



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

March 12, 2010

Ms. Jan Ogden
Bureau of Land FOIA Coordinator
Illinois Environmental Protection Agency
1021 North Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

RE: Request for Pre-Authorization, 7(1)(c) – No. 6116

Dear Ms. Ogden:

We have received and reviewed written notice from the Illinois Environmental Protection Agency of its intent to withhold records containing preliminary drafts, notes, recommendations, memoranda or other documents in which opinions are expressed, or policies or actions are formulated, as exempt from disclosure under subsection 7(1)(f) of the Freedom of Information Act, 5 ILCS 140/9.5(b). This partial denial is in response to a FOIA request submitted by Mr. [REDACTED] on or about February 26, 2010.

Your notice indicated that the EPA had attached the records which it believed to be subject to this exemption. I have reviewed the records you have submitted, and have determined that it is appropriate in this instance for the IEPA to decline to disclose these notes, recommendations pre-decisional and pre-deliberative records under subsection 7(1)(f). It is my understanding that the Illinois Environmental Protection Agency has made all non-exempt responsive records available to [REDACTED] at this time.

No further inquiry into this matter appears to be warranted, and the file shall be closed.

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

Sincerely,

Cara Smith
Public Access Counselor

By: [REDACTED]

Heather V. Kimmons
Deputy Public Access Counselor

Ms. Jan Ogden
March 12, 2010
Page 2

cc:

