

March 21, 2018

VIA FED EX

Records Access Officer
One Police Plaza, Room 110-C
FOIL Unit - Legal Bureau
New York, NY 10038
(646) 610-5000

Re: Freedom of Information Law Request

Dear Sir or Madam:

This is a request under the N.Y. Public Officers Law §§ 87 and 89, referred to as the Freedom of Information Law (“FOIL”)¹ on behalf of our client, Muslim Advocates, for records pertaining to the New York Police Department’s (“NYPD”) collaboration with state and/or federal law enforcement regarding counterterrorism investigations and intelligence operations.

Background

Following the attacks of September 11, 2001, state and local law enforcement agencies assumed new counterterrorism responsibilities in addition to their traditional roles of investigating crimes and patrolling neighborhoods. Law enforcement agencies in virtually every major jurisdiction across the country now engage in a range of counterterrorism efforts designed to prepare for and foil terrorist attacks; these agencies have also increased their coordination and collaboration with their federal counterparts through fusion centers, task forces, and similar entities. In light of recent events suggesting possible increased surveillance of Muslim communities by various law enforcement agencies in the context of counterterrorism efforts, Muslim Advocates seeks information from the NYPD.

Request

We hereby request the following records under FOIL:

- All memoranda of understanding, contracts, policy manuals, or executed agreements between the NYPD and the New York State Intelligence Center.
- All documents, procedures, training materials, charts, statistics, reports, and audits provided to the NYPD by the New York State Intelligence Center relating to:

¹ NY Pub. Off. L. §§ 87, 89.

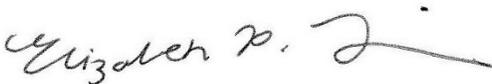
- “Violent extremism” or “countering violent extremism.”
- “Islam,” “radical Islam,” radical Islamic terrorism,” “sharia,” or “jihad.”
- Counterterrorism investigations and intelligence operations.
- All documents, procedures, training materials, charts, statistics, and reports displayed or provided by the NYPD or its agents, employees, consultants, representatives, or independent contractors that refer or relate to “violent extremism” or “countering violent extremism.” We request only copies of materials shown, presented, displayed or provided since January 1, 2016.
- All training materials shown, presented, displayed or provided by the NYPD or its agents, employees, consultants, representatives or independent contractors to NYPD personnel that refer or relate to the Muslim community, Islam, “radical Islam,” radical Islamic terrorism,” “sharia,” or “jihad”. We request only copies of materials shown, presented, displayed or provided since January 1, 2016.

Response Within Five Business Days

Consistent with FOIL, we request that you make a determination within 5 days of receiving this request of the records in your possession that are responsive to the request and also determine whether the documents are subject to disclosure.² Please promptly notify us of the determination and the reasons thereof. To the extent that your department chooses to withhold any record, please list, in writing, each and every document that is withheld as well as the reasons for doing so. For those documents subject to disclosure, please provide an approximate date of delivery. Should a part of any document contain information that is exempt from disclosure, please segregate and provide the non-exempt portion of the document. We also request that you provide us with the documents in electronic format where possible. We further request any available cost waiver, and agree to pay only the direct costs of duplication up to \$100.

Should you have questions concerning this request, please contact me by telephone at (312) 984-7655 or via e-mail at elewis@mwe.com. Thank you for your attention and I look forward to hearing from your office.

Sincerely,



Elizabeth P. Lewis
Pro Bono and Community Service Partner

DM_US 89537159-1.099903.0011

² NY Pub. Off. L. §89(3)(a).