

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

AMERICAN CIVIL LIBERTIES)
UNION OF ILLINOIS,)
)
Plaintiff,)
)
v.)
)
CHICAGO POLICE DEPARTMENT,)
)
Defendant.)

Case No. 2021 CH 03442
Calendar 10

ORDER

This matter coming to be heard on status and on Plaintiff American Civil Liberties Union of Illinois' ("ACLU") Verified Petition for Rule to Show Cause and Adjudication of Indirect Civil Contempt ("Contempt Petition"), counsel for both parties being present by Zoom, it is hereby ORDERED:

1. The Chicago Police Department ("CPD") shall immediately begin searching for documents responsive to ACLU's FOIA request in accordance with the Revised Search Protocol appended to this order.
2. By February 7, 2023, CPD shall provide to ACLU the names of additional custodians who communicated with the CPD Superintendent, the Chicago Mayor, or other third parties about the creation of the social media monitoring task force, or Unit 195, during the time frame for the first search, as described Section 1.4.b of the parties' Revised Search Protocol appended to this order.
3. CPD shall use its best efforts to substantially complete its production of responsive documents by March 2, 2023.
4. CPD shall produce an affidavit(s) of completeness one week following completion of its search for documents responsive to ACLU's FOIA request.
5. By February 16, 2023, the counsel for the parties shall meet and confer regarding the status of CPD's production of documents.
6. That portion of the Court's Order dated December 16, 2022 fining CPD \$500 per day is stayed through March 7, 2023.
7. This matter is continued for status on March 7, 2023 at 11:00 a.m. via Zoom.

Revised Agreed Search Protocol

Search I

1. Time frame for search: August 1, 2020 through October 1, 2020
2. Sources of records to search pertaining to the following subjects: protests in Summer 2020; demonstrations in Summer 2020; looting in Summer 2020; Chicago Mayor Lori Lightfoot's announcement of a task force or unit beginning Fall 2020; open source intelligence; enhanced or increased monitoring of social media activity and of communications, videos, and photographs posted online; and data analytics:
 - a. Text messages from custodians defined in I.4 sent or received during the I.1 search timeframe
 - b. Voice mails from custodians defined in I.4 sent or received during the search I.1 timeframe
 - c. Paper documents from custodians defined in I.4 generated during the search I.1 timeframe
 - d. Notes, memos from custodians defined in I.4 generated during the search I.1 timeframe
 - e. Electronic documents from custodians defined in I.4 generated during the I.1 search timeframe
 - f. Emails from custodians defined in I.4 sent or received during the I.1 search timeframe using the search terms defined in I.3
3. Search terms for email communications (search terms are not case sensitive):
 - a. Social media AND
 - i. Monitor OR monitors OR monitoring
 - ii. Task force OR force OR unit OR group
 - iii. Capacity
 - iv. "24 hour" OR "around the clock" OR "around-the-clock"
 - v. Enhance OR enhanced
 - vi. Expand OR expanded
 - vii. Increase OR increased
 - viii. Data
 - ix. Analytics OR Analysis
 - x. Protest OR protests OR protesters OR protesting
 - xi. Demonstration OR demonstrations OR demonstrate
 - xii. Loot OR looting OR loots OR looted
 - xiii. Activity OR Activities
 - b. Facebook AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate

- xi. Loot OR looting OR loots OR looted
- xii. Activity OR Activities
- c. (Instagram OR Insta) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. 'Loot OR looting OR loots OR looted
 - xii. Activity OR Activities
- d. (TikTok OR Tiktok OR TickTock OR TickTock) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. Loot OR looting OR loots OR looted
 - xii. Activity OR Activities
- c. (Twitter OR tweet OR retweet) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. Loot OR looting OR loots OR looted
 - xii. Activity OR Activities

4. Custodians

- a. David Brown, Superintendent of Chicago Police Department
- b. Other custodians who communicated with Supt. Brown and/or Mayor Lightfoot or other third parties about the creation of Unit 195 and/or enhanced social media monitoring in the Search I time frame as agreed between the parties on or before February 3, 2023.
- c. Christopher Kennedy, Deputy Chief of Counterterrorism (retired)

- d. Duane DeVries, Commander of Counterterrorism
- e. Chief Jose Tirado, Chief of Counterterrorism

Search II

1. Time frame for search: October 1, 2020 through November 30, 2020
2. Records to search pertaining to the following subjects: protests in Summer 2020; demonstrations in Summer 2020; looting in Summer 2020; Chicago Mayor Lori Lightfoot's announcement of a task force or unit beginning Fall 2020; open source intelligence; enhanced or increased monitoring of social media activity and of communications, videos, and photographs posted online; and data analytics:
 - a. Voice mails from custodians defined in II.4 sent or received during the search II.1 timeframe
 - b. Paper documents from custodians defined in II.4 generated during the search II.1 timeframe
 - c. Notes, memos from custodians defined in II.4 generated during the search II.1 timeframe
 - d. Electronic documents from custodians defined in II.4 generated during the II.1 search timeframe
 - e. Emails from custodians defined in II.4 sent or received during the II.1 search timeframe using the search terms defined in II.3
 - f. Text messages from custodians defined in II.4 sent or received during the II.1 search timeframe
3. Search terms for email communications (search terms are not case sensitive):
 - a. Social media AND
 - i. Monitor OR monitors OR monitoring
 - ii. Task force OR force OR unit OR group
 - iii. Capacity
 - iv. "24 hour" OR "around the clock" OR "around-the-clock"
 - v. Enhance OR enhanced
 - vi. Expand OR expanded
 - vii. Increase OR increased
 - viii. Data
 - ix. Analytics OR Analysis
 - x. Protest OR protests OR protesters OR protesting
 - xi. Demonstration OR demonstrations OR demonstrate
 - xii. Loot OR looting OR loots OR looted
 - xiii. Activity OR Activities
 - b. Facebook AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics
 - ix. Protest OR protests OR protesters OR protesting

- x. Demonstration OR demonstrations OR demonstrate
- xi. Loot OR looting OR loots OR looted
- xii. Activity OR Activities
- c. (Instagram OR Insta) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. 'Loot OR looting OR loots OR looted
 - xii. Activity OR Activities
- d. (TikTok OR Tiktok OR TickTock OR TickTock) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. Loot OR looting OR loots OR looted
 - xii. Activity OR Activities
- e. (Twitter OR tweet OR retweet) AND (Monitor OR monitors OR monitoring) AND
 - i. Task force OR force OR unit OR group
 - ii. Capacity
 - iii. "24 hour" OR "around the clock"
 - iv. Enhance OR enhanced
 - v. Expand OR expanded
 - vi. Increase OR increased
 - vii. Data
 - viii. Analytics OR Analysis
 - ix. Protest OR protests OR protesters OR protesting
 - x. Demonstration OR demonstrations OR demonstrate
 - xi. Loot OR looting OR loots OR looted
 - xii. Activity OR Activities

4. Custodians

- a. Sgt. Jorge Martínez Jr. #2575
- b. Sgt. Theresa Berry #2082
- c. Police Technician Daniel Moynihan #6149
- d. Ofc. Edwina Morgan #9254

- e. Ofc. Edgar Corral #10527
- f. Ofc. Jeremy Nash #12553
- g. Ofc. Shehzad Bhayani #16043
- h. Ofc. Julie Joyce #18381
- i. Det. Monica Richardson #20086
- j. Ofc. Susie Ortiz #31182 (retired)
- k. Ofc. Samuel Brienzo #111330 (retired)
- l. Sgt. Paul Sandoval #1391
- m. Ofc. Demaine Rhodes #7070
- n. Ofc. Matthew Brownridge #7313
- o. Ofc. Adriel Medina #8011
- p. Ofc. Pricilla Gutierrez #9820
- q. Ofc. Chauncey Wilson #19461
- r. Det. Ryan Gainer #20288
- s. Ofc. Eric Laster #118941 (retired)
- t. Ofc. Ashley Mason #12505
- u. Ofc. Pierre Pargo #15096

Search III

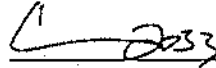
1. Time frame for search: August 1, 2020 through November 30, 2020
2. Sources of records to search pertaining to the following subjects: protests in Summer 2020; demonstrations in Summer 2020; looting in Summer 2020; Chicago Mayor Lori Lightfoot's announcement of a task force or unit beginning Fall 2020; open source intelligence; enhanced or increased monitoring social media activity and of communications, videos, and photographs posted online; and data analytics:
 - a. Contracts, invoices, procurement documents, and requests for proposals in effect during the III.1 timeframe.
 - b. Records within the Bureau of Counterterrorism and CPIC databases in effect during the III.1 timeframe
 - c. Press releases, press briefings, public statements generated during the III.1 search timeframe
 - d. Meeting minutes generated during the III.1 search timeframe
 - e. CPD's database of general/special orders, guidance documents and any other employee directives in effect during the III.1 search timeframe
 - f. Training materials, eLearning materials, curricula, handouts, Power point presentations in effect during the III.1 search timeframe
 - g. Organizational charts in effect during the III.1 search timeframe
 - h. Copies of contracts from January 1, 2020 through December 31, 2021 with the following vendors/technologies, whether or not they also are responsive to the above search subjects or terms:
 - i. Hunchlab
 - ii. Genetec
 - iii. PODS
 - iv. Vigilant Solutions (NVLS)
 - v. APBnet PhotoSearch

vi. Cellebrite Physical Analyzer

DATED: February 2, 2023

Order Prepared By:
Allyson M. Bain (Atty. No. 64953)
ROGER BALDWIN FOUNDATION OF ACLU, INC.
150 N. Michigan Ave., Suite 600
Chicago, IL 60601
Tel: 312-201-9740/Fax: 312-201-9760
abain@aclu-il.org

ENTER:



Judge Carolino Koto Moreland
FEB 02 2023
Circuit Court - 2033