



**CITY OF WAUWATOSA  
POLICE DEPARTMENT**  
1700 North 116<sup>th</sup> Street  
Wauwatosa, Wisconsin 53226-0426  
(414) 471-8430 FAX (414) 471-8447

July 14, 2016

Dear Mr. Seltz,

This letter serves to respond to your open records request by e-mail dated July 11, 2016. In your e-mail, you requested records pertaining to the shooting incident of Jay Anderson, specifically:

- 1.) A record indicating the name and rank of the officer who shot Jay Anderson.
- 2.) Complaints, both internal and citizen based, against and/or concerning the officer who shot Jay Anderson.
- 3.) CAD call report from this incident.
- 4.) All dispatch audio from 3 minutes prior to the shooting through 3 minutes post shooting.

The request was denied by e-mail and you requested a formal, written response documenting the denial.

MPD has requested that these records not be disclosed pending their investigation.

As of the date of this letter, the Milwaukee Police Department are conducting an investigation of the incident as required under state law. As such, any record related to the incident cannot be disclosed during an active law enforcement investigation. Wis. Stat. sec. 19.35 (1)(am)(1) exempts from disclosure of records for inspection any record containing personally identifiable information that is collected or maintained in connection with a complaint, investigation, or other circumstances that may lead to an enforcement action or any such record that is collected and maintained in connection with such an action or proceeding.

Secondly, Wis. Stat. sec. 19.35(1)(am)(2), exempts from disclosure any record containing personally identifiable information that, if disclosed, would do any of the following: a.) endanger an individual's life or safety. Releasing the identity of the officer would implicate this provision at this time.

Thank you for your attention to the above.

Jack E. Morrison  
Sergeant of Police  
Wauwatosa Police Department