



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

May 23, 2011

Ms. Fran Miller  
FOIA Officer  
Village of Bolingbrook  
275 W. Briarcliff Rd.  
Bolingbrook, IL 60440

RE: FOIA Pre-Authorization Request - 2011 PAC 14127

Dear Ms. Miller:

We have received and reviewed the written notice from the Village of Bolingbrook of its intention to deny the disclosure of certain information pursuant to section 7(1)(f) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(f) (West 2009 Supp.), as amended by Public Act 96-1378, effective July 29, 2010). Section 7(1)(f) of FOIA exempts from inspection and copying "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body."

On May 5, 2011, [REDACTED] submitted a FOIA request for "any and all correspondence from Sgt. Champ Evans regarding my work performance from June 2010 to present."

In its written notice, the Village asserts that documents responsive to [REDACTED] FOIA request are "notes from a Supervisor to himself" to use as a reminder and are opinions. Therefore, the Village argues that these records are exempt from disclosure under section 7(1)(f) of FOIA.

**DETERMINATION**


The Village's use of the exemption in section 7(1)(f) is **approved**. After reviewing the information provided, we have determined that the withheld records are notes and documents in which opinions were expressed. Further, the Village asserts that these documents

Ms. Fran Miller  
May 23, 2011  
Page 2


have not been publicly cited by the head of the public body. Accordingly, the Village has met its initial burden of demonstrating that the withheld information is exempt from disclosure under section 7(1)(f) of FOIA, and may issue a partial denial letter and release the remaining documents, if it has not already done so.

If you have any questions, please contact our office at (877) 299-3642. This correspondence shall serve to close this matter.

Very truly yours,

  
REBECCA RIDDICK  
Assistant Attorney General  
Public Access Bureau

cc:

  
14127 pre-auth al 71f prelim draft mun