



June 9, 2021

Dear Muckrock:

This is in response to your request under the New York State Freedom of Information Law ("FOIL") requesting discipline files for P.O.s Baskin, Cole, Dobies, Resendiz, Wagner and Lloyd. P.O.s Ambrose, Camacho, Davoli, Eveland, Hickey and Perry do not have any discipline files. Please advise Jennifer Slywka ([JBS@geneva.ny.us](mailto:JBS@geneva.ny.us)) of your dropbox information so she can download the reports.

Please note that certain parts of the records have been redacted in part to protect from disclosure portions thereof that are exempt under FOIL on that basis that they are inter-agency or intra-agency materials which do not consist of: (1) statistical or factual tabulations or data; (2) instructions to staff that affect the public; (3) final agency policy or determinations; or (4) external audits. Also, some of the redactions have been made to protect certain individuals from an unwarranted invasion of personal privacy.

Furthermore, certain parts of the records have been redacted in part because they have been compiled for law enforcement purposes and which, if disclosed, could: (1) interfere with law enforcement investigations or judicial proceedings; (2) identify a confidential source or disclose confidential information relating to a criminal investigation; (3) reveal non-routine criminal investigative techniques or procedures; or (4) endanger the life or safety of any person if disclosed.

You are also hereby denied access to a limited number of other records that are inter-agency or intra-agency materials which do not consist of: (1) statistical or factual tabulations or data; (2) instructions to staff that affect the public; (3) final agency policy or determinations; or (4) external audits; or which if disclosed could result in an unwarranted invasion of personal privacy.

You may within thirty days appeal in writing from this partial denial of access to records. Any such appeal should be directed to our City Attorney, Midey, Mirras & Ricci, 37 Seneca Street, Geneva.

Finally, the City reserves the right to respond in any other appropriate forum to any issue raised in your FOIL request and this letter should not be viewed as an express or implied admission or waiver of any sort on the part of the City. Without limiting the scope of this preservation of rights, the City does not intend to, nor has it waived, any privilege in connection with this response to the FOIL request.

Please feel free to contact me if you have any questions concerning the above.

Very truly yours,

  
Michael J. Passalacqua  
Chief of Police

cc: Lori Guinan, City Clerk and Records Access Officer  
Sage Gerling, City Manager  
Jennifer Slywka  
Emil J. Bove Jr., Esq., City Attorney



**Geneva Police Department**  
**MICHAEL J. PASSALACQUA**  
*Chief of Police*

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