



May 3, 2021

Via Email: berguson@nysenate.gov
Senator Sue Serino

RE: FOIL Request #3215

Dear Senator Sue Serino:

This letter responds to your correspondence dated February 15, 2021, which pursuant to FOIL, requested:

a copy of records, transcripts and/or recordings pertaining to the February 10, 2021 meeting held between members of the Governor's Administration, including Secretary to the Governor, Melissa DeRosa, officials of the Department of Health, including Dr. Howard Zucker and members of the legislature, including Senator Rachel May, Senator Gustavo Rivera, Senator James Skoufis, Assemblyman Richard Gottfried, Assemblyman John McDonald and Assemblyman Ron Kim.

Specifically, I request the full transcript of the meeting in a portable document format (PDF) and any recordings of the meeting.

Please be advised that a copy of the transcript requested is available at the following link:

<https://www.governor.ny.gov/news/rush-transcript-february-10th-zoom-conference-call-between-members-governor-cuomos>

Please be further advised that records responsive to the remainder of your request are exempt from production pursuant to New York Public Officers Law §87(2)(e)(i), as any potentially responsive records “are compiled for law enforcement purposes and which, if disclosed, would . . . interfere with law enforcement investigations.”

Pursuant to Public Officers Law § 89(4)(a), you have thirty (30) days to take a written appeal of this determination. You may appeal by writing: FOIL Appeals Officer, Executive Chamber, State Capitol, Albany, New York, 12224.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jaelyn", with a large, stylized loop at the end.

Jaelyn Clemmer
FOIL Counsel
Records Access Officer