



POLICE DEPARTMENT
LEGAL BUREAU
F.O.I.L. UNIT, ROOM 110C
ONE POLICE PLAZA
NEW YORK, NY 10038

April 17, 2014

Mr. Nate Vogel
New York Civil Liberties Union
125 Broad Street
New York, New York 10004

**RE: FREEDOM OF INFORMATION LAW
REQUEST: #14-PL-0175**

Dear Mr. Vogel:

This letter is in further response to your letter dated January 7, 2014, which stated ten numbered requests, pursuant to N.Y. Public Officers Law ("POL") §§ 84 *et seq.*, also known as the Freedom of Information Law ("FOIL"), for records that pertain to automatic license plate readers ("ALPRs") and to readers that electronically detect E-Z Pass tags.

Preliminarily, the requests regarding E-Z Pass readers, stated in ¶¶ 3, 4, 5, 7, and 10 of the January 7, 2014, letter must be denied because the NYPD does not maintain such records, and does not operate E-Z Pass readers. Articles cited in footnote 1 of the January 7, 2014, letter may refer to a program operated by the Department of Transportation.

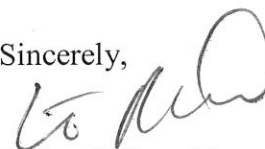
To the extent that the requests in ¶¶ 1, 2, 4, 5, 6, and 8 seek records that detail the acquisition, deployment, availability and operation of ALPR systems by the NYPD, the request is denied in that such records are exempt pursuant to POL § 87(2)(e), (f), (g), and (i). Disclosure would interfere with law enforcement investigations, would reveal non-routine criminal investigative techniques and procedures, and would permit interference with NYPD information technology assets and infrastructures. Disclosure could also endanger the life or safety of residents and visitors to the New York City area. In addition, access is denied to records that are non-final intra- and inter-agency materials that reflect opinions and recommendations and that are deliberative in nature.

The request stated in ¶ 9 of the January 7, 2014, letter, is granted to the extent that the seven-page document consisting of the NYPD's "Public Security Privacy Guidelines" will be mailed upon receipt of the copying fee in the amount of \$ 1.75.

To the extent that the requests stated in the January 7, 2014, letter are duplicative of the NYCLU's requests dated October 5, 2007, and April 13, 2009, which were processed under file number 07-PL-4521 and 09-PL-2064, the request is also denied on the ground that it duplicates these prior requests, whose processing was completed.

You may appeal this decision or any portion thereof. Such an appeal must be made in writing, within 30 days of this letter, and must be forwarded to: Jonathan David, Records Access Appeals Officer, New York City Police Department, One Police Plaza, Room 1406, New York, NY 10038.

Sincerely,

A handwritten signature in black ink, appearing to read 'Richard Mantellino', written in a cursive style.

Richard Mantellino
Lieutenant
Records Access Officer

COURTESY • PROFESSIONALISM • RESPECT