



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

June 24, 2011

Mr. Josh Jones
Freedom of Information Officer
Illinois Attorney General's Office
100 West Randolph Street
12th Floor
Chicago, Illinois 60601

RE: FOIA Preauthorization Request – 2011 PAC 14875

Dear Mr. Jones:

We have received and reviewed the written notice from the Illinois Attorney General's Office of its intention to deny disclosure of certain information requested by [REDACTED] pursuant to section 7(1)(f) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(f) (West 2009 Supp.), as amended by Public Act 96-1378, effective July 29, 2010. Specifically, on May 17, 2011, [REDACTED] had requested all records relating to consumer complaints and flooding issues at [REDACTED] in Barrington Hills, including records relating to [REDACTED] in Barrington Hills. The Attorney General's Office states that it has provided some responsive documents to [REDACTED] but it seeks to withhold some notes under section 7(1)(f).

Section 7(1)(f) of FOIA exempts from disclosure, "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body."

DETERMINATION

The Attorney General's Office's use of the exemption in section 7(1)(f) to withhold certain notes is **approved**. The records that the Attorney General's Office seeks preauthorization to withhold are notes in which policies and actions are formulated. These notes are predecisional materials that are covered by the section 7(1)(f) exemption. *See Harwood v. McDonough*, 344 Ill. App. 3d 242, 248 (1st Dist. 2003).

Mr. Josh Jones
June 24, 2011
Page 2

If you have any questions, please contact me at 312-814-2770. This correspondence will serve to close the matter.

Very truly yours,



JOHN SCHMIDT
Senior Assistant Attorney General
Public Access Bureau

1487536 pre-auth al 71f prelim draft sa

cc:

