EXHIBIT 1

40 Rector Street, 9th Floor
New York, New York 10006
www.StopSpying.org | (646) 602-5600

November 23, 2020

Lt. Richard Mantellino
Legal Bureau – FOIL Unit
One Police Plaza, Room 110-C
New York, NY 10038
Via NYC OpenRecords
(646) 610-5296

Re: FOIL Request – Facial Recognition Accuracy and Bias

Dear Lt. Richard Mantellino,

Pursuant to state open records law, N.Y. Pub. Off. Law §§ 84 to 99, I write to request access to and a copy of any and all records from 1/1/2005 to 11/23/2020 relating to the Accuracy and Bias of the New York City Police Department's Facial Recognition.

Records, as used herein, includes, but is not limited to, all agency records including memoranda, correspondence, analyses, interview notes, logs, charts, and other written records as well as records maintained on computers, electronic communications, videotapes, audio recordings, or any other format.

Accuracy, as used herein, signifies any metrics or other indicators regarding defects, patches, the error rate, the precision, and/or the exactness of Facial Recognition.

Bias, as used herein, means any difference in outcome based on a protected characteristic, as defined in N.Y.C. Admin. Code § 8-101, including but not limited heightened or diminished rates of false-positive and false-negative results.

Facial Recognition is defined as computer vision software capable of identifying person from a static image or a video source.

If your agency does not maintain these public records, please let me know who does and include the proper custodian's name and address.

I would prefer the request be filled electronically in PDF format, by e-mail attachment (to albert@stopspying.org) if available or disc if not. See §87(5)(a), §89(3)(a), and §89(3)(b). I agree to pay any reasonable fees of not more than $25.00. If the request cannot be filled electronically and the cost to copy and mail the requested material will be greater than $25.00, please notify me. Please provide a receipt indicating the charges for each document.

As provided by the open records law, I will expect your response within five (5) business days. See N.Y. Pub. Off. Law § 89(3). If you choose to deny this request, please provide a written explanation

for the denial including a reference to the specific statutory exemption(s) upon which you rely. Also, please provide all segregable portions of otherwise exempt material.

Thank you in advance for your assistance. If you have any questions, please do not hesitate to contact me at (646) 602-5600 or albert@stopspying.org.

Sincerely,

Albert Cahn

Albert Fox Cahn, Esq.
Executive Director