

EXHIBIT

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From: Greg Whisenant <greg@crimereports.com>
Sent: Thursday, March 26, 2009 5:11 PM
To: Ryan Lufkin <RLufkin@publicengines.com>; Erin McKay <erin@crimereports.com>
Subject: RE: Spotcrime

Here's my draft. I can either send it to her or you can, either way works for me.

Greg

Leslee, we've only talked with a handful of agencies about this issue, but all of them have made the same key points. They are basically:

- CrimeReports.com is simply a vendor to the police department to make crime information available to the public. The agency is under no legal obligation to make the data public as a continuous feed but chooses to do so.
- CrimeReports.com provides free, unfettered access to the agency's crime data. The agency views this as fulfilling requirements under open records laws.
- As a vendor to the public, CrimeReports.com is under specific contractual obligations, including (among others) 1) to keep the agency's records up to date; 2) to provide free access to all data; and 3) to not allow advertising.
- If SpotCrime would like to become the vendor to the agency, we would gladly review your proposal.

I hope this helps. I will also reach out to the SLC Police Department and San Jose Police Departments to see if I can get copies of their responses.

Greg

OK, they won't leave well enough alone. They have now e-mailed the mayor saying that he is getting no cooperation out of his Police Department and that they are the premier public crime mapping service in the country etc..... Anyway the Chief wanted me to contact ya'll and see what other departments cited as far as the FOIA and how they kept from providing them with Data. We are doing our own legal research as well but he wanted me to see what your legal department was drafting and what you guys have experienced.

Thanks
Leslee

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