

From: [Lees, Robert](#)
To: lconnors@vpr.org
Subject: Rutland OIS PRR Cost Estimate
Date: Tuesday, December 7, 2021 9:07:55 AM
Attachments: [AGO Rutland OIS PRR Cost Estimate 12-7-2021.pdf](#)

Dear Mr. Elder-Connors:

Attached please find a cost estimate letter in response to your public records request dated November 17, 2021 related to the August 25, 2021 officer-involved shooting in Rutland.

Please let me know if you have any questions.

Thank you,

Robert

Robert D. Lees
Assistant Attorney General
Vermont Attorney General's Office | Criminal Division
109 State Street
Montpelier, Vermont 05609
(802) 828-5512

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**STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER, VT
05609-1001**

December 7, 2021

VIA EMAIL

Liam Elder-Connors
365 Troy Avenue
Colchester, VT 05446
802-503-8071
lconnors@vpr.org

Re: November 17, 2021, Public Records Request: Rutland Officer-Involved Shooting

Dear Mr. Elder-Connors:

I am writing in connection with your public records act request dated November 17, 2021, requesting information about the officer-involved shooting that took place on August 25, 2021, involving Rutland City Police Department Corporal Christopher Rose.

A general overview of the records the AGO has in its possession are as follows:

- 911 recording
- Radio traffic / dispatch recording
- Audio recorded interviews of witnesses
- Exhibits from interviews
- Crime Scene Search Team materials
- Sworn statement forms
- Interview exhibits
- VSP investigative reports
- Assisting law enforcement officer reports from Rutland City PD and Rutland Town PD
- Body-worn and cruiser camera video from VSP and other departments
- McDonald's surveillance video
- Civilian cell phone video
- Search consent forms
- Vermont Forensic Lab reports
- Office of the Chief Medical Examiner report

Please note that portions of the above records, as well as other responsive records in our possession, are presently exempt from disclosure under the following statutory exceptions:

1 V.S.A. § 317(c)(3) - Records which, if made public pursuant to the PRA, would cause the custodian to violate duly adopted standards of ethics or conduct for any profession regulated by the State. Please see Rules 1.1 (Competence), 1.6 (Confidentiality of Information), and 3.8 (Special Responsibilities of a Prosecutor) of the Vermont Rules of Professional Conduct.

1 V.S.A. § 317(c)(5)(A)(iii) - Records dealing with the detection and investigation of crime that could reasonably be expected to constitute an unwarranted invasion of personal privacy.

1 V.S.A. § 317(c)(5)(D) - Records dealing with the detection and investigation of crime that could reveal information that could be used to facilitate the commission of a crime or the identity of a private individual who is a witness to or victim of a crime.

Turning first to the portion of potentially responsive records that are documentary records, please be advised that because the materials covered by your request contain records that require review and redaction, we will require payment to cover the cost associated with this time, which we have calculated as follows:

1. Attorney review of records: 300 minutes @ .57/minute (\$171.00)
2. Attorney time for redactions of records: 960 minutes @ .57/minute (\$547.20)
3. Staff time for redaction of records: 300 minutes @ .33/minute (\$89.1)

Pursuant to 1 V.S.A. 316(c), the first 30 minutes of staff time are exempt from billing. Therefore, the total amount payable to process your request for *documentary records only* is \$807.03. Should you wish to proceed with this portion of your request, please send a check in that amount to our office at my attention made payable to the State of Vermont. As soon as this payment is received, we will finish processing your request.

In addition to documentary records, records responsive to your request also include electronic photographs, audio recordings, and video. It will take additional time to estimate costs for redaction of these records, or to redact them in advance of inspection as we do not have that capability within the Attorney General's Office.

Please be advised that to the extent this letter constitutes a denial of your request, you may appeal to the Deputy Attorney General. Any appeal should be in writing and addressed to:

Joshua Diamond
Deputy Attorney General
109 State Street
Montpelier, VT 05609-1001

Sincerely,

/s/ Robert D. Lees
Assistant Attorney General
Criminal Division

From: [Lees, Robert](#)
To: lconnors@vpr.org
Subject: Rutland OIS - redacted video
Date: Tuesday, December 7, 2021 3:37:00 PM

Hi Liam,

Per your request, I will be sending a OneDrive download link to you shortly. Please let me know if you have any issues accessing the video files.

Thanks,

Robert

Robert D. Lees
Assistant Attorney General
Vermont Attorney General's Office | Criminal Division
109 State Street
Montpelier, Vermont 05609
(802) 828-5512

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From: [Lees, Robert](#)
To: iconnors@vpr.org
Subject: Lees, Robert shared the folder "Rutland OIS - redacted video" with you.
Date: Tuesday, December 7, 2021 3:38:17 PM
Attachments: [AttachedImage](#)
[AttachedImage](#)
[AttachedImage](#)
[AttachedImage](#)
[AttachedImage](#)



Lees, Robert shared a folder with you

OneDrive download link referenced in prior email.

 Rutland OIS - redacted video

 This link only works for the direct recipients of this message.

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