



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

June 15, 2011

Ms. Trisha Crowley
City of Champaign Legal Department
102 North Neil Street
Champaign, Illinois 61820

RE: FOIA Pre-Authorization Request – 2011 PAC 14689

Dear Ms. Crowley:

We have received and reviewed the written notice from the Champaign Police Department of its intention to deny disclosure of certain information under section 7(1)(c) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(c) (West 2009 Supp.), as amended by Public Act 96-1378, effective July 29, 2010).

On May 31, 2011, [REDACTED] submitted a FOIA request to the department seeking copies of incident reports related to domestic disturbances involving [REDACTED]. The department seeks pre-authorization to deny disclosure of two incident reports.

Section 7(1)(c) of FOIA exempts from inspection and copying "[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless the disclosure is consented to in writing by the individual subjects of the information." The exemption defines "unwarranted invasion of personal privacy" as "the disclosure of information that is highly personal or objectionable to a reasonable person and in which the subject's right to privacy outweighs any legitimate public interest in obtaining the information."

DETERMINATION

The department's request for approval of its decision to withhold the incident reports pursuant to the exemption in section 7(1)(c) of FOIA is approved. Upon review of the incident reports, we have determined that disclosure of the reports would constitute a clearly unwarranted invasion of personal privacy because the reports pertain to sensitive medical matters involving [REDACTED]. The type of information contained in the incident reports is highly

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personal by its very nature. Moreover, [REDACTED] right to privacy with respect to this information outweighs the public's legitimate interest in disclosure. Accordingly, the department has met its initial burden under section 7(1)(c) and may withhold the incident reports.

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

Very truly yours,

[REDACTED]

SARA GADOLA GALLAGHER
Assistant Attorney General
Public Access Bureau

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cc:

[REDACTED]