

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

In the Matter of,

NEW YORK CIVIL LIBERTIES UNION,

Petitioner,

-against-

NEW YORK CITY POLICE DEPARTMENT,

Respondent.

Index No.: \_\_\_\_\_

For a Judgement Pursuant to Article 78 of the Civil  
Practice Law and Rules.

**AFFIRMATION OF GUADALUPE V. AGUIRRE IN SUPPORT OF THE  
VERIFIED PETITION**

GUADALUPE V. AGUIRRE, a member of the bar of New York, affirms the following to  
be true under the penalties of perjury:

1. I am a Staff Attorney at the New York Civil Liberties Union (“NYCLU”) Foundation and represent the petitioner in this action. I make this Affirmation upon personal knowledge and in support of the Verified Petition dated September 30, 2021 (“Verified Petition”), in the above-captioned case.
2. As one of the attorneys who corresponded with the New York City Police Department (“NYPD”) on behalf of the petitioner in the course of this Freedom of Information Law proceeding, I affirm that paragraphs 26–32 in the Verified Petition, which set forth the procedural history of the request, are true to my personal knowledge. I affirm that:

- a. Attached hereto as **Exhibit A** is a true and correct copy of the petitioner's FOIL Request dated April 30, 2021.
- b. Attached hereto as **Exhibit B** is a true and correct copy of the NYPD's email denial dated May 5, 2021.
- c. Attached hereto as **Exhibit C** is a true and correct copy of the petitioner's letter, dated June 3, 2021, in which the petitioner administratively appealed the denial of the FOIL request.
- d. Attached hereto as **Exhibit D** is a true and correct copy of the NYPD's letter, dated June 3, 2021, denying the petitioner's appeal.
- e. Attached hereto as **Exhibit E** is a true and correct copy of an article by Ashley Southall of the New York Times titled, "323,911 Accusations of N.Y.P.D. Misconduct Are Released Online" that I downloaded and saved in a portable document format ("PDF") on September 29, 2021 at 6:17pm from, <https://www.nytimes.com/2020/08/20/nyregion/nypd-ccrb-records-published.html>.
- f. Attached hereto as **Exhibit F** is a true and correct copy of an article by Jake Offenhartz of Gothamist titled, "New NYPD Database Offers "Narrow" Glimpse at Police Disciplinary Records" that I downloaded and saved in PDF format on September 29, 2021 at 6:34pm from <https://gothamist.com/news/new-nypd-database-offers-narrow-glimpse-police-disciplinary-records>.

Respectfully Submitted,



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GUADALUPE VICTORIA AGUIRRE


*Counsel for Petitioner*

Date: September 30, 2021  
New York, New York

**CERTIFICATION PURSUANT TO 22 NYCRR § 202.8-b**

I, Guadalupe V. Aguirre, an attorney duly admitted to practice law before the courts of the State of New York, hereby certify that this Affirmation complies with the word count limit set forth in 22 NYCRR § 202.8-b because it contains 344 words, excluding the parts exempted by § 202.8-b(b). In preparing this certification, I have relied on the word count of the word-processing system used to prepare this affidavit.

Dated: September 30, 2021  
New York, New York

  
\_\_\_\_\_  
Guadalupe V. Aguirre