

From: [Michael Bekesha](#)
To: [Bill Marshall](#)
Cc: [Tom Fitton](#); [Chris Farrell](#)
Subject: Fwd: Second Interim Response to FOIA Request No. 2021-FOIA-04292
Date: Tuesday, November 9, 2021 6:27:32 AM
Attachments: [Vaughn Index-Judicial Watch-Final.pdf](#)

From: Quon, Teresa J.A. (MPD) <Teresa.Quon@dc.gov>
Sent: Tuesday, November 9, 2021 2:45:22 AM
To: Michael Bekesha <MBekesha@JUDICIALWATCH.ORG>
Subject: Second Interim Response to FOIA Request No. 2021-FOIA-04292

Dear Mr. Bekesha:

This is a second interim response to the Freedom of Information Act (FOIA) request of Judicial Watch, Inc., being FOIA Request No. 2021-FOIA-04292, in which it seeks:

All records, including but not limited to investigative reports, photographs, witness statements, dispatch logs, schematics, ballistics, video footage, and MPD officials' electronic communications, concerning the January 6, 2021 death of Ashli Babbitt in the Capitol Building and its related investigation

As previously indicated in our first interim response on October 19, 2021, Judicial Watch's request has been granted in part and denied in part. BOX invitations will be sent to you for the following:

1. Case photographs taken by employees of the Department of Forensic Science (DFS) and crime scene photographs taken by the United States Capitol Police (USCP).
 - a. Some of these photographs have been redacted to protect the privacy of individuals under D.C. Code §§ 2-534(a)(2) and (a)(3)(C), and/or for the physical safety of law enforcement officers under D.C. Code § 2-534(a)(3)(F).
 - b. Photographs of the Chamber and Floor of the United States House of Representatives have been withheld under D.C. Code §§ 2-534(a)(4) and (a)(3)(F).
 - c. Photographs of Ms. Babbitt's personal effects and graphic photographs, including bloody crime scene and autopsy photographs, have been withheld to protect the privacy of her surviving family members under D.C. Code §§ 2-534(a)(2) and (a)(3)(C).

These and other redactions and/or withholdings are noted in the *Vaughn* Index attached hereto.

2. The recorded statements of witnesses with redactions and the witnesses' voices altered to protect the privacy of the witnesses under D.C. Code §§ 2-534(a)(2) and (a)(3)(C), and/or for the physical safety of law enforcement officers under D.C. Code § 2-534(a)(3)(F). Large portions of the witnesses statements in which they are questioned by FBI Special Agents for purposes of the ongoing investigation into the attack on the Capitol on January 6, 2021, have been redacted under D.C. Code §§ 2-534(a)(3)(A)(i) and (a)(4)

as disclosure would interfere with enforcement proceedings. Please note that the recorded statement of the witness referenced in Attachment 20 to Final Investigative Report is currently being redacted and should be produced shortly.

3. The cell phone video of a witness in which the faces and other identifying information of individuals in the video have been redacted to protect the privacy of these individuals under D.C. Code §§ 2-534(a)(2) and (a)(3)(C), and/or for the physical safety of law enforcement officers under D.C. Code § 2-534(a)(3)(F).

The following have been withheld in their entirety:

1. MPD radio transmissions under D.C. Code §§ 2-534(a)(3)(A)(i), (a)(4), and (a)(3)(F).
2. The USCP radio transmissions and the transcripts thereof under D.C. Code §§ 2-534(a)(3)(A)(i), (a)(4), and (a)(3)(F). It should be noted that while the Final Investigative Report indicated that the CDs containing the radio transmissions and transcripts had been returned to USCP, copies were located after a diligent search.
3. CCTV footage of the interior of the Capitol under D.C. Code §§ 2-534(a)(3)(A)(i), (a)(4), (a)(3)(F), (a)(2), and (a)(3)(C).

Thank you for your attention to this matter.

Sincerely,

Teresa Quon Hyden

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Excellence is transferable.

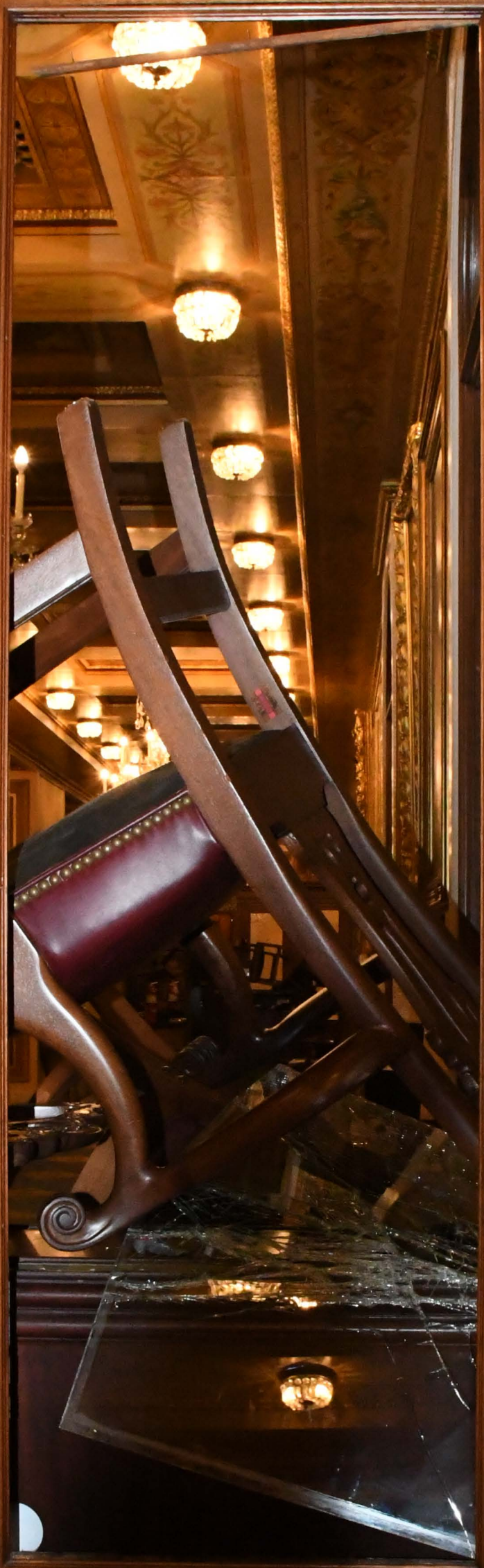
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SPEAKERS LOBBY

















NO
PHOTOGRAPHS





NO
PHOTOGRAPHS









SPEAKERS LOBBY



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Document Name	Page	Author/From	To	CC:	Date	Time	Document/Subject	Withheld/Redacted	Exemption 1	Exemption 2	Exemption 3	Bases of Exemption(s)
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 179	Police Top Stories	Carroll, Jeffery		2021.2.6	11:05 AM	Top 5 news & Articles of the Week		Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 193	[Redacted]	[Redacted]		2021.1.7	1:48 AM	RE: UPDATED PD120	Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 193. 197	[Redacted]	[Redacted]		2021.1.7	12:56 AM	Fwd: UPDATED PD120	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 193. 195. 197, 199	[Redacted]	[Redacted]		2021.1.7	12:54 AM	Fwd: UPDATED PD120	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 193-94, 195-96, 197, 199	[Redacted]	Investigations OCME	[Redacted]; [Redacted]; [Redacted]; [Redacted];	2021.1.6	11:09 PM	UPDATED PD120		Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 195	[Redacted]	Commander, 3DWatch		2021.1.7	1:02 AM	Fwd: UPDATED PD120		Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 200	[Redacted]	Carroll, Jeffery		2021.1.8	12:46 PM	RE: Wa apo Article		Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 200	Carroll, Jeffery			2021.1.8	10:43 AM		Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 210	Carroll, Jeffery	[Redacted]; [Redacted]		2021.1.8	10:44 AM	Wa apo Article		Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.

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E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 219	Knutsen, John	[Redacted]; [Redacted]		2021.2.2	1:43 PM	FW: Wall Street Journal Article	Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 219, 220	Adminbox, PIO	Knutsen, John		2021.2.2	1:41 PM	Wall Street Journal Article	Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 221	[Redacted]	Knutsen, John		2021.2.1	8:19 PM	Fwd: WSJ article on Babbit (sic) shooting	Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 221	[Redacted]; [Redacted]	[Redacted]; [Redacted]		2021.2.1	7:51 PM	Re: WSJ article on Babbit (sic) shooting		Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
E-Mail (Filename: Responsive Emails-Judicial Watch-Redacted.pdf)	MPD 221	[Redacted]; [Redacted]	[Redacted]; [Redacted]; [Redacted]; [Redacted]	[Redacted]; [Redacted]	2021.2.1	7:09 PM	WSJ article on Babbit (sic) shooting	Redacted	Privacy § 2-534 (a)(2)			Individuals have a privacy interest in their persons, including their names and other identifying information. Release of such information could subject the individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the e-mail and the name of the individual converting the e-mails have been redacted. The names of officials at the rank of Inspector and above have not been redacted.
Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 1-30	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the investigatory records and other identifying information have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt. Finally, the names of MPD officials at the rank of Inspector and above have not been redacted.
Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 2	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)		The names of the cameras in the interior of the United States Capitol have been redacted as they identify the locations of cameras within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol.

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Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 5	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Ms. Babbitt's home address is redacted to protect the privacy of individuals who may reside there. Release of such information serves no public purpose under FOIA and has been redacted.
Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 5	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Any prior arrest information regarding Ms. Babbitt has been redacted to avoid embarrassment, anguish, and other intrusion to the privacy rights of her surviving family members. Release of such information serves no public purpose under FOIA and has been redacted.
Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 6	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details within a decedent's autopsy report. Release of such information serves no public purpose under FOIA. Therefore, graphic information regarding Ms. Babbitt's autopsy report have been redacted.
Investigative Report (Filename: Use of Force investigation - Judicial Watch - Redacted.pdf)	MPD 25-26	[Redacted]	Lieutenant, IAD; Captain, IAD; Knutsen, John; Manlapaz, Wilfredo		6/15/2021		Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)		The names of the cameras in interior of the United States Capitol have been redacted as they identify the locations of cameras within the Capitol. Other information regarding the presence or absence of cameras in specific has also been redacted. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel, elected officials, and individuals within the Capitol.
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 1-87						Attachments 1-11 to Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd, IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the investigatory records and other identifying information have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 3						Attachment 1, PD 120, Metropolitan Police Department Death Report	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Ms. Babbitt's home address is redacted to protect the privacy of individuals who may reside there. Release of such information serves no public purpose under FOIA and has been redacted.
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 4						Attachment 1, PD 120, Metropolitan Police Department Death Report	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic descriptions regarding Ms. Babbitt's body have been redacted.
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 22						Attachment 6, PD 854, Metropolitan Police Department Internal Affairs Division Report of Investigation re: Autopsy of Ashli McEntee	Redacted in Full	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death and autopsy. Release of such information serves no public purpose under FOIA. Therefore, graphic descriptions regarding Ms. Babbitt's body and autopsy have been redacted.

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Document Name	Page	Author/From	To	CC:	Date	Time	Document/Subject	Withheld/Redacted	Exemption 1	Exemption 2	Exemption 3	Bases of Exemption(s)
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 24-31						Attachment 7, Office of the Chief Medical Examiner Autopsy Report	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death and autopsy. Release of such information serves no public purpose under FOIA. Therefore, Ms. Babbitt's autopsy report have been redacted. Moreover, under D.C. Code § 5-1412, the Office of the Chief Medical Examiner (OCME) is charged with the responsibility of maintaining full and complete records of death investigations, including autopsy reports. Autopsy reports may be made available to "any other person with a legitimate interest" under the conditions and payment of fees as determined by OCME. See D.C. Code § 5-1412 (c).
Attachments 1-11 to Investigative Report (Filename: Att 1-11-Judicial Watch-Redacted.pdf)	MPD 75-86						Attachment 11, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 12-15 to Investigative Report (Filename: Att 12-15-Judicial Watch-Redacted.pdf)	MPD 1 - 73						Attachments 12-15 to Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd , IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the investigatory records and other identifying information have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Attachments 12-15 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 14-20, 21-23						Attachment 12, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 12-15 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 36-44						Attachment 13, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 12-15 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 57-60						Attachment 14, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 12-15 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 72-75						Attachment 15, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 16-20 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 1-73						Attachments 16-20 to Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd , IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment and undue attention and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the investigatory records and other identifying information have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Attachments 16-20 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 11-22						Attachment 16, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.

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Document Name	Page	Author/From	To	CC:	Date	Time	Document/Subject	Withheld/Redacted	Exemption 1	Exemption 2	Exemption 3	Bases of Exemption(s)
Attachments 16-20 to Investigative Report (Filename: Att 16-20-Judicial Watch-Redacted.pdf).	MPD 35-37						Attachment 17, Transcription of Recorded Statement	Redacted	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The redacted portions of the recorded statement involve questioning by Special Agents of the FBI as part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings.
Attachments 21-25 to Investigative Report (Filename: Att 21-25-Judicial Watch-Redacted.pdf).	MPD 1-45						Attachments 21-25 to Investigative Report Concerning the Use of Force (Glock 22 .40 caliber service pistol) by United States Capitol Police Lieutenant Michael Byrd , IS# [Redacted], IAD# [Redacted], CCN# [Redacted]	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names of the individuals in the investigatory records and other identifying information have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt. Finally, the names of MPD officials at the rank of Inspector and above have not been redacted.
Attachments 21-25 to Investigative Report (Filename: Att 21-25-Judicial Watch-Redacted.pdf).	MPD 32-38						Attachment 23, OURC Radio Transmission - SD1-EVTs		Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)		The radio transmissions of members of the Metropolitan Police Department at the Capitol on January 6, 2021, were recorded by the Office of Unified Communications. The summary of the MPD radio communications from 1400 hours to 1500 hours has been largely redacted, with the exception of the transmission from timestamp 25:20 through 26:42, which captures the time period in which Ms. Babbitt was shot. It should be noted that members of MPD were not in the immediate area of the shooting. The redacted transmissions concern MPD's defense of the Capitol and are part of the ongoing investigations and criminal prosecutions of the individuals involved in the attack. Release of such information would interfere with the ongoing law enforcement proceedings.
Recorded Statement (File Name: Recorded Statement Witness Lieutenant Michael Byrd-Redacted)							See Attachment 8, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the IAD agents and the USCP special agent have been redacted. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 9-USCP-Redacted)	16m 39s						See Attachment 9, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.

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Recorded Statement (File Name: Recorded Statement Witness 10-USCP-Redacted)	29m 36s						See Attachment 10, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 11-USCP-Redacted)	45m 14s						See Attachment 11, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 12-USCP-Redacted)	38m 37s						See Attachment 12, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 13-USCP-Redacted)	30m 8s						See Attachment 13, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals identified in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.

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Recorded Statement (File Name: Recorded Statement Witness 14-USCP-Redacted)	21m 14s						See Attachment 14, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 15-USCP-Redacted)	17m 19s						See Attachment 15, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 16-USCP-Redacted)	31m 41s						See Attachment 16, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Recorded Statement (File Name: Recorded Statement Witness 17-USCP-Redacted)	15m 16s						See Attachment 17, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her surviving family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.

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Recorded Statement (File Name: Recorded Statement Witness 18-USCP-Redacted)	21m 11s						See Attachment 18, Recorded Statement of Witness	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the names and other identifying information of the individuals in the investigatory records have been redacted. In addition, the voices of the witnesses have been distorted to prevent their identification and protect their privacy. The name of Ashli Babbitt has not been redacted because her privacy rights do not survive death, however her family members do retain certain privacy rights. The name and certain identifying information of USCP Lieutenant Michael Byrd has been released because he has identified himself as the officer involved in the shooting of Ms. Babbitt.
Case Photographs (File Name: L1A82977-L1A82999)							Photographs of Ms. Babbitt's clothing, shoes, socks, cell phone	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, photographs of Ms. Babbitt's torn and bloody clothing, shoes, socks, and other personal effects at the time of her death have been withheld.
Case Photographs (File Names: L1A83000-L1A83001 and L1A83003-L1A83007)							Photographs of "Para Force" folding knife	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the initials of the DFS employee processing the knife has been redacted.
Case Photograph (File Name: L169505)							Photograph of Gray Scale 3 Card	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the initials of the DFS employee photographing the crime scene has been redacted.
Case Photographs (File Names: L1695086-L1695091)							Photographs of the chamber and floor of the U.S. House of Representatives	Withheld	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)		Photographs of the chamber and floor of the U.S. House of Representative are strictly prohibited for security purposes. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel, elected officials, and individuals within the Capitol.
Case Photographs (File Names: L1695134-L1695135)							Photographs of Lieutenant Michael Byrd's Service Weapon and ammunition	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		A gun serial number is a unique identifier assigned to a singular firearm. Although Lieutenant Byrd may have waived certain privacy rights with regards to the subject incident, he has not waived his privacy rights for all other matters. To the extent the serial number of Lieutenant Byrd's firearm has been released as to other incidents, he has a privacy right in his gun serial number. The release of his gun serial number serves no public purpose under FOIA. Therefore, the serial number of Lieutenant Byrd's firearm has been redacted.
Case Photographs (File Names: L1695139-L1695149)							Photographs of Lieutenant Michael Byrd's Service Weapon	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		A gun serial number is a unique identifier assigned to a singular firearm. Although Lieutenant Byrd may have waived certain privacy rights with regards to the subject incident, he has not waived his privacy rights for all other matters. To the extent the serial number of Lieutenant Byrd's firearm has been released as to other incidents, he has a privacy right in his gun serial number. The release of his gun serial number serves no public purpose under FOIA. Therefore, the serial number of Lieutenant Byrd's firearm has been redacted.
Case Photograph (File Name: L1695154)							Photograph of Lieutenant Michael Byrd's Service Weapon	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		A gun serial number is a unique identifier assigned to a singular firearm. Although Lieutenant Byrd may have waived certain privacy rights with regards to the subject incident, he has not waived his privacy rights for all other matters. To the extent the serial number of Lieutenant Byrd's firearm has been released as to other incidents, he has a privacy right in his gun serial number. The release of his gun serial number serves no public purpose under FOIA. Therefore, the serial number of Lieutenant Byrd's firearm has been redacted.

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Case Photographs (File Names: L1695156-L1695173)							Photographs of the chamber and floor of the U.S. House of Representatives	Withheld	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)		Photographs of the chamber and floor of the U.S. House of Representative are strictly prohibited for security purposes. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel, elected officials, and individuals within the Capitol.
Case Photographs (File Names: L1695178-L1695184)							Photographs of the chamber and floor of the U.S. House of Representatives	Withheld	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)		Photographs of the chamber and floor of the U.S. House of Representative are strictly prohibited for security purposes. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel, elected officials, and individuals within the Capitol.
Case Photograph (File Name: L1695226)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Case Photograph (File Name: L1695229)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Case Photograph (File Name: L1695233)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Case Photographs (File Names: L1695236-L1695243)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Case Photographs (File Names: L1695247-L1695248)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Case Photographs (File Names: L1695251-L1695255)							Photographs of area where medical aid administered	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the area of where medical aid was provided with visible blood have been withheld.
Case Photographs (File Names: L1695257-L1695270)							Photographs of area where medical aid administered	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the area of where medical aid was provided with visible blood have been withheld.
Case Photographs (File Names: L1695272-L1695281)							Photographs of content of Ms. Babbitt's backpack	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, photographs of the content of Ms. Babbitt's backpack, including her wallet, driver's license, and credit cards, have been withheld.
Case Photographs (File Names: L1695288-L169302)							Photographs of Evidence Recovered	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the initials of the DFS employee photographing the recovered evidence has been redacted.
Case Photographs (File Names: JL1695294-L1695295)							Photographs of area where medical aid administered	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the area of where medical aid was provided with visible blood have been withheld.

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Case Photographs (File Names: JL1695288-L1695302)							Photographs of Evidence Recovered	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the case number and the initials of the DFS employee photographing the evidence has been redacted.
Case Photographs (File Names: JL1695303-L1695305)							Photograph of Trump Flag	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, a graphic photograph of a blood-stained Trump flag has been withheld.
Case Photographs (File Names: JL1695306-L1695344)							Photographs of Ms. Babbitt's clothing and personal effects	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, photographs of Ms. Babbitt's clothing and personal effects, some blood stained, have been withheld.
Case Photographs (File Names: L1781841-L1781869)							Autopsy Photographs	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about a decedent's autopsy and the photographs thereof. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of Ms. Babbitt's autopsy have been redacted.
Crime Scene Photograph (File Name: JMP_001)							Photograph of handwritten note with case number and name of DFS Employee	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the case number and the name of the DFS Employee have been redacted.
Crime Scene Photographs (File Names: JMP_0011-JMP_0014)							Photograph of Lieutenant Michael Byrd's Service Weapon	Redacted	Privacy § 2-534 (a)(2)			A gun serial number is a unique identifier assigned to a singular firearm. Although Lieutenant Byrd may have waived certain privacy rights with regards to the subject incident, he has not waived his privacy rights for all other matters. To the extent the serial number of Lieutenant Byrd's firearm has been released as to other incidents, he has a privacy right in his gun serial number. The release of his gun serial number serves no public purpose under FOIA. Therefore, the serial number of Lieutenant Byrd's firearm has been redacted.
Crime Scene Photograph (File Name: JMP_0015)							Photograph of ID for Lieutenant Michael Byrd	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		The ID number for Lieutenant Byrd is a unique identifier and is used by USCP for internal administrative, personnel, investigative, and disciplinary purposes. Although he may have waived certain privacy rights with regards to the subject incident, Lieutenant Byrd has not waived his privacy rights for all other matters. Lieutenant Byrd has a privacy right in his USCP ID number. The release of his ID number serves no public purpose under FOIA. Therefore, Lieutenant Byrd's ID number has been redacted.
Crime Scene Photograph (File Name: JMP_0017)							Photograph of handwritten note with case number and names of DFS Employees	Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Individuals have a privacy interest in their persons, including their names and other identifying information. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their names and other identifying information. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, the case number and the name of the DFS Employee have been redacted.
Crime Scene Photograph (File Name: JMP_0021)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)©		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Crime Scene Photograph (File Name: JMP_0024)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.

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Crime Scene Photographs (File Names: JMP_0029-JMP_0042)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Crime Scene Photographs (File Names: JMP_0044-JMP_0045)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Crime Scene Photographs (File Names: JMP_0048-JMP_0055)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Crime Scene Photographs (File Names: JMP_0058-JMP_0060)							Photograph of scene of shooting	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the scene of the shooting with visible blood have been withheld.
Crime Scene Photographs (File Names: JMP_0064-JMP_0075)							Photographs of area where medical aid administered	Withheld	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)		Surviving family members have substantial privacy interests in sensitive, graphic, personal details about the circumstances surrounding a decedent's death. Release of such information serves no public purpose under FOIA. Therefore, graphic photographs of the area of where medical aid was provided with visible blood have been withheld.
File Name: USCP Radio Zones Transmissions								Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	The radio transmissions of USCP and their transcripts are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the radio transmissions contain sensitive law enforcement information regarding the movement of USCP officers and members of Congress and their staff which if released may hamper or prevent their movements in any future incursion and jeopardize their physical safety.
File Name: USCP Radio Comm Transcripts								Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	The radio transmissions of USCP and their transcripts are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the radio transmissions contain sensitive law enforcement information regarding the movement of USCP officers and members of Congress and their staff which if released may hamper or prevent their movements in any future incursion and jeopardize their physical safety.
CCTV footage-2:23:00 PM							See Attachment 24, CCTV Summary	Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Privacy § 2-534 (a)(2) and (a)(3)(C)	CCTV footage of the interior of the United States Capitol are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the CCTV footage identifies locations of cameras within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol. Moreover, individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of these images could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA.

Vaughn Index
 FOIA Request No.: 2021-FOIA-04292
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Document Name	Page	Author/From	To	CC:	Date	Time	Document/Subject	Withheld/Redacted	Exemption 1	Exemption 2	Exemption 3	Bases of Exemption(s)
CCTV footage-2:40:40 PM							See Attachment 24, CCTV Summary	Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Privacy § 2-534 (a)(2) and (a)(3)(C)	CCTV footage of the interior of the United States Capitol are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the CCTV footage identifies locations of within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol. Moreover, individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of these images could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA.
CCTV footage-2:48:04 PM							See Attachment 24, CCTV Summary	Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Privacy § 2-534 (a)(2) and (a)(3)(C)	CCTV footage of the interior of the United States Capitol are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the CCTV footage identifies locations of within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol. Moreover, individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of these images could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA.
CCTV footage-2:48:01 PM							See Attachment 24, CCTV Summary	Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Privacy § 2-534 (a)(2) and (a)(3)(C)	CCTV footage of the interior of the United States Capitol are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the CCTV footage identifies locations of cameras within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol. Moreover, individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of these images could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA.
CCTV footage-2:58:00 PM							See Attachment 24, CCTV Summary	Withheld	Interference with Enforcement Proceedings § 2-534 (a)(3)(A)(i)	Law Enforcement Privilege § 2-534 (a)(4)	Privacy § 2-534 (a)(2) and (a)(3)(C)	CCTV footage of the interior of the United States Capitol are part of the ongoing investigations and criminal prosecutions of individuals involved in the attack on the Capitol on January 6, 2021. Release of such information would interfere with the ongoing law enforcement proceedings. Moreover, the CCTV footage identifies locations of cameras within the Capitol. Such information is law enforcement sensitive as the information could be used to avoid detection, perpetrate crimes, and/or endanger the safety and lives of law enforcement personnel within the Capitol. Moreover, individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of these images could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA.
File Name: Cell Phone Video-Redacted								Redacted	Privacy § 2-534 (a)(2)	Privacy § 2-534 (a)(3)(C)	Physical Safety of Law Enforcement Personnel § 2-534 (a)(3)(F)	Individuals have a privacy interest in their persons, including their images. Similarly, individuals named in law enforcement investigatory records, including victims, suspects, witnesses, and law enforcement officers, have a privacy interests in their images. Release of such information could subject these individuals to harassment, undue attention, and threats of physical harm and clearly serves no public purpose under FOIA. Therefore, faces and other identifying information have been redacted from the video.