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EXHIBIT C



THE CITY OF SPRINGFIELD, MASSACHUSETTS

May 9, 2019

VIA Email: kcrockford@aclum.org

Kade Crockford, Esq.
ACLU
211 Congress Street
Boston, MA 02110

Re: SPR19-0713 [Crockford # R000790-032619]

Dear Attorney Crockford:

This letter is in response to your petition to the Secretary of the Commonwealth's Public Records Division in which you appeal the City's response to your public records request.

The ACLU seeks records relating to the Springfield Police Department's plans for, acquisition of, and/or use of facial-recognition technology, including but not limited to products and services like Amazon Rekognition, Microsoft Face API, or NEC NeoFace.

The ACLU requests all such records created on or after January 1, 2016, including but not limited to:

Request #1. Communications between any representative of the Springfield Police Department and any representative of any vendor offering any facial-recognition product or service.

Response #1. The Springfield Police Department's Information and Technology Department submitted approximately 270 email messages which reference the search terms Amazon Rekognition, Microsoft Face API, and/or NEC NeoFace to this office for review. The City is submitting 386 pages of email messages including the attachments as being responsive to this request.

Request #2. Internal communications between representatives or employees of the Springfield Police Department relating to any facial-recognition product or service.

Response #2. The Springfield Police Department's Information and Technology Department have submitted approximately 2,700 email messages which reference the search terms "facial recognition program/software/technology" to this office. The City is requesting an extension of ten [10] business days until May 23, 2019 to review these records to determine which if any may be responsive to this request.

Request #3. Documents relating to the Springfield Police Department's purchasing or use of facial recognition, including but not limited to: purchase orders, RFPs, licensing agreements, invoices, and contracts (including non-disclosure agreements) related to any facial- recognition product or service.

Response #3. Personnel in the Springfield Police Department's Information & Technology Division and the Crime Analysis Unit have advised that there are no records that are responsive to this request because the SPD does not use any facial recognition programs.

Request #4. Materials relating to how any facial-recognition product or service functions (or functions improperly), including e-mails, handouts, PowerPoint presentations, advertisements, or specification documents.

Response #4. Personnel in the Springfield Police Department's Information & Technology Division and the Crime Analysis Unit have advised that there are no records that are responsive to this request because the SPD does not use any facial recognition programs.

Request #5. Manuals, policies, procedures, and practices governing the use or monitoring of a facial- recognition product or service or related information or databases. This request includes, but is not limited to:

- a. Procedures for using, deleting, or retaining photos of subjects to be identified;
- b. Materials identifying any sources of such photos, such as mobile devices, body cameras, surveillance videos, identification photos, or arrest photos;
- c. Policies or procedures relating to the legal standard, if any, (e.g., probable cause, court order, relevance, consent) that is required before using any facial- recognition product or service.
- d. Procedures the agency follows after a positive match, such as requiring independent or in-person verification;
- e. Permitted uses of the information created from a positive match.

Response #5. The Springfield Police Department does not have any records that are responsive to this request because the SPD does not use any facial recognition programs.

Request #6. Training materials related to any facial-recognition product or service by employees of the Springfield Police Department.

Response #6. The Springfield Police Department does not have any records that are responsive to this request because the SPD does not use any facial recognition programs.

Request #7. Records relating to any mobile application related to any facial-recognition product or service.

Response #7. The Springfield Police Department does not have any records that are responsive to this request because the SPD does not use any facial recognition programs.

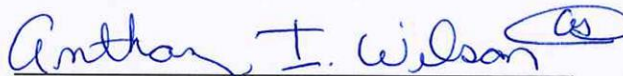
Request #8. Records relating to any public process or debate about any facial-recognition product or service, including meeting agendas or minutes, public notice, analyses, or communications between the Springfield Police Department and elected leaders or county officials.

Response #8. The Springfield Police Department does not have any records that are responsive to this request because the SPD does not use any facial recognition programs.

Should you be aggrieved by this response, you may appeal to the Supervisor of Public Records in the Massachusetts Secretary of State's Office pursuant to 950 CMR 32.00 and G.L.c. 66, §10(b).

Please contact the Public Records Coordinator, Andrea L. Stone, at astone@springfieldcityhall.com with any questions.

Sincerely,

Handwritten signature of Anthony I. Wilson in blue ink. The signature is written in a cursive style and includes a circled 'Esq.' at the end.

Anthony I. Wilson, Esq.
City Clerk

AIW:als

Cc: Rebecca S. Murray, Esq.
SOC Public Records Division

Enclosures

Anthony I. Wilson, Esq.

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THE CITY OF SPRINGFIELD, MASSACHUSETTS

May 9, 2019

VIA EMAIL: pre@sec.state.ma.us

Rebecca S. Murray, Esq.
Supervisor of Public Records
Division of Public Records
Office of the Secretary of the Commonwealth
One Ashburton Place, Room 1719
Boston, MA 02108

Re: SPR19-0713 [CROCKFORD #R000790-032619]

Dear Attorney Murray:

The City's response to petition #SPR19-0713 is attached.

Please contact the Public Records Coordinator, Andrea L. Stone, at astone@springfieldcityhall.com with any questions.

Sincerely,

Anthony I. Wilson, Esq.
City Clerk
Records Access Officer

AIW:als

Cc: Kade Crockford, Esq.

Enclosure