



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 21, 2011

Ms. Karen Salas
Illinois Student Assistance Commission
100 W Randolph, Suite 3-200
Chicago, Illinois 60601

RE: FOIA Pre-Authorization Request – 2011 PAC 15517

Dear Ms. Salas:

We have received and reviewed the written notice from the Illinois Student Assistance Commission of its intention to deny disclosure of certain information pursuant to section 7(1)(f) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(f) (West 2010)). On June 14, 2011, [REDACTED] submitted a FOIA request for certain information regarding RFP number 22014412. The Commission seeks to withhold one of the responsive documents, a scoring sheet, under section 7(1)(f).

Section 7(1)(f) of FOIA exempts from inspection and copying "[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 Commission's use of the exemption in section 7(1)(f) to withhold the scoring sheet is **approved**. The Commission used this scoring sheet to evaluate bids and to aid in selecting a bidder. Accordingly, this document was used to formulate the Commission's actions. The Commission asserts that the scoring sheet has not been publicly cited or identified by the Executive Director or members of the Commission. Therefore, we have determined that the Commission has sustained its initial burden of demonstrating that the scoring sheet is exempt from disclosure under section 7(1)(f).

The Commission may issue a partial denial letter directly to [REDACTED] and provide the non-exempt documents to him, if it has not already done so. If you have any

Ms. Karen Salas
July 21, 2011
Page 2

questions, please contact me at (312) 814-2086. This correspondence shall serve to close this matter.

Very truly yours,



SARAH KAPLAN
Assistant Attorney General
Public Access Bureau

SK:jh

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cc: *Via Electronic Mail*

