

January 21, 2022

Town of Hempstead
FOIL Appeals Officer
Donald Derham
donader@tohmail.org

Re: 2nd Appeal of FOIL #202107362

Mr. Derham,

Pursuant to the Freedom of Information Law, I am appealing Town's January 20, 2022 determination that no records exist regarding the Town's TV advertising in 2020. In December 2020, I viewed such commercials on several occasions.

On September 20, 2021, Ms. Jerome informed me that the records would be made available on Nov. 2, 2021, but they were not provided. Then on November 19, 2021 Ms. Jerome notified me that Mr. Martir would address this at my Nov. 22nd court date. This response is illegal under FOIL (and Mr. Martir did not provide me with any records or a written status of this FOIL request).

NOTE: It is required by FOIL that the Town submit all FOIL appeals and their determinations to the Committee on Open Government.

I request that the records be provided to me in a pdf document format. If there are a large number of documents (that will take over 2 hours to scan), I ask that I be given time to view the records.

If for any reason any portion of my request is denied, please inform me of the reasons for the denial in writing BY EMAIL and provide the name, email address (if available), and postal address of the person or body to whom an appeal should be directed.

The Freedom of Information Law requires that an agency respond to a FOIL appeal within 10 business days of receipt of a request, and agencies must accept requests and transmit records requested via email in the format requested when they have the ability to do so.

If you have any questions regarding this request, please let me know. If the cost to process this request will exceed \$0.00, please contact me via phone or email prior to processing this request.

Sincerely,
Felix Procacci
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516-233-1562