



GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT

Via e-mail: records@americanoversight.org

April 14, 2023

Austin Evers
American Oversight
1030 15th Street NW
Suite B255
Washington, DC 20005

Re: FOIA Request No.: 2020-FOIA-05059

Dear Mr. Evers,

This letter is in response to your above referenced Freedom of Information Act (FOIA) request for the following:

Pursuant to the District of Columbia Freedom of Information Act (FOIA), D.C. Code §§ 2-531 et seq., and implementing regulations at D.C. Mun. Regs. tit. 1, § 400 et seq., American Oversight makes the following request for records.

Requested Records

American Oversight requests that Metropolitan Police Department of the District of Columbia (MPDC) produce the following records within fifteen business days:

- 1. Records sufficient to identify the number of arrests during which MPDC personnel used any software or hardware contracted, purchased, trialed, or otherwise received from Clearview AI, Inc.*
- 2. Records sufficient to identify number of accounts, owners of accounts, and number of searches for each account for any Clearview AI, Inc. product, including free trial accounts, for all MPDC accounts.*
- 3. Any security, privacy, or performance audit, impact assessment, bias assessment, or other evaluation of any software or hardware contracted, purchased, trialed, or otherwise received from Clearview AI, Inc.*
- 4. Any guidance documents, training materials, policies, procedures, or instructions detailing data privacy policies for any software or hardware contracted, purchased, trialed, or otherwise received from Clearview AI, Inc.*
- 5. Any guidance documents, training materials, policies, procedures, or instructions on how MPDC personnel should operate any software or hardware contracted, purchased,*

tried, or otherwise received from Clearview AI, Inc.

6. Any guidance documents, training materials, policies, procedures, or instructions regarding the review and oversight from any software or hardware contracted, purchased, tried or otherwise received from Clearview AI, Inc.

7. Any contracts, requests for proposals, or solicitations between MPDC and Clearview AI, Inc.

For all parts of this request, please provide all responsive records from January 1, 2018 through the date the search is conducted.

Per a search conducted by Metropolitan Police Department (MPD) personnel, no records were located and deemed responsive to your request. It was determined, MPD do not use facial recognition software.

Please know that, under D.C. Official Code § 2-537 and 1 DCMR § 412, you have the right to appeal this letter to the Mayor or to the Superior Court of the District of Columbia. If you elect to appeal to the Mayor, your appeal must be in writing and contain “Freedom of Information Act Appeal” or “FOIA Appeal” in the subject line of the letter, as well as, on the outside of the envelope. The appeal must include (1) a copy of the original request; (2) a copy of any written denial; (3) a statement of the circumstances, reasons, and/or arguments advanced in support of disclosure; and (4) a daytime telephone number, an e-mail and/or U.S. mailing address at which you can be reached.

The appeal must be mailed to: The Mayor’s Office of Legal Counsel, FOIA Appeal, 1350 Pennsylvania Avenue, N.W., Suite 407, Washington, D.C. 20004. Electronic versions of the same information can instead be e-mailed to the Mayor’s Office of Legal Counsel at foia.appeals@dc.gov. Further, a copy of all appeal materials must be forwarded to the Freedom of Information Officer of the involved agency, or to the agency head of that agency, if there is no designated Freedom of Information Officer there.

Failure to follow these administrative steps will result in delay in the processing and commencement of a response to your appeal to the Mayor.

Regards,

Lisa Archie-Mills

Lisa Archie-Mills
Supervisory FOIA Specialist
Freedom of Information Act (FOIA) Office
Metropolitan Police Department
300 Indiana Avenue, NW Rm 4153 Washington, DC 20001