



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

March 5, 2010

Ms. Ann Kavanaugh  
Records Supervisor  
Schaumburg Police Department  
1000 W. Schaumburg Road  
Schaumburg, Illinois 60194-4198

RE: Request for Pre-Approval, 7(1)(c) – No. 2010 PAC 6017

Dear Ms. Kavanaugh:

We have received and reviewed written notice under 5 ILCS 140/9.5(b) from the Village of Schaumburg Police Department of its intent to redact the birthdate of a witness in a police report requested by [REDACTED] by FOIA request dated February 23, 2010, as exempt from disclosure under subsection 7(1)(c) of the Freedom of Information Act. This section of the Act provides for the exemption of personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless consented to in writing by the subject of the information. 5 ILCS 140/7(1)(c).

As a result of this review, we have determined that it is appropriate for the District to decline to disclose the redacted portion of this record under subsection 7(1)(c). An individual's date of birth is information which is highly personal, the release of which may be objectionable to a reasonable person, and the subject's right to privacy with regard to this information outweighs any legitimate public interest in obtaining the information. Further, the redacted information does not bear on the public duties of public employees. Accordingly, the Department's request to assert the "unwarranted invasion of personal privacy" exemption under 5 ILCS 140/7(1)(c) is hereby approved and no further inquiry into this matter is warranted.

This correspondence shall serve to close this file.

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If you have any questions, please feel free to contact me at (217) 557-0548.

Sincerely,

Cara Smith  
Public Access Counselor

By: 

Heather V. Kimmons  
Deputy Public Access Counselor

cc: 