

REDACTIONS APPLIED

- Officer name- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Unit/Car number- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Badge number- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Radio call sign- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Any complaint numbers-including officer's name on report- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Any IAB numbers-Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- Dates of employment with PD- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a)
- LE firearm Serial Number- Law enforcement firearm serial number, pursuant to R.C. 149.43
- SSN-149.43(A)(1)(dd) 149.45(A)(1)(a)- *State ex rel. Office of Montgomery County Pub. Defender v. Siroki*, 108 Ohio St.3d 207, 842 N.E.2d 508, 2006-Ohio-662, ¶ 18; R.C. 149.43(A)(1)(dd); and R.C. 149.45(A)(1)(a).
- Driver's license number-R.C. 149.45(A)(1)(C)18 U.S.C. § 2741, Driver's license numbers are considered personal information, exempt from disclosure, pursuant to R.C. 149.45(A)(1)(c), and are further protected from disclosure by the Driver's Privacy Protection Act of 1994. 18 U.S.C. § 2741.
- LEADS-Information from the Law Enforcement Agencies Database Systems (LEADS), pursuant to O.A.C. 45-1:2-10-06(c)

- Employee ID numbers- 149.433 (2) and (3). Employee ID numbers are not public record, pursuant to R.C. 149.433 (2) and (3).
- All officers work shifts- R.C. 149.43(A)(1)(uu), Records of the past, current, and future work schedule of a designated public service worker. As used in division (A)(1)(tt) of this section, ‘work schedule’ does not include the docket of cases of a court, judge, or magistrate.
- Days Off- Confidential Law Enforcement Investigatory Records (CLEIRS), pursuant to R.C. 149.43(A)(2)(a)-(d) Records pertain to a law enforcement matter and disclosure would create a high probability of revealing: The identity of an uncharged suspect, R.C. 149.43(A)(2)(a) of an uncharged suspect, R.C. 149.43(A)(2)(a),) and R.C. 149.43(A)(1)(uu), “Records of the past, current, and future work schedule of a designated public service worker. As used in division (A)(1)(tt) of this section, ‘work schedule’ does not include the docket of cases of a court, judge, or magistrate.
- OHLEG photos documents and audits- Information, data, and statistics obtained from the Ohio Law Enforcement Gateway (OHLEG) database, pursuant to 109.57(D)(1)(b)
- CCH- Information from the Computerized Criminal History (CCH) National Crime Information Center (NCIC) systems, pursuant to R.C. 109.57 and O.A.C. 4501:2-10-06(C)
- ATF Records- ATF Trace Reports, pursuant to Consolidated Appropriations Act of 2005, Pub. L. No. 108-477, 118 Stat. 2809, 2859 (2004); Consolidated Appropriations Act of 2008, Pub. L. No. 110-161, 121 Stat. 2859 (2004); and *Higgins v. U.S. Dept. of Justice*, 919 F. Supp.2d 131, 144-45 (D.D.C. 2013)
- EMS Run Sheet- When a run sheet created and maintained by a county emergency medical services (EMS) organization documents treatment of a living patient, the EMS organization may redact information that pertains to the patient’s medical history, diagnosis, prognosis, or medical condition R.C. 149.43(A)(1)(a), and physician-patient privilege R.C.149.43(A)(1)(v), R.C. 2317.02(B), *State ex rel. Nix v. Cleveland*, 83 Ohio St.3d 379 (1998).
- Other names not related to request- R.C. 149.43- Names, Identities or documents that are not responsive to your request, as they may also contain information otherwise exempt from release under R.C. 149.43.
- Telephone number of witnesses- Telephone numbers of victims or witnesses to a crime that are listed on a law enforcement record or report, pursuant to R.C. 149.43(A)(1)(mm)
- Victim’s Rights aka Marsy’s Law (name, address, phone number, and family member names), and 149.43(A)(1)(ii)(i); O.R.C. 149.43 (A)(1)(rr) records, documents, and information the release of which is prohibited under sections 2930.04 and 2930.07. Crime victims are provided certain rights detailed in the Ohio Constitution Article I, Section 10(a) and the Ohio Revised Code, often called “Marsy’s Law” or the Ohio Crime Victims’ Bill of Rights.
- FBI number- FBI numbers, pursuant 42 U.S.C. § 3789(g)

- BCI number- BCI numbers, pursuant to R.C. 109.57
- Medical Records - Information obtained from medical records redacted - R.C. 149.43(A)(1)(a).
- Photos of the victim at the scene of the death - Ohio R.C.149.43 (A)(1)(ii) Any depiction by photograph, film, videotape, or printed or digital image under either of the following circumstances: (i) The depiction is that of a victim of an offense the release of which would be, to a reasonable person of ordinary sensibilities, an offensive and objectionable intrusion into the victim's expectation of bodily privacy and integrity.
- Autopsy photographs and reports redacted/withheld - R.C. 313.10(D). A journalist may request to inspect these records, but cannot receive a copy of them.
- Financial Account Numbers - R.C. 149.43(A)(1)(dd); 149.45(A)(1)(d).
- Photographs of Peace Officer O.R.C. 149.43 (A)(7)(g)
- Non-record information of cell phone and computer dumps- Information and data obtained as the result of a forensic download of an electronic device that is not relevant to this investigation has been withheld as it does not document the activities of this office. *Andes v. Ohio AG's Office*, Ct. of Cl. No. 2017-00144-PQ, 2017-Ohio-4251, ¶ 13-14 ("contents of the storage devices were either not relevant to the investigation, or were not used in the criminal prosecution"). *Narciso v. Powell Police Dept.*, Ct. of Cl. No. 2018-01195PQ, 2018-Ohio-4590, ¶ 47, "disclosure of material obtained and stored but not actually used to document the investigation, including items reviewed but disregarded by investigators...would not further the purposes of the Act, "i.e., disclosure would not help to monitor the conduct of state government" and would reveal little or nothing about the agency or its activities. I find as a matter of law that to the extent unused contents of storage devices obtained in the criminal investigation were not "records" of the Powell PD, it had no obligation to produce such contents in response to Narciso's public records request.