



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

March 17, 2010

Teresa Fisher
Wilmington Police Department
120 North Main Street
Wilmington, Illinois 60481

RE: Pre-Authorization Request – No. 6184

Dear Ms. Fisher:

We have received and reviewed the written notice from the Wilmington 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 is seeking to redact dates of birth on an incident report.

The Department's use of the exemption in 7(1)(c) with regard to the date of birth is approved. We have determined that the disclosure of an individual's date of birth would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c) of FOIA, 5 ILCS 140/7. This type of information is highly personal, and the subject's right to privacy outweighs any legitimate public interest in disclosing this information. The Department should issue a partial denial letter directly to [REDACTED] and release the records to [REDACTED] with the appropriate information redacted. If you have any questions, please feel free to contact me at (312) 793-0865. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:

[REDACTED]
Amalia Rioja
Chief Deputy Public Access Counselor

cc: [REDACTED]