



P.O. BOX 56157  
NEW ORLEANS, LA 70156  
P: (504) 522-0744

MARJORIE R. ESMAN  
EXECUTIVE DIRECTOR

June 16, 2010

Sheriff Marlin Gusman  
Orleans Parish Sheriff  
3000 Perdido Street  
New Orleans, LA 70119

Dear Sheriff Gusman:

**Re: Public Records Request #1**

This letter constitutes a request pursuant to Louisiana public records act, La. Rev. Stat. §44:1 et seq., and Louisiana Constitution Art. 12 §3. I am seeking information on two things: a) the amount of money the Orleans Parish Sheriff's Office has received in the past year for holding state, federal and city prisoners; and b) to find out what crime(s) the people held in your jail are currently charged with or convicted of committing. I request:

1. Documents<sup>1</sup> that reflect the total funds the Orleans Parish Sheriff's Office<sup>2</sup> collected from the City of New Orleans in fiscal year 2009 for housing prisoners:
  - a. charged with municipal offenses,
  - b. charged with state offenses,
  - c. sentenced for municipal offenses;
2. Documents that reflect the total funds the Orleans Parish Sheriff's Office collected from the State of Louisiana in fiscal year 2009 for housing prisoners convicted of state offenses;
3. Documents that reflect the total funds the Orleans Parish Sheriff's Office collected from the United States Government in fiscal year 2009 for housing prisoners held pending or convicted of federal offenses, or those held pending immigration proceedings;
4. Documents that contain information that reflect the basis for detaining each prisoner held in your custody on June 10, 2010 that includes charge and/or sentence information. For example a "Master" or "Alpha" list that contains the names of each prisoner, their charges, and sentences (if any).

Please produce these documents as they become available, but only after contacting us to inform us of the cost.

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<sup>1</sup> As always, "documents" refers to information in any format, including but not limited to video, audio, digital, written, etc.

<sup>2</sup> "Orleans Parish Sheriff's Office" is used broadly to include the Orleans Parish Criminal Sheriff, the Orleans Parish Criminal Sheriff's Office, the Orleans Parish Law Enforcement District, etc.

(2)

If you choose to deny this request in whole or in part, please provide a written explanation for that denial, including reference to the specific statutory exemptions upon which you rely.

Additionally, we request that any and all documents that are available, or that can be made available, be produced in electronic form on the enclosed CD-R. This request includes any documents that are in paper form but that can be scanned to electronic form, as well as digital copies of any recordings. If any documents cannot be produced in electronic form, prior to making copies please advise me of the cost. Also, please provide all segregable portions of otherwise exempt material. Additionally, I am willing to make an appointment to come to your office to inspect or collect the responsive records at that time.

As required by state law, please respond to this request within three business days. If you have any questions or concerns, please feel free to contact me. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink, appearing to read 'Marjorie Esman', with a long horizontal flourish extending to the right.

Marjorie Esman  
Executive Director



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EXECUTIVE DIRECTOR

June 16, 2010

Sheriff Marlin Gusman  
Orleans Parish Sheriff  
3000 Perdido Street  
New Orleans, LA 70119

Dear Sheriff Gusman:

**Re: Public Records Request #2**

This letter constitutes a request pursuant to Louisiana public records act, La. Rev. Stat. §44:1 et seq., and Louisiana Constitution Art. 12 §3. I am seeking information on three things: a) how the Sheriff's Department determined the amount of beds necessary for the new jail construction; b) the annual amount of money the Orleans Parish Sheriff's Office anticipates to receive for holding state, federal and city prisoners; c) to find out the annual cost incurred by the Sheriff's Department for holding state, federal, and city prisoners. I request:

*Evidence for need to expand jail*

1. Documents used by the Sheriff, his agents, or employees to determine the need for a facility capacity of 5,832 beds, as proposed by the Sheriff to the City Planning Commission.

*Expected revenue to collected for housing prisoners*

2. Documents<sup>1</sup> that reflect the total anticipated funds the Orleans Parish Sheriff's Office<sup>2</sup> expects to collect from the City of New Orleans in fiscal year 2010, 2011, 2012 and 2013 for housing prisoners charged with state and municipal offenses and sentenced for municipal offenses;
3. Documents that reflect the total anticipated funds the Orleans Parish Sheriff's Office expects to collect from the State of Louisiana in fiscal year 2010, 2011, 2012 and 2013 for housing prisoners convicted of state offenses;
4. Documents that reflect the total anticipated funds the Orleans Parish Sheriff's Office expects to collect from the United States Government in fiscal year 2010, 2011, 2012, and 2013 for housing prisoners held pending or convicted of federal offenses, or those held pending immigration proceedings;

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<sup>1</sup> As always, "documents" refers to information in any format, including but not limited to video, audio, digital, written, etc.

<sup>2</sup> "Orleans Parish Sheriff's Office" is used broadly to include the Orleans Parish Criminal Sheriff, the Orleans Parish Criminal Sheriff's Office, the Orleans Parish Law Enforcement District, etc.

*Cost incurred for housing prisoners*

5. Documents that show the total per diem costs incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who have been convicted of or charged with state crimes;
6. Documents that show the total per diem costs incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who are charged with or sentenced for municipal offenses;
7. Documents that show the total per diem costs incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who are federal and immigration detainees;
8. Documents that show the total annual cost for fiscal year 2009 incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who have been charged with or convicted of state crimes;
9. Documents that show the total annual cost for fiscal year 2009 incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who are charged with or sentenced for municipal offenses;
10. Documents that show the total annual cost for fiscal year 2009 incurred by the Sheriff for incarcerating prisoners at Orleans Parish Prison who are federal and immigration detainees;

Please produce these documents as they become available, but only after contacting us to inform us of the cost.

If you choose to deny this request in whole or in part, please provide a written explanation for that denial, including reference to the specific statutory exemptions upon which you rely.

Additionally, we request that any and all documents that are available, or that can be made available, be produced in electronic form on the enclosed CD-R. This request includes any documents that are in paper form but that can be scanned to electronic form, as well as digital copies of any recordings. If any documents cannot be produced in electronic form, prior to making copies please advise me of the cost. Also, please provide all segregable portions of otherwise exempt material. Additionally, I am willing to make an appointment to come to your office to inspect or collect the responsive records at that time.

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Executive Director