

Pueblo Police Department - CCJRA-2024-571 Completed

2 messages

JustFOIA Notification <PuebloCO@request.justfoia.com>

Wed, Jan 15, 2025 at 1:37 PM

Reply-To: 83989717-2bbf-43ef-8b0c-42a9069a097d.PuebloCO@request.justfoia.com

To: coop.7th@gmail.com

Dear Requestor,

The previously provided materials responsive to [Request Number: CCJRA-2024-571](#) are available. Please click on the request link to download the response documentation.

Thank you,

Pueblo Police Department
200 S. Main
Pueblo, CO 81003
(719) 553-2554
records@pueblo.us

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Jenna Ingo (Pueblo, CO) <PuebloCO@request.justfoia.com>

Fri, Jan 17, 2025 at 2:47 PM

Reply-To: 83989717-2bbf-43ef-8b0c-42a9069a097d.PuebloCO@request.justfoia.com

To: coop.7th@gmail.com

The exceptions prepared regarding redactions to the incident and call for service did not display effectively in the final product and new documents were prepared. Please note the respective exception logs are their own documents. You should be able to download them by clicking on the link previously provided.

On Mon, Jan 06, 2025 at 4:16 pm, Harry Cooper wrote:

Dear Ms. Jenna,

I hope this email finds you well. Thank you for providing the updated materials related to my records request, including the list of redactions applied. I appreciate the effort involved in compiling this information.

However, after reviewing the provided records, I must respectfully bring to your attention several issues regarding incomplete materials and the redactions applied. Specifically:

Missing Materials:

Dashcam Footage: I have only received footage from two vehicles, with one being incomplete. The request is still missing:

Dashcam footage from Officers Duran, McAllan, Masciotra, and Sgt. Scott.

Body-Worn Camera Footage: There is no body-worn camera footage provided for Sgt. Sergeant Scott Vahlbusch, and there may be other missing footage from additional officers present at the scene.

Incomplete Dashcam Footage:

The dashcam footage from one of the provided vehicles has a **52-minute gap** between the two video segments, despite departmental policy requiring that the Mobile Audio Video (MAV) systems operate continuously throughout an officer's shift. Could you please provide clarification or documentation explaining why this footage is incomplete, including any reports of malfunctions or manual deactivations? Metadata logs for the MAV system would help address these concerns.

Request for SWAT Analysis:

During the incident, it appears that a SGT. Masciotra conducted a SWAT analysis or assessment that was discussed or initiated. Could you please provide any related documentation, including logs, reports, or communications about this assessment?

Challenge to Redactions:

The police report contains redactions that I believe exceed the allowable scope under the Colorado Open Records Act (CORA) and the Colorado Criminal Justice Records Act (CCJRA).

Redactions must be narrowly tailored, and the justification for each must align with statutory requirements. Based on the materials provided, it is unclear why certain portions have been redacted, particularly where they do not appear to compromise an ongoing investigation or contain sensitive personal information.

Compliance with the Enhanced Law Enforcement Integrity Act (SB20-217):

As you are aware, SB20-217 requires that all body-worn camera and dashcam footage related to a complaint be provided within 21 days. At this point, the department is far beyond that statutory deadline.

The failure to provide these materials raises serious concerns regarding compliance with transparency requirements under this law.

Given these issues, I respectfully request the following:

A complete and immediate production of all missing dashcam and body-worn camera footage from the incident, including footage from Sgt. Scott, Officers Duran, McAllan, and Masciotra.

Metadata logs for all dashcam and body-worn camera devices used by officers involved in the incident, including activation/deactivation timestamps and any error or malfunction reports.

A detailed justification for each redaction applied to the police report, as required by law, and reconsideration of the redactions that do not appear to meet statutory requirements.

Documentation related to any SWAT analysis or assessment conducted during the incident.

I appreciate your attention to this matter and look forward to a prompt resolution. Please let me know if further clarification is needed regarding the materials that remain outstanding.

Thank you for your time and assistance.

Best regards,
Harry Cooper

On Tue, Dec 31, 2024 at 4:37?PM JustFOIA Notification <PuebloCO@request.justfoia.com> wrote:

Dear Requestor,

The request [Request Number: CCJRA-2024-571](#) has been completed. Please click on the request link to download the response documentation.

Additional items include:

- Zip folder of additional dash camera video not previously provided
- Spreadsheet exception log for all redactions applied to dash camera
- Updated copies of incident & call for service with exceptions noted

Apologies for the delay caused by departmental staffing issues. An exception log regarding the body-worn camera redactions continues to be prepared.

Thank you,

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