



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

April 14, 2010

Kristine Curran  
Freedom of Information Officer  
Village of Lisle  
925 Burlington Avenue.  
Lisle, Illinois 60532

RE: Pre-Authorization Request – 2010 PAC 6669

Dear Ms. Curran:

We have received and reviewed the written notice from the Village of Lisle (Village) of its intent to deny disclosure of certain information in a police report as exempt from disclosure under subsection 7(1)(c) of the Freedom of Information Act, 5 ILCS 140/1 *et seq.*, as amended (FOIA).

██████████ submitted a FOIA request seeking records concerning an occurrence on April 28, 2008, on Ohio Street in Lisle, Illinois. In its written notice, the Village asserted that "dates of birth and personal statements made by the victim" are exempt from disclosure under subsection 7(1)(c) of FOIA.

Subsection 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." 5 ILCS 140/7(1)(c). The exemption defines "[u]nwarranted 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." *Id.*

**Determination**

The Village's use of the exemption in 7(1)(c) with regard to dates of birth and personal statements made by the victim is approved. We have determined that the disclosure of such 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 disclosing this information under Section 7(1)(c). 5 ICLS

140/7(1)(c). As such, the Village should issue a partial denial letter directly to [REDACTED] and release the document to him with the dates of birth and victim's statement redacted.

Should you have questions or concerns, please feel free to contact me at (312) 814-5206. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith  
Public Access Counselor

By:

*Amalia Rioja*  
*by EK*  
Amalia Rioja  
Chief Deputy Public Access Counselor

cc:

