

From: [Lindsay Moore](#)
To: [Nathan Wessler](#)
Subject: RE: Public Records Request Regarding Use of Cell Site Simulators
Date: Monday, March 31, 2014 9:56:55 AM

Nate,

Our agency's review of the 86 reports based on your below-listed search criteria found no documents responsive to your request.

Please let me know if there is anything further I can assist you with, or if you have any questions.

Sincerely,
Lindsay

Lindsay A. Moore, Esq.
General Counsel
Pasco Sheriff's Office
8700 Citizen Drive
New Port Richey, FL 34654
Office: (727) 844-7701
Fax: (727) 844-7745

From: "Nathan Wessler" <nwessler@aclu.org>
To: "Lindsay Moore" <LMoore@pascosheriff.org>
Date: 03/27/2014 11:28 AM
Subject: RE: Public Records Request Regarding Use of Cell Site Simulators

Lindsay,

Yes, please proceed with processing the request as detailed below. The ACLU will commit to pay up to the amount you quote in labor costs (although obviously if the actual processing time is less than your conservative estimate, we would expect to pay only for the actual time spent). If the processing time exceeds your estimate, please be in touch again before incurring additional costs.

Because we are asking for records in electronic form, rather than photocopies, I would ask that we not be charged for duplication of the responsive records themselves.

Thanks for your attention to

Best,
Nate

Nathan Freed Wessler
Staff Attorney | Speech, Privacy and Technology Project
American Civil Liberties Union

125 BroadStreet, 18th Floor, New



I would be happy to limit the date range of the searches and modify the search terms to make this more manageable.

For item (e), how about searching for "Harris Corporation" and "Harris Corp." instead of just "Harris" – that should eliminate files that include someone named "Harris".

I am also willing to eliminate items (j) and (k) – while those terms would reveal responsive records, if any exist, they would also pick up other forms of cell phone tracking that we are not asking about – specifically requests to cell service providers for historical or real-time cell site location information. To keep the processing time down, let's eliminate those search terms.

I asked her to provide an estimate of the number of reports and labor time associated with responding



- h. "cellsite emulator";
- i. "cell-site emulator";

To the extent an electronic search can deal with connected term searches like these, then I would also add:

- j. ("cellphone" or "cellphone") & (track, tracking, tracked);
- k. ("cellphone" or "cellphone") & (locate, located).

As we also discussed it would be helpful if you would ask the appropriate people in the Major Crimes division whether they

Additionally, please be advised that with respect to the portion of your requests to provide documents in investigations that have resulted in prosecutions (#7) and docket numbers for records that are sealed (#9), our agency would not have that information as we do not maintain a database or other records of this nature. The State Attorney's Office and/or Clerk of Court would likely be the proper party to whom you should direct such requests.

I look forward to hearing from you with instructions how you would like for our agency to proceed with processing your request. In the meantime, if you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Lindsay A. Moore, Esq.
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