



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
One Ashburton Place, 11<sup>th</sup> Floor  
Boston, Massachusetts 02108

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Secretary

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[www.mass.gov/eohhs](http://www.mass.gov/eohhs)

*Via e-mail*

August 1, 2019

Emiliano Falcon  
American Civil Liberties Union of Massachusetts  
[efalcon@aclum.org](mailto:efalcon@aclum.org)

Re: Public Records Request Dated July 22, 2019 – Morpho Records

Dear Mr. Falcon,

The Executive Office of Health and Human Services (EOHHS) responds to the above referenced public records request (PRR) received on July 22, 2019, wherein you requested:

The ACLU seeks records relating to Executive Office of Health and Human Services (“EOHHS”) contracts with MORPHOTRAK LLC, MORPHOTRUST USA, MORPHOTRAK, INC., MORPHOTRUST USA, LLC., MORPHOTRUST USA, INC., and MORPHO USA, INC..

The ACLU requests all such records created on or after January 1, 2015, pertaining to any EOHSS relationship with MORPHOTRAK LLC, MORPHOTRUST USA, MORPHOTRAK, INC., MORPHOTRUST USA, LLC., MORPHOTRUST USA, INC., and MORPHO USA, INC..

These records include but are not limited to:

1. Communications between any representative of the EOHSS and any representative of any of those mentioned companies.
2. Documents relating to any EOHSS relationship with those companies, including but not limited to: purchase orders, RFPs, licensing agreements, invoices, and other contracts (including non-disclosure agreements)
3. Materials relating to how the product or services offered by those companies functions (or functions improperly), including e-mails, handouts, PowerPoint presentations, advertisements, or specification documents.
4. Manuals, policies, procedures, and practices governing the use or monitoring of the product or service provided by those companies.

Enclosed please find two (2) PDF documents titled “FY17 EHS to POL Fingerprinting ISA State Police-Executed” and “FYs 19-20 ERF EHS-POL Fingerprinting ISA-Executed.” Upon

information and belief, MorphoTrust USA, LLC changed its name to IDEMIA Identity & Security USA, LLC (IDEMIA). Accordingly, EOHHS is providing you with the FY19-FY20 ISA between EOHHS and the Department of State Police for which IDEMIA is providing the underlying services. EOHHS has not redacted or withheld any records responsive to your request.

EOHHS now considers your request closed.

EOHHS reserves the right to retrieve any exempted, privileged, or otherwise protected materials or information inadvertently included in this production. Any such production is not, and shall not be considered or deemed, a waiver of any applicable privileges or protections from disclosure.

Pursuant to G.L. c. 66, § 10A, if you believe the agency has violated G.L. c. 66, § 10 and your request was made in writing, you may submit an appeal to the Supervisor of Public Records in the Office of the Secretary of the Commonwealth or seek judicial review by commencing a civil action in Suffolk Superior Court.

Sincerely,

*Patricia M. Scanlan*

Patricia M. Scanlan  
Records Access Officer