



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 29, 2011

Ms. Debra J. Ford
FOIA Officer
Village of Northbrook
1225 Cedar Lane
Northbrook, IL 60062

RE: FOIA Pre-Authorization Request - 2011 PAC 15212

Dear Ms. Ford:

We have received and reviewed the written notice from the Village of Northbrook 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 Northbrook Police Department Incident Report # 10-13602. In its written notice, the Village asserts that the report's narrative contains highly personal information about a particular individual and is exempt in its entirety from disclosure under section 7(1)(c) of FOIA.

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 Village's use of the exemption in section 7(1)(c) to deny the release of Northbrook Police Department Incident Report # 10-13602 is **approved**. We have determined that the Village has met its initial burden of demonstrating that the release of a police report, whose narrative contains highly personal information about an individual suspected of a crime for which he or she was never arrested or charged, would be highly objectionable to a reasonable

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person. Under these circumstances, the individual's right to privacy outweighs any legitimate public interest in obtaining the report.

Accordingly, the Village may deny the release of Northbrook Police Department Incident Report # 10-13602.

If you have any questions, please contact me at (312) 814-5206. This correspondence shall serve to close this matter.

Very truly yours,

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DUSHYANTH REDDIVARI
Assistant Attorney General
Public Access Bureau

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cc:

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