

**From:** Fechter, Earl  
**Sent:** Wednesday, October 2, 2019 5:22 PM  
**To:** [REDACTED]  
**Subject:** Attached Letter of 10-2-19

Mr. Thoms:

Attached is our response to your September 27, 2019 records request.

Sincerely,

Earl F. Fechter  
Assistant Attorney General  
Criminal Division  
Office of the Attorney General  
109 State Street  
Montpelier, VT 05609-1001  
Tel: (802) 828-6906

THOMAS J. DONOVAN, JR.  
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STATE OF VERMONT  
OFFICE OF THE ATTORNEY GENERAL  
109 STATE STREET  
MONTPELIER, VT  
05609-1001

October 2, 2019

Mr. Peter Thoms  
[REDACTED]

Also sent by email to: [REDACTED]

Re: Public Records Request of September 27, 2019

Dear Mr. Thoms:

Thank you for your public records request regarding the August 9, 2019 shooting of Mark Johnson, received by our office on Friday, September 27, 2019, wherein you requested to inspect the following:

- a. police cruiser's web cam recording from the early morning of August 9, 2019, at the scene on Spring Street when Mr. Johnson was shot.

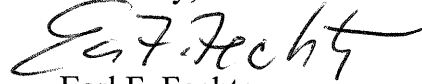
We have determined that the responsive recordings in our possession are presently exempt from disclosure under the following statutory exemptions:

1. 1 V.S.A. § 317(c)(5)(A), which provides that records dealing with the investigation of a crime are exempt from production where production "(i) could reasonably be expected to interfere with enforcement proceedings; (ii) would deprive a person of a right to a fair and impartial adjudication; (iii) could reasonably be expected to constitute an unwarranted invasion of personal privacy.

To the extent that this constitutes a denial of your request, you can submit a written appeal of this decision to:

Joshua R. Diamond, Deputy Attorney General  
Office of the Attorney General  
109 State Street  
Montpelier, VT 05609  
Deputy Attorney General

Sincerely,

A handwritten signature in black ink, appearing to read "Earl F. Fechter". The signature is written in a cursive style with a large, sweeping initial "E".

Earl F. Fechter  
Assistant Attorney General