

Re: Subject: NOTICE OF STATUTORY VIOLATION - Missouri Sunshine Law Request (Overdue)

From Carla Ghisalberti <cghisalberti@lexingtonmo.gov>

To Midwest Transparency Audit <mwtransparency.audit@proton.me>

Date Friday, July 24th, 2026 at 9:40 AM

The City is not in possession of any documents responsive to your request.

On Thu, Jul 23, 2026 at 7:36 PM Midwest Transparency Audit <mwtransparency.audit@proton.me> wrote:

Dear Ms. Ghisalberti,

I am writing regarding the Missouri Sunshine Law request submitted by Midwest Transparency Audit, LLC, which you acknowledged receiving on Friday, July 17, 2026.

Please be advised that a mere confirmation of receipt does not satisfy the City of Lexington's statutory obligations under Chapter 610, RSMo. As of 5:00 PM yesterday, July 22, 2026, the three-business-day window to act upon this request has officially expired.

Under § 610.023.3, RSMo, a public governmental body must act upon a request by either producing the records, denying access with specific statutory citations, or providing a written statement explaining the delay with a firm date and time for when the records will be available. The City of Lexington has failed to meet any of these criteria and is now in violation of the Missouri Sunshine Law.

We formally demand that the City of Lexington immediately cure this statutory violation by providing one of the following within 24 hours:

1. **The requested records**, provided electronically as specified.
2. **An itemized fee estimate** for the clerical search and duplication of these records, omitting any unlawful fees for redaction or legal review pursuant to the Missouri Supreme Court's ruling in *Gross v. Parson*.
3. **A legally compliant extension notice** that outlines the reasonable cause for the delay and establishes a binding calendar date and time for production.

Under § 610.027.2, RSMo, the burden of proof rests entirely on the public governmental body to sustain its action in delaying access to records. If a legally compliant response is not provided by the close of business tomorrow, Midwest Transparency Audit, LLC will file a formal complaint with the Missouri Attorney General's Transparency Division for a purposeful violation of the Sunshine Law.

We look forward to your prompt and professional compliance.

Sincerely,

Managing Member

Midwest Transparency Audit, LLC

mwtransparency.audit@proton.me

Sent with [Proton Mail](#) secure email.

On Friday, July 17th, 2026 at 11:42 AM, Carla Ghisalberty <cghisalberty@lexingtonmo.gov> wrote:

The City has received your request.

On Fri, Jul 17, 2026 at 10:54AM Midwest Transparency Audit <mwtransparency.audit@proton.me> wrote:

Dear Custodian of Records,

Pursuant to the Missouri Sunshine Law, Chapter 610, RSMo, I hereby request access to and copies of the following public records maintained by, or under the custody of, the City of Lexington and the Lexington Police Department:

- 1. Contracts and Financials:** Any and all current or past contracts, Memorandums of Understanding (MOUs), service agreements, financial invoices, or subscription agreements between the City of Lexington/Lexington Police Department and Flock Group Inc. (dba Flock Safety).
- 2. Data-Sharing Inter-Agency Agreements:** Any documents, electronic agreements, or "Hotlist" sharing records detailing data access, query capabilities, or network integrations with external law enforcement agencies (including neighboring county sheriffs, state agencies, federal agencies or regional task forces) via the Flock Safety Cloud platform.
- 3. Private/Commercial Surveillance Agreements:** Any records of agreement or standard operating frameworks detailing the Department's access to private Flock Safety cameras deployed by local businesses, commercial properties, or homeowners associations (HOAs) within the city limits.
- 4. Internal Usage Policies & Audit Frameworks:** All internal department policies, data-retention schedules, training materials, standard operating procedures (SOPs), and user auditing mandates governing how officers use Flock Safety tools or automated license plate readers.

Per § 610.023.3, RSMo, you are required to act upon this request as soon as possible, but no later than the end of the third business day following the date this request is received. If access to any portion of these records is denied, please provide a written statement citing the specific statutory exemption authorizing the closure of the record.

Pursuant to § 610.026, RSMo, and the Missouri Supreme Court's ruling in *Gross v. Parson*, please note that public agencies are strictly prohibited from charging requesters for internal attorney review, legal

evaluation, or redaction time. I request that these records be provided digitally via email or a secure download link to minimize processing and copying expenses.

If fees are not waived and will exceed \$25.00, please provide a binding, itemized cost estimate before compiling the records.

Thank you for your time and assistance in this matter.

Sincerely,

Managing Member

Midwest Transparency Audit LLC

117 S Lexington Street Ste 100, Harrisonville, MO, 64701

mwtransparency.audit@proton.me

Sent with [Proton Mail](#) secure email.

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Carla Ghisalberty, City Clerk
City of Lexington, Missouri
919 Franklin Avenue
Lexington, Mo. 64067
cghisalberty@lexingtonmo.gov
660-259-4633

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