

Ellen Biden

July 22, 2007

Address issue:

Context - Gov's license act pursuant to FOIL
Plan to disseminate info about misuse.
Plan not initially motivated by FOIL, but
by media story.

Dopp + Baum emails explained. Chronology of emails.
Haley TV article. Initial products of records
in response to this strategy.

Addressed this to the fact that there were FOIL
6/27/07 and July 10, 2007 email.
Make point that one is limited. As a practical
matter didn't require collection in May.

July 10 the email appears to try to clarify the
earlier one. Strong. Highlights that it
asks for scheduling info. Not included in June 27th.
This aide → didn't require products.

Sense of priority:

Priority being issues article. Strategic motivation.
Even if you accept that Howard + Sup were
acts re FOIL →

- a) FOIL law
- b) Police Dept. SOP



- ① In response to Howard's request, Supt directed create of records. Not ordinarily kept or maintained. ~~Provided~~ ~~in the understanding~~
- ② After Howard makes initial request, Supt starts report info re upcoming schedule. Reports up to Howard.
- ③ Supt starts treat as a continuing request. Original produced, but required.
- ④ Create of records carries risk of inaccurate → One record is a transcript assignment records. One is not turned over and is inaccurate. ~~But~~ ~~to~~ ~~Wig~~ done, really a different day. Assignment record = wrong. Can be other risks.
- ⑤ Howard requested of selected elements. Howard of requests Brown. Doesn't create any trip, only certain trips.
- ⑥ To extent that of did → sensitive schedule. Some type of security review. Wld raise security concerns. No review done. ~~Also Supt~~
- ⑦ Supt handled himself. Unprecedented. Never handled. More than 20 years. Past 3 Supts never done it.
- ⑧ Points re Howard + Feltner have different accounts.
 - + Howard denies instructing directly.
 - + Supt says he was directed.

Other lines or protocols that are untrue.
Howard says he never knew Duffe & secured. Emails.
Never spoke to anyone else? Emails.
Dupp asked him to give a heads up to Supt.
Said in initial time, not his role.

Points on the same level. What Howard
knew was politically sensitive. He intentionally
didn't contact Balboni.

Supt may have felt pressure by Howard. Not
hampered or confirmed. Couldn't live,
but could raise concerns.

Address a host of publications in news reports.
Change in record starts in April →
explained creation of records. Presented
content of news article. Had no knowledge
of accuracy.

Dupp quoted about Michael by or daughter
and found them unfounded. Related to security
misbehavior. Not tied to this production.
No records or policies changed.

Explain confusion over Drens's use of
ground transportation. At least thought
of ~~Secret~~ ^{ground transportation} provided as courtesy / linked
to air travel.

Final part to cooperate.

Howard seemed genuine about use of ground transportation.
Offended about misuse of those resources. Approval
was to get docs together + give to media, not say "no."

→ Recognize that Howard and others may be motivated
by abuse. But it went off track. No clear
evidence of stopping. Teltin says: "I got another
request." Good motive, just prevented. Need
to avoid politicization of the state police.
Any political thing that happens should be voted.

One of Teltin's failings. Knew something
more was happening. Ariath Capem put off
judgment: Hg, what are we doing here?

Image that comes off the page is that Supt was too
vulnerable, not asking Qs // contrast with other public
officials. Could raise questions about his likes.

→ Section on cooperation of Gov's office:

Trudys on the ~~first~~ first section.

- ① Under pretext of responding, Gov's office
clearly planned for info to be given
to media. Under pretext of responding to FOIA,
got into about ground transportation, security,
inconsistent w/ FOIA laws + reqs.

② Integrity of Force must be protected. Gov's
office of handle re laws. Others do
their own established rules.

③ The core office shall
Set standard for diligence ~~in not effect~~
not interfering in state police business. Must
conduct A new ethics policy shall be
promulgated next

④ Act, Supt should be evaluated, re Gov's
licensing + Core Communit director.

⑤ Fringe - Bruno.

Bruno's use of the State aircraft.

① Memo of aircraft procedures. Not adopted.
Revised the request form to include certification.
Policy allows for mixed usage + doesn't require
reimbursement. ~~For~~ Allows mixed use.
Remissive policy. In that light did federal
merit.

② Did my date + then other travel. Analyze
aircraft manifest. Bruno's self. 3rd party
participants. Pr. my date Bruno and
state aircraft, 2 mths of lg business
on each lg.

- ③ In a few days, it's a ~~fact~~ farce.
Occurrences were I seems wasteful.
Recommend explain some other policy w/
clear guidelines + limits. Not so
easily abused.

Indy's:

- Search Brand's use in accordance w/ ~~top~~ policies + practices
- AG investigated each one → Some by b2 each trip
- Often minor infractions, and 1 occasion minimal.
- State aircraft policy overly permissive + porous
- ~~SP~~ Needs to be clear.

Cooperation by the Gov's Office

All by reviewed →

Currently indicate that we provided docs + answered Qs.
At a certain point after testing, we were scheduled
to IV and had obtained full cooperation + were
prepared to proceed. ~~Gov's~~ ^{SP} office had been. Interfered
w/ investigation and w/ speed. Inconsistencies that
existed.

Consideration w/ persons DN, PBO, SM →

Over the weekend, we could resume + could work
through general counsel. Timeliness and inappropriate
that full and complete would ever be a big of
concern. Requested materials, and they were declined.

Took more time than it took to receive quotes.

Thank, although we appreciated chambers, disappointed
when