



Clare Garvie &lt;cag104@georgetown.edu&gt;

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**RE: FOIA-GARVIE Public Records Request -- Facial Recognition Use on Driver License Records**

2 messages

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**Rogers, April (DMV)** <april.rogers@dmv.virginia.gov>  
To: Clare Garvie <cag104@law.georgetown.edu>

Wed, Aug 2, 2017 at 3:39 PM

Hi Ms. Garvie,

The Virginia Department of Motor Vehicles (DMV) received your request for records pursuant to the Virginia Freedom of Information Act (FOIA) on July 26, 2017 in the below email.

We attempted to call you today about your request but were unable to reach you. Please note that, when we formally respond to your FOIA request, the responses for Requests 1-5 will be that no records exist because we do not have facial recognition technology (FRT) in place. However, we conducted an internal pilot on FRT more than 3 years ago. We may have some responsive documents to Requests 6, 7 and 8. Would you like us to continue to process your request on the understanding that any records will be limited to our pilot years ago? Please let me know.

To produce any responsive documents to Requests 6,7 and 8 from the pilot program that ended years ago is not practically possible in the original five-workday time period. Thus, DMV would invoke the statutorily-permitted extension under Va. Code § 2.2-3704(B)(4). If you want us to proceed, you will receive a response to your request on or before August 11, 2017.

Thank you,

April Rogers

**From:** Clare Garvie [mailto:[cag104@law.georgetown.edu](mailto:cag104@law.georgetown.edu)]**Sent:** Wednesday, July 26, 2017 3:20 PM**To:** FOIA (DMV)**Subject:** Public Records Request -- Facial Recognition Use on Driver License Records

Dear Public Records Officer,

Attached please find a public records request for documents relating to the use of facial recognition technology on driver's license and state identification cards, and information sharing agreements relating to the use of the

facial recognition system.

If you have any questions about this request, or if it is misdirected, please contact me at [202-661-6707](tel:202-661-6707) or [cag104@georgetown.edu](mailto:cag104@georgetown.edu).

Regards,  
Clare

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CLARE GARVIE  
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**Virginia\_DMV\_201707.pdf**  
206K

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**Clare Garvie** <[cag104@law.georgetown.edu](mailto:cag104@law.georgetown.edu)>  
To: "Rogers, April (DMV)" <[april.rogers@dmv.virginia.gov](mailto:april.rogers@dmv.virginia.gov)>

Thu, Aug 3, 2017 at 2:35 PM

Hi Ms. Rogers,

Thank you for following up with me about my request, and apologies for missing your call.

This is very helpful information. If possible, I would like the request processed with respect to the pilot program, understanding that there may only be documentation for a few of the requests.

If a phone call to further clarify the request would be helpful, I can be reached on my cell [917-697-3581](tel:917-697-3581).

All the best,  
Clare

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