



June 29, 2016

All Requesters of Records Related to the Administrative Review and  
In-Car Video of Officer Briski's Officer Involved Shooting

To Whom It May Concern:

Pursuant to Wisconsin Public Records Laws the Administrative Review of Officer Involved Shooting, Eau Claire Police Department Incident 2016-1558, involving Officer Anthony Briski is being released with the following exceptions:

- Personally identifiable information related to witnesses that were interviewed as part of this proceeding has been redacted from this review as a matter of personal privacy. Individuals may be reluctant to report what they know to the police if they have to fear that this personal and sensitive information is subject to release upon a public records request.
- All records or references related to patient medical and/or mental health information has been redacted per Wisconsin State Statutes 146.50 and 51.30 as it is considered personal and confidential and cannot be released without the informed consent of the patient or a person authorized by the patient.

Pursuant to Wisconsin Public Records Laws the in-car video recording from Officer Anthony Briski's squad car related to Eau Claire Police Department Incident 2016-1558 is also being released with the following exceptions:

- The in-car video feed itself remains visible for the entirety of the recording. The audio sound recorded past the point of "current time" 21:32:30 on the video has been redacted, as at that point, the incident itself had ended and the care being given to Mr. Sol Armer was transferred from our department and taken over by Eau Claire EMS and Fire Department personnel. As a result, any further information provided by Mr. Armer after that time is considered a personal and confidential patient health care record and is restricted from release without the informed consent of the patient or a person authorized by the patient per Wisconsin State Statute 146.50.
- Furthermore, the redacted audio portion contains personal telephone conversations between Officer Briski and family members that are considered a matter of privacy and are personal and confidential.

In arriving at the above determinations, I have reviewed the requested information and have carefully balanced the public interests in non-disclosure of these records against the strong presumption that public records should be open to inspection. Access to these records has been denied only because it is clear that statutes mandate redaction or withholding of such records and/or public policies promoted by non-disclosure strongly outweigh the public's interests in full disclosure.

The denial of the aforementioned information is subject to review by mandamus under sec. 19.35(4)(b) of the Wisconsin State Statutes or upon application to the Attorney General or a District Attorney.

FOR THE CHIEF OF POLICE

KRISTIN SOUTHARD  
Director of Administration