

**STATE OF HAWAII
DEPARTMENT OF
PUBLIC SAFETY**

NEIL ABERCROMBIE
GOVERNOR



STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
919 Ala Moana Boulevard, 4th Floor
Honolulu, Hawaii 96814

JODIE MAESAKA-HIRATA
DIRECTOR

MARTHA TORNEY
Deputy Director
Administration

JOE W. BOOKER, JR.
Deputy Director
Corrections

KEITH KAMITA
Deputy Director
Law Enforcement

No. 2011-1414

August 10, 2011

American Civil Liberties Union
Laurie A. Temple
P.O. Box 3410
Honolulu, Hawaii 96801

Dear Ms. Temple:

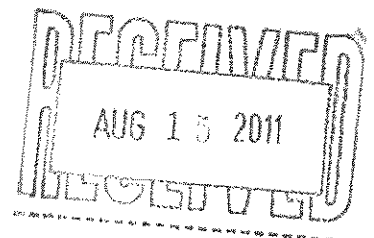
Re: Open Records Request

This is in response to your letter addressed to the Director of the Department of Public Safety (PSD), dated August 3, 2011, where by you requested copies of government records related to the location of cell phones, "cell site" triangulation, and GPS. Your correspondence has been forwarded to my office for a response.

PSD does not maintain these types of records, as we do not track the location of cell phones via "cell site" triangulation or GPS. If you have any questions, please contact me at (808) 587-1251.

Sincerely,

MARTHA TORNEY
Deputy Director of Administration



**NASHUA, NH
POLICE DEPARTMENT**



CITY OF NASHUA
OFFICE OF CORPORATION COUNSEL

August 24, 2011

Barbara Keshen, Esquire
N.H.C.L.U.
18 Low Avenue
Concord, New Hampshire 03301

Re: *RSA 91-A request regarding acquisition of cell phone location records*

Dear Attorney Keshen:

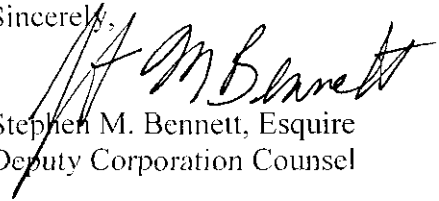
Your letter of August 3, 2011 has ten (10) separate requests which this letter will address in order. As general background information, the Nashua Police Department has not initiated direct requests to cell phone companies and providers of location-based services or applied for search warrants for cell phone location records. The Nashua Police Department has worked with other agencies which have, using their own policies, procedures and practices, obtained phone location records for investigation purposes. Those agencies that the Nashua Police Department has worked with on joint criminal investigations include the Federal Marshals, the FBI, and the DEA.

1. The City of Nashua has no specific policies, procedures or practices regarding how cell phone location records are obtained. As a general statement, the policies, procedures and practices for obtaining cell phone location records would be those required to obtain other records. The Department would comply with the constitutional and statutory requirements for obtaining such records. U.S. Constitution, 4th Amendment; New Hampshire Constitution, Part I, Article 19; RSA 595-A:1 et seq.
2. The Nashua Police Department has no "data retention policies" regarding cell phone location records or data bases in which they are placed or a list of the agencies with which cell phone location records can be shared.
3. The Nashua Police Department has no documents regarding incidents whereby cell phone location records were used to identify "communities of interest" in investigations.

4. The Nashua Police Department has no documents regarding incidents whereby cell phone location records were used to identify "all of the cell phone data at a particular location".
5. The Nashua Police Department has no records regarding its use of "digital fences".
6. The legal standard for obtaining cell phone location records are those standards required by law. See number 1 above.
7. The Nashua Police Department has no records of judicial decisions or orders ruling on applications for cell phone location records.
8. The Nashua Police Department has no statistics regarding its use of cell phone location records.
9. The Nashua Police Department has no document which reflects the form in which cell phone location records are provided. As noted above, information gleaned from cell phone location records has been provided in the past by other law enforcement agencies, including federal marshals, FBI, and the DEA. Therefore, the information gleaned from cell phone location records is done by other organizations and the results are then transmitted orally to Nashua by the other agency.
10. The Nashua Police Department has no documents regarding communications with cell phone companies and providers of location-based services regarding cell phone location records.

Please feel free to contact the Nashua Police Department, Records Department, should you have any questions regarding this response.

Sincerely,


Stephen M. Bennett, Esquire
Deputy Corporation Counsel

SMB;jlb

Enclosure

cc: David Lavoie, Manager, Records Division, NPD

**BLOOMFIELD, NJ
POLICE DEPARTMENT**

August 04, 2011

Bobby Conner, Esq.
P.O. Box 32159
Newark, N J 07102

page 1 of 3

Dear Mr. Conner,

The Township of Bloomfield received your Open Public Records Act (OPRA) request on August 3, 2011. As such the seven (7) business day deadline to respond to your request is August 12, 2011. This response is being provided to you on the 2nd day after receipt of same. Your OPRA request sought access to the following:

Please provide copies of the following public records:

- 1) Policies, procedures and practices followed when obtaining cell phone location records. If your agency does not utilize cell phone location records, please confirm such fact in writing.

The Bloomfield Police Department has not had the occasion to use cell phone location records and does not have any policy, procedure or practice of obtaining cell phone location records, therefore records do not exist

- 2) Criteria as to when, how, and/or under what circumstances cell phone location records are utilized by your agency.

The Bloomfield Police Department has not had the occasion to use cell phone location records and does not currently have formal or informal criteria, therefore records do not exist.

- 3) Pertaining to the cell phone location records obtained by your agency, documents reflecting:

- i) the retention and destruction policies of cell phone location records. If the Township follows a retention and disposition schedule for this information please provide a copy of such schedule.
- ii) what person or persons are permitted access to and /or use of the cell phone records;
- iii) who is prohibited access to such records and

Bobby Connor, Esq.
P.O. Box 32159
Newark, NJ 07102

page 2 of 3

- iv) the data bases in which the information is placed or stored, and agencies (federal, state and local) with which the information is shared.

Not applicable, records do not exist.

4) Records reflecting your agency's use of cell phone location records to identify:

- i) "communities of interest" (detailing those persons who have been called, or called by a target) in investigations; and
- ii) all cell phones at a particular location.

Not applicable, records do not exist.

5) Records reflecting your agency's use of "digital fences" (i.e. systems whereby you are notified whenever a cell phone comes within a specific geographical area).

Not applicable, records do not exist.

6) Statistical information or reports regarding your agency's use of cell phone location Records, reflecting:

- i) The number of judicial decisions and orders ruling on your applications to obtain cell phone location records; and:
- ii) The number of emergency requests for which no court order was obtained.

Not applicable, these records do not exist.

7) Judicial decisions and orders ruling on applications to obtain cell phone location location records.

Not applicable, records do not exist.

8) Pertaining to the cell phone companies and providers of location base services that are utilized by your agency:

- i) correspondence (including written and electronic) between your agency and any cell phone companies and providers of location based services regarding cell phone tracking;
- ii) company manuals, pricing and data access policies cell phone companies and providers of location-based services;

Bobby Conner, Esq.
P.O. Box 32159
Newark, NJ 07102

page 3 of 3

- iii) invoices reflecting payments for obtaining cell phone location records;
- iv) instances in which cell phone companies have refused to comply with a request or order; and,
- v) the form in which cell phone location records are provided(hard copy, through specific online databases).

Not applicable, records do not exist.

If your request for access to a government records has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Township of Bloomfield Records Manager to deny access. At your option, you may institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at 866-850-0511, by mail at P.O. Box 819, Trenton NJ, 08625, by e-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in the Superior Court should be directed to the Court Clerk in your County.

Sincerely,
Robert Lipinski
Township of Bloomfield
973-259-3162 Office
973-680-0048 FAX
recordsmgr@bloomfieldtwpnj.com

**HOBOKEN, NJ
POLICE DEPARTMENT**



Anthony P. Falco Sr.
Chief of Police

POLICE DEPARTMENT
CITY OF HOBOKEN

One Police Plaza
Hoboken, New Jersey 07030-5787

DETECTIVE BUREAU



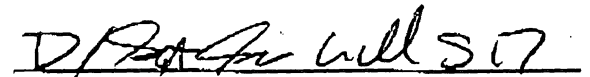
Tel. (201) 420-2100
Fax. (201) 420-7118

Date: August 12, 2011
To: Bobby Conner, Esq./A.C.L.U.
From: Detective Sergeant Sam Williams S-17
Subject: Cell Phone Location Records

Mr. Conner,

In response to your faxed request, the Hoboken Police Department currently does not utilize cell phone location records. However, if there is any private information sought during the course of a criminal investigation, a subpoena for records is applied for via the Hudson County Prosecutor's Office. If you should have any questions, feel free to contact me at 201-420-2110 Monday thru Friday 7a.m. - 3 p.m.

Thank you,


Detective Sergeant Sam Williams S-17

**IRVINGTON, NJ
POLICE DEPARTMENT**

**IRVINGTON POLICE DEPARTMENT
OPRA REQUEST FORM**

TO: Harold Wiener, Township Clerk **Date:** August 5, 2011
Township of Irvington

FROM: Joseph J. Santiago, Police Director

SUBJECT: **OPRA REQUEST FORM** **(Opra # 11-17)**

Re: CELL PHONE LOCATION RECORDS

In response to the OPRA Request of 8/3/11 received by the Police Department on 8/3/11, the following mandated response is submitted to satisfy the seven (7) day response requirement:

I. The OPRA Request cannot be provided for the following reason(s):

- No specific document or record was listed for production.
- The Department does not have / possess the requested document.
- The request does not provide specific time frames [date(s), hours, etc.] to facilitate a document search.
- The request is illegible, lacks and/or requires clarification of the specific information being requested.
- The requested information / document is not covered by O.P.R.A for the following reason(s):
- Confidential, consultative or criminal matters
- The document can be obtained by other means and/or other agencies [i.e. Discovery, purchase of record at public window, etc.]
- The request constitutes research, which is not required by OPRA
- Record/Document cannot be provided in the requested format/methodology
- Other reason(s) as specified: The Irvington Police Department does not undertake cell phone locations. (Below you will find a response to the requests for #1- #8).**

#1 - NONE #3 - NONE #5 - NONE #7 - NONE
#2 - NONE #4 - NONE #6 - NONE #8 - NONE

II. The document/record has been identified and will be provided as follows:

- Provided as an attachment -
- Requires retrieval and significant manpower commitment to meet the request. It is estimated that the record can be provided by :, at an estimated cost of:. Please advise if the cost and/or timeframes are suitable by:
- The document/record will be provided by: at a cost of:
- As specified:

**cc: Business Administrator
Law Department
Records Unit**


**Joseph J. Santiago
Police Director**

**PERTH AMBOY, NJ
POLICE DEPARTMENT**



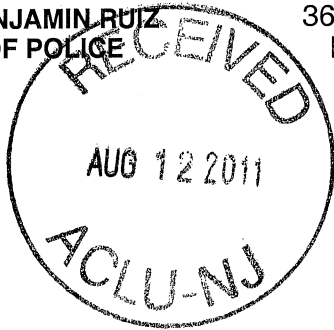
DEPARTMENT OF POLICE
CITY OF PERTH AMBOY



DEPUTY CHIEF BENJAMIN RUIZ
ACTING CHIEF OF POLICE

365 New Brunswick Avenue
Perth Amboy, NJ 08861

PHONE: (732) 442-4400
FAX: (732) 442-7537



08 August 2011

Mr. Bobby Conner
ACLU of NJ
P.O. Box 32159
Newark, NJ 07102

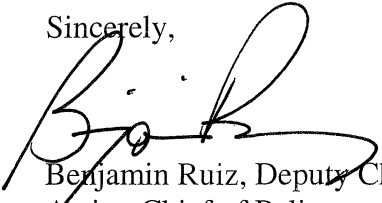
Re: Cell Phone Location Records

Dear Mr. Conner:

In response to your letter dated 08 August 2011 on the above matter, please be advised that this agency does not utilize cell phone location records. Therefore, we cannot provide policies, procedures or practices involving same.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,


Benjamin Ruiz, Deputy Chief
Acting Chief of Police

BR/mb

File

**WEST NEW YORK, NJ
POLICE DEPARTMENT**

Bobby Conner

From: Carmela Riccio [criccie@westnewyorknj.org]
Sent: Wednesday, August 10, 2011 1:23 PM
To: Bobby Conner
Cc: 'Jose Saud'; michael.indri@wnypdnj.org
Subject: OPRA #3288 (Re: Cell Phone Location Records)
Attachments: tracking #3288 - response.pdf

Attn: Bobby Conner, Esq.

As per my telephone conversation with you today, attached find Memos from our Police Director Michael Indri and Sgt. Monica Ramos, which are self-explanatory. Therefore, no documentation can be provided to you.

If you require further information, you may contact Director Indri at 201-295-5020.

**Carmela Riccio, RMC
Town Clerk - Town of West New York
428 - 60th Street
West New York, NJ 07093
Telephone: 201-295-5090
Facsimile: 201-861-2576
e-mail: criccie@westnewyorknj.org**



Mayor
Felix E. Roque
Public Safety

POLICE DEPARTMENT

WEST NEW YORK, N.J. 07093



Michael E. Indri
Police Director

To: WNY Town Clerk – Carmela Riccie
From: Police Deputy Director Michael E. Indri
Date: August 4, 2011
Subject: ACLU OPRA Request

Carmela,
Enclosed please find an OPRA request, dated August 3, 2011, from the ACLU (received via Fax) pertaining to Cell Phone location records.

As per Sgt. Monica Ramos (Record Room) the request should be denied, as the WNY PD does not utilize cell phone location records.

Sincerely,

Michael E. Indri
Police Deputy Director

Cc;
Lt. Zitt
File

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POLICE DEPARTMENT
WEST NEW YORK, N.J.



Mayor
Felix E. Roque
Public Safety

POLICE DEPARTMENT

428 - 60th Street

WEST NEW YORK, N.J. 07093

Director Michael E. Indri



Michael E. Indri
Police Director

To: Director Michael Indri
From: Sgt. Monica Ramos
Date: August 4, 2011
Subject: OPRA Request Regarding Cell Phone Location Records

Sir,

The above referenced OPRA request made by the ACLU should be denied because we do not utilize cell phone location records.

Respectfully submitted,

Sgt. Monica Ramos
Sgt. Monica Ramos

**BRUNSWICK COUNTY, NC
SHERIFF'S OFFICE**



Office of the Sheriff

BRUNSWICK COUNTY, NORTH CAROLINA

JOHN W. INGRAM, V
SHERIFF

April 10, 2012

BOLIVIA 910-253-2777

NC 800-672-6379

FAX 910-253-2705

Katherine Lewis Parker
Legal Director
American Civil Liberties Union of North Carolina Foundation
Post Office Box 28004
Raleigh, NC 27611-8004

RE: Request regarding cell phone location records

Dear Ms. Parker:

This in response to your letter of August 3, 2011 regarding "Request Regarding Cell Phone Location Records." To the best of my knowledge and belief, we have not engaged in the practice of using cell phones to track suspects and do not have policies governing that practice. By way of further response, I offer the following:

Item #1: *Policies, procedures and practices you follow to obtain cell phone location records*

Any such items in the possession of our office in writing, if any, are enclosed with this letter. If no such items are enclosed, this office does not have any such items in writing.

Item #2: *Data retention policies, detailing how long cell phone records are kept, databases in which they are placed, and agencies (federal, state and local) with which they are shared*

Retention of records is governed by the Records Retention and Disposition Schedule for a County Sheriff's Office issued by the North Carolina Department of Cultural Resources, Division of Historical Resources, Archives and Records Section, Government Records Branch. The most recent copy is dated November 10, 2008 and is located at:

<http://www.records.NCDCR.gov/local/sheriffschedule2008.pdf>.

Item #3: *The use of cell phone location records to identify "communities of interest (detailing those persons who have been called, or called by a target)" investigations*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1.

Item #4: *The use of cell phone location records to identify all of the cell phones at a particular location*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1.

POST OFFICE BOX 9 / 70 STAMP ACT DRIVE / BOLIVIA, NORTH CAROLINA 28422

Item #5: *Your use of "digital fences" (systems whereby you are notified whenever a cell phone comes within a specific geographic area)*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1.

Item #6: *The legal standard (e.g. probable cause, relevance) you proffer to obtain cell phone location records*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1.

Item #7: *Judicial decisions and orders ruling on your applications to obtain cell phone location records*

Any such documents in the possession of our office, if any, are enclosed except for any such documents that have been sealed by court order, that are protected by Article 16 of Chapter 15A of the North Carolina General Statutes, Electronic Surveillance Act, protected from disclosure by N.C. Gen Stat. § 132-1.4 or have not yet been served and returned to the Clerk of Court pursuant to statute.

Item #8: *Statistics regarding your use of cell phone location records, including the number of emergency requests for which no court order was obtained*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1. If our office has previously compiled a list of such "statistics," the previously compiled statistics are enclosed. If none have been previously compiled, none are enclosed.

Item #9: *The for in which cell phone location records are provided (hard copy, through specific online databases)*

This is not a request for a "public record" as defined in N.C. Gen. Stat. § 132-1.

Item #10a: *Communications with cell phone companies and providers of location-based services regarding cell phone location records, including company manuals, pricing, and data access policies*

Any such items in the possession of our office are enclosed. If no such documents are enclosed, our office has no such items in our possession.

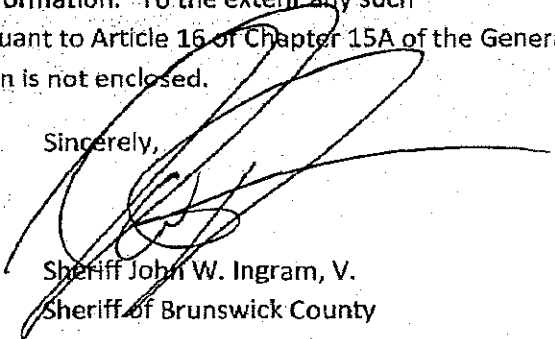
Item #10b: *Communications with cell phone companies and providers of location-based services regarding cell phone location records, including invoices reflecting payments for obtaining cell phone location records*

Any such "communications" or invoices, to the extent our office has any, are enclosed but may have been redacted to remove any information pursuant to N.C. Gen Stat § 132-1.4 that is a "record of criminal investigation" or a "record of criminal intelligence information." To the extent any such "communications" or invoices are not subject to disclosure pursuant to Article 16 of Chapter 15A of the General Statutes, Electronic Surveillance Act, such information is not enclosed.

Item #10c: *Communications with cell phone companies and providers of location-based services regarding cell phone location records, including instances in which cell phone companies have refused to comply with a request or order*

Any such "communications," to the extent our office has any, are enclosed but may have been redacted to remove any information pursuant to N.C. Gen Stat § 132-1.4 that is a "record of criminal investigation" or a "record of criminal intelligence information." To the extent any such "communications" are not subject to disclosure pursuant to Article 16 of Chapter 15A of the General Statutes, Electronic Surveillance Act, such information is not enclosed.

Sincerely,



Sheriff John W. Ingram, V.
Sheriff of Brunswick County

JWi/mlh

**GREENSBORO, NC
POLICE DEPARTMENT**



October 21, 2011

Ms. Katherine Lewis Parker
Legal Director
American Civil Liberties Union
Of North Carolina
P.O. Box 28004
Raleigh, North Carolina 27611-8004

Re: Cell Phone Location Records

Dear Ms. Parker:

Your request for material relating to cell phone location records has been referred to me for response.

I can advise that the Greensboro Police Department does not have the technical capacity to track cell phones (real-) time nor access records regarding where cell phones have been in the past. We cannot locate cell phones, including "cell site", triangulation or GPS.

My research has disclosed that the only involvement with such investigative methods have been in some form of assistance with a federal or state agency as the lead investigative agency and which would have obtained a court order for the use of any of the investigative methods listed in your request. I understand that such orders were obtained on the basis of probable cause and the issuing judge ordered that such Order is to be sealed.

I trust that this response addresses your inquiry.

Yours truly,

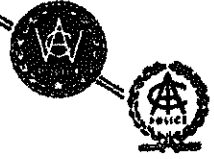
Maurice A. Cawn

Maurice A. Cawn
Greensboro Police Attorney

**LA CROSSE, WI
POLICE DEPARTMENT**



Department of Police



EDWARD N. KONDRACKI, CHIEF
LA CROSSE WI 54601-3306

August 11th, 2011

Mr. Dupuis (Legal Department)
American Civil Liberties Union
207 East Buffalo St.
Milwaukee, WI. 53202-5774

Re: Public Records Request

Dear: Mr. Dupuis

We are in receipt of your public records request dated August 3rd, 2011 for records obtained from cell phone companies. This letter is to inform you that we will comply with our statutory obligations and provide our response to your public records request with any and all records subject to disclosure under the law as soon as practicable. We are seeking advice from our attorney. We will respond to your records request as soon as we receive advice from that office.

Please do not hesitate to contact me should you have any questions regarding this matter.

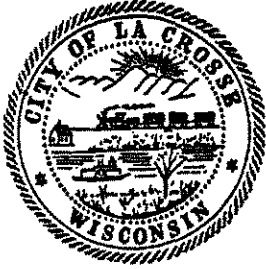
Sincerely,

Edward N. Kondracki
Chief of Police

By:

Lt. Patrick J. Hogan
Administrative Bureau
La Crosse Police Department
Phone (608) 789-7210
Fax (608) 789-7250
Email: HoganP@cityofLacrosse.org

cc: City Attorney



Department of Police



EDWARD N. KONDRACKI, CHIEF
LA CROSSE WI 54601-3396

August 31, 2011

Mr. Dupuis (Legal Department)
American Civil Liberties Union
207 East Buffalo St.
Milwaukee, WI. 53202-5774

RECEIVED

SEP 06 2011

ACLU OF WI.

Re: Public Records Request

Dear Mr. Dupuis,

I am writing in response to your records request dated August 3, 2011 with respect to cell phone location records. As of the date of your request, the City of La Crosse Police Department does not engage in cell phone locating as described in your letter. Therefore the City of La Crosse Police Department has no records responsive to your request. Thank you

Sincerely,

Edward N. Kondracki
Chief of Police
La Crosse Police Department
608-789-7201

CC: Assistant City Attorney Pete Kisken.

**WISCONSIN
STATE PATROL**



Wisconsin Department of Transportation

www.dot.wisconsin.gov

Scott Walker
Governor

Mark Gottlieb, P.E.
Secretary

Division of State Patrol
4802 Sheboygan Ave., Rm. 551
P. O. Box 7912
Madison, WI 53707-7912

Telephone: 608-266-3212
FAX: 608-267-4495

August 9, 2011

Mr. Laurence J. Dupuis
American Civil Liberties Union of Wisconsin Foundation
State Headquarters
207 E. Buffalo Street, Suite 325
Milwaukee, Wisconsin 53202-5774

Dear Mr. Dupuis:

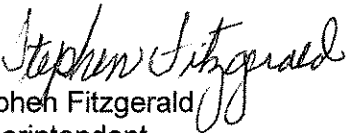
I received your letter dated August 3, 2011 concerning a request for cell phone location records under the Wisconsin Open Records Law. On behalf of the Wisconsin State Patrol, I am responding to your request for disclosure of any and all records relating to our agency's acquisition of cell phone location records encompassing those regarding real-time tracking and records regarding where cell phones have been in the past and available methods of locating cell phones. Our agency's Air Support Unit has served to assist the Wisconsin Department of Justice Division of Criminal Investigation by providing air transportation to their personnel who may conduct cell phone tracking activities. This is done in accordance with Wisconsin State Patrol Policy and Procedure 4-3. However, the Wisconsin State Patrol itself does not conduct cell phone tracking and, therefore, does not obtain or maintain any kind of cell phone location or related records.

The Wisconsin State Patrol does not compile or maintain any documents regarding policies, procedures and practices followed to obtain cell phone records. Our agency does not compile or maintain written data retention policies relating to cell phone location records and, therefore, does not have such information to share with partner federal, state and/or local agencies. The Wisconsin State Patrol does not conduct any kind of criminal intelligence analysis activity and, therefore, does not identify "communities of interest" related to criminal investigations. The Wisconsin State Patrol does not utilize any kind of cell phone records to identify any or all of the cell phones at a particular location; and does not utilize any kind of "digital fences." Our agency does not obtain cell phone location records and, therefore, does not proffer a legal standard to conduct such activity. We do not make applications to obtain cell phone location records and, therefore, do not have any applicable judicial decisions or rulings pertaining to such applications. In that the Wisconsin State Patrol does not, and has never used cell phone location records, our agency does not compile or maintain any statistics of any nature related to such use. The Wisconsin State Patrol does not obtain or maintain any type of cell phone records and, therefore, does not provide such records to anyone. Finally, the Wisconsin State Patrol does not, and has never, conducted any communications with any cell phone companies and providers of location-based services regarding cell phone records to include company manuals, pricing, and data policies; invoices reflecting payments for obtaining cell phone

location records; and instances in which cell phone companies have refused to comply with a request or order.

Again, the Wisconsin State Patrol does not conduct any type of cell phone tracking and, therefore, does not obtain or maintain any kind of cell phone location or related records. Please feel free to contact Wisconsin State Patrol Staff Sergeant Paul Wolfe at our Central Headquarters with any further questions you may have regarding this matter. You can reach him at (608) 267-4590 or at his email address paul.wolfe@dot.wi.gov. Thank you.

Sincerely,


Stephen Fitzgerald
Superintendent

WYOMING DIVISION
OF CRIMINAL
INVESTIGATION

OCT 12 2011



Office of the Attorney General

Governor
Matthew H. Mead

Attorney General
Gregory A. Phillips

Criminal Division
123 State Capitol
Cheyenne, Wyoming 82002
307-777-7977 Telephone
307-777-5034 Fax

Chief Deputy Attorney General
Peter K. Michael

Deputy Attorney General
Terry L. Armitage

October 7, 2011

American Civil Liberties Union
Post Office Box 20706
Cheyenne, WY 82003
Attn: Jennifer Horvath

Dear Ms. Horvath:

I am writing in response to your Public Records Request dated August 3, 2011, addressed to the Wyoming Division of Criminal Investigation (DCI). After an extensive search, DCI has determined that it does not have any records responsive to your request. While DCI agents have participated in investigations that included finding the locations of individual cellular telephones, those were federal investigations. Although individual DCI agents participated in the investigations in cooperation with federal law enforcement agencies, DCI does not possess the records of those telephone location activities.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dave Delicath".

Dave Delicath
Senior Assistant Attorney General

cc: Forrest Bright, Director Wyoming Division of Criminal Investigation

**NATRONA COUNTY, WY
SHERIFF'S OFFICE**



Office of
Natrona County Attorney

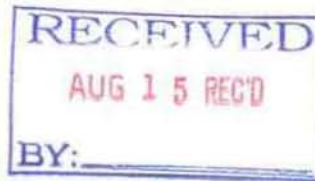
Natrona County Courthouse
200 North Center, Suite 300
Casper, Wyoming 82601
(307) 235-9460
Fax (307) 235-9356



County Attorney
William P. Knight, Jr.

Deputy County Attorney
Heather Duncan-Malone

August 10, 2011



Jennifer Horvath
WYOMING ACLU
Post Office Box 20706
Cheyenne, WY 82003

Re: Request Regarding Cell Phone Location Record

Dear Jennifer:

The Natrona County Sheriff's Office is in receipt of your public records request regarding cell phone location records. However, no response can be made because no such public records exist. No person in the Sheriff's Department can recall requesting cell phone location information in a criminal investigation and the department has no such policy. Without an investigation involving cell phone location records, none of the other information you requested exists either.

The administration was able to recall requesting a real-time location on a call from the victim of a kidnapping, however, other than the call-log, no separate location record exist. If you have further questions, please contact this office or the Sheriff.

Sincerely,

William P. Knight, Jr.
NATRONA COUNTY ATTORNEY