



Michael T. French
Interim Police Manager

LEBANON POLICE DEPARTMENT

36 Poverty Lane, Lebanon, New Hampshire 03766
Police (603)448-1212 Administration (603)448-8800
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Phillip J. Roberts
Deputy Chief
Timothy A. Cohen
Captain

September 14, 2015

Gilles Bissonnette
Legal Director
American Civil Liberties Union of New Hampshire
18 Low Avenue
Concord, NH 03301

RE: NH RSA 91-A Information Request

Dear Attorney Bissonnette,

Enclosed please find copies of documents pertaining to your request for information. There are no documents being withheld, and you will see that we have not redacted any information.

I have waived the required fee for these documents.

Sincerely,

Michael T. French
Interim Police Manager

CITY OF LEBANON, N.H.
POLICE DEPARTMENT

MEMORANDUM

TO: Police Manager Michael French

FROM: Sergeant Richard A. Norris 

DATE: September 11, 2015

RE: TOR relay

On August 07, 2015 I was contacted by Sergeant Thomas Grella, Commander of the NH Internet Crimes Against Children Taskforce. Sergeant Grella informed me of a news article which covered the installation of a TOR relay at the Kilton Library in West Lebanon. I subsequently contacted Lieutenant Matthew Isham and advised him of the situation.

On August 08, 2015 I sent an e-mail to Chuck McAndrew, IT director for the Lebanon Library System, requesting to meet with him to discuss the TOR relay.

On August 12, 2015 Lieutenant Isham and I met with Chuck McAndrew along with the library director Sean Fleming and other city officials. Lieutenant Isham and I expressed our concerns from a law enforcement perspective on the TOR relay and the issues that could arise from it. We spoke about how the anonymity of the service would make it very difficult to track people engaged in criminal activity, such as child pornography, drug transactions and terrorism. At the end of the meeting, Sean Fleming advised that the TOR relay would be taken offline pending the next meeting of the Library Board of Trustees in September 2015.

I have printed and attached the e-mails between myself and Chuck McAndrew.

French, Michael

From: LPD St. Louis, Stephen
Sent: Thursday, September 10, 2015 3:40 PM
To: French, Michael
Subject: FW: Lebanon NH

From: LPD St. Louis, Stephen
Sent: Monday, August 17, 2015 11:12 AM
To: Roberts, Phillip
Subject: FW: Lebanon NH

From: LPD Norris, Rich
Sent: Monday, August 17, 2015 11:12 AM
To: LPD St. Louis, Stephen
Subject: Fwd: Lebanon NH

This was the original and this is what made us first aware of the issue.

Begin forwarded message:

From: Tom Grella <TGrella@cityofportsmouth.com>
Date: August 7, 2015 at 11:34:44 AM EDT
To: Rich Norris <richard.norris@lebcity.com>
Subject: FW: Lebanon NH

Rich,

This could become an issue.

Tom

Det. Sgt. Tom Grella
(603) 610-7429
www.nhicac.org

From: Squire, Gregory D [<mailto:Gregory.D.Squire@ice.dhs.gov>]
Sent: Wednesday, August 05, 2015 2:51 PM
To: Tom Grella <TGrella@cityofportsmouth.com>
Subject: Lebanon NH

<http://arstechnica.com/tech-policy/2015/07/crypto-activists-announce-vision-for-tor-exit-relay-in-every-library/>

Just terrific.....that kid seems to be thinking just an inch past the end of her nose

Gregory D Squire
Special Agent
Department of Homeland Security
Homeland Security Investigations
10 Causeway St, Suite 722
Boston, MA

The City of Portsmouth, New Hampshire Police Department states that this electronic message and any attachments may contain information that is confidential and/or legally privileged in accordance with NH RSA 91-A and other applicable laws or regulations. It is intended only for the use of the person and/or entity identified as recipient(s) in the message. If you are not intended recipient of this message, please notify the sender immediately and delete the material. Do not print, deliver, distribute or copy this message, and do not disclose its contents or take any action in reliance on the information it contains unless authorized to do so. Thank You.

LPD Norris, Rich

From: Chuck McAndrew [chuck.mcandrew@leblibrary.com]
Sent: Tuesday, August 11, 2015 4:44 PM
To: LPD Norris, Rich
Subject: Re: Meeting

Hi Rich,

We are going to be meeting at City hall at 9. I believe that Matt Isham was planning on going for the PD. You may want to coordinate with him. My boss talked to him.

Regards

Chuck

On Tue, Aug 11, 2015 at 4:12 PM, LPD Norris, Rich <richard.norris@lebcity.com> wrote:
I can do 9 now. Did my last email go through?

> On Aug 11, 2015, at 4:09 PM, Chuck McAndrew <chuck.mcandrew@leblibrary.com> wrote:

>
> My boss ask if it is possible to have someone else from the PD come instead.
>
> Chuck

>
>> On 08/11/2015 03:56 PM, LPD Norris, Rich wrote:
>> Is it possible to still do 10? I'm working midnight tonight and tomorrow night.

>>
>>
>>
>>> On Aug 11, 2015, at 3:53 PM, Chuck McAndrew <chuck.mcandrew@leblibrary.com> wrote:

>>>
>>> Hi Rich,
>>> Paula Maville would like to meet with you and Sean Fleming and myself
>>> tomorrow morning at 11 regarding the Tor project. Would you be available?

>>>
>>> Regards
>>> Chuck

>>>
>>>> On 08/11/2015 10:05 AM, LPD Norris, Rich wrote:
>>>> Sounds good. At kilton? Or leb library?

>>>>
>>>>
>>>>
>>>> On Aug 11, 2015, at 10:03 AM, Chuck McAndrew
>>>> <chuck.mcandrew@leblibrary.com <<mailto:chuck.mcandrew@leblibrary.com>>>
>>>> wrote:

>>>>
>>>>> Hi Rich,
>>>>> OK, I am find someone to cover the desk for me. I'll see you tomorrow
>>>>> at ten.

>>>>> Regards

>>>>> Chuck

>>>>>

>>>>> On Aug 11, 2015 10:01 AM, "LPD Norris, Rich"

>>>>> <richard.norris@lebcity.com> <<mailto:richard.norris@lebcity.com>>> wrote:

>>>>>

>>>>> How about 10am tomorrow? I'm working a detail 7a-10a and I can

>>>>> leave right from the detail and meet you at either library.

>>>>>

>>>>>

>>>>>

>>>>>> On Aug 11, 2015, at 9:48 AM, Chuck McAndrew

>>>>>> <chuck.mcandrew@leblibrary.com>

>>>>>> <<mailto:chuck.mcandrew@leblibrary.com>>> wrote:

>>>>>>

>>>>>>> Hi Rich,

>>>>>>> Actually this morning just opened up for me. I am available

>>>>>>> till one

>>>>>>> today.

>>>>>>> Mondays I don't come in until noon,

>>>>>>> Tuesdays Wed and Friday I work from 9 until one on the reference

>>>>>>> desk

>>>>>>> and then have the afternoon off.

>>>>>>> Thurs I work from 10 until one on desk, then from 5 until 6 ondesk.

>>>>>>>

>>>>>>> If this morning doesn't work I could make time between 9 and ten

>>>>>>> either

>>>>>>> tomorrow or Friday.

>>>>>>>

>>>>>>> Regards

>>>>>>> Chuck

>>>>>>>

>>>>>>>> On 08/11/2015 09:32 AM, LPD Norris, Rich wrote:

>>>>>>>> Hi Chuck,

>>>>>>>>

>>>>>>>> I'm currently working the midnight shift so morning times work

>>>>>>>> best for me. What does next week look like for you?

>>>>>>>>

>>>>>>>>

>>>>>>>>

>>>>>>>>> On Aug 10, 2015, at 2:13 PM, Chuck McAndrew

>>>>>>>>> <chuck.mcandrew@leblibrary.com>

>>>>>>>>> <<mailto:chuck.mcandrew@leblibrary.com>>> wrote:

>>>>>>>>>

>>>>>>>>>> Hi Rich,

>>>>>>>>>> I am available tomorrow or Friday after two at our Lebanon

>>>>>>>>>> branch or Wed

>>>>>>>>>> after two at our Kilton Branch. Let me know what works best

>>>>>>>>>> for you.

>>>>>>>>>> Regards

>>>>>>>>>> Chuck

>>>>>>>

>>>>>>> On 08/08/2015 12:40 PM, LPD Norris, Rich wrote:

>>>>>>> Hi Chuck,

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>> I was wondering if you would be available this week to meet.

>>>>> I'd like

>>>>>>> to discuss the installation of the TOR relay at the Kilton

>>>>> Library. Let

>>>>>>> me know a day and time that works for you.

>>>>> <http://arstechnica.com/tech-policy/2015/07/crypto-activists-announce-vision-for-tor-exit-relay-in-every-library/>

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>> Thanks,

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>> Rich

>>>>>>>

>>>>>>>

>>>>>>>

>>>>>>> *Richard Norris*

>>>>>>>

>>>>>>> *Sergeant*

>>>>>>>

>>>>>>> *Lebanon Police Department*

>>>>>>>

>>>>>>> *36 Poverty Lane, Lebanon NH 03766*

>>>>>>>

>>>>>>> *[603-448-1212](tel:603-448-1212) <tel:[603-448-1212](tel:603-448-1212)>*

>>>>>

Isham, Matthew S.

From: Sean Fleming [sean.fleming@leblibrary.com]
Sent: Thursday, September 03, 2015 9:13 AM
To: Maville, Paula; Isham, Matthew S.
Subject: Fwd: Tor relay and the Lebanon Public Library

Hi Paula and Matt,

Alison Macrina from the Library Freedom Project will be at our next library board of trustee meeting advocating to reconnect the Tor relay at the Kilton Library. Would city hall or the police dept like to have a seat at the table to discuss this issue? Board Chair Fran Oscadal requested that I invite you to th meeting. My stance has not changed regarding the advisability of having a Tor presence at the library at this time: I do not think it is a good idea. Our meeting will be held at the Lebanon Library on Tuesday, September 15th at 7:00 pm.

Thanks.

Sean Fleming
Director/Lebanon Public Libraries
w 603-442-6163/c 603-359-3604

----- Forwarded message -----

From: Francis Oscadal <foscadal@gmail.com>
Date: Thu, Sep 3, 2015 at 8:30 AM
Subject: Tor relay and the Lebanon Public Library
To: Alison Macrina <alison@libraryfreedomproject.org>
Cc: Sean Fleming <sean.fleming@leblibrary.com>

Alison,

Thank you for your note and your letter to the Board of Trustees. I've asked Sean Fleming, our library director, to include this material in the meeting packet that we'll send to Board members prior to our meeting.

I look forward to meeting you on the 15th.

Cordially,
Fran Oscadal

From: Alison Macrina <alison@libraryfreedomproject.org>
Sent: Wednesday, September 2, 2015 5:57 PM
To: Francis X. Oscadal
Cc: Nima
Subject: Letter of support for Kilton Library's Tor relay

Dear Mr. Oscadal,

My name is Alison Macrina, and I'm the director of the Library Freedom Project. I'm writing to you today to share the attached letter of support for Kilton Library and the Lebanon community from Library Freedom Project, as well as the Tor Project, the ACLU of New Hampshire and the ACLU of Massachusetts. We are hoping that Kilton Library will choose to take a firm stand for intellectual freedom and keep its Tor relay online.

Julia Angwin, a reporter for ProPublica, is interested in writing a piece about the recent issues the library faced from the Department of Homeland Security and the local police regarding the Tor relay. She may reach out to you for comment some time this week.

The ACLU of New Hampshire, one of the signatories on this letter, is standing by to provide you assistance or answer any questions you may have. Their executive director, Devon Chaffee, suggested that you contact her directly at [603-224-5591](tel:603-224-5591) or devon@aclu-nh.org.

Nima Fatemi of Tor Project and I will be present at the next board meeting on September 15th. We look forward to talking to you about Tor and how it supports free expression and privacy worldwide, as well as showing you the immense amount of community support for this project and your library.

Thank you for all that you do for Lebanon Libraries. Please feel free to reach out to me and Nima (copied on this message) if we can help with anything in this matter. Thank you very much for your consideration, and we look forward to seeing you in couple of weeks.

Sincerely,

Alison

--

Alison Macrina
Library Freedom Project
libraryfreedomproject.org

Isham, Matthew S.

From: Sean Fleming [sean.fleming@lelibrary.com]
Sent: Wednesday, August 12, 2015 11:47 AM
To: Isham, Matthew S.
Subject: email from Homeland Security

Hi Matt,

Would you mind forwarding the email that Homeland Security sent you re: the Tor project? Chuck would like to share it with Alison Macrina to help explain our pulling out of Tor.

Thanks.

Sean Fleming
Director/Lebanon Public Libraries
w 603-442-6163/c 603-359-3604

Isham, Matthew S.

From: Sean Fleming [sean.fleming@leblibrary.com]
Sent: Wednesday, August 12, 2015 12:11 PM
To: Isham, Matthew S.
Subject: Re: email from Homeland Security

Thanks Matt.

Sean Fleming
Director/Lebanon Public Libraries
w 603-442-6163/c 603-359-3604

On Wed, Aug 12, 2015 at 11:53 AM, Isham, Matthew S. <Matthew.Isham@lebcity.com> wrote:

I will have to check with Sgt. Norris to see what he has and will get back to you.

From: Sean Fleming [mailto:sean.fleming@leblibrary.com]
Sent: Wednesday, August 12, 2015 11:47 AM
To: Isham, Matthew S.
Subject: email from Homeland Security

Hi Matt,

Would you mind forwarding the email that Homeland Security sent you re: the Tor project? Chuck would like to share it with Alison Macrina to help explain our pulling out of Tor.

Thanks.

Sean Fleming
Director/Lebanon Public Libraries
w [603-442-6163](tel:603-442-6163)/c [603-359-3604](tel:603-359-3604)

Isham, Matthew S.

From: LPD Norris, Rich
Sent: Tuesday, September 08, 2015 10:43 PM
To: Isham, Matthew S.
Subject: Fwd: Journalist inquiry re: Lebanon library & Tor

Begin forwarded message:

From: Julia Angwin <Julia.Angwin@propublica.org>
Date: September 8, 2015 at 10:27:36 PM EDT
To: "Richard.norris@lebcity.com" <Richard.norris@lebcity.com>
Subject: Journalist inquiry re: Lebanon library & Tor

Sergeant Norris -

Thank you for chatting briefly this evening. As I mentioned, I'm a journalist researching an article about the discussions between yourself and the Lebanon Library about their implementation of a Tor relay. I want to make sure that the facts that have been described to me are correct, and so if you don't mind - here is a list of what I understand to be true, as well as a few questions. I would be delighted if you could let me know if anything is incorrect and if you could clarify in the places where I have questions.

- 1) On August 8th, you emailed the Lebanon Library to inquire about the project cited in this article -- <http://arstechnica.com/tech-policy/2015/07/crypto-activists-announce-vision-for-tor-exit-relay-in-every-library/> -- and requested a meeting to discuss their use of Tor.
- 2) The news article was brought to your attention by a colleague at New Hampshire Internet Crimes Against Children Task Force.
- 3) Were you acting on behalf of the task force or on behalf of the Lebanon city police, or both, when you made your inquiry?
- 4) On August 12th, you had a meeting with the library administration and the acting city manager to discuss your concerns with their implementation of a Tor relay.
- 5) Your concerns have been described to me as being related to the use of Tor by criminals, but it's not clear to me how the Lebanon library's Tor node would affect policing in Lebanon. Can you describe your specific concerns to me?
- 6) The library has stated that their support of Tor was motivated by a desire to prevent chilling effects on intellectual freedom. Do you have a response to that concern?
- 7) The library is planning to vote on whether to reinstate the Tor relay on Sept. 15. Has the police department taken an official position on whether the library should continue to host a Tor relay?

Please feel free to forward to the appropriate person who has authority to respond. My deadline is the end of the day tomorrow. I'm best reachable via e-mail or my cell 917-532-5279.

Thanks
Julia

Julia Angwin
Senior Reporter
ProPublica
917-512-0236
julia.angwin@propublica.org

Isham, Matthew S.

From: Julia Angwin [Julia.Angwin@propublica.org]
Sent: Wednesday, September 09, 2015 1:05 PM
To: Isham, Matthew S.
Subject: FW: Journalist inquiry re: Lebanon library & Tor

Lieutenant Isham -

Richard suggested that you were the person to contact for this article I'm researching. I've left you a voicemail and am hoping to hear back from someone at the Lebanon police department by the end of the day.

I'm best reached on my cell 917-532-5279.

Thanks
Julia

Julia Angwin
Senior Reporter
ProPublica
917-512-0236
julia.angwin@propublica.org

From: Julia Angwin
Sent: Tuesday, September 08, 2015 10:27 PM
To: Richard.norris@lebcity.com
Subject: Journalist inquiry re: Lebanon library & Tor

Sergeant Norris -

Thank you for chatting briefly this evening. As I mentioned, I'm a journalist researching an article about the discussions between yourself and the Lebanon Library about their implementation of a Tor relay. I want to make sure that the facts that have been described to me are correct, and so if you don't mind - here is a list of what I understand to be true, as well as a few questions. I would be delighted if you could let me know if anything is incorrect and if you could clarify in the places where I have questions.

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Thanks
Julia

Julia Angwin
Senior Reporter
ProPublica
917-512-0236
julia.angwin@propublica.org