



**OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS**

Lisa Madigan
ATTORNEY GENERAL

April 26, 2010

Ms. Wendellyn Briggs
Freedom of Information Officer
Town of Normal
100 East Phoenix Ave.
PO Box 589
Normal, IL 61761-0589

RE: FOIA Pre-approval Request – No. 6916

Dear Ms. Briggs:

We have received and reviewed the written notice from the Town of Normal of its intent to deny access to and redact dates of birth and information about medical conditions and treatment from requested police reports as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act, 5 ILCS 140/9.5(b).

Section 7(1)(c) of the Freedom of Information Act permits a public body to withhold “[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.” That provision further defines an “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.”

As a result of our review, we have determined that it is **appropriate** to withhold dates of birth **and** information regarding individuals’ medical conditions and treatment in the reports under **Section 7(1)(c)**. Such information is highly personal in nature and its release would likely be viewed as objectionable to a reasonable person. Additionally, an individual’s interest in maintaining the privacy of that information outweighs any public interest in its disclosure. Thus, the request to assert the exemption under **Section 7(1)(c)** is hereby approved and further inquiry into this matter is not warranted.


Please note that this determination is **only** intended to address the applicability of the **Section 7(1)(c)** exemption to the specific information identified and does not address the applicability of other exemptions to the information or records in question.

This letter will serve to close this matter. If you have any questions, please feel free to contact me at 217-785-7438.

Sincerely,

Cara Smith
Public Access Counselor

By:


Amanda M. Lundeen
Assistant Public Access Counselor

cc:

