



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

August 23, 2011

Ms. Kathe Swanson, City Clerk  
City of Dixon  
P.O. Box 386  
Dixon, IL 61021

RE: FOIA Pre-Authorization Request – 2011 PAC 16019

Dear Ms. Swanson:

We have received and reviewed the written notice from the City of Dixon 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 City seeks pre-authorization to withhold Report Nos. IN02-00201 and 9709285.

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 City's use of the exemption in section 7(1)(c) to withhold Report Nos. IN02-00201 and 9709285 is **approved**. The City has confirmed that the Requestor is a third party and is not identified in any portion of the reports. We have reviewed the reports which contain information on domestic disturbances, the mental state of individuals involved and which did not result in any arrests and contain information that is highly personal by its nature. We have concluded that the City has met its initial burden to demonstrate that the disclosure of this information contained in the documents would be highly objectionable to a reasonable person. Under these circumstances, the right to privacy outweighs any public interest in the information that the City intends to withhold. Accordingly, we conclude that the City has sustained its initial burden of demonstrating that the reports are exempt from disclosure under Section 7(1)(c).

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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 M. LUNDEEN  
Assistant Attorney General  
Public Access Bureau

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