
From: James Kreidler <jkreidler@townsend.ma.us>
Sent: Tuesday, September 19, 2017 10:09 AM
To: 'Joe Shank'
Cc: pre@sec.state.ma.us; rao@townsend.ma.us
Subject: RE: Appeal SPR17/1147

Mr. Shank,

I am writing this to you pursuant to the September 6, 2017 letter to me from Ms. Rebecca Murray, the Supervisor of Records, wherein she advised that your appeal (SPR17/1147) is to be closed with the proviso that I offer the following additional and clarifying information.

The town is in possession of a report compiled by Town Counsel Deborah Ecker, as a trained MCAD investigator, regarding an employment discrimination claim made by former employee Patty Clark. Additionally, the town is in possession of certain police reports related to the same subject matter.

Exemption c: The Town continues to assert that the documents are exempt from disclosure pursuant to exemption c as personnel records as they "relate to a specifically named individual, the disclosure of which would constitute an unwarranted invasion of personal privacy." The town further asserts that the documents in question relate to ongoing litigation. The town further asserts that even if the town could provide you redacted copies that the amount of material needing to be redacted would render the remainder of the documents relatively meaningless.

Exemption f: The Town continues to assert that the documents are exempt from disclosure pursuant to exemption f as investigatory material related to former employee Patty Clark's employment discrimination claim. Disclosure of these documents, while there is active litigation pending, would "so prejudice the possibility of effective law enforcement that such disclosure would not be in the public interest." The town further asserts that even if the town could provide you redacted copies that the amount of material needing to be redacted would render the remainder of the documents relatively meaningless.

Regards,

Jim
James M. Kreidler
Town Administrator
Town of Townsend
272 Main Street
Townsend, MA 01469
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falls under one of the statutory exemptions to the Public Records Law MGL Chapter 4, Section 7(26). Consequently, email is subject to the disclosure, retention and maintenance provisions as required by law. MGL Chapter 66

From: James Kreidler [mailto:jkreidler@townsend.ma.us]
Sent: Wednesday, August 30, 2017 4:23 PM
To: 'Joe Shank'
Cc: 'pre@sec.state.ma.us'; 'rao@townsend.ma.us'
Subject: Appeal SPR17/1147

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
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Town of Townsend
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