

RE: Written Request for Public Records: FOIA & MGL c. 66, s. 10, et seq



I respectfully request that you assign this Public Records Request to your designee as Keeper of Records for the Plymouth Police Department (hereinafter simply referred to as the "Department"), in order to respond to same. Pursuant to the Federal Freedom of Information Act (FOIA), 5 United States Code section 552; and Massachusetts General Laws chapter 66, section 10, the Massachusetts 'Public Records' statute, I hereby make the following written request:

Any and all documents, including but not limited to complaints, reports, memoranda, statements, records, letters, opinions, decisions, findings, determinations and the like regarding any and all allegations of any misconduct, impropriety, infraction, violation of Department policies, procedures, rules, regulations, or of Massachusetts laws, codes (also including but not limited to the conflict of interest laws enumerated by the Massachusetts State Ethics Commission), statutes and the like, by Department Sergeant Scott M. Vecchi, including but not limited to those involving any investigation, inquiry, internal affairs or personnel matter in which it was claimed, alleged, inferred, suspected or determined that any such conduct ever took place, while acting in, or outside of his official capacity, at any time. Also, copies of any and all awards, citations, letters of commendation and the like issued to Sergeant Scott M. Vecchi, at any time.

There is no blanket exemption to public disclosure for records kept by police departments or investigatory materials; rather, the applicability of an exemption to public disclosure must be determined on a case-by-case basis. Investigatory or Law Enforcement Records Materials compiled as a result of routine monitoring by a police department of its employees will not usually fall within the scope of an investigatory exemption to public disclosure. The applicability of the "personnel files" exemption to public records disclosure can only be ascertained after the records have been reviewed to determine their precise nature. M.G.L. c. 4, s 7. See Worcester Telegram & Gazette Corp. v. Chief of Police of Worcester, 58 Mass. App. Ct 1,8-9 (2003).



