July 25, 2014

Shawn Musgrave
shawn@muckrock.com

Re: Public Records Request

Dear Mr. Musgrave:

Please see the response below regarding your Public Records Request of July 15, 2014, in which you requested “All documents created from January 2005 to the date this request is processed related to the agency’s use of aerial drones, remotely piloted vehicles (RPVs), remotely piloted aircraft (RPAs), unmanned aerials (UAs), unmanned aerial vehicles (UAVs), and/or unmanned aerial systems (UASs) (hereinafter “drones”).”

Request #1: “requests for proposals (RFPs), proposals/quotes submitted by vendors, contracts, leases, budget requests, project/equipment budgets, cost allocations or reimbursements for the purchase of drone equipment;”

SJPD Response #1: Please refer to Attachment 1 “UAV Purchase” and Attachment 2 “Council Memo – 11.1.13”. Portions have been redacted because they constitute security and safety procedures utilized by the San Jose Police Department in performing its police function which are exempt from disclosure under Government Code Section 6254(f). The redacted portions contain law enforcement materials involving methods of enforcing criminal or regulatory laws, and the effect of disclosure would be to enable law violators to escape detection or otherwise undermine the ability of the Department to enforce the laws and safeguard public safety and order. In addition, the redacted portions constitute intelligence information which is exempt from disclosure under Government Code Section 6254(f).

Request #2: “Grant applications and award letters for drone equipment purchases;”

SJPD Response #2: Please refer to Attachment 3 “UASI Project Proposal 2013”, Attachment 4 “Agreement UASI 11.1.13”, and Attachment 5 “Agreement UASI 4.1.14”. Portions have been redacted because they constitute security and safety procedures utilized by the San Jose Police Department in performing its police function which are exempt from disclosure under Government Code Section 6254(f). The redacted portions also contain law enforcement materials involving methods of enforcing criminal or regulatory laws, and the effect of disclosure would be to enable law violators to escape detection or otherwise undermine the ability of the Department to enforce the laws and safeguard
public safety and order. In addition, the redacted portions constitute intelligence information which is exempt from disclosure under Government Code Section 6254(f).

**Request #3:** “Insurance contracts for all drone equipment;”

**SJPD Response #3:** There are no records responsive to this request.

**Request #4:** “Communications (including electronic communications) between the agency head or agency quartermaster (or individual responsible for equipment purchases and maintenance) and drone vendors, manufacturers or retailers;”

**SJPD Response #4:** Please refer to Attachment 1 “UAV Purchase”, which contains quotes and an invoice from drone vendors. Portions have been redacted because they constitute security and safety procedures utilized by the San Jose Police Department in performing its police function which are exempt from disclosure under Government Code Section 6254(f). The redacted portions also contain law enforcement materials involving methods of enforcing criminal or regulatory laws, and the effect of disclosure would be to enable law violators to escape detection or otherwise undermine the ability of the Department to enforce the laws and safeguard public safety and order. In addition, the redacted portions constitute intelligence information which is exempt from disclosure under Government Code Section 6254(f).

**Request #5:** “Communications (including electronic communications) between the agency head and agency quartermaster (or individual responsible for equipment purchases and maintenance) regarding acquisition, lease or use of drone equipment;”

**SJPD Response #5:** There are no records responsive to this request.

**Request #6:** “Communications (including electronic communications) between the agency head and the governor, mayor and city/town manager regarding the acquisition of drones;”

**SJPD Response #6:** There are no records responsive to this request.

**Request #7:** “Applications (including all components and support documentation) for Certificates of Waiver/Authorization (COA) from the Federal Aviation Administration, as well as COA grant notifications and final agreement;”

**SJPD Response #7:** There are no records responsive to this request.

**Request #8:** “Contracts for services related to drones, such as data storage, data analysis, image storage, image analysis, video storage, video analysis, operation, maintenance;”

**SJPD Response #8:** There are no records responsive to this request.
Request #9: “Inventories/logs/lists/databases of all drones owned, leased or operated by or for the agency;”

SJPD Response #9: Please refer to Attachment 6 “Citywide Inventory”, retrieved from an inventory database managed by the City’s Finance Department.

Request #10: “Maintenance logs for all drones owned, leased or otherwise operated by or for the agency;”

SJPD Response #10: There are no records responsive to this request.

Request #11: “Policies, guidelines, protocols, manuals and/or instructions on the use/operation of drones and usage of data, images and video obtained from drone flights;”

SJPD Response #11: There are no records responsive to this request.

Request #12: “Communications from the agency head, quartermaster (or individual responsible for overseeing equipment purchases and maintenance) on approved uses for drones;”

SJPD Response #12: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #13: “Memorandums of understanding (MOUs), memorandums of agreement (MOAs) or any other agreements or contracts with other government agencies, private corporations, organizations or individuals to share drone equipment, data, images or video or to operate drones on behalf of the agency;”

SJPD Response #13: There are no records responsive to this request.

Request #14: “Curriculum used to train drone operators and observers;”

SJPD Response #14: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #15: “Training log for all drone operators and observers;”

SJPD Response #15: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #16: “Certifications of training completion for all drone operators and observers;”

SJPD Response #16: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.
Request #17: “Contracts, purchase orders, budget requests or reimbursement orders for training sessions for all drone operators and observers;”

SJPD Response #17: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #18: “Flight logs for all drone flights, including training flights;”

SJPD Response #18: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #19: “Flight logs transmitted to the Federal Aviation Administration pursuant to Certificate of Waiver/Authorization (COA) requirements;”

SJPD Response #19: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request.

Request #20: “Reprimands relating to drones, including misuse of equipment and failure to properly maintain equipment;”

SJPD Response #20: The program relating to drones has not yet been implemented; therefore, there are no records responsive to this request. In addition, reprimands are considered personnel records and are exempt from disclosure pursuant to the California Penal Code Sections 832.7 and 832.8.

Should you have any questions related to this response, please contact Monique Villarreal at (408) 537-1656 or via email: monique.villarreal@sanjoseca.gov. For any media-related questions, please contact SJPD’s Press Information Office at (408) 277-5339.

If you wish to appeal this response to your request, please contact Tamara Becker of the City Manager’s Office at (408) 535-8120 or via email: tamara.becker@sanjoseca.gov. You may also appeal to the City Council Rules and Open Government Committee by contacting the Office of the City Clerk at (408) 535-1260 or via email: cityclerk@sanjoseca.gov.

Sincerely,

Larry Esquivel
Chief of Police

By Monique Villarreal
Research and Development Unit

LE:mv

Attachments (6)