

From Gill, Ann Marie <AGILL@bridgewaterma.org>
Subject **RE: ACLU Public Records Request**
To Emiliano Falcon-Morano <efalcon@aclum.org>
Date Wed, 11 Mar 2020 13:05:33 +0000

Hi Emiliano,

I have responded to your public records request to the best of my knowledge. I would suggest that you follow your right of appeal to the Secretary of State's office.

Thank you,

Ann Marie Gill

BRIDGEWATER POLICE DEPARTMENT

220 Pleasant Street
Bridgewater, MA 02324
Phone: 508-659-1507 Fax: 508-697-3908

agill@bridgewaterma.org

From: Emiliano Falcon-Morano
Sent: Wednesday, March 11, 2020 8:30 AM
To: Gill, Ann Marie
Subject: Re: ACLU Public Records Request

Good morning,

I never received the March 3 email in response to my February 24 email.

Thank you!

Best,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[3PipaxPzHSP8U23V_UM4AJi9jRjXqcCuOMzf4FbFCiEsjsQuEs76BnguDnWQVTboYivZuc_e_uMS2fZypux4fYWKVvMPF6oyvt9uPb0rXJ1oZDgbKIo3V6l7RF4Y7g.,&typo=1> |](#)

Twitter

[ass&c=E,1,68hkbT31MlkfA945ygtwU4znzKBZ9cnNkunmxoCcQ-g-8iJC9_qptcBcNch_as](#)

[C_84loIkGYXbzuGYp9hB8aY6bXJTsKSXN1WSiYB2khYXYGuJvTPA.,&typo=1> |](#)

Facebook | Instagram

| Youtube

From: Gill, Ann Marie >

Sent: Wednesday, March 11, 2020 8:10 AM

To: Emiliano Falcon-Morano

Subject: RE: ACLU Public Records Request

Good Morning Emiliano,

What am I re-sending?

Thank you,

Ann Marie Gill

BRIDGEWATER POLICE DEPARTMENT

220 Pleasant Street

Bridgewater, MA 02324

Phone: 508-659-1507 Fax: 508-697-3908

agill@bridgewaterma.org

From: Emiliano Falcon-Morano >

Sent: Tuesday, March 10, 2020 4:37 PM

To: Gill, Ann Marie >

Cc: Kade Crockford

>

Subject: Re: ACLU Public Records Request

Hello Ann,

I never received that email. Can you re-send it, please?

Thank you.

Best,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[lqHJcDn129qobd5DDCmbbNWZ4pDwNTuYBQEAIp5fzKcLNfRCbBfSlsiuMotbWOL96I3vrXHwtycmZ5CEaEzsEEaofbhBTmGwXC9QdwB9Lzt&typo=1](#) > | [Twitter](#)

[ass&c=E,1,qv-UMu_idEjNsQAbRw9-P_F_76DGF3mqPcp4MjN52WFBtu42kpbVZdHfDgjJ72](#)

[Nj2EeICnkdhs2C3hxayA-zAYFQT378Ft93OEAXp2V7Cy-1_w4tHPxwjg,,&typo=1](#) > |

[Facebook](#) | [Instagram](#)

| [Youtube](#)

From: Gill, Ann Marie >

Sent: Thursday, March 5, 2020 9:39 AM

To: Emiliano Falcon-Morano

Subject: RE: ACLU Public Records Request

Good Morning Emiliano,

Thank you – I have responded to the email that you sent on February 24 on March 3.

Thank you,

Ann Marie Gill

BRIDGEWATER POLICE DEPARTMENT

220 Pleasant Street
Bridgewater, MA 02324
Phone: 508-659-1507 Fax: 508-697-3908

agill@bridgewaterma.org

From: Emiliano Falcon-Morano >
Sent: Tuesday, March 3, 2020 2:32 PM
To: Gill, Ann Marie >
Subject: RE: ACLU Public Records Request

Hello Ann,

Thank you for the email.

I am following up with the email I sent you on February 24 in response to the original answer. Can you take a look at it?

Thank you.

Best,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[gcUVwM11Z1DWjGez6zpS5JWKdqlzGRIDW9mxmVQq5R7lNSggkz83EOQpVmIohPr8nGY-zyw_Gebjo-DvVPQgjUODq3YN1f312Y4U2sfSGaoW8lQAcWgl2A,&typo=1> | Twitter](#)
[ass&c=E,1,VurvGrd0nDap7IrbCt8iwUdZVHv6YTHN0cfBZA0yAv2mYb2vFhwpOcc5MxwvI6kgchQaeExhqfg0vnHwekfRr09SI9R9bafczq9Lr6e3ovePVEhRPTCdqnx9hTg,&typo=1>](#)
[| Facebook](#) | [Instagram](#)
[| Youtube](#)

“Join us to celebrate 100 years of defending freedom at the ACLU Centennial Gala on Sat, May 9 – RSVP today!
[er&c=E,1,WP3hh4XLQfIZTngrTomxDOSLoZq23qfgSFuJ0A_KX7t6TAyScKxtJGkcJgZg7D2VquAuEe8fVnQhBcEPxVm-_nnvl3Tl109ALnaj3Ik_XxmFhvDIzcyjZaw,,&typo=1>”](#)

From: Gill, Ann Marie [<mailto:AGILL@bridgewaterma.org>]
Sent: Tuesday, March 3, 2020 2:23 PM
To: Emiliano Falcon-Morano >
Subject: RE: ACLU Public Records Request

Good Afternoon Emiliano,

I responded to your Public Records request dated February 14, 2020 on February 24, 2020.

Thank you,

Ann Marie Gill

BRIDGEWATER POLICE DEPARTMENT

220 Pleasant Street
Bridgewater, MA 02324
Phone: 508-659-1507 Fax: 508-697-3908

agill@bridgewaterma.org

From: Emiliano Falcon-Morano >
Sent: Tuesday, March 3, 2020 1:21 PM
To: Gill, Ann Marie >
Cc: Jessica Lewis >; Taisha Lazare >; Kade Crockford

>
Subject: RE: ACLU Public Records Request

Hello Ann,

Good afternoon. I am writing to follow up with this email.

Thank you.

Best,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[V82dcdq4GwK4XTuUOGNFeyD46bn1Ao5BID5uDyCPmuoPxPLsKOo7GYN6zK-bT9wgQ8VLM2jN](#)

[QfocziXwui6fI_CPLLHa9zbxJUBQkR7D2YmRev6mcN&typo=1>](#) | Twitter

[ass&c=E,1,uQfKk3G4FCvc5_0Exqf5w80qXUgOOncFLNZY7Oc5vU-bW7NJcLLyqLz5JnqLAY](#)

[SpjJ4-dAZHwVCdEXqpvrkNbnqVkkay6Zz7u3jWkH_AsaocFQ,&typo=1>](#) | Facebook

| Instagram

| Youtube

“Join us to celebrate 100 years of defending freedom at the ACLU

Centennial Gala on Sat, May 9 – RSVP today!

[er&c=E,1,YoVraU19gdLgmrnBHFjQ4YlgBO5E4H7SDBYQ0C1O13QhSZZCnmKqdxIOuSxvN](#)

[34sPagom6j8yrBtiIA8rdKgueGxcCTJCJIdZPoKJefGk1Auo0i23geRk,&typo=1>](#)”

From: Emiliano Falcon-Morano

Sent: Monday, February 24, 2020 11:59 AM

To: 'Gill, Ann Marie' >

Cc: Jessica Lewis >; Taisha

Lazare >; Kade Crockford

>

Subject: RE: ACLU Public Records Request

Good afternoon.

Thank you for your answer.

The public records law states that each person has a right of access to public records. G.L. ch. 66, § 10(a). The law broadly defines "public records" to include "all books, papers, maps, photographs, recorded tapes, financial statements, statistical tabulations, or other documentary materials or data, regardless of physical form or characteristics, made or received by any officer or employee" of any Massachusetts governmental entity. G.L. ch.4, § 7(26).

The general rule is that all public records are public. *Globe Newspaper Co. v. Police Com'r of Bos.*, 419 Mass. 852, 857 (1995) (interpreting G.L. ch. 66, § 10(c)). The law contains certain limited exemptions that provide the basis for withholding records completely or in part. See generally G.L. ch. 4, §7(26) (a) – (u). However, under the public records law, these exemptions must be strictly and narrowly construed. *Attorney Gen. v. Assistant Com'r of Real Prop. Dep't of Bos.*, 380 Mass. 623, 625 (1980) (holding that given the statutory presumption in favor of disclosure in G.L. ch. 4, §7(26) exemptions must be strictly construed)

Statutory exemptions are not blanket in nature. See *Reinstein v. Police Com'r of Bos.*, 378 Mass. 281, 290 (1979) (explaining that there is no blanket exemption provided for records kept by police departments and that the exemption for investigatory materials invites a case-by-case consideration). The fact "that some exempt material may be found in a document or report of an investigatory character does not justify clature as to all of it." *Id.* (emphasis added). It follows that where exempt information is mixed with non-exempt information, the non-exempt portions are subject to disclosure once the exempt portions are redacted. *Id.*, at 287–88 (holding that the June 1978 amendments settled the issue and made clear that the right to access extended to any non-exempt segregable portion of a public record)

Please note that you cannot withhold all records at once, as you intend to do in your response. If you believe that any portion of the records in your possession is exempt under the public records law, you should still send those records and make the appropriate redactions.

Thank you very much,

Best regards,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[FuQliX6MPhISnECtWAeo7MJS4ALj1DQ4PSNCeQaBoVEgv-jAGIHmXqnSmFflavZVQd8tan6Z
Xzgz_aMh09vn7Nzh4HAXEsZ607bNcGV_rMpPUAV_Y2wgV1Jv6k_&typo=1> | Twitter
ass&c=E,1,KjESfB7yQtKMF6vEC09-L2CNfAWTJVw30jftFjhyxbHVOMIAS4XH16I23EOEST
aCj6pXECI3SUHuxWkM0bJ2SZdJhFtXiKkhc3hFgzTuky4mkQMAfFGK&typo=1> |](https://www.aclu.org/technology-for-liberty)

Facebook | Instagram

| Youtube

From: Gill, Ann Marie [<mailto:AGILL@bridgewaterma.org>]

Sent: Monday, February 24, 2020 11:48 AM

To: Emiliano Falcon-Morano >

Subject: RE: ACLU Public Records Request

Good Morning,

Please see the attached response to your February 14, 2020 public records request.

Thank you,

Ann Marie Gill

BRIDGEWATER POLICE DEPARTMENT

220 Pleasant Street

Bridgewater, MA 02324

Phone: 508-659-1507 Fax: 508-697-3908

agill@bridgewaterma.org

From: Emiliano Falcon-Morano >
Sent: Friday, February 14, 2020 11:41 AM
To: Gill, Ann Marie >
Cc: Taisha Lazare >
Subject: ACLU Public Records Request

Good morning,

Please see attached.

Best,

Emiliano

Emiliano Falcon-Morano

Pronouns: he, him, his

Policy Counsel

Technology for Liberty Program

American Civil Liberties Union of Massachusetts

211 Congress Street, Boston, MA 02110

617.482.3170 x402 | efalcon@aclum.org

Website

[iT8dDOaXaULotsmN5c_e1JEu-F9tbFfL9uST4P3ePK9J71zzbWKgKI_3EKAmTHT3d5O4pcRc](#)

[_A1zDMiIqWkTQMIVEJSxzRmmQuOBbstHSLRe_2A&typo=1>](#) | [Twitter](#)

[ass&c=E,1,PTm1jgGvf8t_ab1cTOi8OJRB3HaMREhCUKMg4avpkC2krpmu1UxYtbCC5TffIN](#)

[ykkCQ6moCSVqbTDYkJVqijlh8uLNb5MY4Dh0V2aKXtz4_ya5AxOA,,&typo=1>](#) |

[Facebook](#) | [Instagram](#)

| [Youtube](#)

E-mail sent or received via the Town of Bridgewater network are subject to disclosure under the Massachusetts Public Records Law (M.G.L. Chapter 66, Section 10) and the Federal Freedom of Information Act. However, portions of this message, including any attachments, may be confidential, legally privileged and/or exempt from disclosure pursuant to Massachusetts Law (M.G.L. Chapter 78, Section 7). It is intended solely for the addressee. If you received this in error, please contact the sender and delete the material from any computer under your control. E-mail sent or received via the Town of Bridgewater network are subject to disclosure under the Massachusetts Public Records Law (M.G.L. Chapter

66, Section 10) and the Federal Freedom of Information Act. However, portions of this message, including any attachments, may be confidential, legally privileged and/or exempt from disclosure pursuant to Massachusetts Law (M.G.L. Chapter 78, Section 7). It is intended solely for the addressee. If you received this in error, please contact the sender and delete the material from any computer under your control. E-mail sent or received via the Town of Bridgewater network are subject to disclosure under the Massachusetts Public Records Law (M.G.L. Chapter 66, Section 10) and the Federal Freedom of Information Act. However, portions of this message, including any attachments, may be confidential, legally privileged and/or exempt from disclosure pursuant to Massachusetts Law (M.G.L. Chapter 78, Section 7). It is intended solely for the addressee. If you received this in error, please contact the sender and delete the material from any computer under your control. E-mail sent or received via the Town of Bridgewater network are subject to disclosure under the Massachusetts Public Records Law (M.G.L. Chapter 66, Section 10) and the Federal Freedom of Information Act. However, portions of this message, including any attachments, may be confidential, legally privileged and/or exempt from disclosure pursuant to Massachusetts Law (M.G.L. Chapter 78, Section 7). It is intended solely for the addressee. If you received this in error, please contact the sender and delete the material from any computer under your control. E-mail sent or received via the Town of Bridgewater network are subject to disclosure under the Massachusetts Public Records Law (M.G.L. Chapter 66, Section 10) and the Federal Freedom of Information Act. However, portions of this message, including any attachments, may be confidential, legally privileged and/or exempt from disclosure pursuant to Massachusetts Law (M.G.L. Chapter 78, Section 7). It is intended solely for the addressee. If you received this in error, please contact the sender and delete the material from any computer under your control.