AMERICAN CENTER
for LAW & JUSTICE

October 30, 2026

New Jersey Department of State, Division of Elections
Public Records Custodian
P.O. Box 304
Trenton, NJ 08625-0304
feedback@sos.nj.gov

RE: OPRA Request to examine the New Jersey Department of State, Division of Elections records regarding registration of non-citizens to vote.

Dear Public Records Custodian:

Under the Open Public Records Act**,** pursuant to N.J. STAT. ANN. § 47:1A-1 *et seq*. ("OPRA") and N.J. STAT. ANN. § 19:31-18.1 *et seq.*, the American Center for Law and Justice (ACLJ)[1] requests your records regarding registration of non-citizens to vote.

Background

In June 2023, when New Jersey residents applying for a driver's license or identification card were asked whether they wanted to register to vote, some individuals stated that they were not citizens and unable to vote, but the "software" registered them on the voter rolls anyways. The number of improper registrants is approximately 6,600 with some 400 having voted.[2]

Records Requested

For purposes of this Request, and unless otherwise indicated, the timeframe of records requested herein is June 1st, 2023, through the date of receipt of this Request. All terms used herein have the definitions given by the OPRA.

The ACLJ requests copies of the following records be provided via email:

[1] The ACLJ is a not-for-profit 50l(c) (3) organization dedicated to the defense of constitutional liberties secured by law. The ACLJ regularly monitors governmental activity concerning abortion and works to inform the public of such affairs. The ACLJ and its global affiliated organizations are committed to ensuring governmental accountability and the ongoing viability of freedom and liberty in the United States and around the world.

[2] NEW JERSEY OFFICE OF THE GOVERNOR, https://www.youtube.com/watch?v=aoYZ9B0ezpQ (last visited July 24, 2026).

1. All records concerning the discovery of the software error in the N.J. Motor Vehicle System that led to the voter registration of roughly 6,600 non-citizens.

2. All records concerning the non-citizens registered to vote as a result of this error.

3. All voting records of any noncitizens who actually voted to the extent permitted by N.J. Stat. Ann. § 19:31-18.1(b).

4. All records concerning the solution(s) to this software problem(s).

Conclusion

If this Request is denied in whole or in part, ACLJ requests that, within the time requirements imposed by OPRA, the custodian agency support all denials by reference to specific OPRA exemptions and provide any statutorily or judicially required explanatory information.

If there are any fees for searching or copying these records, please inform the ACLJ if the cost will exceed $500. However, the ACLJ respectfully requests a waiver of all fees because the disclosure of the requested information is in the public interest. The ACLJ will disseminate the records requested to the public via multiple media platforms and, as such, the records are requested for news gathering purposes. This information is not being sought for commercial purposes.

Thank you for your prompt consideration of this Request. Please furnish all applicable records and direct any responses to:

Jordan Sekulow, Executive Director
Benjamin P. Sisney,
John A. Monaghan
American Center for Law and Justice
[redacted]
[redacted]

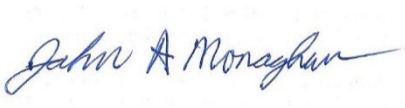
I affirm that the foregoing request and attached documentation are true and correct to the best of my knowledge and belief.

Respectfully submitted,

AMERICAN CENTER FOR LAW AND JUSTICE

Jordan Sekulow
Executive Director

Benjamin P. Sisney
Senior Litigation Counsel



John A. Monaghan
Senior Litigation Counsel