



CITY OF PHILADELPHIA

POLICE DEPARTMENT
HEADQUARTERS, FRANKLIN SQUARE
PHILADELPHIA, PENNSYLVANIA 19106

RICHARD ROSS
Commissioner

June 8, 2016

Mr. Dustin Slaughter
Philadelphia, PA 19119
phillysunshineproject@gmail.com

RE: Pennsylvania Right-To-Know Act Request

Dear Mr. Slaughter:

Your Pennsylvania Right-To-Know Act request dated 05-02-16 was received by this office on 05-02-16 for:

1. Any and all copies of the current version of the Organized Crime Intelligence Unit's "Standards and Procedures" or, if titled differently, the closest equivalent document. Please see attached copy of the version issued in 1993.

On 05-09-16, correspondence was sent to you acknowledging receipt of your request and also stated that the City asserted its right to (up to) an additional 30 days to:

- a. to ascertain if the requested record does exist,
- b. for legal review to determine whether the record(s) is a record(s) subject to access under the Act,
- c. to determine if the request requires the redaction of a public record(s),
- d. for bona fide staffing limitations (in retrieving and reviewing the record(s) requested), and
- e. the requester refuses to pay applicable fees authorized by this act.

After processing your request, the Philadelphia Police Department responds as follows:

Your request is *granted*. The sole record responsive to your request is the Standards and Procedures for the Philadelphia Police Department's Organized Crime Intelligence Unit dated January 1993, which remains in effect.¹ Attached please find the record responsive to your request.

¹ Please note that the Department is not required to "comment[] upon its actions as part of its response." *Susser v. Riverview Sch. Dist.*, O.O.R. Dkt. AP 2010-1213 (Pa. O.O.R. Jan. 20, 2011); see also *Butterfield v. Dover Area Sch. Dist.*, O.O.R. Dkt. AP 2010-1048 (Pa. O.O.R. Dec. 2, 2010) (finding that "an agency cannot be expected to weigh the import or meaning of its records in order to fulfill a request").

DUSTIN SLAUGHTER

PENNSYLVANIA RIGHT-TO-KNOW ACT REQUEST: 05-02-16

Two

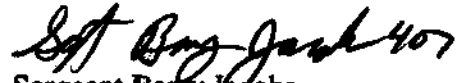
06-08-16

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This response will serve to close this particular request for information with our office to the extent permitted by law. Thank you for contacting the Philadelphia Police Department's Open Records Office.

FOR THE POLICE COMMISSIONER

Respectfully Submitted,



Sergeant Barry Jacobs

Assistant Open Records Officer

Philadelphia Police Department

750 Race Street, Room 203

Philadelphia, PA 19106

Police.RightToKnow@phila.gov

STANDARDS AND PROCEDURES
FOR THE
PHILADELPHIA
POLICE DEPARTMENT'S
ORGANIZED CRIME INTELLIGENCE UNIT



JANUARY 1993

MISSION STATEMENT

The mandate of the Organized Crime Intelligence Unit is to effectively monitor the activities of persons and organizations suspected of engaging in an organized criminal enterprise and of persons and organizations suspected of conducting or planning violent acts against the citizens of Philadelphia.

This mandate will be accomplished through the prudent and diligent gathering of information that is essential to the Department's duty to protect the public and suppress criminal activity.

The guidelines that follow have been established to provide for the legitimate needs of law enforcement while at the same time, maintaining the Constitutional and statutory parameters which guarantee each individual the right to privacy.

III. COLLECTION STANDARDS

A. Criminal intelligence operations will focus on those individuals and organizations who are reasonably suspected of engaging, or planning to engage in, any of the following areas of criminal enterprise:

- Arson
- Bribery
- Counterfeiting
- Extortion
- Forgery
- Gambling
- Hostage/Kidnapping
- Insurance Fraud or Bankruptcy
- Labor Racketeering
- Loansharking
- Narcotics
- Regulatory/Merchandise crimes, including
• but not limited to robbery, rape, burglary, hijacking, etc.
- Prostitution
- Terrorism
- Trafficking in stolen property
- Use of illegitimate funds to establish or maintain a legitimate or quasi-legitimate enterprise
- Use of violence or the threat of violence for economic gain

B. Intelligence collection will be restricted to those situations which require a proactive or reactive response to a criminal threat or potential threat which must be addressed.

C. The Organized Crime Intelligence Unit will not collect, maintain or disseminate information or conduct investigations relative to ethnicity, political or religious beliefs of a person or group, or their personal habits, predilections or associations unless such matters are directly related to criminal conduct.

D. Intelligence collection activities will be conducted in compliance with all Federal, Commonwealth and City statutes/ordinances as well as being performed in an honest, ethical manner.

E. Infiltration of any group or organization, or attendance at any public meeting of any group or organization for the purpose of gathering intelligence information, will be permitted only when prior approval has been granted under the following conditions:

- The Commanding Officer of the Organized Crime Intelligence Unit has submitted an "Intelligence Activity Request" to the Police Commissioner detailing the reasons for the collection activity including the potential/actual criminal threat and requesting approval for a specific collection activity.
- The "Intelligence Review Committee", composed of the Police Commissioner, Deputy Commissioner Operations and the Managing Director, has reviewed and approved in writing, the Commanding Officer's request.
- On approved requests, a report on the intelligence gathered will immediately be submitted to the Police Commissioner with a request for continuation of the covert infiltration or a notice of termination of the activity. This report will be reviewed and further action initiated if necessary, by the "Intelligence Review Committee".
- In exigent circumstances, where formal advanced approval cannot be obtained as detailed above, the request will be verbal to the Police Commissioner or the Deputy Commissioner of Operations as will the approval or disapproval response. In this event, a written formal request will be prepared and submitted no later than the following business day for official processing.