OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 6, 2011

Via Electronic Mail
Ms. Anne Kavanaugh
Freedom of Information Act Officer
Schaumburg Police Department
akavanaugh@ci.schaumburg.il.us

RE: FOIA Pre-Authorization Request - 2011 PAC 13212

Dear Ms. Kavanaugh:

We have received and reviewed the written notice from the Schaumburg Police Department (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).

On March 14, 2011, [redacted] submitted a FOIA request to the Department seeking a copy of an arrest report. In its March 28, 2011, written notice to this office, the Department explained that it was seeking to redact medical information in the report under section 7(1)(c) of FOIA, which 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 to redact medical information pursuant to section 7(1)(c) is **approved**. This office has previously concluded that medical information contained in a report may be redacted, but that the remainder of the report must be disclosed.

See 2010 PAC 7709 (Ill. Att'y Gen. PAC Req. Rev. Ltr. 7709, issued July 23, 2010, at 2) and 2010 PAC 14377 (Ill. Att'y Gen. PAC Req. Rev. Ltr. 14377, issued June 23, 2011, at 2).

Therefore, in accordance with our prior decisions, this office finds that the Department has met its initial burden and has properly withheld the medical information pursuant to section 7(1)(c). This correspondence shall serve to close this matter. If you have any questions, you may contact me at (312) 814-5383.

Very truly yours,

MATTHEW C. ROGINA
Assistant Attorney General
Public Access Bureau

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cc: