decided on the papers on the return date and relief may be granted by default, provided that the Plaintiff files a proof of service and a proposed form of order at least three days prior to the return date.

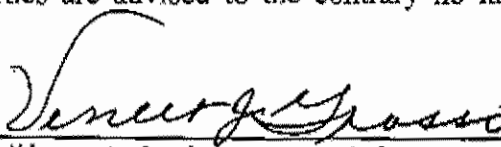
6. If Plaintiff has not already done so, a proposed form of order addressing the relief sought on the return date (along with a self-addressed return envelope with return address and postage) must be submitted to the Court no later than three (3) days before the return date.

7. Defendants take notice that the Plaintiff has filed a lawsuit against you in the Superior Court of New Jersey. The Verified Complaint attached to this Order to Show Cause states the basis of the lawsuit. If you dispute this complaint, you, or your attorney, must file a written answer and opposition papers and proof of service before the return date of the order to show cause.

These documents must be filed with the Clerk of the Superior Court in the county listed above. A directory of these offices is available in the Civil Division Management Office in the county listed above and online at <http://www.judiciary.state.nj.us/prose/10153deptyclerklawref.pdf>. Include a \$175 filing fee payable to the "Treasurer State of New Jersey." You must also send a copy of your Answer and opposition papers to the plaintiff's attorney whose name and address appear above, or to the Plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve your answer and opposition papers (with the fee) or judgment may be entered against you by default.

8. If you cannot afford an attorney, you may call the Legal Services office in the county in which you live or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). If you do not have an attorney and are not eligible for free legal assistance you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at <http://www.judiciary.state.nj.us/prose/10153deptyclerklawref.pdf>.

9. The Court will entertain argument, but not testimony, on the return date of the Order to Show Cause, unless the Court and parties are advised to the contrary no later than 3 days before the return date.

  
\_\_\_\_\_  
Vincent J. Grasso, A.J.S.c.