



GARY J. GEMME
CHIEF OF POLICE

DEPARTMENT OF POLICE
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(508) 799-8600



September 13, 2013

Attorney Jessie J. Rossman
ACLU of Massachusetts
21 Congress Street
Boston, MA 02110

RE: Public Records Request Received on September 11, 2012

Dear Mr. Rossman:

This letter is in response to your public records request received on September 11, 2013 requesting the following:

- *“Policies, procedures and practices your agency follows to obtain intelligence from the DEA or any DEA intelligence or law enforcement databases.*
- *Policies, procedures and practices your agency follows in the course of using information derived from DEA databases, employees or contractors in any criminal or intelligence investigations and prosecutions.*
- *Any documents describing the use of ‘parallel construction’ in intelligence or criminal investigations or prosecutions.*
- *Memorandum of Understanding or Agreement between you agency and the DEA or any sub-agency of the DEA.*
- *Records of communication between any employee or contractor for your agency and any employee or contractor of the DEA; pertaining to intelligence sharing frameworks, access to databases, and ‘parallel construction’.*
- *Records of communications between any employee or contractor for your agency and any employee or contractor for the DEA’s SOD.*
- *Records describing your agency’s access to any databases.*
- *Records containing reference to or describing ‘Operation Hemisphere’, or any other program that grants your agency the power to data-mine phone records held by telecommunications companies, either directly or indirectly.*

Jessie J. Rossman
ACLU of Massachusetts
PUB. RECS. REQ. RESPONSE
September 13, 2013

Your request has been scheduled for a thorough review by our staff. However, due to both the extensive nature of your request and our limited resources, we are unable to provide you with a detailed answer and a good faith estimate of costs¹ and any exemptions that may apply at this time. As soon as they are available, we will forward them to you.

If you have any questions regarding this matter, please contact the Bureau of Professional Standards at 508-799-8694.

Respectfully,



CHIEF OF POLICE

Gary J. Gemme

Chief of Police

GJG/bops

¹ Pursuant to M.G.L. C. 66 §10(a), the *per* copy fee that we may charge for providing copies of these documents to you is \$1.00 per page if they are mailed to you [plus applicable postage charges], or \$.50 per page if you pick them up at Worcester Police Headquarters. In addition, please be advised that 950 C.M.R. 32.06 allows for payment to the custodian of the records being sought for search and segregation time, at the rate paid to the lowest paid employee that is capable of doing the work. In this case, due to the complexity of the materials involved and the expertise required in order to perform the necessary review of them prior to release, that employee is a police sergeant, and the current hourly rate is \$43.74. Due to budgetary and personnel constraints, we are not able to waive any fees associated with public records requests at this time.