



# POLICE DEPARTMENT TOWN OF FOXBOROUGH

Michael A. Grace  
Chief of Police

Telephone: (508) 543-4343  
Fax: (508) 543-2112

May 13, 2020

Dear Emiliano Falcon:

On April 8, 2020, we received your additional request pursuant to the Massachusetts Public Records Law for the following records:

1. All communications, including text messages and emails, between or among any staff member or representative of the police department and any representative of any company that manufactures or sells any facial recognition product, including but not limited to Clearview AI;
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;
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;
4. Records referencing the operational effectiveness or accuracy rate of any of facial recognition service or product. These records include but are not limited to e-mails, handouts, PowerPoint presentations, advertisements, audits, and specification documents;
5. Training materials related to facial recognition products or services;
6. Policies and procedures pertaining to the use of facial recognition products or services, or the data they produce; and
7. Records relating to any public process, meeting, or debate about any 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.

With respect to your request, the Department intends to provide the following requested records in a complete and unredacted format:

- E-mail dated April 9, 2020 4:18PM
- E-mail dated April 9, 2020 2:14PM
- E-mail dated April 9, 2020 2:25PM
- E-mail dated April 9, 2020 2:24PM
- E-mail dated April 9, 2020 2:06PM
- E-mail dated April 9, 2020 2:06PM
- E-mail dated April 9, 2020 2:05PM
- E-mail dated March 17, 2020 12:00AM
- E-mail dated March 17, 2020 12:00AM
- E-mail dated March 17, 2020 12:00AM
- E-mail dated March 17, 2020 12:00AM

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- E-mail dated March 17, 2020 12:00AM
- E-mail dated March 17, 2020 12:00Am
- E-mail dated February 16, 2020 2:02PM
- E-mail dated February 02, 2020 12:32PM
- E-mail dated January 19, 2020 12:32PM
- E-mail dated January 17, 2020 4:30PM
- E-mail dated January 17, 2020 4:30PM
- E-mail dated January 17, 2020 2:58PM
- E-mail dated January 17, 2020 12:55PM
- E-mail dated January 17, 2020 11:21AM
- E-mail dated January 16, 2020 11:17AM
- E-mail dated January 15, 2020 11:14AM
- E-mail dated January 15, 2020 1:13AM
- E-mail dated January 14, 2020 1:26PM
- E-mail dated January 14, 2020 1:26PM
- E-mail dated January 14, 2020 12:36PM
- E-mail dated January 05, 2020 12:31PM
- E-mail dated January 03, 2020 1:23PM
- E-mail dated January 03, 2020 1:23PM
- E-mail dated January 02, 2020 10:47AM
- E-mail dated December 29, 2019 7:26PM
- E-mail dated December 29, 2019 7:25PM
- E-mail dated December 29, 2019 5:26PM
- E-mail dated December 23, 2019 9:47AM
- E-mail dated December 23, 2019 9:47AM
- E-mail dated December 22, 2019 12:31PM
- E-mail dated December 18, 2019 10:16AM
- E-mail dated December 18, 2019 10:15AM
- E-mail dated December 17, 2019 10:14AM
- E-mail dated December 16, 2019 10:11AM
- E-mail dated December 15, 2019 10:23AM
- E-mail dated December 15, 2019 10:23AM
- E-mail dated December 15, 2019 10:11AM
- E-mail dated December 15, 2019 10:11AM
- E-mail dated December 14, 2019 10:07AM
- E-mail dated December 13, 2019 10:04AM
- E-mail dated December 12, 2019 11:21AM
- E-mail dated December 12, 2019 11:21AM
- E-mail dated December 11, 2019 3:43PM
- E-mail dated December 11, 2019 3:45PM
- E-mail dated December 11, 2019 3:44PM
- E-mail dated December 11, 2019 3:23PM
- E-mail dated December 11, 2019 3:23PM
- E-mail dated December 11, 2019 3:23PM
- E-mail dated December 11, 2019 3:23PM
- E-mail dated December 08, 2019 12:31PM
- E-mail dated December 04, 2019 10:13AM
- E-mail dated November 24, 2019 2:08PM
- E-mail dated November 13, 2019 10:06AM
- E-mail dated October 09, 2019 10:00AM
- E-mail dated September 18, 2019 4:00PM
- E-mail dated September 17, 2019 11:29AM
- E-mail dated July 09, 2019 10:23AM

With respect to your request, the Department intends to withhold/redact the following requested records:

- E-mail dated February 28, 2020 3:13PM
- E-mail dated February 28, 2020 3:12PM
- E-mail dated November 20, 2019 1:09PM
- E-mail dated November 20, 2019 1:07PM
- E-mail dated October 21, 2019 11:03AM
- E-mail dated June 14, 2019 9:59AM
- E-mail dated May 29, 2019 4:28PM
- E-mail dated May 08, 2019 7:56PM
- E-mail dated May 08, 2019 7:54PM

The Department intends to withhold/redact the above-referenced requested records due to the applicability of the following exemptions and the reasons set forth below:

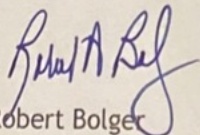
1. Exemption (f): This exemption applies to "investigatory materials necessarily compiled out of the public view by law enforcement or other investigatory officials the disclosure of which materials would probably so prejudice the possibility of effective law enforcement that such disclosure would not be in the public interest." While this exemption is not a blanket exemption it applies to such information, the disclosure of which would prejudice investigative efforts. In particular, it applies to information related to ongoing investigations, confidential investigative techniques and information which directly or indirectly identifies witnesses or informants. The records requested contain information pertaining to a named suspect for a crime(s) that is not a case involving this department and therefore we are unable to ascertain whether or not this is an ongoing investigation. As a result, such information must be redacted under the law.

The Department has waived any associated fees due to the disclosure of the requested record being in the public interest.

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. The Supervisor shall accept an appeal only from a person who had made his or her record request in writing. 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.

Very truly yours,



Robert Bolger  
Records Access Officer