DATE: 9/21/11

TO: Peter Bibring
ACLU of Southern California
1313 West Eighth Street
Los Angeles, CA 90017

FROM: Lieutenant David Whitham
Santa Barbara Police Department
Records Manager

RE: Public Records Request

Per section 6254 (f)(1) & (2) of the California Government Code, those requesting public information from the Santa Barbara Police Department are entitled to the following information unless it is deemed by our agency to endanger the safety of a person involved, the successful completion of an investigation or prohibited by Section 841.5 of the Penal Code:

- Arrestees
  - Name
  - Occupation
  - Physical Description (eye/hair color; sex; height; weight)
  - Date and time of arrest
  - Date and time of booking
  - Location of arrest
  - Location of hold
  - All charges upon the arrestee
  - Amount of Bail
  - Factual Circumstances surrounding the arrest

- Complaints or requests for assistance
  - Date, time, and location of occurrence
  - Date and time of a report
  - The name and age of victim(s) (may be prohibited by 841.5 PC)
  - The factual circumstances surrounding the crime or incident
  - A general description of any injuries, property or weapons involved

In response to your 57 point Public Records Request dated August 3, 2011, the Santa Barbara Police Department has provided you with the following response:
Section A: Mobile Phone Location Records

- A1 to A5: No responsive records regarding policies, procedures, training, practices exist
- A6: No responsive records exist
- A7: No responsive records regarding policy, procedure, or statute exist.
- A8 to A9: No responsive reasonably segregable (6253(a) Govt. Code) records exist. The Police Department does not have the technological capability to do an electronic data search for this information. This request would require that a staff person be assigned to do a hand search and review of thousands of investigative cases. It is estimated that this would take several months. The City would require reimbursement for the copies and the staff person’s time in making the reproduction pursuant to Government Code section 6253(d). If you feel that there is a way to focus your request so that we could provide with the documents you seek please contact me so that I can be of assistance.
- A10: No records responsive to this request exist.

Section B: Internet, Social Network, and Book Service Investigations

- B1 to B5: No responsive records regarding policies, procedures, training, practices exist
- B6: No responsive records regarding policy, procedure, or statute exist.
- B7 to B9 No responsive reasonably segregable (6253(a) Govt. Code) records exist. The Police Department does not have the technological capability to do an electronic data search for this information. This request would require that a staff person be assigned to do a hand search and review of thousands of investigative cases. It is estimated that this would take several months. The City would require

1 It is my understanding that pursuant to a phone conversation between you and Deputy City Attorney Tava Ostrenger on September 20, 2011 she expressed to you that responding to this request would be overly burdensome as it would entail a hand search. It is my understanding that you informed her that you did not wish the Police Department to proceed with the hand search.

2 It is my understanding that during your phone conversation with Ms. Ostrenger on September 20, 2011, she requested clarification and direction regarding the request set forth in A10. She was informed that you are interested in obtaining any documents that may relate to, or are generated to, a specific contact person at a telecommunication center in order to obtain the location of a certain phone, including real time tracking and historic use and tracking. The response to A10 is based on this clarification and understanding.
reimbursement for the copies and the staff person’s time in making the reproduction pursuant to Government Code section 6253(d). If you feel that there is a way to focus your request so that we could provide with the documents you seek please contact me so that I can be of assistance.

Section C: GPS Tracking Devices
- C1: The Santa Barbara Police Department does not currently possess GPS tracking devices for use during investigations C2: No responsive reasonably segregable (6253(a) Govt. Code) records exist.
- C3 to C6: Requested written records (policies, procedures, training, practices) do not exist
- C7: No responsive records regarding policy, procedure, or statute exist.

Section D: The Santa Barbara Police Department has under its jurisdiction the following video surveillance devices (on the premises of the police department only):
- D1: No responsive records, however, SBPD has 2 cameras in public areas in the lobby of the police department
- D2: There are no current plans to expand surveillance cameras by the police department. No responsive records exist.
- D3: The city maintains the following cameras in the locations indicated primarily for security purposes. These cameras are maintained by the city’s Electronic Maintenance Department (except the 8 cameras at the police department, those are maintained by police personnel). Access to footage would be through the Electronic Maintenance Department (except the SBPD cameras).
  o El Estero Wastewater Treatment: 8 cameras
  o Ortega Park: 6 cameras
  o City parking lot number 10: 2 cameras
  o Santa Barbara Train Depot: 2 cameras
  o Franklin Center: 5 cameras
  o Eastside Library: 4 cameras
  o Police Department 8 cameras
  o Santa Barbara Waterfront Department: 11 cameras
  o Central Library: 12 cameras
  o City Hall: 1 camera
• D4: Attached, SBPD policy 378 outlining Public Safety Camera System.
• D5 to D9, and D11: There are no current plans to use facial recognition or seek funding, no policies or procedures currently exist for this area. No responsive reasonably segregable (6253(a) Govt. Code) records exist.
• D10: The Santa Barbara Police Department does not have a current RFP or contract with any vendor as it relates to Surveillance equipment. October, 2009 the police department purchased 8 cameras and 1 DVR (installed). The equipment covers the lobby area (2 cameras) and internal locations in the department (6 cameras). All camera systems in the city are primarily used for the purposes of security as defined in footnote #6 of your request. No responsive documents exist.

**Section E: Mobile Forensic Data Extraction**

• E1: The Investigative Division possesses three Mobile Forensic Data Extraction devices as defined by footnote 6 of your request.
• E2 to E3: No responsive records regarding policies, procedures, training, practices exist
• E4: Retention of evidence is guided by SBPD policy section 804 (included)
• E5: No responsive records regarding policy, procedure, or statute exist.

**Section F: Other surveillance Technology**

• None exists