



Do Muslims Deserve FOIL Judicial Application?

As the struggle continues, on behalf of Imam Abdur-Rashid and Samir Hashmi OTMLAW filed a motion with the highest court, the New York State Court of Appeals, seeking permission to appeal the decision to the Appellate Division, First Department. Click [here](#) to view the application submitted to The New York State Court of Appeals:

[OTMLAW Application to New York State Court of Appeals](#)

On June 2, 2016, the Appellate Division First Department ruled that the NYPD can respond to a New York State Freedom of Information Law (FOIL) request with "Neither Confirm Nor Deny" the existence of records responsive to a FOIL request. Under New York FOIL state and local government agencies are required to acknowledge the existence of requested. "Neither Confirm Nor Deny" the existence of documents is not an option.

"The City is inviting waste and corruption by blocking information that belongs to the public." said Mr. De Blasio. Then, the Public Advocate correctly gave FOIL responses an "F." Now, As the current Mayor of the City of New York we hope he would work towards raising those grades.

"Neither Confirm Nor Deny" is afforded to the federal agencies such as the CIA or NSA which have the ability to classify documents, as authorized by Act of Congress or Executive Order pursuant to national security. The NYPD has none to justify "Neither Confirm Nor Deny" the existence of documents.

Response Time: **F**

28% of answered requests took more than 60 days to process.

Unanswered Requests: **F**

31% of all requests never received a response.

Ease of Filing: **C**

NYPD provides a mailing address for FOIL requests but no clear way to follow-up or appeal after a request.

The City of New York Mayor, De Blasio, Gives NYPD an "F" on Transparency

All New Yorkers will pay a big price if the Appellate Division decision I is not rectified. We will continue to pursue this matter in the interest of justice for all.

Click below to view the media article on this important case.

[Panel Supports City's Denial of Data on NYPD Surveillance](#)

[Appellate Court Gives NYPD Win On Muslim Surveillance](#)

[Judge Rejects Paramus Man's Claim To Police Records](#)

[NYPD Can Keep Pretending It Isn't Spying On Muslims](#)

[De Blasio Gives NYPD an "F" on Transparency](#)



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