



August 28, 2017

**VIA EMAIL**

**RE: California Public Records Act Request – Automated License Plate Readers**

To Whom It May Concern:

This letter constitutes a request under the California Public Records Act (“CPRA”) by the Electronic Frontier Foundation (“EFF”) for records that relate or refer to Anaheim Police Department’s (“Department”) use automated license plate reader (“ALPR”) data via Vigilant Solutions’ products, including but not limited to, the Law Enforcement Archival and Reporting Network (“LEARN”).

**A. Data Sharing**

We request the following records:

- 1) The names of agencies and organizations with which the Department shares ALPR data;
- 2) The names of agencies and organizations from which the Department receives ALPR data;
- 3) The names of agencies and organizations with which the Department shares “hot list” information;
- 4) The names of agencies and organizations from which the Department receives “hot list” information;

Much of this information is easily available within the Department’s LEARN system. The simplest way to extract this data is to generate an “Agency Data Sharing Report” PDF file from within LEARN. To do this, a user may simply go to the “Sharing” section of LEARN and select “Output Report.” Other law enforcement agencies have made this report available in response to CPRA requests, including the Sacramento Police Department, San Diego Police Department, and the Tulare Police Department.

We further request the following records:

- 5) Any written requests for ALPR data that the Department has received from other law enforcement or prosecutorial agencies, as per the Department’s published ALPR policy (i.e. S.B. 34 policy);
- 6) Documentation of approved requests for the release of ALPR data that the Department has retained on file, as per the Department’s published ALPR policy.

**B. Statistical Records**

In order to understand the efficacy of the Department’s use of LEARN, we seek the following records:

- 1) Statistical usage reports from Vigilant Solutions LEARN (for example, number of plates collected, number of plates accessed by city and by external entities)

- 2) Any “Dashboard Hit Ratio Report,” or the ratio of ALPR “detections” to “hits;”
- 3) “Dashboard Hot-List Report,” or the ratio of hot-list records from each data source;
- 4) LEARN Administrator List Report.

### **C. Agreements with Vigilant Solutions**

We request the following records:

- 1) All agreements, MOUs, or other contracts with Vigilant Solutions, including agreements made through Lehr Auto;
- 2) All agreements for sharing data with other entities through Vigilant Solutions’ services.

### **D. Policies, Procedures, and Accountability**

Please provide all records that relate or refer to:

- 1) Guidelines and procedures developed by the Department’s ALPR administrator to comply with the requirements of Cal. Civ. Code. § 1798.90.5 *et seq.*, as per the Department’s published ALPR policy;
- 2) Training materials developed by the Department’s training manager for those authorized to use or access the ALPR system, as per the Department’s published ALPR policy;
- 3) ALPR system audits, as described in the Department’s published ALPR policy.

The above requests include all records that your agency possesses, regardless of who created them. We ask that you please respond within 10 days either by providing the requested records or by providing a written response stating when documents will be made available, as well as setting forth the legal authority on which you rely in withholding or redacting any document. If portions of the documents are exempt from disclosure, please provide the non-exempt portions.

Because EFF is a nonprofit organization that makes all information it receives through CPRA and Freedom of Information Act requests available to the public, we ask that you waive any fees. We also request that any records maintained in electronic format be provided in that same format, to avoid copying costs. However, should you be unable to do so, EFF will reimburse you for the direct costs of copying these records (if you elect to charge for copying) plus postage. If you anticipate that these costs will exceed \$50.00, or that the time needed to copy the records will delay their release, please contact me so that I can arrange to inspect the documents or decide which documents I wish to have copied. Otherwise, please copy and send them as soon as possible, and we will promptly pay the required costs.

Thank you for your consideration of this request. If you have any questions or concerns, or if I can provide any clarification that will help identify responsive documents or focus this request, please do not hesitate to contact me at

Sincerely,

Dave Maass  
Investigative Researcher

**Jennifer L. Hall**

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**Subject:** FW: CPRA request  
**Attachments:** 08-28-2017 Anaheim PD - CPRA - EFF.pdf

-----Original Message-----

From: Dave Maass  
Sent: Monday, August 28, 2017 10:44 AM  
To: Theresa Bass <TBass@anaheim.net>  
Subject: CPRA request

Please find attached a California Public Records Act Request from the Electronic Frontier Foundation. It can be directed to the police department.

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Dave Maass  
Investigative Researcher  
Electronic Frontier Foundation