



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

August 5, 2011

Mr. Michael Recupito  
Director of Police Administration  
Round Lake Police Department  
741 West Townline Road  
Round Lake, Illinois 60073

RE: FOIA Pre-Authorization Request – 2011 PAC 15823

Dear Mr. Recupito:

We have received and reviewed the written notice from the Round Lake Police Department (Department) 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 July 19, 2011, [REDACTED] submitted a FOIA request for all reports from June or July, 2011, involving [REDACTED] and another individual. The Department seeks to withhold photographs depicting injuries to the other individual and to redact that person's emergency contact information.

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."

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### DETERMINATION

The Department's assertion of section 7(1)(c) to withhold photographs depicting the second individual's personal injuries is approved, as is the Department's request to withhold that individual's emergency contact information. We have determined that the Department has met its initial burden of demonstrating that the disclosure of the photographs and information would constitute a clearly unwarranted invasion of personal privacy. This type of information is highly personal by its very nature, and the subject's right to privacy outweighs any legitimate public interest in disclosure of the information.

If you have any questions, please contact me at (312) 814-2770. This correspondence shall serve to close this matter.

Very truly yours,



JOHN SCHMIDT  
Senior Assistant Attorney General  
Public Access Bureau

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cc:

