



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

February 1, 2010

Ms. Lisa Spencer  
FOIA Officer  
Village of Mackinaw  
P.O. Box 500  
100 E. East Avenue  
Mackinaw, Illinois 61755-0500

RE: FOIA Request for Pre-Approval – No. 5420

Dear Ms. Spencer:

We have received and reviewed the written notice from the Village of Mackinaw of its intent to deny access to and redact various items of information from the requested police reports as exempt from disclosure under subsection 7(1)(c) of the Freedom of Information Act, 5 ILCS 140/9.5(b).

As a result of this review, we have determined that it is **appropriate** to decline to disclose the following items of information under subsection 7(1)(c) because disclosure of that information would likely be highly personal or objectionable to a reasonable person and the subject's right to privacy outweighs any public interest in releasing it: **the dates of birth of all parties besides the requesters, the HIPAA Portability Notice for certain members of [REDACTED] family, and [REDACTED] designation of beneficiary form for [REDACTED] Illinois Municipal Retirement Fund benefits.** Thus, the request to assert the exemption under 7(1)(c) to these items is hereby approved with no further inquiry needed.

As a further result of this review, we have determined that it is **not appropriate** for the Village of Mackinaw to decline to disclose the **Village's EIN number.** The release of an employer identification number is not deemed to be highly personal or objectionable to a reasonable person, and in our opinion would not appear to outweigh a legitimate public interest in this information. Thus, the Village's request to redact its employer identification number is hereby **denied**, and that information, should, accordingly, be released without further inquiry.

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You sought also to redact various additional items of information under subsection 7(1)(c), including social security numbers, driver's license numbers, personal bank account numbers, home or personal telephone numbers, home addresses, and personal license plate numbers. Please be advised that these items of information may be properly redacted under subsection 7(1)(b) of the Act, which does not require pre-authorization from this Office. The types of information which constitute "private information" falling under the coverage of subsection 7(1)(b) are detailed at 5 ILCS 140/2(c-5). I would encourage you to review the same.

If you have any questions, please feel free to contact me at (217)555-0548.

Sincerely,


Cara Smith  
Public Access Counselor

By:

  
Heather V. Kimmons  
Deputy Public Access Counselor

HVK:dh

cc: Patrick McGrath, Village of Mackinaw Legal Counsel  
P.O. Box 139  
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