



Dewey Citizens for Accountability

deweycitizens.org news@deweycitizens.org

March 2, 2018

Delaware Dept of Justice
Attention Kim Siegel, MPA
Opengovernment@state.de.us

Dear Ms. Seigel

Regarding the FOIA matter of February 22, 2018 and in timely response to the February 27, 2018 reply by the Town Solicitor, Fred Townsend, with the proper insurance policy attached, containing the December 7, 2017 amendments we sought, with affidavits from two administrative staff members, but not the Assistant Town Manager who send the incomplete policy.

In the first request, handled by those administrative staff who provided signed affidavits, we accept that an oversight or mistake to be the case. The reasons behind the omission seem to be valid, and backed by Affidavits. In fact that policy was complete document as of March 2017, it was just prior to the December 7, 2017 amendments. My FOIA was on January 9, 2018.

In our second FOIA request, however we did provide the Mayor a photograph of a policy page to prove the existence of a December 7, 2017 amendment to the Town's insurance policy. The Assistant Town Manager Jim Dedes responded with a policy that actually omitted the December 7, 2017 amendments to the policy. The December locations and vehicles sections C and D were integral to the policy and the core of my specific requests for C and D. During this same time, the Town Council member most involved in this matter, stated to the media: "we cannot disclose the exact location due to security."* Its hard to imagine how pages could disappear out of the middle of a policy unless done so willfully. There was no affidavit by Mr. Dedes explaining why those amendments were wrongfully omitted from that second request, even after a photograph was sent and items C and D specifically requested, so I have no basis to know the truth of the matter or whether its likely to occur again.

Sincerely,

Jeffrey C. Smith
Volunteer Organizer, DCA

CC: Town Solicitor Fred Townsend: ftownsend@schmittrod.com,

Mayor TJ Redefer tj@townofdeweybeach.com

*(Source [Cape Gazette February 9, 2018](#) article "In Dewey, citizens question town council presentation")