

# Exhibit 9

**From:** [Todd, Christopher V.](#)  
**To:** [Prussien, Kingdar](#)  
**Cc:** [Miller, Atara](#); [Taylor, Errol](#); [Wellin, Andrew](#); [Lovin, Samantha](#); [Pere, Lyndsey](#)  
**Subject:** [EXT] RE: FOIL Request Correspondence Reference # LB 649-20  
**Date:** Wednesday, February 24, 2021 1:32:24 PM  
**Attachments:** [image001.png](#)

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Mr. Kingdar –

The Department is in the process of reviewing your amended request and will provide a response within twenty (20) business days.

Thank you,



Christopher V. Todd  
Deputy Bureau Chief  
Nassau County Police Department  
Legal Bureau  
1490 Franklin Avenue  
Mineola, NY 11501  
(516) 573-7210  
[cvtodd@pcdn.org](mailto:cvtodd@pcdn.org)

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**From:** Prussien, Kingdar <KPrussien@milbank.com>  
**Sent:** Wednesday, February 24, 2021 1:23 PM  
**To:** Todd, Christopher V. <CVTodd@PCDN.ORG>  
**Cc:** Miller, Atara <AMiller@milbank.com>; Taylor, Errol <ETaylor@milbank.com>; Wellin, Andrew <awellin@milbank.com>; Lovin, Samantha <SLovin@milbank.com>; Pere, Lyndsey <lpere@milbank.com>  
**Subject:** RE: FOIL Request Correspondence Reference # LB 649-20

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Mr. Todd,

We are following up on the below to see (1) when we can expect a response to our more particularized FOIL requests, and (2) whether NCPD intends to object to producing documents or information related to unfounded and/or unsubstantiated civilian complaints against police officers.

Please let us know as soon as possible.

We look forward to continued cooperation throughout this process.

Regards,

Kingdar

Kingdar Prussien | [Milbank](#) | Associate

Pronouns: he/him/his

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**From:** Lovin, Samantha <[SLovin@milbank.com](mailto:SLovin@milbank.com)>

**Sent:** Friday, February 19, 2021 12:44 PM

**To:** [CVTodd@PDCN.ORG](mailto:CVTodd@PDCN.ORG)

**Cc:** Miller, Atara <[AMiller@milbank.com](mailto:AMiller@milbank.com)>; Taylor, Errol <[ETaylor@milbank.com](mailto:ETaylor@milbank.com)>; Wellin, Andrew <[awellin@milbank.com](mailto:awellin@milbank.com)>; Prussien, Kingdar <[KPrussien@milbank.com](mailto:KPrussien@milbank.com)>; Pere, Lyndsey <[lpere@milbank.com](mailto:lpere@milbank.com)>

**Subject:** RE: FOIL Request Correspondence Reference # LB 649-20

Mr. Todd,

We are following up on the below to inquire when we can expect a response to our more particularized FOIL requests.

On a related note, we understand from the Article 78 petition that Newsday recently filed regarding its FOIL request directed to the Nassau County Police Department's ("NCPD"), that the NCPD took the position that Public Officers Law Section 87(2)(b) permits it to withhold (or redact) unsubstantiated and unfounded civilian complaints against police officers. Based on NCPD's response to our FOIL requests and our prior discussions, we had understood that unsubstantiated or unfounded civilian complaints will be produced in response to our request for all disciplinary records. Please let us know by no later than Tuesday, February 23, whether NCPD intends to object to producing documents or information related to unfounded and/or unsubstantiated complaints.

Thank you,  
Samantha

Samantha Lovin | [Milbank](#) | Associate

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**From:** Lovin, Samantha

**Sent:** Wednesday, February 10, 2021 11:18 AM

**To:** 'CVTodd@PDCN.ORG' <[CVTodd@PDCN.ORG](mailto:CVTodd@PDCN.ORG)>

**Cc:** Miller, Atara <[AMiller@milbank.com](mailto:AMiller@milbank.com)>; Taylor, Errol <[ETaylor@milbank.com](mailto:ETaylor@milbank.com)>; Wellin, Andrew <[awellin@milbank.com](mailto:awellin@milbank.com)>; Prussien, Kingdar <[KPrussien@milbank.com](mailto:KPrussien@milbank.com)>; Pere, Lyndsey <[lpere@milbank.com](mailto:lpere@milbank.com)>

**Subject:** FOIL Request Correspondence Reference # LB 649-20

Mr. Todd,

Please see the attached correspondence.

Regards,  
Samantha

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