City of Malden
Massachusetts

POLICE DEPARTMENT

Ms. Laura Rotolo
Staff Counsel
ACLU of Massachusetts
211 Congress Street
Boston, MA 02110

February 13, 2014

Dear Counselor Rotolo,

In response to your inquiry for "... records relating to your department's participation in regional interagency mutual aid organizations, such as the North Eastern Massachusetts law Enforcement Council (NEMLEC)," I have reached the following conclusions:

As it relates to "Documents sought," Request #1, the Malden Police Department utilizes MGL Ch. 40/8G. For requests #2, #3, and #4, I have spoken to a representative from NEMLEC. He has informed me that the position of NEMLEC is that it is a "Non-Profit" and therefore exempt from the F.O.I.A.

If you have any further questions please don't hesitate to call Attorney Jack Collins at the Mass Chiefs of Police Association. The following outlines your right to appeal my decision.

You have the right to appeal your request to the Division of Public Records, namely the "Supervisor." You have (90) days from the date of your original request to appeal to the Supervisor. The appeal must include a copy of your original request and any response from the records custodian. The decisions are on a case-by-case basis at the discretion of the Supervisor. The Supervisor will provide an opinion on the appropriateness of the records custodian's response and a determination as to whether the requested record is public.[1]

Regards,

Captain Glenn Cronin

Administrations & Operations
Malden Police Department
200 Pleasant Street
Malden, MA 02148
781-397-7171
FBINA Session 227

[1]Guide to the Massachusetts Public Records Law, pg. 1, 2009