

To requester (J. Atkins-Lawson Jr.)

The Genesee County FOIA Specialist, on behalf of the Genesee County Sheriff's Office, has received your request for public records and processed it pursuant to the provisions of the Michigan Freedom of Information Act (FOIA), MCL 15.231 *et seq.*

Your request is granted in-part and denied in-part.

Please find within this portal the document responsive to your FOIA request to the extent that it exists in the files of the Genesee County's Sheriff's Office per information I received from Lt. Nicklesen, I hereby certify. Certain information (dates of birth, home addresses, phone numbers, driver license numbers, etc.) has been redacted in accordance with MCL 15.243(1)(a) of the Act, which states that a public body may exempt from disclosure as a public record "information of a personal nature if public disclosure of the information would constitute a clearly unwarranted invasion of an individual's privacy." It is hereby asserted that the release of the unredacted information would constitute a clearly unwarranted invasion of the individuals' privacy. Social security numbers have been redacted pursuant to MCL 15.243(1)(w).

As it pertains to the remainder of your FOIA request for ***"all documents, communications, or justifications for my transfer from Genesee County Jail to Clinton County Jail, any internal memos, emails, or records discussing the reasons for my transfer, including staff directives or communications between Genesee and Clinton County; all records of disciplinary actions, incident reports, or behavioral assessments that may have influenced my transfer; any and all records, reports, notes, or digital files indicating that I have been the subject of surveillance, monitoring, or law enforcement investigations by Genesee County Sheriff's Office, Flint Police Department, or any affiliated agency; any records referencing my name or identifying details within law enforcement task force operations, investigative reports, "Ghost" programs, or any form of covert surveillance and all body cam footage, dash cam footage, radio communications, emails, or internal messages where I am discussed, referenced, or recorded"***. Pursuant to MCL 15.231 *et seq.*, I am to advise you that no records exist in the files of the Genesee County Sheriff's Office by that name, or any other name reasonably known to the Sheriff's Office, which non-existence means there are no records, based upon information received from the Sheriff Office, I hereby certify.

Additionally, pursuant to MCL 15.233 Sec. 3. (4)(5) the Act does not require a public body to make a compilation, summary, or report of information as required in section 11 and does not require a public body to create a new public record, except as required in section 11, and to the extent required by this act for the furnishing of copies, or edited copies pursuant to section 14(1), of an already existing public record.

To the extent this response constitutes a denial of your FOIA request, please be advised that you have the right to submit a written appeal via email to foiaappeals@geneseecountymi.gov, addressed to the chairperson of the Genesee County Board of County Commissioners, specifically stating the word "appeal" and identifying the reason or reasons for reversal of the disclosure denial. You are further advised that you have the right to seek judicial review of such

denial and obtain attorney's fees and damages to the extent provided in, and subject to the conditions of, section 10 of the FOIA ("Section 10"). A copy of Section 10 is uploaded to the portal for review and is incorporated in this response by reference.

IMPORTANT NOTES:

(1) There are over 30 police departments located within Genesee County in which the Sheriff's Office has no jurisdiction over. In your request, the Flint Police Department was mentioned. It is suggested that you submit a FOIA request to the Flint Police Department to inquire if they have the records you seek.

(2) Genesee County governmental offices, including the Sheriff's Office, follow retention schedules and if records did exist, they may have been destroyed based up the retention schedule followed by the Sheriff's Office.

(3) Please feel free to submit a new FOIA request and provide additional information such as the date of arrest, location, which police agency arrested you, or officer/deputy information and I will conduct another search.

Copies of the Genesee County's FOIA Policy and Procedures, along with its FOIA Summary, are available on the county's website

here: https://www.geneseecountymi.gov/government/freedom_of_information.php.

There was no cost for responding to this FOIA request.

Respectfully submitted.

Genesee County's FOIA Specialist