



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

February 25, 2010

Ms. Beth Janicki Clark
Village of Downers Grove
801 Burlington Avenue
Downers Grove, IL 60515

RE: Pre-Authorization Request – 2010 PAC 5932

Dear Ms. Clark:

The Office of the Public Access Counselor has received and reviewed written notice from the Village of Downers Grove of its intent to deny in part, the Freedom of Information Act ("FOIA") request of [REDACTED] pursuant to the exemption in subsection 7(1)(c) of FOIA, 5 ILCS 140/1 *et. seq.* as amended. The records you are seeking to withhold are graphic depictions of a train/pedestrian accident and the Village states that the disclosure of such records would be an unwarranted invasion of personal privacy.

As a result of this review, we have determined that it is **appropriate** for the Village of Downers Grove to decline to disclose these photographs pursuant to subsection 7(1)(c). The Village should issue a partial denial letter directly to [REDACTED] with the appropriate information redacted.

If you have any questions or concerns, please feel free to contact me at (312) 814- 5201. This correspondence shall serve to close this matter.

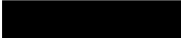
Sincerely,

Cara Smith
Public Access Counselor

By:

Amalia Rioja by EK
Amalia Rioja
Chief Deputy Public Access Counselor

cc:


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