Explanation of Partial or Full Denial of Records

FOIA No. 15111

The redactions made to your requested records is based on the following check-marked provision(s) of the Freedom of Information Act. MCL 15.243 Sec. 13(1).

____ (a) Information of a personal nature if public disclosure of the information would constitute a clearly unwarranted invasion of an individual's privacy. This may include complainant, reportee, suspect, arrestee and/or juvenile information.

(b) Investigating records compiled for law enforcement purposes, but only to the extent that disclosure as a public record would do any of the following:

____ (i) Interfere with law enforcement proceedings.
____ (ii) Deprive a person of the right to a fair trial or impartial administrative adjudication.
____ (iii) Constitute an unwarranted invasion of personal privacy.
____ (iv) Disclose the identity of a confidential source, or if the record is compiled by a law enforcement agency in the course of a criminal investigation, disclose confidential information furnished only by a confidential source.
____ (v) Disclose law enforcement investigative techniques or procedures.
____ (vi) Endanger the life or physical safety of law enforcement personnel.

(d) Records or information specifically described and exempted from disclosure by statute:

____ MCL 333.2855(1)a A person shall not publicly display an autopsy photograph of a decedent that identifies the decedent by name, face, or other identifying physical feature.
____ MCL 780.313 Law Enforcement Body-Worn Camera Privacy Act.
____ MCL 28.214 C.J.I.S. Policy Council Act (LEIN information)
____ MCL 338.1728(3) Any recipient of information, report or results from a polygraph examiner, except for the person tested, shall not provide, disclose or convey such information, report or results to a third party except as may be required by law and the rules promulgated by the board in accordance with section 7 of this act.
____ MCL 722.627(2) Child Protection Law
____ Statute:_____

____ (l) Medical, counseling, or psychological facts or evaluations concerning an individual if the individual's identity would be revealed by a disclosure of those facts or evaluation, including protected health information, as defined in 45 CFR 160.103.

(s) Unless the public interest in disclosure outweighs the public interest in nondisclosure in the particular instance, public records of a law enforcement agency, the release of which would do any of the following:

____ (i) Identify or provide a means of identifying an informant.
____ (ii) Identify or provide a means of identifying a law enforcement undercover officer or agent or a plain clothes officer as a law enforcement officer or agent.
____ (iv) Disclose the name, address, or telephone numbers of family members, relatives, children, or parents of active or retired law enforcement officers or agents.
____ (v) Disclose operational instructions for law enforcement officers or agents.
____ (vi) Reveal the contents of staff manuals provided for law enforcement officers or agents.
____ (vii) Endanger the life or safety of law enforcement officers or agents or their families, relatives, children, parents, or those who furnish information to law enforcement departments or agencies.
____ (viii) Identify or provide a means of identifying a person as a law enforcement officer, agent, or informant.
____ (ix) Disclose personnel records of law enforcement agencies.

____ (v) Records or information relating to a civil action in which the requesting party and the public body are parties.
____ (w) Information or records that would disclose the social security number of an individual.

__X__ To the best of the Department's knowledge, information, and belief, under the information provided by you or by any other description reasonably known to the Department, the public records do not exist within the Department.

____ Based on the information you provided, we are unable to locate any records pertaining to the incident you described. Please resubmit a request with additional information, specifically requesting _____

____ Some ___ or all ___ of the records you requested are under investigation. Please resubmit your request in 30 days. If you have specific questions regarding the case you may contact:_____

Additional Comments:

IRW