

## Carolyn Smart

---

**From:** Joe Shank <joe@harborautobody.com>  
**Sent:** Thursday, August 31, 2017 6:59 AM  
**To:** James Kreidler  
**Cc:** pre@sec.state.ma.us; rao@townsend.ma.us  
**Subject:** Re: Appeal SPR17/1147

Mr Kreidler

As Patricia Clark was a member of the TPD and the alleged incident that is the subject of the IA also involved a police dispatcher, who was also an employee of the TPD at the time, then I believe this IA report is not exempt under the personnel exemption (exemption c) . As other internal affairs investigations involving members of the TPD have been recently released as required under public records law (see page 16 of the Guide to Public Records Law, available online), exemption c should not apply. Moreover, exemption f appears to apply to police investigations of alleged criminal conduct. Unless the Townsend Police are considering filing criminal charges for an event that occurred in October 2015 (nearly two years ago), this exemption also does not appear to be applicable.

Sent from Joseph Shank

On Aug 30, 2017, at 4:23 PM, James Kreidler <jkreidler@townsend.ma.us> wrote:

Dear Mr. Shank,

I am writing pursuant to your appeal of the cited exemptions relating to your request for "all internal police records pertaining to Patty Clark."

Your first request was for "Patty Clark internal police investigation for the past five years." My reply was that there were no responsive documents.

You next resubmitted and changed your records request to be for "the internal investigation into Patricia A. Clark of 4 Libra lane, Townsend, MA. former employee at the Townsend Police Department."

In response to this revised request I advised that there is/are documents responsive to your request but that they are exempt from disclosure per exemptions c and f of the public records law. The same holds true today.

You may appeal this determination to the Supervisor of Public Records within 90 days.

Regards,

jim

James M. Kreidler  
Town Administrator  
Town of Townsend  
272 Main Street  
Townsend, MA 01469  
(978) 597-1700  
[jkreidler@townsend.ma.us](mailto:jkreidler@townsend.ma.us)