

FILED  
SEP 20 2018

**PREPARED BY THE COURT**

SUPERIOR COURT OF NJ  
MERCER VICINAGE

**KEVIN LEWIS,**

**Plaintiff,**

v.

**COUNTY OF BURLINGTON and JASON  
P. TOSCHES in his official capacity as  
Custodian of Public Records of Burlington  
County,**

**Defendants.**

**SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION-  
MERCER COUNTY**

**DOCKET NO. MER L-1077-18**

**CIVIL ACTION**

**ORDER RELEASING RECORDS AND  
AWARDING COUNSEL FEES**

**Attorney for Plaintiff:**

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**Attorney for Defendants:**

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**THIS MATTER** having come before the court by way of a Verified Complaint and Order to Show Cause filed by Plaintiff seeking access to body worn camera footage from Defendant under the Open Public Records Act (“OPRA”); and following an in camera review of these recordings; and for the reasons set forth on the record; and for good cause shown:

**IT IS** on this 20<sup>th</sup> day of September, 2018, **HEREBY ORDERED** that:

1. Mr. Lewis shall be granted access to most of the body worn camera footage that documents his interaction with Burlington County Sheriff’s Officers on January 24, 2018. The footage was contained on a disc captioned “McNally.” This footage is not to include the final portion of the recording, where an officer holds up a paper that contains Ms. Ingram’s address.

2. Mr. Lewis shall be denied access to the body worn camera footage that primarily relates to Ms. Ingram's interaction with Burlington County Sheriff's Officers on January 24, 2018. This footage was contained on a disc labeled "Schieber."
3. Plaintiff is a partially prevailing party under the Open Public Records Act and entitled to a reasonable counsel fee.
4. The parties have until October 19, 2018, to resolve the counsel fee award. If this matter cannot be resolved by that time, the parties are to notify the court which will then establish a schedule for the counsel fee application.

  
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Mary C. Jacobson, A.J.S.C.