

C COMMUNICATIONS
ELECTRONICS INC.
Emergency Operations Center

Ken Ascher - Chairman & CEO
Water Safety Division
P.O. Box 1045
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September 3, 1996

Mr. Sean P. Kavanagh - City Attorney Certified Mail Z343229536
City of Livonia [Phone: 313-421-2000 x226]
Department of Law
33000 Civic Center
Livonia, Michigan 48154-3097

Dear Mr. Kavanagh:

Thank you for responding to my Michigan Freedom of Information Act request dated August 22, 1996 regarding the death of a 15-year old boy who drowned at the Clements Circle Pool at 9999 Harrison Road in Livonia, Michigan on August 4, 1996. Enclosed is my check #96031 for \$27.25 for the release of information as you requested.

I am requesting under the Michigan Freedom of Information Act additional information about this incident. I believe the City of Livonia has arbitrarily and capriciously violated the Michigan Freedom of Information Act by wrongfully withholding public information. For example:

1. I received a press release issued by Livonia Police Sergeant Gregory Winn with two items blacked out. As press releases are intended to be widely disseminated to the public, I do not understand why the news media would be issued an uncensored copy of your news release, but when processing my Michigan Freedom of Information Act request, the City of Livonia refuses to disclose all information in your previously issued press release. I request an uncensored copy of this press release or a full and complete explanation of these two deletions and the name and title of the official responsible for the decision to withhold the information.
2. I received a press release issued from the office of the Livonia Mayor that has a one item blacked out on the copy mailed to me. I request an uncensored copy of this press release or a full and complete explanation of this deletion and the name and title of the official responsible for the decision to withhold the information.
3. I previously requested "one copy of the audio recording from any cardiac automated external defibrillator if used in the emergency response to the Clements Circle Pool on August 4, 1996." The City of Livonia responded in your letter dated August 30, 1996 "the requested information is not in our possession." However the Wayne County Basic Life Support Run Report of the Livonia Fire Department dated August 4, 1996 on run number 96-4068 states that Livonia Fire Department unit Bravo 4 with engine 4 assisting responded to this emergency call at 1:49 P.M. Eastern Daylight Time and used an automated external defibrillator. I request the manufacturers name and model number of the automated external defibrillator used in this incident and as previously requested, a copy of the audio recording from this incident recorded on this automated external defibrillator.

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Fatal Drowning Investigation
Location: City of Livonia
Clement Circle Public Pool
Livonia, Michigan 48150

Investigator: Ken Ascher

Information received through
Independent Investigation by
Communications Electronics Inc.

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