



POLICE DEPARTMENT
Office of Deputy Commissioner,
Legal Matters
One Police Plaza, Room 1406A
New York, New York 10038

August 15, 2016

Rachel Levinson-Waldman, Senior Counsel
Liberty and National Security Program
Brennan Center for Justice
1140 Connecticut Avenue, NW
11th Floor, Suite 1150
Washington, DC 20036

RE: FREEDOM OF INFORMATION LAW
REQUEST: LBF # 16PL6946

Dear Ms. Levinson-Waldman:

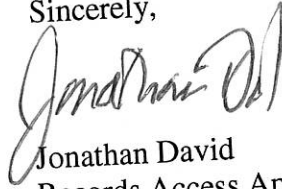
This is in response to your letter dated July 29, 2016, appealing the determination of the Records Access Officer (RAO), dated June 29, 2016, regarding certain records related to Palantir Technologies that were requested from the New York City Police Department pursuant to the Freedom of Information Law ("FOIL") by letter dated June 14, 2016.

Your appeal is denied pursuant to Public Officers Law (POL) Section 87(2)(i) because disclosure of the requested records, which are related to NYPD information management and security technology, would jeopardize the NYPD's capacity to guarantee the security of its information technology assets, including both electronic information systems and infrastructures. The appeal is also denied pursuant to POL Section 87(2)(d) because it seeks records that contain trade secrets and proprietary information submitted by a commercial enterprise which if disclosed would cause substantial injury to the competitive position of the subject enterprise. Also, the requested records are exempt from disclosure under Public Officers Law Section 87(2)(e)(iv) because disclosure thereof would reveal non-routine criminal investigative techniques or procedures. In addition, to the extent that the requested record contains opinions and recommendations, the appeal is further denied under POL Section 87(2)(g). Moreover, the requested records are exempt from disclosure pursuant to POL Section 87(2)(e)(iii), inasmuch as these records are confidential in nature and cannot be disclosed under FOIL.

Other exemptions under FOIL also may apply.

You may seek judicial review of this determination by commencing an Article 78 proceeding within four months of the date of this decision.

Sincerely,

A handwritten signature in black ink, appearing to read "Jonathan David". The signature is written in a cursive, flowing style.

Jonathan David
Records Access Appeals Officer