

ANTIOCH POLICE DEPARTMENT

Anthony Morefield, Interim Chief of Police



March 28, 2022

Mr. Allen Payton
VIA EMAIL: editor@antiochherald.com

Dear Mr. Payton:

The Antioch Police Department received your original Public Records Act request on November 8, 2021, and subsequently on March 23, 2022, requesting copies of the body and dash cam videos from an incident that occurred at Councilwoman Torres-Walker's home on October 2, 2021.

Please be advised that the City has conducted a reasonable inquiry and concluded that the Antioch Police Department possesses certain identifiable records that fall within the scope of your request. The City has further concluded that the requested records are statutorily exempt from disclosure at this time, pursuant to:

(1) Government Code § 6254, subdivision (f), as "[r]ecords of complaints to, or investigations conducted by, ... any state or local police agency, or any investigatory or security files compiled by any other state or local police agency, or any investigatory or security files compiled by any other state or local agency for correctional, law enforcement, or licensing purposes";

(2) Government Code § 6254, subdivision (k), as "[r]ecords, the disclosure of which is exempted or prohibited pursuant to federal or state law, including, but not limited to, provisions of the Evidence Code relating to privilege," because the records are privileged under Article I, Section I, of the California Constitution, Welfare and Institutions Code §§ 827, 827.12 and 828, Government Code § 6276.28, Evidence Code § 1040 et seq., Penal Code §§ 7517, 7540, 11076, 13202 and 40313, and Vehicle Code § 1804; and

(3) Government Code section 6255 on the grounds that the records in question are exempt under express provisions of this chapter and/or that on the facts of the particular case, the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record.

Sincerely yours,


Trevor Schnitzius
Police Captain

TS:aec