



POLICE DEPARTMENT
Office of Deputy Commissioner,
Legal Matters
One Police Plaza, Room 1406A
New York, New York 10038
FOILAppeals@NYPD.org

February 21, 2025

Patrick McKenzie
patrick@kalzumeus.com

RE: FREEDOM OF INFORMATION LAW
REQUEST: FOIL-2024-056-16750

Dear Mr. McKenzie:

This letter is in response to your email dated February 4, 2025, regarding records requested from the New York City Police Department. Your request, made pursuant to the Freedom of Information Law, was originally received by the FOIL unit on June 19, 2024; and, as of the date of your appeal email, no determination had yet been issued by the Records Access Officer (RAO). Subsequently, however, a determination was issued by the RAO in a letter dated February 21, 2025, in which access to records responsive to your request was granted with privacy redactions pursuant to POL 87(2)(b).

Your appeal of the “constructive denial” of your initial request is, therefore, moot because a determination was issued by the RAO after the submission of your appeal. Therefore, the FOIL request has not been “constructively denied” as alleged in your appeal letter. Should you wish to appeal the substantive determination issued by the RAO on February 21, 2025, you may do so within 30 days of the date of that determination, as per Public Officers Law Section 89(4)(a).

Respectfully,

Katherine T. Obanhein, Esq.
Records Access Appeals Officer

c: Committee on Open Government