



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

April 22, 2010

Wendelyn Briggs
City Clerk/Freedom of Information Officer
Town of Normal
100 East Phoenix Avenue
P.O. Box 589
Normal, Illinois 61761-0589

RE: Pre-Authorization Request – 2010 PAC 6832

Dear Ms. Briggs:

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

On April 19, 2010, [REDACTED] requested Traffic Crash Report No. 5724305. In its written notice, the Town seeks to redact information relating to injuries.

Determinations

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 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 “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.*

The Town’s use of the exemption in 7(1)(c) of FOIA with regard to the victim’s medical condition is approved. We have determined that the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy under subsection 7(1)(c) of FOIA. 5 ILCS 140/7(1)(c). An individual’s medical information is highly personal, and the subject’s right to privacy outweighs any legitimate public interest in disclosing this information. 5 ILCS 140/7(1)(c).

Accordingly, if it has not already done so, the Town may issue a partial denial letter directly to [REDACTED] and release the records to [REDACTED] with the appropriate information redacted. If

Wendellyn Briggs

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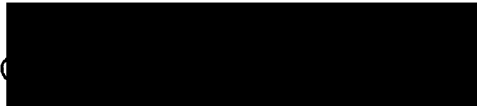
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you have any questions, please feel free to contact me at (312) 814-5206. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:


Amalia Rloja
Chief Deputy Public Access Counselor

cc:

