



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 12, 2011

Mr. Gary F. Binder
Records Supervisor
West Chicago Police Department
325 Spencer Street
West Chicago, IL 60185

RE: FOIA Pre-Authorization Request – 2011 PAC 15259

Dear Mr. Binder:

We have received and reviewed the written notice from the West Chicago Police Department of its intention to deny certain information as exempt from disclosure under section 7(1)(c) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(c) (West 2010). The Department seeks pre-authorization to withhold the names and information of individuals associated with incident report No. 11-006282.

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." 5 ILCS 140/7(1)(c) (West 2010).

DETERMINATION

The Department's use of the exemption in section 7(1)(c) to withhold the names and information of individuals associated with incident report No. 11-006282 is **approved**. We have concluded that the Department has met its initial burden to demonstrate that the disclosure of this information contained in this document would be highly objectionable to a reasonable person. Under these circumstances, the right to privacy outweighs any public interest in the information that the Department intends to withhold.

Mr. Gary F. Binder
July 12, 2011
Page 2

If you have any questions, please contact Tammy Friedewald at (217) 558-1926.
This correspondence shall serve to close this matter.

Very truly yours,

Amanda Lundeen

AMANDA M. LUNDEEN
Assistant Attorney General
Public Access Bureau

AL: tf

15259 preauth al 71c witness pd

cc:

