



STATE OF DELAWARE
DEPARTMENT OF SAFETY AND HOMELAND SECURITY
DIVISION OF STATE POLICE
P.O. Box 430
DOVER, DELAWARE 19903

March 23, 2015

Mike Katz-Lacabe
46 Estabrook Street
San Leandro, CA 94577

RE: Freedom of Information Act Request

Dear Mr. Katz-Lacabe:

By email dated February 13, 2015, you made a request under the Delaware Freedom of Information Act (FOIA) for "the nondisclosure agreement between the Delaware State Police and the FBI concerning cellular telephone surveillance and monitoring equipment from Harris Corporation or Boeing; Harris Corporation of Boeing Company terms and conditions; any notifications about public records act requests sent by the Delaware State Police to the FBI since January 1, 2012 and responses from the FBI; and any notifications about public records act requests regarding Stingray and other Harris equipment or Boeing Company since January 1, 2012 and responses from Harris Corporation or Boeing Company since January 1, 2012."

Upon advice of the Delaware Department of Justice Deputy Attorney General assigned to the Delaware State Police, "Law Enforcement Sensitive: the information in the nondisclosure agreement is the property of the Federal Bureau of Investigation (FBI) and may be distributed within the Federal Government (and its contractors), U.S. intelligence, law enforcement, public safety of protection officials and individuals with a need to know. Distribution beyond these entities without FBI Operational Technology Division authorization is prohibited." As to remaining items requested, per the nondisclosure agreement the Delaware State Police may not discuss these matters outside of law enforcement. A better option may be to direct your requests to the FBI, Harris Corporation or Boeing.

Sincerely,

Colonel Nathaniel McQueen, Jr.
Superintendent