



POLICE DEPARTMENT
Legal Bureau
F.O.I.L. Unit, Room 110C
One Police Plaza
New York, NY 10038

February 5, 2014

Shawn Musgrave
MuckRock News
Dept MR 9618
PO Box 55819
Boston, MA 02205-5819

RE: File # 14-PL-0006

Dear Mr. Musgrave:

This is in response to your letter dated December 20, 2013, addressed to the NYPD's FOIL Unit seeking disclosure of records relating to the training of the NYPD FOIL Unit under the Freedom of Information Law ("FOIL").

This request is denied because the records you requested were prepared by an NYPD attorney to provide legal advice and counsel to other employees and members of the NYPD. The information is privileged as an attorney-client communication and therefore exempt from disclosure under FOIL pursuant to Public Officers Law §87(2)(a), which permits an agency to deny access to records or portions thereof if they are specifically exempted from disclosure by state or federal statute; here, CPLR §3101(c) prohibits the disclosure of attorney work product and § 4503(a) prohibits disclosure of confidential communications between an attorney and client.

Should you so desire, you may appeal this decision. Such an appeal must be made in writing, within thirty (30) days of the date of this letter, and must be forwarded to:

Jonathan David
Records Access Appeals Officer
New York City Police Department
One Police Plaza, Room 1406
New York, New York 10038-1497

Sincerely,

Richard Mantellino
Lieutenant
Records Access Officer