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Town of Barnstable Police Department

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February 20, 2020

Emiliano Falcon American Civil Liberties Union Foundation 311 Congress Street Boston, MA 02110

Dear Mr. Falcon:

On February 14, 2020, we received your request pursuant to the Massachusetts Public Records Law for the following records:

ACLUM requests public records pertaining to facial recognition.

1. All communications, including text messages and emails, between or among any staff members or representatives of the police department and any representative of any company that manufactures or sells any facial recognition products, including but not limited to Clearview AI.

Response: Please refer to enclosed CD.

2. All internal communications, including text messages and emails, referencing any company that manufactures or sells any facial recognition product or service, including but not limited to Clearview AI.

Response: Please refer to enclosed CD.

3. Records evidencing or describing any existing or potential relationship between the police department and all companies that manufacture or sell any facial recognition product, including but not limited to Clearview AI. These records include but are not limited to MOUs, purchase orders, RFPs, licensing agreements, invoices, non-disclosure agreements, project proposals, and other contracts. Response: The Barnstable Police Department has no relationship in the past or present with Clearview AI.

4. Records referencing the operational effectiveness or accuracy rate of any of the facial recognition service or product. These records include but are not limited to e-mails, handouts, PowerPoint presentations, advertisements, audits, and specification documents.

Response: Please refer to enclosed CD.

5. Training materials related to facial recognition products or services

Response: Not applicable.

6. Policies and procedures pertaining to the use of facial recognition products or services, or the data they produce; and

Response: Not applicable.

7. Records relating to any public process, meeting, or debate about facial recognition products or services. These include but are not limited to meeting agendas or minutes, public notices, analyses, and communications between the police department and elected officials.

Response: Not applicable.

Please be advised that pursuant to 950 CMR 32.00 and G.L. c. 66, section 10A(a) you have the right to appeal this decision to the Supervisor of Public Records within 90 calendar days. Such appeal shall be in writing, and shall include a copy of the letter by which the request was made and, if available, a copy of the letter by which the custodian responded. Pursuant to G.L. c. 66, section 10A(c), you also have the right to seek judicial review by commencing a civil action in the Superior Court.

Should you have any questions please do not hesitate to contact me. Thank you.

Danielle Paradis
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