

Exhibit A

April 26, 2019

Via Public FOIA Portal

Vendette Parker
Metropolitan Police Department
300 Indiana Avenue NW
Room 4153
Washington, D.C. 20001

Re: FOIA Request –Data Under New General Order 304.10

Dear Inspector Parker:

This is a request under the D.C. Freedom of Information Act (FOIA), D.C. Code § 2-531 *et seq.*, on behalf of the American Civil Liberties Union of the District of Columbia (ACLU-DC). We request certain data collected regarding traffic stops following the implementation of revised General Order 304.10 on November 9, 2018.

Specifically, for all traffic stops in the District of Columbia from November 9, 2018 to the date of your search, we request all records reflecting the “race or ethnicity of the person stopped,” which MPD collected pursuant to D.C. Code § 5-113.01(4B)(J) and/or General Order 304.10. This request includes, but is not limited to:

1. Any Notices of Infraction containing race or ethnicity data for the individual stopped;
2. Any other record, of whatever type, in which MPD has recorded the race or ethnicity of an individual stopped for a traffic violation; and
3. Any summaries, synopses, charts, aggregations, or compilations of race and/or ethnicity data for individuals subjected to traffic stops.

Please note that we do *not* seek personally identifying information such as complainant or suspect names, home addresses, dates of birth, drivers’ license numbers, etc. Any such information may be redacted.



**District
of Columbia**

915 15th St. NW, 2nd Floor
Washington, D.C. 20005
(202) 457-0800
acludc.org

If you determine that some or all of the records are exempt, you must provide a written explanation including a reference to the specific statutory exemption on which you rely. D.C. Code § 2-533(a). If a segregable portion of any record is not exempt, you must provide those portions along with your explanation of the exemption. D.C. Code § 2-534(b). We reserve the right to appeal any such decision.

We request a fee waiver pursuant to D.C. Code § 2-532(b), which permits you to waive or reduce any fee for searching and reproducing records if “furnishing the information can be considered as primarily benefiting the general public.” The ACLU-DC is a nonprofit public interest organization with limited resources, dedicated to the protection of civil rights and civil liberties. The primary beneficiary of the ACLU-DC’s work is the public, which we serve by using information to promote reform through litigation, legislative advocacy, and publication. It is on this ground that federal and state agencies, as well as courts, generally grant waivers of fees for ACLU FOIA requests. The present request should be granted as well.

If you determine no waiver is appropriate, and if the proposed fee is greater than \$25.00, we ask that you notify us prior to fulfilling the above requests.

Please furnish all applicable records to Michael Perloff, 915 15th Street NW, Second Floor, Washington, DC 20005 or mperloff@acludc.org. If you have questions, please contact me at 202-601-4278 or mperloff@acludc.org.

We look forward to your reply to this records request within 15 business days, as required by D.C. Code § 2-532(c)(1). Thank you for your prompt attention to this matter.

Sincerely,

/s/Michael Perloff

Michael Perloff*, Harvard Law School Public Service Venture Fund Fellow
ACLU Foundation of the District of Columbia

* Admitted to practice in New York but not D.C. Practicing in D.C. under supervision of a D.C. Bar member while application to D.C. Bar under consideration, pursuant to D.C. Ct. App. R. 49(e)(8).

Exhibit B

From: [Parker, Vendette \(MPD\)](#)
To: [Michael Perloff](#)
Subject: 2019-BWC-00166
Date: Friday, June 7, 2019 3:40:08 PM

Good Afternoon Mr. Perloff,

This email is in response to your Freedom of Information Act (FOIA) request for the following:

Specifically, for all traffic stops in the District of Columbia from November 9, 2018 to the date of your search, we request all records reflecting the “race or ethnicity of the person stopped,” which MPD collected pursuant to D.C. Code § 5-113.01(4B)(J) and/or General Order 304.10. This request includes, but is not limited to:

- 1. Any Notices of Infraction containing race or ethnicity data for the individual stopped;*
- 2. Any other record, of whatever type, in which MPD has recorded the race or ethnicity of an individual stopped for a traffic violation; and*
- 3. Any summaries, synopses, charts, aggregations, or compilations of race and/or ethnicity data for individuals subjected to traffic stops.*

As I advised you in our last conversation, any responsive records to your request would be in the form of Body Worn Camera (BWC) videos. The Metropolitan Police Department (MPD) has identified 31,521 videos that are deemed responsive to your request. As you can imagine, to process this many videos will take quite some time and effort to complete. Given the enormity of this task, would you deem your request satisfied if MPD provided you with examples of the responsive videos?

If you have any additional questions or concerns, please feel free to contact me.

Inspector Vendette T. Parker
Freedom of Information Act (FOIA) Officer
Metropolitan Police Department
[300 Indiana Avenue, NW Suite 4153](#)
[Washington, DC 20001](#)
Office [202.724.4264](#)
vendette.parker@dc.gov

We are here to help

Join Mayor Bowser at DC DHCD's Housing Expo, June 15, 10-3 at the Convention Center. Home-buying & rental housing programs, remodeling tips, get free credit reports & counseling & a \$4,800 living room furniture giveaway, all in one place. [Register today!](#) #JuneHousingBloom

Exhibit C

Metropolitan Police Department

We Are Here To Help

300 Indiana Avenue, NW
 Washington, DC 20001
 Phone | 202.727.3721

INVOICE

DATE: November 6, 2018
INVOICE # 2018-BWC-00166
 Appeal 2018-174 -
 amended

BILL TO:

Scott Michelman on behalf of Shania Knizhnik
 ACLU-DC
 915 15th Street NW
 Washington, DC 20005
 202.601.4267

DESCRIPTION	UNITS	RATE	AMOUNT
Redaction of 140 minutes of BWC video (per 1 DCMR § 408.2)	140.00	\$23.00	\$ 3,220.00
Review of 140 minutes of BWC video at \$40/per hour with the first hour free (per DC Official Code § 2-532 and 1 DCMR § 408.1(b))	1.25	\$40.00	\$ 50.00
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
			\$ -
SUBTOTAL			\$ 3,270.00
TAX RATE			
SALES TAX			\$ -
OTHER			
TOTAL			\$ 3,270.00

Make all checks payable to the DC Treasury

Because your cost is estimated to exceed \$250 you will be required to pay in advance, per DC Code 2-532(b)(b-3).