



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 5, 2011

Trooper Kerry Sutton
Freedom of Information Officer
Illinois State Police
801 S. Seventh Street
Suite 1000-S
Springfield, IL 19461

RE: FOIA Pre-Authorization Request — 2011 PAC 15123

Dear Trooper Sutton:

We have received and reviewed the written notice from the Illinois State Police 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 2010)). On June 20, 2011, [REDACTED] submitted a FOIA request for copies of the documents described in his letter. The ISP is seeking to redact the names of victims.

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 ISP's use of the exemption in section 7(1)(c) to withhold the names of victims is **approved**. We have concluded that the ISP has met its initial burden of demonstrating that the disclosure of these names would be highly objectionable to a reasonable person. Under these circumstances, the right to privacy outweighs any public interest in the information that the ISP intends to withhold.

Trooper Kerry Sutton
July 5, 2011
Page 2

Accordingly, the ISP may issue a partial denial letter and release the documents with the victims' names redacted, if it has not already done so.

If you have any questions, please contact me at (312) 814-6756. This correspondence shall serve to close this matter.

Very truly yours,

STEVE SILVERMAN b4EK

STEVE SILVERMAN
Assistant Attorney General
Public Access Bureau

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