

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

ACLU OF TENNESSEE, Inc.

Intervening Plaintiff,

v.

THE CITY OF MEMPHIS,

Defendant.

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No. 2:17-cv-02120-jpm-DKV

**NOTICE OF FILING DEFENDANT'S PROPOSED PROCEDURE FOR WRITTEN
PUBLIC COMMENTS**

Pursuant to the Court's Order Following Conference and Modification Scheduling Order (ECF No. 273), the Defendant, the City of Memphis ("the City") hereby submits its Proposed Procedure for Written Public Comments.

The Court ordered a public written comment period as part of the proposed modification procedure, which comment period is to commence Friday, April 3, 2020 and end Monday, May 4, 2020. (ECF No. 273, PageID 8687).

The City proposes that all written comments submitted in response to this written comment period be submitted to the Independent Monitor via email or postal mail. The Monitor's website, www.memphisdpdmonitor.com, currently directs persons wishing to contact the Monitor to email comments to the email address of monitoringteam@memphisdpdmonitor.com or to mail a letter to his business address. Because the Monitor is already receiving comments from the public through this mechanism, it would

appear logical to continue to direct the public to comment on the consent decree's potential modification in the same manner.

The City respectfully requests, however, that the Monitor's website direct any person submitting a comment as part of the public written comment period to provide his/her name and address in the communication so that the Court and the parties will have data as to whether the comments are from citizens of the metropolitan Memphis area. The City further recommends that electronic comments include a security verification "I am not a robot" process. These steps would serve as a safeguard to ensure that the comments are from citizens who interact with the City and the Memphis Police Department and will guard against duplicative submissions and outside manipulation of the process. Any personally identifying information could be redacted by the Monitor before publication.

This proposed procedure utilizing an existing web platform should be cost effective.

Respectfully Submitted,

BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.

s/ Mark Glover

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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2020, the foregoing document filed will be served by the Court's electronic filing system to:

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/s Mark Glover