



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

March 1, 2010

Mr. Michael S. Recupito
Director of Police Administration
Round Lake Police Department
741 West Town Line Road
Round Lake, Illinois 60073

RE: Pre-Authorization Request – 2010 PAC 5903

Dear Mr. Recupito:

We have received and reviewed the written notice from the Round Lake Police Department (Department) of its intent to deny disclosure of certain information as exempt from disclosure under subsection 7(1)(c) of the Freedom of Information Act, 5 ILCS 140/1 *et seq.*, as amended (FOIA). The Department received a FOIA request on February 8, 2010, from [REDACTED] for records related to an incident that took place on February 6, 2010, at 810 N. Edinburgh, #202. The Department has asserted that "the police officer's incident report and associated arrest documents contain" specific personal information involving the incident that took place at the aforementioned address, and that disclosure of this information would constitute an unwarranted invasion of personal privacy under subsection 7(1)(c) to the parties involved.

The Department's use of this exemption with regard to this information is approved. As such, the Department should issue a partial denial letter directly to [REDACTED] and release any applicable records to her with the appropriate information redacted. The Department has also asserted that it intends to withhold certain information based on the exemptions in subsections 7(1)(b) and 7(1)(d)(iv) of FOIA. Use of these exemptions does not require preapproval from our office, and we express no opinion on whether the use of these exemptions is appropriate.

Should you have questions or concerns, please feel free to contact me directly at (312) 793-0865. This correspondence shall serve to close this matter.

Sincerely,

cc:

[REDACTED]

Cara Smith, Public Access Counselor

By: [REDACTED]
Sara Gádola Gallagher
Deputy Public Access Counselor